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

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

City Council Minutes

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

April 6, 2022
9:00 AM

CEREMONIAL MATTERS

1. Call to Order

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

PRESENT: MAYOR GOODMAN and COUNCILMEMBERS ANTHONY, FIORE, CREAR, KNUDSEN, SEAMAN (excused at 1:58 p.m.) and DIAZ

ALSO PRESENT: CITY MANAGER JORGE CERVANTES, CITY ATTORNEY BRYAN SCOTT, ASSISTANT CITY ATTORNEY JEFF DOROCAK, DEPUTY CITY ATTORNEY JAMES B. LEWIS and CITY CLERK LUANN D. HOLMES

2. Announcement Regarding: Compliance with Open Meeting Law

Minutes:
ANNOUNCEMENT MADE: This meeting has been properly noticed and posted at the following locations in accordance with the noticing standards as outlined in NRS 241.020: City Hall, 495 South Main Street, 1st Floor; The City of Las Vegas website – www.lasvegasnevada.gov; and The Nevada Public Notice website – notice.nv.gov

3. Invocation - Reverend Bonnie Polley, Christ Episcopal Church

Minutes:
REVEREND BONNIE POLLEY, Christ Episcopal Church, gave the invocation.

4. Pledge of Allegiance

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

5. Recognition of the Citizen of the Month

Minutes:
COUNCILWOMAN FIORE recognized Eagle Scout, LIAM GRAHAM HILTON, as April's Citizen of the Month for going above and beyond for the community. He is a junior at the Northwest Career and Technical Academy, where he is an honor student in their engineering and design program. He hopes to attend the University of

Nevada, Reno (UNR), upon graduation and obtain a degree in Mechanical Engineering with an emphasis on Robotics Design, as ultimately he would like to design submersibles for an underwater research agency. The Councilwoman pointed out that because Northwest Tech does not have sports, MR. HILTON runs cross-country track for Shadow Ridge High School, and he really enjoyed making friends at both schools.

Moreover, MR. HILTON enjoys a multitude of outdoor activities, as well as robotics, music and video games. In 8th Grade, while attending Lied STEM (Science, Technology, Engineering and Mathematics) Academy, he went to the world competition. This year, Northwest Tech won the area championship competition, and he hopes they will win state next year.

On March 5, 2022, MR. HILTON became an Eagle Scout, and his project was to re-landscape a large portion of the Lamb of God Lutheran Church. To reach Eagle Scout, he has dedicated many years, fundraised over $2,000 and purchased materials to get the work done. He displayed wonderful leadership skills and improved an important part of the community.

MR. HILTON, his parents and PATRICK BALLINGER, District Director at the Las Vegas Area Council Boy Scouts, came forward. MR. HILTON accepted the plaque and a certificate of recognition, copies of which were submitted for the record. He said it takes confidence, skills and leadership to learn how to be there for people and how to improve the lives of many. His team won at the FIRST Robotics Competition (FRC), and they qualified for Wild Card category in the FRC in Houston, Texas.

MAYOR GOODMAN suggested MR. HILTON contact DR. MARC O'GRIOFA if he wants to get into the field of underwater engineering.

See Item 6 for related discussion.

6. Recognition of the UNLV Women's Basketball Team

Minutes:
MAYOR GOODMAN called forward LINDY LA ROCQUE, Head Coach, and the UNLV (University of Nevada, Las Vegas) Lady Rebels to be recognized, as the team won the Mountain West Women's Basketball Regular Season and the Conference's Tournament Championship, and they advanced to the NCAA (National Collegiate Athletic Association) Tournament for the first time in 20 years.

The Mayor added that it was fabulous to have this win under COACH LA ROCQUE, whose father, AL LA ROCQUE, was a Las Vegas legendary coach at Durango High School and assisted the girls' basketball team at Durango High School, where COACH LA ROCQUE played basketball. MR. LA ROCQUE learned from legendary Hall of Fame coach LUTE OLSON while attending Long Beach Junior College.

COACH LA ROCQUE went on to play for the Stanford Cardinals at Stanford University. She then coached at the University of Oklahoma, and then became assistant coach at Belmont University before returning to Stanford University. While an assistant coach at Belmont and Stanford, the teams made it to the NCAA Tournament each year, and under COACH LA ROCQUE, UNLV has joined that list.

The Mayor said she was very proud to have COACH LA ROCQUE back in Las Vegas and of the Lady Rebels Team, seven of whom averaged 19 minutes of play per game. She added that Las Vegas loves basketball, and she thanked the team members for their hard work in representing UNLV and Las Vegas well. She congratulated them and COACH LA ROCQUE.

COACH LA ROCQUE said it was incredible to be present at the City Council meeting instead of watching it on TV. She appreciated the accolades but extended the credit to the players. She named the team members who were present. She appreciated the support from the community, which they were proud to represent.

MAYOR GOODMAN presented Certificates of Recognition, copies of which were submitted for the record, to COACH LA ROCQUE for the entire team.

ESSENCE BOOKER said that as a senior, she is very sad about leaving UNLV soon. She congratulated LIAM GRAHAM HILTON on his achievements and wished him well in his future endeavors. On behalf of the team, she expressed her sincere gratitude. She will be graduating in May with an Undergraduate Degree in Sociology and hopes to receive her Graduate Degree in Special Education/Autism next year. She answered for the Mayor that the majority of the season was challenging because she had to step into a new role for her. The Mayor said she is looking forward to the next season.

COUNCILMAN CREAR added that with the commitment of ERICK HARPER, UNLV Athletic Director, and COACH LA ROCQUE, the City of Las Vegas would be hosting a basketball camp this year.

COACH LA ROCQUE explained to the Mayor that the "Ball In" is just a slogan of Nike, who provided T-shirts for the men and women.

BUSINESS ITEMS - 9:30 A.M. SESSION

PUBLIC COMMENT

7. 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:
   None.

BUSINESS ITEMS - 9:30 A.M. Session

8. For Possible Action - Any items from the 9:30 a.m. session that the Council, staff and/or the applicant wish to be stricken, tabled, withdrawn or held in abeyance to a future meeting may be brought forward and acted upon at this time.

   Motion made by Stavros Anthony to Strike Item 45 and Hold in Abeyance Items 52a-52c to 4/20/2022

   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;

9. For possible action to approve the Final Minutes by reference of the March 2, 2022 Regular City Council Meeting

   Motion made by Stavros Anthony to Approve

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

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

CONSENT AGENDA

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

CITY ATTORNEY - CONSENT

10. For possible action to approve settlement of Marcelle Pires Silva v. Amber Rose Johnson, City of Las Vegas, Case No. A-21-831183-C in the Eighth Judicial District Court ($92,500 - Tort Liability Fund)

    Motion made by Stavros Anthony 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;

11. For possible action to approve settlement of Vicki Pendergrass v. City of Las Vegas, Case No. A-21-844008-C in the Eighth Judicial District Court ($80,000 - Tort Liability Fund)

    Motion made by Stavros Anthony 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;

FINANCE - PURCHASING AND CONTRACTS - CONSENT

12. For possible action to approve award of Bid No. 19.71670-JH, Sewer Replacement and Rehab - Group N Phase II, located within Cheyenne Avenue, beginning west of Buffalo Drive and going east to Sisk Road, to the lowest responsive and responsible bidder - Department of Public Works - Award recommended to: LAS VEGAS PAVING CORPORATION ($14,228,070 - Sanitation Enterprise Capital Projects Fund) - Wards 1, 4, and 5 (Knudsen, Anthony and Crear) and Clark County

    Motion made by Stavros Anthony 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;

13. For possible action to approve award of Modification No. 1 to Contract No. 190198-HM-B, Building Plans Examination Services - Department of Building and Safety - Award recommended to: WEST COAST CODE CONSULTANTS, INC. (Not-to-Exceed $150,000 Annually - Building and Safety Enterprise Fund) - All Wards

    Motion made by Stavros Anthony 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;

14. For possible action to approve award of Modification No. 1 to Contract No. 190198-HM-C, Building Plans Examination Services - Department of Building and Safety - Award recommended to: SHUMS CODA ASSOCIATES (Not-to-Exceed $150,000 Annually/Total Not-to-Exceed Amount $450,000 - Building and Safety Enterprise Fund) - All Wards

    Motion made by Stavros Anthony 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;

15. For possible action to approve award of Contract No. 21.MWA861.D1-JH, Prime Design Services for Meadows-Charleston Storm Drain, Via Olivero (Montessouri to Buffalo) - Department of Public Works - Award recommended to: ATKINS NORTH AMERICA, INC. ($1,161,555 - Road and Flood Capital Projects Fund) - Wards 1 and 2 (Knudsen and Seaman)

Motion made by Stavros Anthony 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;

16. For possible action to approve award of Contract No. 220120-DG, Privileged Access Management Software - Department of Information Technologies - Award recommended to: CYBERARK SOFTWARE, INC. (Not-to-Exceed $306,788.53 Annually - Computer Service Internal Service Fund) - All Wards

Motion made by Stavros Anthony 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;

17. For possible action to approve award of Bid No. 220177-DG, Street Light Bell Fixtures, to the lowest responsive and responsible bidder - Department of Public Works - Award recommended to: MAIN ELECTRIC SUPPLY COMPANY, LLC (Not-to-Exceed $738,208 - Traffic Improvements Capital Projects Fund) - Ward 2 (Seaman)

Motion made by Stavros Anthony 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;

18. For possible action to approve award of Contract No. 220188-SK, Blanket Services for Construction Manager as Agent and Staff Augmentation Services - Department of Public Works - Award recommended to: 4LEAF CONSULTING, LLC (Not-to-Exceed $500,000 - Various Funds) - All Wards

Motion made by Stavros Anthony 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;

19. For possible action to approve award of Contract No. 220193-SK, Blanket Services for Construction Manager as Agent and Staff Augmentation Services - Department of Public Works - Award recommended to: HORROCKS ENGINEERS, INC. (Not-to-Exceed $500,000 - Various Funds) - All Wards

