City Council Minutes

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

May 1, 2019
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, COFFIN, FIORE and CREAR

EXCUSED: COUNCILWOMAN TARKANIAN (present via teleconference from 11:08 a.m. to 2:49 p.m.)

ALSO PRESENT: CITY MANAGER SCOTT ADAMS, CITY ATTORNEY BRAD JERBIC, ASSISTANT CITY ATTORNEY BRYAN SCOTT and CITY CLERK LUANN D. HOLMES

2. Announcement Regarding: Compliance with Open Meeting Law

Minutes:
ANNOUNCEMENT MADE: This meeting has been properly noticed and posted at the following locations: City Hall, 495 South Main Street, 1st Floor; Clark County Government Center, 500 South Grand Central Parkway; Grant Sawyer Building, 555 East Washington Avenue; City of Las Vegas Development Services Center, 333 North Rancho Drive.

3. Invocation - Reverend Charlotte Parker, Community Spiritual Center

Minutes:
REVEREND CHARLOTTE PARKER, Community Spiritual Center, gave the invocation.

4. Pledge of Allegiance

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

5. Oath of Office Administered to Elected Official - Mayor

Minutes:
CITY CLERK LUANN D. HOLMES called forward MAYOR CAROLYN GOODMAN'S husband, former Mayor OSCAR GOODMAN and her family members that were present and administered the Oath of Office to MAYOR GOODMAN. MAYOR GOODMAN was presented with a Certificate of Election.

As students from The Meadows School filed into the Council chambers carrying Breast Cancer Awareness and Happy Mother's Day balloons, COUNCILWOMAN FIORE announced that the students were present to sing a song for the Mayor.

JEREMY GREGERSEN, The Meadows School Head of School, presented MAYOR GOODMAN with items from the Beginning School and the Middle School along with two framed photos signed by every student in the Lower School and the Upper School; there were 850 signatures and messages of support from every student at The Meadows School.

MR. GREGERSEN stated that it was very remarkable what the GOODMAN family was able to do over the course of the past 20 years including the Downtown rejuvenation, the Arts District, Symphony Park and Fremont East becoming a burgeoning destination noting that the City is nothing like it was before this family started their work. He said that his favorite civic engagement was the Mayor's first in the city, which is The Meadows School. MR. GREGERSEN said that they have graduated more than 1,200 students, and every single one has gone on to a college or university, they have the highest test scores in the state and are one of the finest institutions in the west. He also noted that the school is not just about academic excellence, and part of their mission is to instill in students the understanding that a great education carries with it the responsibility to pay it forward and give to other people. The students provide thousands of community service hours every year, and the school is dedicated to providing scholarship opportunities for anyone interested in a high level education. This year they have given out more than $1.8 million in tuition assistance to families, and that is a lasting legacy of MAYOR GOODMAN. He recognized and thanked the Mayor for everything she has meant to this city.

MAYOR GOODMAN noted that the manners, kindness and consideration the small children show to each other are critical to what the essence of the school is all about. She introduced ISABELLE HOLMAN and her husband, GARY, and noted that some of the words in the song the children sang to her were from MS. HOLMAN.

MR. GREGERSEN announced that one of the Kindergarten students named JOSIAH wished to read the inscription on the plaque that they presented to both MAYORS GOODMAN.

MAYOR GOODMAN thanked everyone.

RENAE presented the Mayor with a large flower arrangement called Forever Loved, and she wished to express appreciation and thank the Mayor on behalf of the millions of lives she and former Mayor OSCAR. GOODMAN have touched throughout their 55 years of residency and public service to Las Vegas. MS. RENAE said she was a Stage 4 breast cancer survivor and a member of the Las Vegas community, and she expressed wishes to MAYOR GOODMAN for a speedy recovery. They would like May 1st to be recognized as MAYOR GOODMAN Day. The Mayor stated that there are so many people that are touched by cancer every day and that modern day medicine is moving along incredibly and is why she has the opportunity to do what she loves.

MAYOR GOODMAN stated that there is nothing more important than family, and her family is the very essence of her soul. She introduced each of her children and their spouses and said that her children have hearts of gold and are good, kind people. She also introduced her husband, OSCAR GOODMAN, and stated that he was the love of her life and her friend and has been through everything with her.

MAYOR GOODMAN thanked the citizens of Las Vegas for giving her the opportunity to continue to serve. She recognized her great colleagues as well as her staff LORA KALKMAN and ZACH BUCHER, Special Assistants to the Mayor, and ESTHEFANY AROCHI, Mayor's Executive Assistant, who are the backbone of her office.

ADDITIONAL CEREMONIAL:

Subsequent to this item, MAYOR GOODMAN invited LARA BOUCHARD, teacher and Coach of the A-Tech Mock Trial Team at the Advanced Technologies Academy, to the podium to celebrate the group winning the Nevada High School Mock Trial Competition. Each year, the State of Nevada hosts this event with dozens of schools across the state competing for a state championship. The final competition was held in March, and this team won the competition. MAYOR GOODMAN stated that each of the students takes eight classes instead of the standard six, and each takes a number of Advanced Placement classes.

MS. BOUCHARD stated that her students work tirelessly to attain the lofty goals they set for themselves. She was honored to have been the A-Tech Mock Trial Coach for the past six years, and this particular team of students has risen above and beyond any other team she has coached. She thanked JONATHAN SYNOLD, Principal, for his support. MS. BOUCHARD introduced each of the students and their year in school along with acknowledging two of her former students who help coach the team.