Motion made by Stavros Anthony 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;

20. For possible action to approve award of Contract No. 220207-JL, Professional Services for ARPA Performance Metrics Monitoring - Office of Strategic Services - Award recommended to: MANAGEMENT PARTNERS, INC. ($146,900 - General Fund) - All Wards

Motion made by Stavros Anthony 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;

MUNICIPAL COURT - CONSENT

21. For possible action to approve an Interlocal Agreement between the City of Las Vegas and Clark County, Nevada for the receipt of funds from the Department of Justice, Bureau of Justice Assistance, Edward Byrne Memorial Justice Assistance Grant (JAG) program for federal fiscal years 2019-2022 in the amount of $132,240 for Specialty Court treatment services - All Wards

Motion made by Stavros Anthony 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 - CONSENT

22. For possible action to approve a utility system lease agreement between Nevada Power Company dba NV Energy and City of Las Vegas for the East Las Vegas Community Based Solar Resources project at Gary Reese Freedom Park (3151 East Washington Road), pursuant to AB 465 (2019) - Ward 3 (Diaz)

Motion made by Stavros Anthony 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;

23. For possible action to approve a Documentary Film Licensing Agreement between the City of Las Vegas and the DISCOVERY Children's Museum to air the documentary film titled, "30 Years of Discovery" on the City's KCLV channel and through other media platforms, including by way of example and not limitation, the City's YouTube channel - All Wards

Motion made by Stavros Anthony 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 - BUSINESS LICENSING - CONSENT

24. For possible action to approve a Temporary Beer/Wine/Cooler On-Sale license for a change of ownership FROM: KU SIAM SQUARE LLC TO: BANGKOK STREET GROUP LLC dba BANGKOK STREET THAI RESTAURANT at 611 Fremont Street, Suite #150 [Noppadol Pisitaro, Managing Member] - Ward 3 (Diaz)

Motion made by Stavros Anthony 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;

25. For possible action to approve a Temporary Restaurant with Alcohol license for LOS CUCOS MEXICAN CAFE XXXI INC dba LOS CUCOS MEXICAN CAFE at 1121 South Fort Apache Road - Ward 2 (Seaman)

Motion made by Stavros Anthony 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;

26. For possible action to approve a Temporary Beer Wine Room license CALABASH RESTAURANTS LLC dba CALABASH AFRICAN KITCHEN at 1750 South Rainbow Boulevard, Suite #8 [Oulay Fisher, Managing Member] - Ward 1 (Knudsen)

Motion made by Stavros Anthony 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;

27. For possible action to approve a Temporary Beer Wine Room License for ASPIRE COFFEE HOUSE LLC dba ASPIRE COFFEE HOUSE AT SKYE CANYON at 10111 West Skye Canyon Park Drive - Ward 6 (Fiore)

Motion made by Stavros Anthony 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;

PUBLIC WORKS - CONSENT

28. For possible action to approve Interlocal Contract 1351 between the Cities of Las Vegas, North Las Vegas, Henderson, Boulder and Mesquite, Clark County, and the Regional Transportation Commission of Southern Nevada (RTC) to allow Freeway Arterial System of Transportation (FAST) to complete an engineering analysis of adaptive traffic signal systems - All Wards

Motion made by Stavros Anthony 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;

29. For possible action to approve Interlocal Contract 1350 between the Cities of Las Vegas, North Las Vegas, Henderson, Boulder and Mesquite, Clark County, and the Regional Transportation Commission of Southern Nevada (RTC) to allow Freeway Arterial System of Transportation (FAST) to evaluate methods for improving their central traffic signal system software - All Wards

Motion made by Stavros Anthony 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;

30. For possible action to approve the speed limit on Lake Mead Boulevard between the Clark County 215 Beltway and Anasazi Drive/Sun City Boulevard from 35 MPH to 45 MPH - Wards 2 and 4 (Seaman and Anthony)

Motion made by Stavros Anthony 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;

31. For possible action to approve the installation of speed cushions on Lorenzi Street between Alta Drive and Charleston Boulevard ($57,500 - Traffic Improvements Capital Project Fund [CPF]) - Ward 1 (Knudsen)

Motion made by Stavros Anthony 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;

32. For possible action to approve the installation of speed cushions on Diamond Head Drive between Lamb Boulevard and Marion Drive ($69,000 - Traffic Improvement Capital Project Fund [CPF]) - Ward 3 (Diaz)

Motion made by Stavros Anthony 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;

33. For possible action to approve staff to acquire various real property rights for the Rancho Drive Complete Street Improvements - Mesquite Avenue to Sahara Avenue Project, multiple APNs ($1,000,000 - Regional Transportation Commission [RTC] Funds) - Ward 1 (Knudsen)

Motion made by Stavros Anthony 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;

RESOLUTIONS - CONSENT

34. R-15-2022 - For possible action to approve a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency (RDA) in connection with the Commercial Visual Improvement Program (CVIP) Agreement between the RDA, Artemus W Ham III Property Trust (Owner) and Shady Fremont LLC DBA Discopussy (Tenant), located at 512 East Fremont Street (APN 139-34-611-007), to be in compliance with and in furtherance of the goals and objectives of the RDA - Ward 3 (Diaz) [NOTE: This item is related to RDA Item 5 (RA-2-2022)]

Motion made by Stavros Anthony 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;

35. R-16-2022 - For possible action to approve a Resolution approving the form of an agreement between the City of Las Vegas (CLV) and the owner of a supplement to a project with a Special Improvement District (SID) (SID No. 810, Summerlin Village 23B) - Ward 2 (Seaman)

Motion made by Stavros Anthony 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;

36. R-17-2022 - For possible action to approve a Resolution approving the amendment to Resolution No. R-49-2010, which created the City of Las Vegas Other Post-Employment Benefits Trust Fund (OPEB)

Motion made by Stavros Anthony 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;

DISCUSSION/ACTION ITEMS

HEARINGS - DISCUSSION

37. Public hearing on local improvement district for Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance - FY 2023) - Ward 1 (Knudsen)

Minutes:
MAYOR GOODMAN declared the Public Hearing open.

JEREMY LEAVITT, Program Manager with the Public Works Department, reported that this Special Improvement District (SID) is for 37 parcels along Alta Drive, between Rancho Drive and Lacy Lane, for the annual maintenance costs of landscape and utility services for the period of July 1, 2022 through June 30, 2023. The total assessment amount is $75,800 is the same as in past years and will be paid by the property owners. No protests were filed.

MAYOR GOODMAN declared the Public Hearing closed.

38. Public hearing on local improvement district for Special Improvement District No. 1516 - Fremont Street Maintenance District FY 2023 (Las Vegas Boulevard to 8th Street) - Ward 3 (Diaz)

Minutes:
MAYOR GOODMAN declared the Public Hearing open.

JEREMY LEAVITT, Program Manager with the Public Works Department, reported that this Special Improvement District (SID) is for 32 parcels along Fremont Street, between Las Vegas Boulevard and 8th Street and between Ogden Avenue and Carson Avenue. This SID covers the cost of landscape maintenance, street cleaning, public utilities, promotional events and marketing for the period of July 1, 2022 through June 30, 2023. The total assessment remains the same, as it has for the past two years, of $100,000 and is fully paid by the property owners. No protests were filed.

MAYOR GOODMAN declared the Public Hearing closed.

ADMINISTRATIVE - DISCUSSION

39. Report by Jorge Cervantes, City Manager, and discussion for possible action regarding a new one-year collective bargaining agreement between the Las Vegas City Employees Association (LVCEA) and the City of Las Vegas ($3,595,000 - General Fund) - All Wards

Minutes:
CITY MANAGER JORGE CERVANTES described the item, and said that pursuant to requirements of NRS (Nevada Revised Statutes) 288.153, it is being brought forward for the City Council's consideration and

approval. The agreement is for Fiscal Year 2022, making it retroactive for the period of July 1, 2021 through June 30, 2022 in the sum of $3,595,000.

VINCENT ZAMORA, Director of Human Resources, provided an abbreviated report using a PowerPoint presentation, a copy of which was submitted for the record. The Las Vegas City Employees Association (LVCEA) represents approximately 1,218 employees, and negotiations started in February of 2021. The Fact Finder recommendation was provided at the City Council meeting in January of 2022, and the LVCEA membership ratified this retroactive agreement on February 29, 2022 for the period of July 1, 2021 through June 30, 2022. He added that the article changes of note include employees under the contract being able to sell back annual leave twice yearly (Article 10), and they will start accruing sick leave on the hiring date (Article 11), instead of six months from the hire date. The Fact Finder recommended a three percent COLA (Cost of Living Adjustment) increase (Article 14), which will be retroactive to July of 2021. The remaining articles pertain to language changes in the contract. The estimated cost of the COLA is approximately $3,387,000 and the cost of sick leave accrual change is about $208,000. MR. ZAMORA recognized the negotiations team members.

Motion made by Stavros Anthony to Approve

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

For-Victoria Seaman, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz; Did Not Vote-Cedric Crear;

FINANCE - DISCUSSION

40. Discussion for possible action regarding the recommended Fiscal Year 2023 Tentative Budget for the City of Las Vegas and the City of Las Vegas Redevelopment Agency - All Wards [NOTE: This item will be heard after the Reports and Presentations items]

Minutes:
CITY MANAGER JORGE CERVANTES explained that staff focused on three things when crafting this budget. First, they focused on the City Council's priorities of public safety, economic development and diversification, and health and wellness. Second, the results of the city-wide survey were accounted for, with specific consideration as to where the community wants to see staffing and fiscal resources allocated. Lastly, MR. CERVANTES recalled his previous remarks about restoring pre-pandemic services in a thoughtful, strategic manner, and he was happy to report that this budget reflects that goal.

CHIEF FINANCIAL OFFICER GARY AMELING thanked staff for their assistance in crafting this budget. He said this is a nine to 10-month-long process, and it is an ongoing effort that requires a lot of participation.