6. Recognition of the Citizen of the Month

Minutes:
COUNCILMAN CREAR called forward VERLIA HOGGARD and recognized her as the Citizen of the Month. He stated that she came to Las Vegas in 1968 and has always lived in Ward 5 and is connected with the community. The Councilman reviewed MS. HOGGARD'S work history noting that she did not agree with the restrictive regulations of the welfare system and joined in the plight to fight for fair practices. She was recruited to work for Clark County Social Services where she was promoted to Director and worked for the County for 31 years. She is most proud of her work on the Senior Citizen Protective Board and the Community Mediation Program. MS. HOGGARD was instrumental in the first Senior Center in the Golden West Shopping Center, was a member of the Equal Opportunity Board and worked with the Las Vegas Sun Summer Camp to help raise funds for children to attend camp. MS. HOGGARD is a member of the women's sorority, Alpha Kappa Alpha and of the Las Vegas Chapter of The Links, Incorporated. She also served on the Clark County Library Board. MS. HOGGARD declines to participate in events if she does not believe she will make a difference in the life of others. COUNCILMAN CREAR was proud to recognize MS. HOGGARD as she is a faithful and people-driven person who has made a significant difference in the lives of many.

MS. HOGGARD asked those who were in the audience to support her to stand, and she expressed recognition and appreciation for her good friends. She also said that she worked with MAYOR GOODMAN on the Economic Opportunity Board when The Meadows School was just a dream. MAYOR GOODMAN stated that she first met MS. HOGGARD in 1969, and they worked together for several years. She said that MS. HOGGARD was a magnificent leader and a selfless and caring human being.

COUNCILMAN CREAR presented MS. HOGGARD with a Citizen of the Month plaque.

7. Recognition of the Values Team

Minutes:
MAYOR GOODMAN invited DAVID RIGGLEMAN, Communications Director, to the podium to help recognize a team of employees who embody the City's values of being Kind, Committed and Smart. She was proud to honor the work of the Print Shop and the Mail Room. MAYOR GOODMAN also called forward RAMON CAMARILLO, Mail Clerk, and CINDY MORI-FREDERICKSON and SHANE LOCKLAIR, Print Media Operators and noted that JAVIER NAJARRO, Print Media Services Representative, was not present.

The Print Shop handles hundreds of thousands of print requests annually including key documents such as City Council meeting agendas, sewer bills and important development notices that are sent to constituents. They are an extension of the Office of Communications, and they provide quick and accurate information to citizens. They strive to meet all deadlines and always make time to take care of last-minute requests from the City Council offices and other departments.

The Mail Room team works hand in hand with the Print Shop to ensure neighborhood meeting notices, business licensing information and sewer bills are sent out on time. State law requires that citizens are noticed on certain projects and developments, and without the Print Shop and Mail Room, the City could not meet those requirements. Additionally, this group has a great attitude, and they are always smiling and friendly. MAYOR GOODMAN thanked the group for all they do for the City.

MR. RIGGLEMAN stated that he was proud of this team and thanked MAYOR GOODMAN for nominating them. He said that they are unsung heroes noting that they send out 60,000 sewer bills each month and countless notifications to the citizens, and they are responsible for all of the printing for the City of Las Vegas. Additionally, they recently got new software that will enable them to operate even more efficiently and with a cost savings.

Subsequent to hearing this item, MR. RIGGLEMAN announced that the Council would be recessed until approximately 10:00 a.m. The meeting was reconvened at 10:08 a.m.

BUSINESS ITEMS - 9 A.M. SESSION
PUBLIC COMMENT

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

Minutes:
None.

BUSINESS ITEMS - 9 A.M. Session

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

Minutes:
There were no items recommended for action.

10. For possible action to approve the Final Minutes by reference of the March 6 and 20, 2019 Regular City Council Meetings

Motion made by Stavros Anthony to Approve

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 1
For-Carolyn Goodman, Bob Coffin, Stavros Anthony, Michele Fiore, Cedric Crear; Excused-Lois Tarkanian;

11. Discussion for possible action regarding annual review of City Manager Scott D. Adams

Minutes:
This item was heard with Item 52 and subsequent to Item 12.

MAYOR GOODMAN stated that it has been exciting to see the changes and growth in the city and downtown over the past years. She said that downtown has seen the highest percentage of growth in gaming for the past five years in a row, and there is an excitement with the new construction and energy of the millennials wanting to come to the downtown area. She also mentioned what CITY MANAGER SCOTT ADAMS has done regarding safety with the Park Rangers and Marshals, his help and leadership in the Medical Center area, cultural arts and transportation, and she recalled the City Council Retreat. MAYOR GOODMAN thanked MR. ADAMS saying it has been a joy to work with him, and she was excited about the future.

MR. ADAMS reviewed a PowerPoint presentation, which was submitted as backup, regarding the accomplishments of the City over the past year. He shared highlights organized by the City Council's strategic priorities as he felt those were his goals. He reviewed and discussed the list of accomplishments in the areas of Public Safety, Iconic Las Vegas, Workforce Development, Smart Vegas, At-Risk Populations and Neighborhood Preservation/Quality of Life.

Regarding Public Safety, MR. ADAMS stated that one of the items the Council discussed was auditing the Public Safety function. ICMA (International City-County Management Association) studies of Fire and Public Safety have been done, and select recommendations from the study have been incorporated into the budget. Additionally, significant EMS (Emergency Management Services) transport/Medicaid reimbursement was secured and was helpful in balancing the budget. The City broke ground on a new Municipal Courthouse, started construction on Fire Station #3, implemented a residential development fire sprinkler ordinance, conducted FEMA (Federal Emergency Management Agency) training, there is a continued corrections partnership with North Las Vegas and a continued roll out of new marshals, and they were able to achieve more UASI (Urban Areas Security Initiative) funding.

MR. ADAMS reviewed a slide that listed the accomplishments in the area of Iconic Las Vegas, which included three new casino towers downtown, two of which are under construction, and one of them is the first ground-up construction in over 30 years. He also noted that the Medical District is going through a transformation similar to what has happened downtown, and it will be an economic engine for this community.

He stated that Workforce Development is a new piece for the City, and MR. ADAMS reviewed the accomplishments listed on the slide and stated that citywide internal and departmental employee development and training plans have been developed based on the fact that 30 percent of the City's workforce will retire over the next five years.

The next slide MR. ADAMS reviewed was regarding Smart Vegas, and he stated that they launched the LIITE Innovation Center in the Bank of America building, and there are so many companies engaging in the Innovation District downtown. He also mentioned that the City Clerk's Office has an MOU (Memorandum of Understanding) for cross-jurisdictional voting centers and has implemented the new PrimeGov agenda management system.

In the area of At-Risk Populations, the City started construction on the new Courtyard, implemented 24-hour services at the Courtyard at a homeless resource center, increased the homeless outreach teams, continues to identify funding sources for homeless support, executed numerous homeless encampment cleanup efforts and has issued an RFQ (Request for Quotation) for a couple of physical/mental health centers.

MR. ADAMS reviewed a slide regarding Neighborhood Preservation/Quality of Life, and accomplishments included the recent opening of the East Las Vegas Library, park renovations that are underway for Woofter Park, Baker Park and the Rafael Rivera soccer fields and the continued multi-departmental neighborhood development and outreach effort.

Other major accomplishments included balancing a very difficult Fiscal Year 2020 budget that was out of projection that the City would experience a structural deficit. Part of the effort involved in balancing the budget was Team 20/20, which engaged the entire City workforce on how to balance the budget, and a big part of it has been vacancy management. Additionally, the Mayor's Fund for Las Vegas LIFE was launched and has already achieved over $600,000, a resolution of the Royal Links deed covenant was executed and there was a 14 percent increase in building permits. MR. ADAMS also reviewed a slide listing the awards and recognition the City has received including being designated as an All-America City and receiving a score of 100 on the Human Rights Campaign Foundation's Municipal Equality Index for the fifth year in a row. MR. ADAMS thought this has been another great year for the City, and he expressed great appreciation for the Senior Executive Team, the Directors and the entire City team for their efforts and support.

COUNCILWOMAN FIORE stated that she looked forward to looking at MR. ADAMS' contract for the next two years and indicated that due to NRS (Nevada Revised Statutes), they have to discuss evaluation publicly. She indicated that it is very important to her to have an evaluation prior to the renewal of a contract. She said that evaluation processes on top level managers are usually done outside; COUNCILMAN CREAR has discussed doing evaluations outside of the City, and she thought that should be considered in future contract negotiations. COUNCILWOMAN FIORE recommended a four percent increase in salary and a $10,000 bonus.

There was discussion regarding making a motion, and DEPUTY CITY ATTORNEY JEFF DOROCAK advised MAYOR GOODMAN to open Item 52 as well. He explained that any action regarding a bonus would be under Item 11, and any action regarding MR. ADAM'S contract would be under Item 52. ASSISTANT CITY ATTORNEY MORGAN DAVIS added that the Council may want to discuss and make a motion to approve the contract that was included in the backup, and the salary in the contract would be MR. ADAMS' current salary plus four percent.

COUNCILMAN CREAR asked MR. ADAMS about his philosophy/ideology regarding the relationship of the City Manager reporting to the Mayor and City Council and if he thought there was a healthy relationship or if there was room for improvement. MR. ADAMS replied that in the Council Manager form of government, there are three charter employees, which include the City Manager, City Attorney and City Auditor. The Council is responsible for hiring and terminating these positions, which creates a subordinate relationship, which he understands. He thought that any relationship has room for improvement. He recalled the situation from the April 30th City Council meeting and stated that it caused him great reflection. This Council has been very dynamic, with two Councilmembers resigning within the last 18 months and three that will be new. He said they are developing their relationships, and he is very open to conversations with each Councilmember to improve them. He commented that the transition process of new Councilmembers can be daunting, and he tries to spend as much time as possible with each of them so they can learn how to understand one another, and he pledged to do more of that going forward. COUNCILMAN CREAR asked MR. ADAMS about the culture of the City and if people felt as though they were treated fairly and equitably and with respect under his leadership. MR. ADAMS replied that he has embraced a concept of management called Organizational Health. He strongly promotes healthy development of all employees in a very open and two-way street communication process. He desires to lead a highly productive organization with great morale where people do not leave due to bosses and unhealthy situations. He strives to create a positive work environment for employees who want to work for the City, do the best they can and feel as though they are treated fairly and not put in situations that are very difficult for them to perform under. COUNCILMAN CREAR stated that he has been with the City for a year and thought many strides had been made with the City's team under MR. ADAMS' leadership, and he looked forward to that continuing.

MAYOR PRO TEM TARKANIAN stated that her disappointment has been regarding some of the hiring of and retaining employees. MAYOR GOODMAN stated that it comes down to communication and that people who assume a role in government need to ask questions and learn the history before making judgment calls. She also commented that the Council had interest in the process where contracts automatically renew, and this process was not necessarily about the individual.

MAYOR GOODMAN asked about the length of MR. ADAMS' contract, and MR. DAVIS explained that it is a contract for a two-year term that provides for a review in one year, but the review is not a condition to extend the contract. MAYOR GOODMAN asked MR. ADAMS if that was acceptable, and he replied in the affirmative.