Using a PowerPoint presentation, a copy of which was submitted and attached as backup, MR. AMELING reported that this tentative budget responds to priorities within the categories of public safety, diversifying the economy, healthcare and internal support. Speaking to public safety, he noted that additional Marshal, Correction Officer, Communication Specialist and Skye Canyon Fire Station staffing positions were included in this budget. As it relates to healthcare, monies were allocated for the expansion of the Homeless Courtyard, wellness centers, the Recuperative Care Center, the Eviction Diversion Program and the public/private partnership for the Medical District that will include garage, office and housing components. MR. AMELING added that funds from the American Rescue Plan (ARP) Act have provided the City with opportunities to diversify the economy through various efforts that include: the Arts District garage, a new charter school and staffing for the next mobile pre-K unit. Lastly, he noted that there is money in the budget to allow for new positions, position restorations, hourly staff funding, cybersecurity, and travel and training for City staff.

MR. AMELING then provided a year-end estimate summary for the Fiscal Year 2022 General Fund, which provides the majority of day-to-day services for the City. He estimated that the revenue from Consolidated Tax (C-Tax) will be $51.7 million greater than the budget, and property tax revenue will be $2.4 million greater than the budget. As a result of labor savings due to vacancies and overtime management, along with non-labor savings in services and supplies, it is estimated that expenditures will run $5 million under budget.

Summarizing highlights from the Fiscal Year 2023 General Fund, MR. AMELING predicted that there will be at least a 1.5 percent growth in C-Tax. Based on the various property tax caps and the new construction taking place, there will be an 8.4 percent growth in property tax collections. Staff is recommending restorations in the Council's priority areas, and he noted that some positions were reallocated given the current climate. The City will be filing a tentative budget that has a surplus of $8.5 million, which is largely due to revenue sources being bolstered by the economic stimulus monies. Staff is recommending that a portion of any excess funding be transferred to the Capital Improvement Program (CIP) and spent on one-time needs.

A brief overview of the revenue assumptions for the Fiscal Year 2023 General Fund was then provided, which included a C-Tax increase of 1.5 percent and a property tax increase of 8.4 percent. License and franchise fees are expected to remain flat, and the revenue for fines and charges is expected to see some growth. The contribution from the Redevelopment Agency is expected to be $2.2 million. MR. AMELING then displayed a pie chart to emphasize how dependent the City is on two revenue sources of property tax and C-Tax, which equated to approximately 75 percent of the revenue. At the request of COUNCILMAN ANTHONY, MR. AMELING explained that C-Tax is mostly comprised of retail sales tax, and the City receives a share of the 8.375 percent that is collected by Clark County to help support general fund services. Other components of C-Tax include liquor, cigarettes, real estate property transfer and general services taxes. He added that federal legislation recently made a change that allows tax to be collected on online sales. Due to the major shift between brick and mortar and online sales during the pandemic, the tax collected from these transactions drastically helped cities across the country.

Speaking to C-Tax history, MR. AMELING said there was a peak of $264.3 million in Fiscal Year 2006, but there was a drop from the Great Recession and those impacts lingered for about 10 years. There was another decline due to pandemic recession, but it was a much lower decline than what had been anticipated, and the City made it back to pre-pandemic levels within one year. This was due to the re-opening of the economy after only a few months in addition to the federal stimulus monies that flowed into the economy. At the end of this fiscal year, MR. AMELING said there will be about $380 million in C-Tax revenue. There was a similar decline associated with the Great Recession as it relates property tax history, and MR. AMELING noted that collections dropped from $134.7 million to $88.2 million. He explained that State law prohibits the City from collecting on property taxes over the cap (abated tax), but the Fiscal Year 2023 projections will be the first time the City will get back to pre-Great Recession levels.

SUSAN HELTSLEY, Finance Director, assumed narrating the presentation, and thanked her team, administrative staff and department directors across the City for their hard work and input in crafting this budget. She spoke of the expenditure assumptions for Fiscal Year 2023, and said the various collective bargaining agreements are in the process of being worked out with the exception of the LVPPA (Las Vegas Police Protective Association), which is valid through June 30, 2025. The Las Vegas Metropolitan Police Department (Metro), which is funded by the City and Clark County, requested a 4.29 percent increase to restore 45 civilian positions, pay COLAs (cost of living adjustments) and increased workers' compensation charges. There will be 20 new fire positions for the new Skye Canyon fire station, and additional funding has been allotted for the increased costs to maintain the existing fire equipment. The following were also accounted for in this budget: six Marshals, six Communication Specialists, four Marshals to patrol the Fremont Street Experience, 10 Correction Officers for the detention center and one Animal Control Officer, with another to be included in Fiscal Year 2024. The City is also restoring development service areas and general city-wide support staff activities. COUNCILWOMAN SEAMAN mentioned the ordinances that would be brought forward that would affect Animal Control, and wondered if more officers would be needed this year. MR. CERVANTES said he has communicated with Animal Control, and they are comfortable with the proposed additions.

MS. HELTSLEY reported that 106.9 new positions are being added. Thirty-six of those were frozen positions that are being used for new positions, and 18 were frozen positions that are being restored. The positions are distributed throughout the various departments, and various funding sources are being used to cover the cost. She presented a pie chart that depicted General Fund expenditures by category for Fiscal Year 2021, which totaled $688.2 million. Salary and benefits accounted for approximately 50 percent of expenditures, and the Metro contribution is about 23 percent. She noted that salary and benefits accounted for approximately 80 percent of Metro's budget; therefore, about 70 percent of the City's budget is for employees. The remaining is comprised of debt service, non-labor fees and transfers to other funding sources. Another pie chart was shown that depicted expenditures by function, and MS. HELTSLEY pointed out that 62.4 percent of the budget is dedicated to public safety. Public works, cultural and recreation, judicial and other general government services account for the remaining expenditures.

An overview was given that compared actual numbers for Fiscal Year 2021, the estimate for Fiscal Year 2022 and the tentative numbers for Fiscal Year 2023. There was a $4.6 million shortfall during 2021, but the City was able to transfer $96.4 million to capital projects. The same thing will be done this fiscal year to cover the $26.4 million shortfall. For Fiscal Year 2023, staff is estimating a surplus of $8.5 million, and there is an estimated $30 million transfer to capital projects. Speaking to the General Fund forecast, MS. HELTSLEY said deficits were recorded for Fiscal Years 2021 and 2022, but surpluses are predicted for Fiscal Years 2023 through 2026. Another deficit is predicted in Fiscal Year 2027 because a new fire station is expected to be built in Summerlin, which is a $4 million expense. As it gets closer, staff will have a better idea of the revenue picture, and because a majority of expenses being personnel costs, staff keeps a close eye on how positions and vacancies are managed.

COUNCILMAN CREAR inquired about how the deficits are calculated and where the shortfall(s) may be. MS. HELTSLEY explained that staff is very conservative when forecasting revenue. She added that revenue is expected to grow by three percent, but the COLA is coming in higher than previously forecasted. COUNCILMAN CREAR asked if numbers were being calculated based on the current inflation that is being experienced and if staff expected for things to normalize. MS. HELTSLEY said she expects things to normalize, and she noted that a lot of the expenses are driven by the collective bargaining agreements that are being approved now, and what they think will be approved in the future. Staff also accounted for a six percent increase for Metro, which is a large portion of the City’s budget. COUNCILMAN CREAR inquired if City staff considers that Metro’s staff is growing as well, especially since the “More Cops” Sales Tax Initiative has been passed. MS. HELTSLEY believed that More Cops was being funded by an additional sales tax, but COUNCILMAN CREAR thought there was a cap on sales tax. MR. AMELING said it will be projected, similarly to how the City projects their own personnel costs. Metro’s average cost for existing staff is growing, and with the population growing, Metro would like to maintain their average of two officers per 1,000 people ratio, and those projections are included in that six percent. He reiterated that staff is conservative when calculating revenue projections, which is why a deficit is forecasted. COUNCILMAN CREAR felt that the positions being brought back are needed, but he wondered how they would be sustained financially. MR. CERVANTES indicated that staff will address this through vacancy control, and he noted that some positions are only being used to support programs that are being funded through the various federal stimulus packages. He said the City always outperforms revenue projections, but they do that on purpose because staff would rather be conservative instead of overestimating. Additionally, he recalled that Metro received additional funding for the More Cops initiative from the State legislature, but they have only used half of the funding thus far.

COUNCILWOMAN FIORE asked if any reports on the General Fund would be ready soon for her to review, and MR. AMELING said a budget document is prepared after the final budget is approved, but he offered to provide her with additional reports in the meantime. The Councilwoman also suggested that the title Housing Specialist be used rather than Eviction Specialist. Additionally, she acknowledged that public safety has been the top priority since she became a Councilmember, and she requested to see a four-year history of Metro’s budget. She wanted to ensure that Metro is made whole and that they have everything they need because she is adamant about defending all law enforcement. Speaking to corrections officers specifically, COUNCILWOMAN FIORE said they should not be sharing body vests, regardless if they are being cleaned. Lastly, she requested to receive information on how the City is budgeting for infrastructure maintenance.

COUNCILWOMAN SEAMAN requested a list of the temporary positions that are being funded by the federal stimulus monies.

MIKE JANSSEN, Executive Director of Infrastructure, explained the Capital Improvement Plan (CIP) receives its funding from various sources that include: the one percent transportation room tax, five cent Ad Valorem, annual Medicaid reimbursement, Southern Nevada Public Land Management Act (SNPLMA), American Recovery Plan Act, General Fund/fund balance transfer-in, the residential construction tax and the reallocation of funds from closed-out projects. MR. JANSSEN provided additional details for some of the funding sources, and gave examples of some projects that have been completed by way of this funding.