COUNCILWOMAN TARKANIAN clarified that the review would take place prior to renewing a contract. MR. DAVIS replied in the affirmative and explained that at the end of the term of this contract, there is no automatic renewal period, and discussion including extension of the contract would take place near the end of the two-year term with an annual evaluation at the end of the first year. MAYOR GOODMAN asked about changing the contract at the end of the first year, and MR. DAVIS reiterated that the subject contract is for a two-year term, and there is no ability to limit that without paying the severance provisions in the contract. They could however, start negotiating a new contract for the future.

COUNCILWOMAN FIORE asked if the severance package would only be for two months if MR. ADAMS wished to terminate the contract due to health concerns, and MR. DAVIS replied that Section 4 is the disability provision, and he read the verbiage in the contract and then explained that if the employee was unable to perform because of sickness for a period of 60 days, the City has option to terminate the agreement but would be subject to the existing severance payment. The Councilwoman reiterated that she was asking if MR. ADAMS wished to terminate the contract, and CITY ATTORNEY BRAD JERBIC stated that he thought there was a two-month provision if the Manager voluntarily resigned due to health reasons. MR. ADAMS said that he believed the contract states that if he resigns for any reason he is to give two months' notice, and if he does that, all that would be afforded to him is what would be generally afforded to any executive level employee in terms of separation benefits, and the extraordinary separation benefit would not apply. MR. DAVIS read Section 3c of the contract regarding voluntary resignation, and MR. JERBIC confirmed for COUNCILWOMAN FIORE that the City would not pay for the entire remainder of the contract.

Subject to the vote on Item 52, COUNCILWOMAN TARKANIAN asked about the amount of MR. ADAMS' previous bonus, and MAYOR GOODMAN replied that it was in the amount of $40,000. COUNCILWOMAN TARKANIAN wondered if that amount was appropriate as she expressed concern about the City's budget, and COUNCILWOMAN FIORE replied that she was proposing a $10,000 bonus this year, and there would not be another bonus for two years. MAYOR GOODMAN clarified that this was a one-year bonus, and MR. ADAMS would receive another review at the end of the first year. MR. DAVIS added that there could be an additional bonus or salary adjustment during that review process.

MR. ADAMS stated that he loves the work he does at the City and was humbled that the Council chose to continue his contract. He pledged to work with each of the Councilmembers going forward.

Motion made by Michele Fiore to Approve a $10,000 bonus

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Carolyn Goodman, Lois Tarkanian, Bob Coffin, Stavros Anthony, Michele Fiore, Cedric Crear;

12. Discussion for possible action regarding annual review of City Attorney Bradford R. Jerbic

Minutes:
This item was heard subsequent to Item 13.

CITY ATTORNEY BRAD JERBIC congratulated MAYOR GOODMAN and felt lucky to have her for another four years. He also congratulated COUNCILMAN CREAR for being re-elected.

MR. JERBIC stated that nothing can be done without support staff as they keep things on track and moving, and he thanked the support staff in the City Attorney's Office. He pointed out some changes in their office including that former ASSISTANT CITY ATTORNEY TERI PONTICELLO retired and DEPUTY CITY ATTORNEY JOHN RIDILLA took over the Transaction Division. He read some of the issues MR. RIDILLA has been involved in, which included the following: assisted City departments in the negotiations and drafting of development and construction documents of the new Municipal Courthouse; assisted the departments in the re-negotiation and drafting of the development agreement of the Skye Canyon Development; assisted the Youth Development and Social Innovation Department with lease matters at Lorenzi Park and negotiations for leases with Strong Start Academies as well as negotiations and drafting Open Schools Open Doors for the Clark County School District; and he helped put together the contract set for the Corridor of Hope.

MR. JERBIC recognized the legislative team and stated that DEPUTY CITY ATTORNEY VAL STEED is on top of every ordinance and resolution that comes before the City Council and has monitored over 100 bills at the State legislature.

He also recognized DEPUTY CITY ATTORNEY PHIL BYRNES and the litigation team and explained that there was $4.5 million in lawsuits against the City last year. Those were settled for $1.8 million, averting over $2.5 million in liability. He stated that litigation regarding the Dotty's case resulted in a $3.9 million judgement against the City, but he reached out to opposing Counsel and hopes to reach a resolution resulting in no money being paid for that particular case.

MR. JERBIC recognized ASSISTANT CITY ATTORNEY ED POLESKI and DEPUTY CITY ATTORNEY MARTY ORSINELLI and the Criminal Division. He stated that the Criminal Division did 45,000 cases of discovery in criminal matters last year. The paper burden is overwhelming, but they do it with limited staff and funding. They came up with a creative program called the Psychiatric Stabilization and Treatment Program (PST), and over 100 defendants have been referred to that program with great results. This was formed because there are mentally ill people in the system, and the right thing to do is to get them treatment and get them out of the system instead of putting them in jail. The way to measure the success of the program is by determining the percentage of those who re-offend. Almost 80 percent of the individuals accepted have not re-offended, and the City has saved $600,000 in housing costs with the Department of Public Services by transferring these people from jail to the hospital for treatment. MR. JERBIC said that the Criminal Division plans to expand the PST program by reaching out to homeless service providers as potential partners as many PST referrals have suffered from homelessness due in part to their illness. Communication and cooperation with these providers will help increase the structure and stability the program strives to offer. This is the kind of criminal justice reform that is needed. He added that they are trying to get someone out to the Courtyard once or twice a month to try to clear bench warrants.

MR. JERBIC stated that he has enjoyed working on Project Enchilada. Phase One is completely funded and construction should be complete on Fremont Street this time next year. They are currently working on an addition to Phase One that should be before the Council in June, and they are already working on Phase Two to see if that can start that at the same time as Phase One is being constructed. He thanked RANDY McCONNELL, Engineering Project Manager, MIKE HOWE, Planning Section Manager, MARK HOUSE, GIS Analyst II, EXECUTIVE DIRECTOR OF COMMUNITY DEVELOPMENT TOM PERRIGO and CHIEF OPERATIONS AND DEVELOPMENT OFFICER JORGE CERVANTES for all of their assistance and support and CITY MANAGER SCOTT ADAMS for his assistance and encouragement.

MR. JERBIC also thanked ASSISTANT CITY ATTORNEY BRYAN SCOTT who is a remarkable lawyer and congratulated him for being the Lawyer of the Year for the National Bar Association last year. He also noted that MR. SCOTT took over the marijuana issue and has met with people regarding laws that were never laws before now. MR. JERBIC thanked ASSISTANT CITY ATTORNEY MORGAN DAVIS who deals with terminations and negotiations with a remarkable sense of humor. He also thanked CISSY GREEN, Sr. Executive Assistant, who has been with the City for more than 40 years, as well CAROLYN MARINELLO, KELLI HANSEN, CINDY KELLY and CHRIS MORGAN, Legal Secretaries – Civil Division, and BRYANA FULTZ, City Administrative Receptionist, for all that they do.

MAYOR GOODMAN stated that when she needs an answer to a legal question, MR. JERBIC always responds immediately. She noted the untold hours MR. JERBIC has spent working on issues including the Buskers on Fremont Street and traveling around the country to see best practices. He has great knowledge and history of the law, has integrity and is reliable. She was also impressed by what he, his team and MR. PERRIGO did working with the Badlands project for three-and-a-half years in an effort to bring private parties together to resolve an issue that was one of the most horrible experiences the Council has had in the eight years she has been on it. MAYOR GOODMAN thanked MR. JERBIC for helping this city, and helping his staff grow and learn. She said that she admired and appreciated him and was so grateful for the long hours he has put in.

COUNCILMAN COFFIN echoed the Mayor's comments regarding MR. JERBIC'S talents, durability, accessibility and ability to gather people together and think in multiple tracts at the same time. He stated that MR. JERBIC has focused on projects of helping to commemorate October 1 and beautifying the downtown area, which are not duties of a City Attorney. He commented that what MR. JERBIC has done was wonderful and asked how many people were qualified to replace him. MR. JERBIC responded that he had one person in mind in particular, and a few others who could be alternatives if the Council wished to have a choice. He and MR. SCOTT are both working on training replacements.

COUNCILMAN ANTHONY stated that in the job description for City Attorney it says to provide highly responsible and complex administrative support to the Mayor, City Manager and City Council. He commented that MR. JERBIC had a gift for being able to explain complex legal matters and helped him understand what they mean so he could make decisions.

COUNCILWOMAN FIORE thanked MR. JERBIC for being accessible and helping her figure out solutions. She looked forward to working together for many years.

COUNCILMAN CREAR said it has been great working together on projects and issues in Ward 5. MR. JERBIC replied that he was excited about the Westside project as there are real opportunities there.

COUNCILWOMAN TARKANIAN stated that MR. JERBIC has always been available and has shown intelligence. She thanked him and appreciated all of the help he has provided.

COUNCILMAN COFFIN stated that there was no question that everyone wants MR. JERBIC to stay, and noted his unselfishness over the years and how he took no pay raises or bonuses throughout the recession. The Councilman said that the City's budgets are flat, but he thought MR. JERBIC should get the same increase as other top management. MAYOR GOODMAN stated that they would like to give MR. JERBIC more, but they were exercising caution.

MR. JERBIC expressed appreciation and commented that COUNCILMAN COFFIN'S contributions to the City have been remarkable, and it was one of his great privileges in life to have worked with COUNCILWOMAN TARKANIAN as well.

Motion made by Bob Coffin to Approve a 4% increase and a $10,000 bonus

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Carolyn Goodman, Lois Tarkanian, Bob Coffin, Stavros Anthony, Michele Fiore, Cedric Crear;

13. Discussion for possible action regarding annual review of City Auditor Radford K. Snelding (NOTE: To be trailed to follow the Closed Session)

Minutes:
This Item was heard subsequent to Item 62.

MAYOR GOODMAN explained that the Council discussed this item in the Closed Session.

Motion made by Michele Fiore to Approve a 4% increase and a $10,000 bonus

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Carolyn Goodman, Lois Tarkanian, Bob Coffin, Stavros Anthony, Michele Fiore, Cedric Crear;

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.

ECONOMIC AND URBAN DEVELOPMENT - CONSENT

14. RECONSIDER - R-11-2019 - ABEYANCE ITEM - 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 and The LaJolla Development Group LLC (Owner) located at 1924 Fremont Street (APN 139-35-803-004), to be in compliance with and in furtherance of the goals and objectives of the RDA - Redevelopment Area 1 Ward 3 (Coffin) [NOTE: This item is related to RDA Item 5 (RA-2-2019)]

Minutes:
COUNCILWOMAN TARKANIAN requested that Item 20 be pulled from the Consent Agenda.

Please see Item 5 on the May 1, 2019 Redevelopment Agency meeting agenda for related backup.