Speaking to some of the major CIP projects for Fiscal Year 2023, MR. JANSSEN said the City Hall garage and L-Garage vehicle bridge connector will be used to manage parking demands and three floors may be added to the L-Garage. The Regional Pickleball Complex and the Regional Aquatic Complex are both being funded through SNPLMA funding. Park and facility asset refurbishments will include bathroom rehabs, roofs, flooring, water and irrigation systems. Medicaid reimbursement funds will be used to fund the Fire Department apparatus replacements, and a portion of ARP funds are being planned for the East Las Vegas CSN (College of Southern Nevada) Training and Development Center. Lastly, $4 million will be allocated to replace the synthetic turf at various sporting fields. The total proposed CIP budget is $227.2 million, but he noted that this does not include projects that receive funding through the RTC (Regional Transportation Commission), RFCD (Regional Flood Control District), and NDOT (Nevada Department of Transportation). Most of the funding will be used for City facilities, and the remaining allocations will be used for municipal parking, parks and recreation, public safety, road and flood, and technology. There are a total of 57 new projects planned for Fiscal Year 2023.

MR. AMELING spoke of the Redevelopment Agency (RDA) budget, and said staff has seen assessed valuation growth, and they expect to see more growth during Fiscal Year 2023 to 14.3 percent. This will allow the City to make progress in the following areas: the Las Vegas Medical District, Symphony Park, Arts District Parking Garage, Hundred Plan in Action, Visual Improvement Program, Cashman redevelopment, maintenance in the RDA area, City Hall Park development and the International Innovation Centers. Referencing a table that compared actual numbers for Fiscal Year 2021, the estimate for Fiscal Year 2022 and the tentative numbers for Fiscal Year 2023, MR. AMELING said the unrestricted fund balance will be used to support a few capital projects, and staff expects to see expenditures rise due to contributions to the CIP.

A brief overview was provided of a table that compared actual numbers for Fiscal Year 2021, the estimate for Fiscal Year 2022 and the tentative numbers for Fiscal Year 2023 for all funds with the exception of the Redevelopment Agency. MR. AMELING said some of the budget growth is due to transferring monies between funds because staff is required to ask the Council for appropriation authority. The Fiscal Year 2023 budget includes 14 temporary employees which will be funded through the ARP, and 3,698.18 employees will be funded through the General Fund.

MR. AMELING said revenue growth was better than anticipated at the onset of the pandemic due to the federal monies that stimulated the local economy and the strategic phased approach to restore services. Staff will continue to practice vacancy management and monitor revenue and expenditure trends. He believed the proposed budget responds to the Council's priorities of public safety, healthcare and diversifying the economy.

Staff is also recommending updates to the Budget Policy, which has not been updated since 2019. Clarifying language has been added to the Budgets, Positions and Personnel, Capital and Revenues sections. The Fund Balance and Reserves section will also include changes that can be adopted via resolution at the May 18th Budget Hearing. Currently, the General Fund states the ending fund balance should equal at least 20 percent of operating expenditures, but staff is recommending that the unrestricted ending fund balance should equal at least 25 percent of budgeting operating expenditures for the current fiscal year. The Fiscal Stabilization Fund is currently not addressed in the Budget Policy, but staff is proposing that the fund balance does not exceed 10 percent of General Fund expenditures for the prior fiscal year to provide for the stabilization of operations during periods of economic downturn or for the mitigation of the effects of disasters.

Most Internal Service Funds (ISF) have a general policy that states the fund should have no more than 10 percent of prior year's expenditures, but staff is proposing to change it to at least 10 percent. The Reimbursable Expense ISF currently holds one month of expenses, but it is recommended that it should equal at least the average of one month of the prior year's operating expenses. The Automotive Operations ISF currently holds 10 percent of the prior year's operating expenditures, but the proposal now also includes holding two years of projected capital acquisitions. The Employee Benefit ISF currently requires 10 percent of the prior year's operating expenditures plus two times the average workers' compensation payouts over the last five years, but staff believes it should equal at least 25 percent of the prior year's operating expenditures. The Liability and Property Damage ISF currently requires 10 percent of the prior year's operating expenditures and the average of the last five years claims paid, but staff is recommending that it be changed to at least 10 percent. The Computer Services ISF is within the standard ISF policy, but staff is recommending it be updated to exclude one-time projects. Lastly, the Workers' Compensation ISF is currently included in the Employee Benefit ISF, but staff recommends it equal at least 10 percent of the prior year's operating expenditures plus two times the average of the claims paid over the last five years.

MAYOR GOODMAN inquired about any caps on the Liability and Property Damage ISF and how Nevada compares to other states. MR. AMELING said there are caps in State law, but they have changed over the last few years. He said California does not have any caps, and he noted that there are different caps for other types of tort claims. The Mayor asked if he could make any recommendation as to where the City should be, and if they were dictated by the State. MR. AMELING said the caps are one of reasons why staff is recommending that the City bolster the reserves because suits have increased. DEPUTY CITY ATTORNEY JIM LEWIS said the State of Nevada controls the liability caps that pertain to the local governments, but the City can determine its own reserves. MR. CERVANTES reiterated that the intent is to bolster the reserves for the City's protection. CITY ATTORNEY BRYAN SCOTT added that those are tort caps for 1983 cases, and there is no cap for civil rights cases.

In closing, MR. AMELING said the next step is to file the tentative budget by April 15th, and the final budget hearing will take place on May 18th. If approved, it will be filed with the State by June 1st, and the five-year CIP plan will be filed by August 1st. MR. CERVANTES said the Council would be briefed with any changes that are made to the tentative budget before the final hearing.

COUNCILMAN KNUDSEN wanted the other Councilmembers to know that he has spoken to MR. CERVANTES several times about the potential growth in the Medical District and incorporating art in that area. He also mentioned the rise of code enforcement cases in Ward 1, and wondered if that department was in need of more staff members. MR. CERVANTES said two Code Enforcement Officers were added mid-year in response to the rising cases, but a third is also being considered.

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;

PARKS AND RECREATION - DISCUSSION

41. Discussion for possible action to rename Charleston Heights Park to the Ernest and Betty Becker Family Technology and Recreation Park, located at 2221 Maverick Street - Ward 5 (Crear)

Minutes:
STEVE FORD, Acting Director of Parks and Recreation, introduced LARRY SCHULTZ, Vice Chair of the Parks and Recreation Advisory Commission and representative of Ward 6.

MR. SCHULTZ was proud to recommend renaming Charleston Heights Park to Ernest and Betty Becker Family Technology and Recreation Park, which was thoroughly discusses and approved unanimously for recommendation by the Parks and Recreation Advisory Commission at its meeting on March 1, 2022. This park is a first, as it entails a combination of recreation and tech center amenities, which will greatly benefit the community. MR. SCHULTZ showed on the monitor a document, a copy of which was not submitted, and highlighted the pieces of the project regarding recreation, multimedia and STEM (Science, Technology, Engineering and Mathematics) amenities. He recommended approval. MAYOR GOODMAN confirmed with MR. FORD that the item only pertains to renaming the park.

COUNCILWOMAN SEAMAN said that this is well deserved, given that the Becker family has made significant contributions to the community. MAYOR GOODMAN agreed, and added that it is long overdue.

BARRY BECKER commented that his father, who spent the majority of his life in the construction business, would have been celebrating his 103rd birthday on this day, so he felt as if his father was already overseeing this project. MR. BECKER introduced his family in the audience.

MAYOR GOODMAN was very excited about this project and about renaming the park in honor of a family that made a big difference in the community.

COUNCILWOMAN FIORE said that the Becker family history is amazing, and she thanked them for everything they have done for the community.

COUNCILMAN CREAR was excited about this project and the combination of amenities. He said that after doing some research, he found that the Becker family built all the homes in the area and donated the park site to the City of Las Vegas; therefore, he felt it fitting to rename the park. He recalled spending time at the BECKERS' home, as well as at the GOODMANS', where he learned a lot about the value of family and working hard. He was happy to be in a position to honor the Becker family and for allowing him to work with the family to bring this project to fruition.

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;

BOARDS AND COMMISSIONS - DISCUSSION

42. Discussion for possible action regarding the reappointment of Rudy Zamora to a Ward 3 seat on 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;

43. Discussion for possible action regarding the reappointment of members to the Neighborhood Partners Fund Board from the following list of nominees: Neighborhood Representatives - Vicki Quinn (Mayor's Designee), Matt Tramp (Ward 1), Gail Qualey (Ward 4), and Staff Designees Brianna Ramirez (Ward 2), Sally Christensen (Ward 4), Tanya Jackson-Renter (Ward 5) and Chance Bonaventura (Ward 6) and the appointment of nominees: Peter Whittingham (Ward 2), Aaron Bautista (Ward 3), Warren Evans (Ward 5), Jimmi McKee (Ward 6) as Neighborhood Representatives and Maria Espinosa (Ward 1) and Anastacio Del Real (Ward 3) as Staff Designees - All Wards

Motion made by Carolyn Goodman 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

44. Bill No. 2022-4 - For possible action - Amends LVMC Chapter 6.50 and other chapters of LVMC Title 6 to consolidate a number of alcoholic beverage license categories and adjust the licensing treatment of the new and remaining categories; amends various provisions of LVMC Titles 10, 11, 12 and 19 to make corresponding changes to other alcohol-related provisions, including land use regulations; and provides for the continuance, discontinuance or transition of existing licenses and land use approvals. Sponsored by: Councilwoman Olivia Díaz and Councilman Stavros S. Anthony

Minutes:
MAYOR GOODMAN declared the Public Hearing open.

COUNCILMAN ANTHONY stated that the Recommending Committee decided to send this bill to City Council without a recommendation in order to hold a public hearing.

SETH FLOYD, Community Development Director, recalled taking his position exactly one year ago, and mentioned some of the department's accomplishments since then, as well as the major revision to the Liquor Code, for which DeWITT McCARLEY, with Parker Poe Adams and Bernstein Law Firm, was hired to assist. MR. FLOYD sincerely thanked his staff, the City Attorney's Office, the industry stakeholders and their consultants for being so gracious with their time to help with this bill draft.