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Carolyn Goodman, Lois Tarkanian, Bob Coffin, Stavros Anthony, Michele Fiore, Cedric Crear;

FINANCE - PURCHASING AND CONTRACTS - CONSENT

15. For possible action to approve award of Contract No. 190266-SK, Blanket Services Contract for Land Surveying Services - Department of Public Works - Award recommended to: WALLACE MORRIS KLINE SURVEYING, LLC. (Not-to-Exceed $150,000 Annually - Various Funds) - All Wards

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

16. For possible action to approve award of Contract No. 190267-SK, Blanket Services Contract for Land Surveying Services - Department of Public Works - Award recommended to: STANLEY CONSULTANTS, INC. (Not-to-Exceed $150,000 Annually - Various Funds) - All Wards

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

17. For possible action to approve award of Contract No. 190254-JL, ESA 2019 Wastewater Master Plan Update - Department of Public Works - Award recommended to: STANTEC CONSULTING SERVICES, INC. ($1,181,318 - Sanitation Operations and Maintenance Fund) - All Wards

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

18. For possible action to approve award of Contract No. 190276-JH, Prime Design Services Contract for Ogden Avenue - Main Street to Las Vegas Boulevard - Department of Public Works - Award recommended to: ATKINS NORTH AMERICA, INC. ($802,675 - Road and Flood Capital Projects Fund) - Ward 5 (Crear)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

19. For possible action to approve award of Contract No. 190275-JH, Prime Design Services Contract for Alexander Road Overpass at US 95 located on Alexander Road from Tenaya Way to Rancho Drive - Department of Public Works - Award recommended to: JACOBS ENGINEERING GROUP ($842,244.80 - Road and Flood Capital Projects Fund) - Ward 4 (Anthony)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

PLANNING - BUSINESS LICENSING - CONSENT

20. For possible action to approve a Retail Marijuana Store License for CHEYENNE MEDICAL, LLC dba THRIVE CANNABIS MARKETPLACE at 3500 West Sahara Avenue - Ward 1 (Tarkanian)

Minutes:
COUNCILWOMAN TARKANIAN requested that this Item be held in abeyance for 30 days to allow time to get together with the applicant.

ATTORNEY AMANDA CONNOR, Connor & Connor, appeared on behalf of the applicant and stated that the owners met with COUNCILWOMAN TARKANIAN, and they were happy to address any concerns. She said that the applicant meets all qualifications, and the Compliance Permit was approved on the Council's April agenda. They have also paid all fees and have already hired 27 employees to prepare for their opening. Postponing this item for 30 days would impose significant hardships on them including the employees.

COUNCILWOMAN TARKANIAN requested that the abeyance be for two weeks instead of 30 days.

ATTORNEY MICHAEL CRISTALLI, GENTILE, CRISTALLI, MILLER, stated that there is a pending matter in District Court, as a preliminary injunction is scheduled for May 24th, and one of the issues is whether or not there should be a moratorium imposed on any licenses as a result of the September 2018 round of licensing. He encouraged the Council to not take any action regarding licensing prior to the preliminary injunction.

COUNCILWOMAN FIORE informed COUNCILWOMAN TARKANIAN that MR. CRISTALLI was outside counsel who was opposing the applicant.

COUNCILWOMAN TARKANIAN asked for advice regarding the abeyance, and ASSISTANT CITY ATTORNEY BRYAN SCOTT explained that there is a pending injunction, but until the injunction has been levied by the Court, the Councilmembers are free to vote. If this item was held for two weeks, it would still be prior to the injunction being heard, and he reiterated that the Council could vote on this today.

MARY McELHONE, Deputy Director of Planning, reported that this applicant is a Thrive Cannabis Marketplace and is the first retail marijuana store of the 10 new retail marijuana stores that were approved by the State in November. This compliance permit was approved on the last City Council agenda, and the applicant is nearly ready to open. Staff has been on site and has inspected, audited and looked at their point of sale system. The State has also inspected, and she believed that they have a final inspection that is supposed to take place on May 2nd. Thrive already has a licensed location in the city of Las Vegas, and the City has no concerns with that operation. This would be their second location. MS. McELHONE confirmed for COUNCILWOMAN TARKANIAN that the applicant is a local resident.

See Item 14 for related discussion.

NOTE: Mayor Goodman abstained from voting on Items 20-25 as they pertain to marijuana, and her son is involved in that industry.

Motion made by Lois Tarkanian to Hold in Abeyance to 5/15/2019

Passed For: 5; Against: 0; Abstain: 1; Did Not Vote: 0; Excused: 0
For-Lois Tarkanian, Bob Coffin, Stavros Anthony, Michele Fiore, Cedric Crear; Abstain-Carolyn Goodman;

21. For possible action to approve a Marijuana Distributor License for INTEGRAL CULTIVATION, LLC dba DESERT GROWN FARMS at 5425 Polaris Avenue - Clark County

NOTE: Mayor Goodman abstained from voting on Items 20-25 as they pertain to marijuana, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 5; Against: 0; Abstain: 1; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Bob Coffin, Michele Fiore; Abstain-Carolyn Goodman;

22. For possible action to approve a Marijuana Distributor License for CIRCLE S FARMS, LLC dba CIRCLE S FARMS, LLC at 11115 Apex Ruby Court - North Las Vegas

NOTE: Mayor Goodman abstained from voting on Items 20-25 as they pertain to marijuana, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 5; Against: 0; Abstain: 1; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Bob Coffin, Michele Fiore; Abstain-Carolyn Goodman;

23. For possible action to approve a Marijuana Production Establishment License (Medical/Recreational) for PREMIUM PRODUCE, LLC dba PREMIUM PRODUCE, LLC at 6655 Schuster Street - Clark County

NOTE: Mayor Goodman abstained from voting on Items 20-25 as they pertain to marijuana, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 5; Against: 0; Abstain: 1; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Bob Coffin, Michele Fiore; Abstain-Carolyn Goodman;

24. For possible action to approve a Marijuana Cultivation Establishment License (Medical/Recreational) for PREMIUM PRODUCE, LLC dba PREMIUM PRODUCE, LLC at 6655 Schuster Street - Clark County

NOTE: Mayor Goodman abstained from voting on Items 20-25 as they pertain to marijuana, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 5; Against: 0; Abstain: 1; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Bob Coffin, Michele Fiore; Abstain-Carolyn Goodman;

25. For possible action to approve a Marijuana Production Establishment License (Medical/Recreational) for LIVFREE WELLNESS, LLC dba LIVFREE WELLNESS, LLC at 3900 Ponderosa Way - Clark County

NOTE: Mayor Goodman abstained from voting on Items 20-25 as they pertain to marijuana, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 5; Against: 0; Abstain: 1; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Bob Coffin, Michele Fiore; Abstain-Carolyn Goodman;

26. For possible action to approve a Temporary Tavern-Limited License for a Change of Ownership FROM: DTM ON FREMONT, LLC TO: DTM ON FREMONT, LLC dba DONT TELL MAMA at 450 Fremont Street, Suite #167 - Ward 5 (Crear)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

27. For possible action to approve a Package License for a Change of Ownership FROM: ALBERTSON'S,LLC TO: ALBERTSON'S,LLC dba ALBERTSON'S #212 at 8350 West Cheyenne Avenue - Ward 4 (Anthony)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

28. For possible action to approve a Package License for a Change of Ownership FROM: ALBERTSON'S, LLC TO: ALBERTSON'S, LLC dba ALBERTSON'S #4011 at 1650 North Buffalo Drive - Ward 1 (Tarkanian)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

29. For possible action to approve a Package License for a Change of Ownership FROM: ALBERTSON'S, LLC TO: ALBERTSON'S, LLC dba ALBERTSON'S #45 at 1760 East Charleston Boulevard - Ward 3 (Coffin)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

30. For possible action to approve a Package License for a Change of Ownership FROM: ALBERTSON'S, LLC TO: ALBERTSON'S, LLC dba ALBERTSON'S #460 at 11720 West Charleston Boulevard - Ward 2 (Vacant)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

31. For possible action to approve a Package License for a Change of Ownership FROM: ALBERTSON'S, LLC TO: ALBERTSON'S, LLC dba ALBERTSON'S #4009 at 8410 Farm Road - Ward 6 (Fiore)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

32. For possible action to approve a Package License for a Change of Ownership FROM: ALBERTSON'S, LLC TO: ALBERTSON'S, LLC dba ALBERTSON'S #3333 at 1940 Village Center Circle - Ward 2 (Vacant)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

33. For possible action to approve a Package License for a Change of Ownership FROM: ALBERTSON'S, LLC TO: ALBERTSON'S, LLC dba ALBERTSON'S #3016 at 10250 West Charleston Boulevard - Ward 2 (Vacant)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

34. For possible action to approve a Package License for a Change of Ownership FROM: ALBERTSON'S, LLC TO: ALBERTSON'S, LLC dba ALBERTSON'S #90 at 7075 West Ann Road - Ward 4 (Anthony)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

35. For possible action to approve a Package License for a Change of Ownership FROM: ALBERTSON'S, LLC TO: ALBERTSON'S, LLC dba ALBERTSON'S #61 at 4850 West Craig Road - Ward 4 (Anthony)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

36. For possible action to approve a Package License for a Change of Ownership FROM: ALBERTSON'S, LLC TO: ALBERTSON'S, LLC dba ALBERTSON'S #46 1001 South Rainbow Boulevard - Ward 1 (Tarkanian)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

37. For possible action to approve a Package License for a Change of Ownership FROM: ALBERTSON'S, LLC TO: ALBERTSON'S, LLC dba ALBERTSON'S #13 at 2550 South Fort Apache Road - Ward 2 (Vacant)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

38. For possible action to approve a Package License for a Change of Ownership FROM: ALBERTSON'S, LLC TO: ALBERTSON'S, LLC dba ALBERTSON'S #118 at 7151 West Craig Road - Ward 4 (Anthony)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

39. For possible action to approve a Temporary Restaurant with Alcohol License for a Change of Ownership FROM: CARRABBA'S ITALIAN GRILL, LLC TO: ITALIAN RESTAURANT GROUP, LLC dba CARRABBA'S ITALIAN GRILL at 8771 West Charleston Boulevard - Ward 2 (Vacant)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

40. For possible action to approve a Temporary Beer/Wine/Cooler On-Sale License H & F COFFEE, INC. dba BREAKFAST BAR at 3250 North Tenaya Way, Suite #110 [Francisco Alberto Garcia-Moctezoma, President, Secretary, Treasurer, Director, Shareholder] - Ward 4 (Anthony)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

PUBLIC WORKS - CONSENT

41. For possible action to approve staff to negotiate, purchase real property and relocate existing businesses/tenants for the Las Vegas Boulevard Improvements - Stewart Avenue to Washington Avenue project, multiple APNs ($12,950,000 - Road and Flood Capital Project Fund [CPF]) - Ward 5 (Crear)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

42. For possible action to approve Second Supplemental Interlocal Contract LAS24K17 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) to extend the project completion date for the construction of the Gowan North - Buffalo Branch, Lone Mountain to Washburn Road project - Ward 4 (Anthony)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