MR. FLOYD started with the PowerPoint presentation, a copy of which was submitted for the record, and said the overview would cover the following: 1) History; 2) Outreach; 3) Why amend the Liquor Code?; 4) Background/Methodology and updates to Title 6; and 5) Land use updates to Title 19.

MAYOR GOODMAN announced what the process would be for this matter, and asked that repetitive comments not be made during the public hearing.

History – During research on the department's accomplishments, MR. FLOYD found that at various points, changes to Titles 6 and 19 were done incrementally as issues arose, which has made the Code very lengthy and confusing. Consequently, the City retained MR. McCARLEY in February of 2020 to address this by comparing Las Vegas to other similar jurisdictions, reviewing local and state regulatory requirements, conducting outreach and drafting proposed bills.

Outreach – Unfortunately, the COVID-19 pandemic delayed the process, but after hiring the consultant in early 2020, MR. McCARLEY held discussions between November 1, 2020 and December 11, 2020 with staff to identify the issues with the Code among staff, applicants and licensees. On December 17, 2020, the Councilmembers received briefings, and on February 23, 2021, staff met with the consultant to apprise him of the process, guiding principles for desired accomplishments, broad concepts for possible revisions, initial draft ordinance for staff review and comment from the stakeholders. In July of 2021, they were working on multiple versions and revisions, given that the Liquor Code is lengthy and complex, which is probably why the process was lengthy as well. By mid-November of 2021, the draft was ready and presented before the Planning Commission for consideration, as well as to the stakeholders and the public for review to receive comments for further revision considerations. In January of 2022, they set up Zoom calls with all licensees regulated by the Liquor Code, and they provided good feedback, which prompted more draft revisions discussed at another Zoom in January of 2022. Thereafter, staff joined MR. McCARLEY to conduct targeted outreach to some of the groups who had provided feedback, including representatives of Nevada Resort Association and Fremont Street Experience, as well as other gaming, tavern, package liquor and caterer licensees. Moreover, they kept the Councilmembers apprised of all changes through the process and most recently held individual briefings.

Why Amend the Liquor Code? – In order to simplify the Code, amendments had to be made to reduce categories to avoid confusion and eliminate single changes that caused further confusion. More importantly, to streamline the application processes, which involved reducing the scope of privilege license suitability review and making the process available entirely online. Some of the changes will increase opportunities for new, creative business models in the types of alcohol establishments, especially in the Arts District, which has been the focus of substantial resources. Furthermore, it is important to attain consistency with national trends by looking at other jurisdictions to improve the process.

Other Jurisdictions – Few jurisdictions have an origination fee as high as the City of Las Vegas, although the City of Henderson and the City of North Las Vegas are set up similarly to the City of Las Vegas. Clark County has liquor license categories and no origination fee.

MR. McCARLEY provided his professional background. His law firm is in South Carolina, and he serves clients nationally and internationally. He has been working 45 years in local government and public policy practice, but has been with the current law firm only ten years. Before this, he was the City Attorney in Charlotte, North Carolina. He then took over the presentation.

Study of Comparable Jurisdictions (Nationally) – In consultation with staff, five comparable jurisdictions were selected to study on a number of different issues, and they all, like Las Vegas, have entertainment districts. Despite looking at several jurisdictions, the following cities were the best fit: Orlando, Florida – with the entertainment district on International Drive; San Diego, California – with the Gas Lamp Quarter; New Orleans, Louisiana – with Bourbon Street; Austin, Texas – with Sixth Street and the Red River Cultural District; and Nashville, Tennessee – with Broadway and Lower Broadway. For these areas, they considered their licensing categories and their distinguishing characteristics, application processes and fees and if they had origination fees (which most cities do not have as they have fees to only recover the cost of having staff review and issue the licenses), delivery services, take-out alcohol with meals (which was prompted by the COVID-19 pandemic and is becoming permanent in many jurisdictions), new business concepts and models (for which they looked for a system that would allow new concepts without the need for a Text Amendment) and entertainment district models (to consider whether open and what type of containers could be carried in the open and come up with applicable regulations).

Guiding Principles for Revisions – These emerged from interviews with local stakeholders and staff discussions. Sixteen interviews were held, and the feedback helped shape the guiding principles. The most popular recommendation was to make the application process easier by allowing online applications, and both staff and the stakeholders support this. The stakeholders asked to make the system more business friendly by expediting the process, simplifying it and allowing new concepts. Importantly, they asked to protect the value of the public and private investment of the tourism industry, to make sure that any changes are helpful. They want the guidelines to allow for market creativity so that changes are not necessary every time there is a new trend. Lastly, and related more to the origination fee, to encourage the location and expansion of businesses inside corporate limits to avoid deterring them from doing business in another jurisdiction.

Ordinance Highlights – The most important amendment to the Code is that it streamlines the number of license categories from 26 to 11. With four of the categories dealing with retail sales of alcohol, this can be accomplished by first determining which license types pertain to on-premise, off-premise sales, for sale of only beer and wine or for full alcohol. These four categories were found to cover almost every concept. The remaining seven categories deal with services from alcohol caterers or deliverers, production, including liquor manufacturer, distillery or winery, and wholesale. These do not fit into the for-sale chart for on-premise, off-premise, beer and wine and full alcohol. However, it is a simple system for most retail sales. MR. McCARLEY cited an example that fits the City's existing a la carte system, and said the current tavern-limited definition includes in a single category what and where alcohol can be sold and the type of gaming. However, this is a restrictive definition, so the new system separates these for individual review, such as for alcohol category, for gaming and then for the land-use category. The system aligns the Title 19 land-use categories with the revised Title 6 alcohol license categories, which makes the system shorter. In streamlining the suitability requirements, the focus turned to owners and managers for suitability determinations instead of looking to members of a board that have no daily touch with an organization. Decisions on routine applications will be made administratively, making it possible to issue licenses at least one month faster because they will not have to go on a Consent Agenda for approval, while still allowing appeals to the City Council. Moreover, the ordinance removes the barrier of origination fees, and proposes to collapse all fees into a single $5,000 fee, which represents a fair assessment of administrative cost for processing, study and investigation.

Although there have been some complaints from licensees who paid the origination fee, they will still have the license, and the Internal Revenue Service (IRS) Section 197 allows a full depreciation of an asset license over a 15-year period. Furthermore, there is a proposed relief credit system for credits covering licenses obtained within the past nine years. This is an attempt to level things between licensees who spent a lot of money and those taking over a license. Some see it as helping the competition, but he sees it as a deterrent. Lastly, he said the proposal also includes removing the limit on the number of permits per month for alcohol caterers at any one location. MR. FLOYD added that Page 39 of the ordinance has the chart of credits MR. McCARLEY referred to.

Zoning Code Changes Concerning Alcohol – MR. FLOYD resumed with narrating the presentation, and said the proposal deletes the 15 existing alcohol uses from Title 19 and replaces with them with six uses that are simpler and more easily understood. All new uses begin with the word “alcohol,” which allows them to appear in the use tables together for greater convenience. Additionally, gaming is now its own independent use that requires a Special Use Permit (SUP).

Gaming – The distance separation is now dependent on the number of machines and location. MR. FLOYD listed out the various distance separation requirements and any exceptions. Currently, some alcohol uses allow limited gaming as ancillary use, with the number of machines allowed dependent on the type of use; however, the number of gaming machines allowed at a particular establishment would still be subject to any restrictions or regulations under State law. He also clarified that there is still no gaming allowed in the Downtown Entertainment Overlay District. Any tavern, which includes the gaming component, within the Resort and Casino District is subject to a 1,500-foot, non-waivable distance separation. Further, the Market District and the Symphony Park District have their own exceptions that will not be affected by the distance separation.

On-Premise Alcohol Use – Distance separation requirements are slightly relaxed for on-premise alcohol only uses, but retain more stringent, non-waivable requirements for off-premise consumption uses and some gaming, dependent upon the number of machines requested. The standard protected uses include: church/house of worship, schools, individual care centers for more than 12 children and City parks.

Craft Distilleries, Wineries and Breweries – These are currently being handled as an accessory use to one of the 15 existing uses. A specific use, Alcohol Production, Craft use, has since been created that addresses the unique needs of the craft distilleries, wineries and breweries that have become popular over the last several years.

Updates to Banquet Facilities – These facilities are allowed to get an alcohol license, but it now requires an SUP for the sale of full alcohol by the property or business owner. Because the sale of alcohol is restricted to private events, distance separation requirements are not applied, and this would not affect how liquor caterers may provide alcohol in these locations.

Restaurants with Restricted Gaming – MR. FLOYD said under the current code, there is a liquor category titled Restaurant with Alcohol. That facility must have 100 seats, a 2,500-square-foot patron area, include a permanent bar, serve meals during all hours that the bar is open and food sales must account for 55 percent of gross sales. That requirement had been removed, but was put back in after internal discussions. A copy of the updates was distributed to the Council and attached as backup.

MAYOR GOODMAN asked the public to not repeat questions or concerns. She then inquired about the next steps if anybody had good, sound ideas to implement into the ordinance. MR. FLOYD expressed that the priority is to address the old, structural issues within the code. Other issues could be addressed in a future ordinance amendment, and he encouraged everybody to send any comments to his department. MAYOR GOODMAN stressed that this is the first step of a very complicated process.

MR. McCARLEY said it was not their intent to make anybody non-conforming with respect to licensing or land use. He said every permit that exists today will map in to the new system of licenses during their next renewal.

TOMMY ROCKER provided a statement on behalf of the Nevada Restaurant Association. They expressed support for the tavern community but were concerned that this item would hurt longtime tavern owners and operators.

SONIA VERMEYS, Brownstein Hyatt Farber Schreck, appeared alongside VIRGINIA VALENTINE, President of the Nevada Resort Association, and identified some of the industry members that were in the audience. They applaud the City’s efforts to overhaul the liquor code and other related codes and expressed gratitude to the staff who devoted so much time to this. MS. VERMEYS said they support the ordinance as it stands, including the implementation of alcohol control plans, the preservation of the prohibition of packaged liquor establishments on or adjacent to the pedestrian mall, the restrictions on packaged alcohol establishments found in 6.50.477, the prohibition on restricted gaming in the Downtown Entertainment Overlay District, the limited waivability of the 1,000-foot distance separation between alcohol off-premise full establishments, the reinstatement of the food establishment requirements for locations wanting to operate one to five slot machines, and the non-waivability of the distance restrictions for gaming establishments restricted from non-restricted gaming establishments and other restricted gaming establishments in the Resort and Casino District. MS. VALENTINE reiterated her gratitude for staff's time to meet with them regarding their concerns.

JAMES TREES was in favor of cleaning up the entitlements, and he has spoken with MINERVA GOMEZ, Business License Section Manager, many times about his concepts to revitalize Tivoli Village. He also spoke of his restaurant Downtown, and indicated he was supportive of waiving or eliminating origination fees for small restaurants.

NICHOLAS STARR said he is the co-owner of two taverns in the Las Vegas area. He felt this ordinance would be stripping a valuable asset. He was concerned there is no form of compensation for people with licenses that are non-operational or are for sale, and as an operator, the origination fee has never been a barrier to entry.

AKEEM BRANTLEY introduced himself as the owner of PM Hospitality Group. He is a local business owner seeking to expand his business model by opening a lounge bar or nightclub. He said the current fees are prohibitive, and the proposed ordinance will allow those who may not have limitless capital to participate. With the scope of businesses changing, people would like to have a nightclub experience without having to be inside of a nightclub. In order to be the entertainment capital of world, Las Vegas needs to implement different ideologies to capture what the customer wants. Lastly, he said easing distance restrictions would allow business owners to consider operating in areas that historically lack entertainment venues.

JEFF ANTHONY, owner of Vintage Vegas, was supportive of the proposed ordinance. He has been holding events at his antique store with alcohol, and he is working with City staff to expand his store to include a tavern.

ROGER SACHS, owner of Steiner's Pub, appreciated the thought of bringing the code together. He has seen a lot of changes while he has been operating in Las Vegas throughout the last 24 years, although not everything has applied to him. He agreed with MR. STARR'S comments, and said it is important to those who bought licenses as early as 2003 that they do not have their investments wiped out because only anything purchased after 2013 is being made retroactive. On behalf of him and other tavern owners, he asked that this portion of the ordinance be omitted, or somehow compensate the owners who purchased licenses prior to 2013.

QUINTON CARTER said he wanted to show support for this because it would greatly help his business.

MR. FLOYD wanted to clarify that taverns with a gaming component will still need to abide by the 1,500-foot distance separation provision.

COUNCILMAN ANTHONY felt that MR. McCARLEY has done a great job, and he applauded MR. FLOYD'S staff for their hard work over the last two years. He said the goal has been to be business friendly and encourage economic development. He was proud to co-sponsor this ordinance with COUNCILWOMAN DIAZ, and he felt the proposed amendments have made the code easier to understand, it expedites the process, supports the tourism industry and creativity, and it encourages economic development and expansion. He acknowledged that asset licenses have been a topic of concern for many, and he was in favor of reducing the fee from $75,000 to $5,000 in order to encourage tavern ownership within the city. The Councilman asked if going back nine years would capture everyone that paid $75,000 on their license, and he expressed interest in going back further. MR. FLOYD said it would not capture everyone that paid $75,000. The fee was raised in 2007 from $60,000 to the current $75,000, but staff could adjust the 30 percent credit timeline through a second amendment. COUNCILMAN ANTHONY said he would like to go back to when the City started charging $75,000, which would be 2009. The Councilman reiterated his support for the ordinance, and COUNCILWOMAN DIAZ also supported the ordinance with the amendment.

COUNCILWOMAN SEAMAN expressed her desire for the ordinance to be held in abeyance in order to consult with the tavern owners about how the credit would affect their assets.

COUNCILMAN CREAR opined that everyone was in favor of reducing the number of categories from 26 to 11, as this would streamline the process and drive more business. He recalled that the intent is to protect the value of private investments in the Las Vegas tourism and hospitality industry, which cannot be compared to other cities because many lack the gaming component. The City Council has a duty to keep the number one industry in the state intact, and he also recognized that taverns are unique and hold a special value. He felt it was a disservice to the industry to diminish the origination fee to $5,000 from $75,000, and he could not support that portion of the ordinance. The Councilman said he has two businesses in the city, and he had to save money for the fees and acknowledged the risk that is involved. Additionally, he said this could not be compared to Clark County because they receive a percentage of revenue every quarter, whereas he would rather pay a flat origination fee as a business owner. He questioned whether the City could propose staggered fees for the various categories, but he reiterated that taverns should remain at $75,000. MR. McCARLEY clarified for the Councilman that prohibiting chilled sales Downtown was an alternative for the amortization for packaged liquor in the Fremont Street area, but that portion had already been taken out of the ordinance. COUNCILMAN CREAR felt he needed to have more one-on-one conversations about this ordinance, and he would support an abeyance. Otherwise, he did not feel they were truly protecting the value of private investment, and he was not in favor of the ordinance as presented.

COUNCILWOMAN FIORE recalled all the time she has spent working on this ordinance, and she was in full support because amendments could be brought forward if necessary.

COUNCILMAN KNUDSEN said a number of small and large businesses contacted him about possible changes, and he felt staff has done an excellent job at trying to accommodate everyone. Over the last several years, the City has waived many origination fees to spark business in several districts, which helped create an awesome environment Downtown. He inquired with CHIEF FINANCIAL OFFICER GARY AMELING about the impact of big business on the city of Las Vegas, and he summarized MR. AMELING'S response. Being a supporter of Fremont Street is a huge priority of his, and when he encourages friends and family to come to Las Vegas, he suggests they stay at the large Downtown resorts, but he meets them at a tavern so they can see the local aspect of Las Vegas. He felt the bill sponsors did an exceptional job at trying to find a compromise, and it is in good shape. He acknowledged that more conversations need to be held, but he was in support of the bill moving forward.

COUNCILWOMAN DIAZ concurred with the second amendment that was proposed by COUNCILMAN ANTHONY that would allow anyone who paid $75,000 to get the same credit for their future licenses. She commended staff for their diligence in working on this over the past two years, and she believed they are eager to move forward and help new and existing business owners. She said the current code kills creativity because the business have to fit a mold in order to open, and she provided examples of businesses in her ward that have struggled. The Councilwoman viewed this as an equalizer and a more streamlined ability to bring more business Downtown. She felt this was the appropriate time to take this step given the rising costs in rent, materials, etc.

COUNCILWOMAN SEAMAN reiterated her request for the item to be held in abeyance. She agreed the process needed to be streamlined, but she wanted to hear from business owners.

MR. SACHS said there are plenty of liquor licenses that were granted prior to 2009, and they would all lose their assets. He was in support of an abeyance so the discussion could continue.

TRAMAINE STEPHENS, co-owner of Big Jerk, said their restaurant and liquor licenses have put them at a standstill, which made them close their business on Sahara Avenue. The new license would allow them to reopen, and he wished for the ordinance to move forward as soon as possible.

MR. TREES believed the tavern and gaming concerns were separate issues from the alcohol licenses. Tavern holders have made a profit from their licenses, and new businesses should not be restricted from money that has already been put on the table.

MR. ANTHONY said this would be a good opportunity for the families that lost their business during the pandemic.

MAYOR GOODMAN thanked MR. FLOYD and MR. McCARLEY for their efforts, and she appreciated all of the insight. She applauded everyone for their patience and input, and noted that this is the first step in resolving a 20-year long issue. The Mayor recognized the diversity of the Council, and added that each one of them cares about big and small businesses.

Second Reading and bill adopted as a Second Amendment as Ordinance No. 6806.

MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Stavros Anthony to Approve as a Second Amendment to include the Proposed First Amendment, updates to Section 6.40.140 and making credits available to licensees paying an origination fee after 5/20/2009

Passed For: 5; Against: 2; Abstain: 0; Did Not Vote: 0; Excused: 0

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

45. Bill No. 2022-6 - For possible action - Amends LVMC Chapter 19.09, relating to Form-Based Code, to consolidate use types for the various transect zones into one “permitted use table” rather than having a table element of use types for each zone. Proposed by: Seth T. Floyd, Director of Community Development

Motion made by Stavros Anthony to Strike Item 45 and Hold in Abeyance Items 52a-52c to 4/20/2022

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

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

BILLS ELIGIBLE FOR ADOPTION AT A LATER MEETING

There is no public comment on these items and no action will be taken by the Council at this meeting, except those items which may be stricken or tabled. Public testimony takes place at the Recommending Committee Meeting held for that purpose.

46. Bill No. 2022-7 - Amends LVMC 6.86.150, relating to work cards, to authorize the Director of Planning to overturn the denial of a work card based on the applicant’s criminal history if the applicant submits a qualifying statement/affidavit of employer support. Sponsored by: Councilwoman Michele Fiore and Councilwoman Olivia Díaz

Minutes:
Recommendation noted.

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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.

47. Bill No. 2022-8 - Repeals and replaces LVMC 1.16.020 to 1.16.070, inclusive, to update the description of City ward boundaries to reflect precinct-numbering changes made by the Clark County Election Department. Proposed by: LuAnn D. Holmes, City Clerk

Minutes:
First Reading - Referred - COUNCILMEMBERS ANTHONY, FIORE and KNUDSEN

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48. Bill No. 2022-9 - Annexation No. 22-0062-ANX1 - Property location: North side of Alexander Road between El Capitan Way and Juliano Road; Petitioned by: CAB Properties, LLC Clark County Vacant Series; Acreage: 5.18 acres; Zoned: R-E (County Zoning), R-E (City equivalent). Sponsored by: Councilman Stavros S. Anthony

Minutes:
First Reading - Referred - COUNCILMEMBERS ANTHONY, FIORE and KNUDSEN

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49. Bill No. 2022-10 - Amends various sections of LVMC Chapter 11.68 to update provisions governing street performers and other activities within the Pedestrian Mall. Proposed by: Jorge Cervantes, City Manager

Minutes:
First Reading - Referred - COUNCILMEMBERS ANTHONY, FIORE and KNUDSEN

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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 - DISCUSSION

50. 21-0826 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: CASAS BONITAS LV, LLC - For possible action on the following Land Use Entitlement project requests on 1.40 acres at 1889 Cypress Trail and 3925 Coran Lane (APNs 139-19-703-002 and 004), C-2 (General Commercial) Zone, Ward 5 (Crear). The Planning Commission (6-0 vote) and Staff recommend APPROVAL on the entire Land Use Entitlement project.

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

JAIME DE LA VEGA appeared representing the applicant/owner, and explained the property owner is proposing two, two-story buildings and one single-story building. There will be plenty of parking, and the elevations will blend with the surrounding architecture.

SETH FLOYD, Community Development Director, said the subject site is blighted and has been vacant for several years. Staff found the requested landscaping Waivers and Exceptions to be minor in nature, and the proposed development of the site will provide a needed housing option for the community. Therefore, staff recommended approval of both the Special Use Permit and Site Development Plan Review with conditions.

See Items 50a and 50b for related backup.

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

50a. 21-0826-SUP1 - ABEYANCE ITEM - SPECIAL USE PERMIT - FOR A PROPOSED MULTI-FAMILY RESIDENTIAL USE

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

Motion made by Cedric Crear to Approve Items 50a and 50b subject to condition(s)

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

For-Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz; Did Not Vote-Victoria Seaman;

50b. 21-0826-SDR1 - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW - FOR A PROPOSED 19-UNIT MULTI-FAMILY RESIDENTIAL DEVELOPMENT WITH WAIVERS OF PERIMETER LANDSCAPE BUFFER REQUIREMENTS

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

Motion made by Cedric Crear to Approve Items 50a and 50b subject to condition(s)

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

For-Cedric Crear, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz; Did Not Vote-Victoria Seaman;

51. 21-0381-SDR1 - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - APPLICANT: ALLAN SILBERSTANG - OWNER: DOWNTOWN EMPIRE, LLC - For possible action on a Land Use Entitlement project request FOR A PROPOSED FIVE-UNIT MULTI-FAMILY RESIDENTIAL DEVELOPMENT WITH WAIVERS OF TITLE 19.09 FORM BASED CODE STANDARDS on 0.16 acres at 313 North 8th Street (APN 139-34-512-083), T5-MS (T5 Main Street) Zone, Ward 5 (Crear). The Planning Commission (7-0 vote) and Staff recommend DENIAL.

Minutes:
MAYOR GOODMAN declared the Public Hearing open.

JAIME DE LA VEGA explained the site is surrounded by apartment complexes, and he believed the proposed project would help provide more housing. The Planning Commission denied the proposal, but they have revised the plans to include more landscaping. The units will have kitchenettes, murphy beds and a full bathroom. He said these units are very popular in Europe, and they are perfect for single adults or child-free couples.

Property owner ALLAN SILBERSTANG said these micro units are affordable and popular in large cities. He added that he plans to install nice landscaping.

SETH FLOYD, Community Development Director, indicated that a new landscape plan had been submitted, and staff would try to quickly determine if it was acceptable.

COUNCILMAN CREAR said this is a different model for Las Vegas, and he wanted to hear from his fellow Councilmembers. He inquired about the rent price, to which MR. SILBERSTANG said $600 to $700 because they are small spaces that are inexpensive to build. The Councilman questioned the quality of the units, and MR. SILBERSTANG said the units will have a nice kitchen with a refrigerator and a washer and dryer. He intends for it to look nice, and he felt it would work best for individuals working Downtown.

COUNCILWOMAN FIORE verified through the owner that the proposal included five, 220 square-foot units. She inquired about the capacity, landscaping and the type of materials being used in the units. MR. SILBERSTANG reiterated that there will be a nice, complete kitchen. The flooring will be either wood laminate or tile, and LED lighting would be used. MR. DE LA VEGA added that there will be a lot of windows, and the doors to the units will face a courtyard with trees and chairs. Their idea is to create something affordable and nice. MR. SILBERSTANG said ideally, only one or two people would occupy each unit, but he did not know if he could discriminate against larger families.

MR. FLOYD reported that staff found the proposed multi-family development does not align with the overall intent of the Form Based Code requirements for the T5-MS (T5 Main Street) transect zone as evidenced by the multiple requested Waivers. Therefore, staff recommended denial of the requested Site Development Plan

Review. MR. FLOYD noted that additional landscaping had been added to the plans, but if the item was approved, staff recommended an additional condition that was read for the record.

COUNCILMAN KNUDSEN thought there would be a better use for the land, but he was not opposed to the project.

COUNCILWOMAN DIAZ confirmed through COUNCILMAN CREAR that the land is currently vacant. The Councilwoman said she is an advocate of Form Based Code; however, the surrounding area is full of single-story developments, and she added that many people would love to have their own washer and dryer. She opined that seniors may find this to be a perfect fit, and she trusted the owner would make the units look nice. Vacant lots breed negative activity, and she would like to see something built rather than nothing.

MR. SILBERSTANG said as a landlord, it would be in his interest to make these nice and keep long-term tenants.

COUNCILMAN CREAR was not in favor of a landscape waiver, but he was willing to give this project a chance. Downtown is a good area to test this type of development, especially on blighted land. He asked that the approval be conditioned to include staff reviewing the landscape plan. MR. FLOYD said he could not immediately determine if the revised plans would eliminate the waiver, but staff would make sure the changes are reflected.

MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Cedric Crear to Approve subject to condition(s) and adding the following condition as read for the record:

A. A revised landscape plan shall be submitted prior to or at the same time application is made for a building permit for review and approval by the Department of Planning.

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. 21-0379 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: DESTINY HOMES, LLC - OWNER: JOVAN AND JOHN F. JACKSON - For possible action on the following Land Use Entitlement project requests on 0.26 acres at 600 and 602 North 1st Street (APNs 139-27-810-008 and 009), Ward 5 (Crear). The Planning Commission (6-0 vote) and Staff recommend DENIAL on the entire Land Use Entitlement project.

Minutes:
See Items 52a-52c for related backup.

52a. 21-0379-ZON1 - ABEYANCE ITEM - REZONING - FROM: R-1 (SINGLE FAMILY RESIDENTIAL) AND P-R (PROFESSIONAL OFFICE AND PARKING) TO: C-2 (GENERAL COMMERCIAL)

Minutes:
See Items 52-52c for related backup.

Motion made by Stavros Anthony to Strike Item 45 and Hold in Abeyance Items 52a-52c to 4/20/2022

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;

52b. 21-0379-SUP1 - ABEYANCE ITEM - SPECIAL USE PERMIT - FOR A PROPOSED MIXED USE DEVELOPMENT

Minutes:
See Items 52-52c for related backup.

Motion made by Stavros Anthony to Strike Item 45 and Hold in Abeyance Items 52a-52c to 4/20/2022

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;

52c. 21-0379-SDR1 - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW - FOR A PROPOSED THREE-STORY TALL, 18-UNIT MIXED-USE DEVELOPMENT WITH 4,862 SQUARE FEET OF COMMERCIAL SPACE WITH WAIVERS OF APPENDIX F INTERIM DOWNTOWN LAS VEGAS AREA 2 DEVELOPMENT STANDARDS

Minutes:
See Items 52-52c for related backup.

Motion made by Stavros Anthony to Strike Item 45 and Hold in Abeyance Items 52a-52c to 4/20/2022

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

53. Report by Kelvin Watson, Executive Director, Las Vegas-Clark County Library District, regarding National Library Week - All Wards

Minutes:
This item was pulled forward for discussion after the Consent Agenda (Items 10-36).

CHIEF COMMUNITY SERVICES OFFICER LISA MORRIS HIBBLER was excited to have KELVIN WATSON, Executive Director, Las Vegas-Clark County Library District, present to report about National Library Week and other updates.

Using a PowerPoint presentation, a copy of which was submitted for the record, MR. WATSON emphasized that National Library Week would be celebrated this year April 3-9, 2022. He said that the District is serving the diverse Southern Nevada community through its 25 branches, which span 8,000 square miles, with the implementation of unique programming in 2021. He emphasized that the libraries are powerful places and support offering vaccines, health-testing clinics, computers to apply for jobs, access to job training and career services, as well as provide small businesses with assistance. Additionally, libraries support education for all, but especially for children through homework help and hundreds of programs offered throughout the year that help children understand that learning is fun. He thanked the City Council for the funding awarded to the District to help support their tutoring programs. Moreover, the District enriches lives by making available six theaters and performance spaces for dance, comedy and magic; art galleries; and endless opportunities to free entertainment via streaming and downloading digital books, movies and music. He underscored that 2021 was a busy and exciting year for the District, and 2022 is proving to be no different.

The District has forged powerful partnerships to create innovative programs that provide equity and access to the community, and he described some of those. In the fall of 2021, the District partnered with the Regional Transportation Commission (RTC) of Southern Nevada to offer bus riders instant access to online digital resources using free Wi-Fi on more than 400 buses. Since its launch, the District has gained more than 8,000 bus riders to the library system, and the program has received national recognition from three library groups, including the coveted Library of the Future Award from the American Library Association.

To help bridge the divide for some of the community's most vulnerable residents, the District will launch a new program with the Nevada Homeless Alliance, the Nevada Partnership for Homeless Youth and T-Mobile to lend low-income and homeless residents more than 300 cell phones, which will be preloaded with apps for education and resources for social and critical services. The program is being funded through a $200,000 grant from the Institute of Museum and Library Services and Nevada State Library. Through their partnership with the Clark County School District (CCSD), students can access online library services through the CCSD portal.

Accelerating early childhood learning is one of the District's most urgent priorities. As such, they have used grant funding to purchase more than 1,000 tablets that are preloaded with apps, videos, storybooks and games for children up to age eight. The tablets are fully secure and do not require internet connection, which allows families who cannot afford Wi-Fi access to give their children the opportunity to develop digital literacy skills. The tables are free to check out at all of the library branches, and they expect to add more tablets in the future.

To help teens enter the job market, they are expanding Teen Tech initiatives, such as the Best Buy Teen Tech Center, the Cox Teen STEAM (Science, Technology, Engineering, Arts and Mathematics) Lab, SWITCH's Robot Lab and the NV Energy EL-28 Lab. These labs create hands-on technology training in a relaxed environment, and teens receive education and tutoring from local university students to help build their confidence and to envision a future.

Through the Nevada Governor's Office of Workforce Innovation and the Nevada State Library, the District is working on an initiative funded by the Supporting and Advancing Nevada's Dislocated Individuals Grant. This initiative will help individuals reimagine their career paths by gaining marketable skills in resilient industries such as health care, logistics, information technologies, advanced manufacturing and construction trades through virtual reality and 3D training.

After the eviction ban of 2021, the District entered into a partnership with the Legal Aid Center of Southern Nevada to hold pop-up clinics to educate tenants about their rights and about responding to eviction notices. Providing free legal services is a lifeline for many Southern Nevadans, and the District will continue to explore ways to work with the Legal Aid Center.

MR. WATSON said that in celebration of National Library Workers Day on April 5, 2022, all staff members received a gift. He reiterated his appreciation to the City Council for all its support in order to continue to inspire, uplift, entertain and educate residents throughout Clark County. He encouraged people to get a library card.

MAYOR GOODMAN agreed that the District has been very innovative in bringing new concepts to the community. MR. WATSON advised the Mayor that the District is also working with the Nevada Department of Corrections on opening a small library at the new location for Hope for Prisoners to provide resources. He also said that donations can be made at LVCCLD.org or via e-mail at watsonkatlvccld.org. The Mayor appreciated that the District is working with Nellis Air Force Base as well.

COUNCILMAN KNUDSEN said that when he read to his child's class, every child was talking about how much they love the librarian, and his child is an avid reader.

COUNCILWOMAN FIORE said she has heard very good things about MR. WATSON, and she thanked him for all his work. COUNCILWOMAN SEAMAN expressed her appreciation.

COUNCILMAN CREAR said he is looking forward to further discussions about building a new, modern library in Ward 5, which would not be happening without MR. WATSON'S support.

COUNCILWOMAN DIAZ was pleased to see all the different programs to connect people online. She asked how the District intends to stay in tune with the younger generation. MR. WATSON replied that in addition to activities they are currently offering, they are looking to add continued access to robotics and 3D printing, and providing education and certifications in using those devices. They are always thinking about how to take the library throughout Clark County. He assured the Councilwoman they are trying to stay ahead of it all.

54. Report by Brandy Stanley, Parking Services Manager, Economic and Urban Development (EUD), regarding projects and initiatives being undertaken to improve parking - All Wards

Minutes:
Using a PowerPoint presentation, a copy of which was submitted for the record, BRANDY STANLEY, Parking Services Manager, said Parking Services is a 24/7 operation with 53 staff members. There are seven garages, 36 lots, 1,000 on-street parking spaces, resulting in over 10,000 parking spaces. About 80,000 citations are issued annually, and that is a mix of Downtown, neighborhoods, parks and schools. Her team receives about 1,000 requests for services in neighborhoods every month. This year, she is expecting $12.5 million in revenue, which is up $4.5 million from last year.

MS. STANLEY reported that parking meters were upgraded to touchscreens that no longer produce a glare. Additionally, an option has been added to the touchscreens that allows donations for the City's homeless initiatives. Customers are now able to extend their parking meter via text, a QR code or through the Flowbird mobile application. Parking reservations have been implemented at various lots and garages, and they are not just for events.

In 2018, a curb management task force was implemented after traffic increased on Main Street with Uber and Lyft use. Active loading zones were installed with kiosks that will display a timer and notify Parking Enforcement of violations. Taxis have individual kiosks, and also display violations. These kiosks have been very effective in managing the zone, but there is still major congestion leading up to the zones on Main Street. To solve this, signage and striping were installed, and a dedicated Parking Enforcement Officer is present Wednesday through Sunday from 5:00 p.m. to 3:30 a.m. Shortly before the pandemic shutdown, staff implemented an off-street area for rideshare drivers to rest in between rides. The City will soon be relaunching the program in partnership with Uber.

Speaking to parking within the Arts District, MS. STANLEY said a parking study was performed prior to the shutdown, but it was thrown out due to the number of business changes. For First Friday Las Vegas, parking reservations are available, and there is a dedicated Loop bus that services rides to and from the 500 South Main Street garage. A new enforcement program has also started, and warnings are given out on First Fridays and Sundays, along with a map with resources on where the customer can park next time. In the short term, the City has added 500 parking spaces in new lots. Additional on-street meters are being proposed, and a subsidized employee and resident parking program is available for $10 per month. Once meters are installed, a dedicated security officer will be present overnight with a cell phone that employees and residents can call for an escort to their vehicles. She presented a map that outlined the proposed meters, all south of Charleston Boulevard. The pink streets will be shorter term meters and the green will have 10-hour meters. In 2023, $20 million in bonds will be issued to build a parking garage south of Charleston Boulevard that will bring 500 to 700 spaces. A second structure is being considered north of Charleston Boulevard that will be looked at in more detail as the need arises.

MAYOR GOODMAN asked if the bonds were tax free, and CITY MANAGER JORGE CERVANTES said different bonding avenues are being considered along with cash.

COUNCILMAN CREAR applauded MS. STANLEY for her creative ways of providing parking and adding security, but he felt the alleyways needed better lighting. He requested a parking study for Symphony Park with the current and upcoming developments before it hits capacity.

COUNCILWOMAN DIAZ was excited to hear about the progress being made. She asked about parking information that would help people who have never been Downtown, and MS. STANLEY recommended www.spotangels.com. Parking can be reserved through ParkWhiz, and the City's website also has good information.

COUNCILMAN CREAR asked about mobile applications that can adjust parking meters, and MS. STANLEY said Flowbird will automatically direct people to the nearest meter. Customers can pay on the app or scan a QR code on the back of the meter.

MAYOR GOODMAN thanked MS. STANLEY for all of the improvements that have been made in realm of parking during her tenure.

SET DATE

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

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

CITIZENS PARTICIPATION

56. 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:
DEBORAH COOKS spoke of concerns surrounding a Code Enforcement case and fines have accrued. COUNCILMAN KNUDSEN said he has spoken with her, and his Planning Commissioner and Code Enforcement staff have been involved to assist her. SETH FLOYD, Community Development Director, also offered his contact information and assistance.

VANESSA ARMOR said she is new to Las Vegas, and asked if there is any intention to cap rent fees. DEPUTY CITY ATTORNEY JIM LEWIS said the City does not have the power to impose rent control. He understood there have been conversations at the State Legislature, and he assumed those conversations would continue at the next session. MS. ARMOR said she is a senior on a fixed income, and the landlords are trying to recoup their losses from the pandemic. She also wondered if it was legal to be charged for liability insurance, and MAYOR GOODMAN recommended she visit Legal Aid of Southern Nevada for assistance.

DANIEL BRAISTED announced that the National Hardware Show was ending soon, and the entry fee is a great investment. Clark County is hosting a job fair on April 11th, and all jobs start at $18 per hour. He found the PowerPoint presentations were hard to view and asked for the text to be in bold. He suggested offering advertisements on the bottom of parking tickets, and he recommended a sensor be installed in garages that can detect a car's weight to indicate where it can park, which makes the garages cheaper to build. He also felt that drones should be considered for transportation. Lastly, the chain link fence has not been fixed at 7th Street and Bridger Avenue, and this would be a perfect spot to build a grocery store.

ALAN BIGELOW introduced himself as a candidate for the Ward 2 Council seat, and he made remarks regarding inaccurate information and endorsements presented by COUNCILWOMAN SEAMAN. He said her candidacy paperwork did not indicate which seat she was running for, and he is challenging the candidacy. He also referenced a police report and an ethics investigation regarding stolen campaign signs. Lastly, he said Angel Park has been neglected, and he asked that Marshals patrol the area between 3:00 p.m. and 9:00 p.m.

COUNCIL EMERGING ISSUES

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

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

Minutes:
None.

COUNCIL MEMBER RECOGNITION

58. Council Member Recognition: Comments made by individual City Council Members during this portion of the agenda will not be acted upon by the City Council unless that subject is on the agenda and scheduled for action.

Minutes:
COUNCILMEMBERS DIAZ, KNUDSEN, FIORE, ANTHONY, CREAR and SEAMAN announced the events taking place in their respective wards on various dates throughout the months of April and May. Some of the Councilmembers submitted flyers, which are attached as backup, regarding their events and points of interest. COUNCILMAN CREAR added that for Black History Month, his father would be honored at the Springs Preserve on the upcoming weekend for his contributions to the community as a doctor.

MAYOR GOODMAN thanked everyone who facilitated the meeting and provided reports.

The meeting was recessed from 9:28 a.m. to 9:36 a.m. and was adjourned at 2:05 p.m.

Respectfully submitted:

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Gabriela Portillo-Brenner, Deputy City Clerk

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LuAnn D. Holmes, MMC, City Clerk

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THIS MEETING WAS PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS
IN ACCORDANCE WITH THE NOTICING STANDARDS AS OUTLINED IN NRS 241.020:
The City of Las Vegas website – www.lasvegasnevada.gov
The Nevada Public Notice website – notice.nv.gov
City Hall, 495 South Main Street, 1st Floor