43. For possible action to approve Sixth Supplemental Interlocal Contract LAS14D14 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) to increase funding for the construction of the Freeway Channel Washington, MLK to Rancho Drive project by $100,000 from $11,455,343 to $11,555,343 (Road and Flood Capital Project Fund [CPF]) - Ward 5 (Crear)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

44. For possible action to approve First Supplemental Interlocal Contract LAS16Q18 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) to increase funding for the construction of the Rancho Road System - Elkhorn, Grand Canyon to Hualapai project by $60,000 from $5,125,760 to $5,185,760 (Road and Flood Capital Project Fund [CPF]) - Ward 6 (Fiore)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

45. For possible action to approve the installation of speed humps on Elton Avenue between Torrey Pines Drive and Jones Boulevard (Traffic Improvements Capital Project Fund [CPF]) - Ward 1 (Tarkanian)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

46. For possible action to approve staff to negotiate, purchase and transfer interests in parcels of land for the Fiscal Year 18-19 Traffic Signal and Intelligent Transportation System (FY 18-19 Traffic Signal and ITS Project), multiple APNs ($140,000 - Traffic Improvements Capital Project Fund [CPF]) - Ward 1 (Tarkanian), Ward 6 (Fiore)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

47. For possible action to approve Facilities Extension Agreement W.R. 3534178 between the City of Las Vegas and Southwest Gas Corporation to cover the fees associated with the installation of gas facilities along portions of Carson Avenue and Promenade Place for the Symphony Park - Promenade Place and Carson Avenue offsite improvement project ($112,214 - Redevelopment Agency Special Revenue Fund [SRF]) - Ward 5 (Crear)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

RESOLUTIONS - CONSENT

48. R-15-2019 - For possible action to approve a Resolution amending the Schedule 25-II to delete the 35 mph Speed Limit Zone on Washburn Road from Cimarron Road to Tenaya Way - Ward 4 (Anthony)

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

49. R-16-2019 - For possible action to approve a Resolution to authorize the issuance of refunding bonds by the City of Las Vegas, Nevada (City) and authorize the Chief Financial Officer to arrange for the sale of bonds for the purpose of defraying wholly or in part the cost of refunding outstanding obligations of the City in an amount not to exceed $26,000,000 - All Wards

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Items 20-25 only as they pertain to marijuana related business, and her son is involved in that industry.

Motion made by Michele Fiore to Approve the Consent Agenda except Item 20

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

DISCUSSION/ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

50. Report by Robert Summerfield, Planning Director, and discussion for possible action on the City of Las Vegas 2050 Master Plan - All Wards

Minutes:
ROBERT SUMMERFIELD, Director of Planning, introduced MICHAEL JOHNSON, Principal and Urban Design Practice Co-Director for the SmithGroup and lead from the consultant team that is working with the City of Las Vegas on the new citywide Master Plan. MR. JOHNSON and his team at SmithGroup were also the lead for the Medical District facilities master planning process. MR. SUMMERFIELD and MR. JOHNSON shared in reviewing a PowerPoint presentation, which was submitted as backup.

MR. JOHNSON stated that Las Vegas is a city that has thrived in a high desert environment and is well suited for sustaining decades of rapid growth and intensive development. This is a global city that will continue to be planned for with residents at the forefront. He noted that City leadership has taken a stance to be proactive about the future of the city and has shown that visionary and implementable planning can yield results in a quick manner.

MR. SUMMERFIELD stated that this planning effort is building on past successes. Because of unprecedented growth in the valley, and specifically in the city, the 2020 Master Plan achieved 95 percent of the goals and objectives possible based on the planning effort from 2000. The population grew by almost 200,000 people, there was significant demographic, socioeconomic and land use changes, and the City addressed a lot of means for new infrastructure. The City has adopted resolutions and plans to move forward, and this master planning effort is integrating those into a comprehensive vision of what the city of Las Vegas will look like over the next 30 years. This plan includes public engagement and provides strong direction with some practical guidelines for future development.

MR. JOHNSON reviewed a slide regarding the year-long process noting that the intention is to come back to the City Council with draft recommendations in late summer or early fall so it can be adopted early in 2020. He said that they held 50 events across all six wards, and a survey is currently in process. He reviewed a slide that showed what the challenges are and that staff will focus on transforming the challenges into opportunities. MR. JOHNSON said that they are seeking general support of a draft vision statement which he read for the record as follows: The City of Las Vegas will be the leader in resilient, sustainable cities – leveraging the pioneering innovative spirit of its residents to provide equitable access to services and jobs in the new economy.

MAYOR GOODMAN asked why education was not included in the vision statement, and MR. JOHNSON replied that they would consider adding that.

MR. JOHNSON reviewed the principles for success which included Las Vegas being an equitable city to all with access to clean air and water, education, health care, jobs and services in all places; Las Vegas being a resilient city that works across private and public sectors to continue to manage water and adapt in aggressive ways to be on top of acute shocks and chronic stresses in the community; Las Vegas being a healthy city that prioritizes physical and mental health, safety and health outcomes in an authentic way while emphasizing quality of life; and continuing to attract the brightest and boldest pioneering Smart City technology that meets the needs of the residents now and into the future, and driving economic diversification and development that support the current industries.

MR. SUMMERFIELD stated that they will continue with outreach efforts, will get the survey results and will have the draft Master Plan concepts by the end of the summer. Staff will provide updates, and a version of the Master Plan is anticipated to be ready for adoption by early 2020.

MAYOR GOODMAN thought it was critical that the City Manager retains consultants for the 2020 census, and she thought the city's population was well over 700,000. MR. SUMMERFIELD replied that COUNCILWOMAN FIORE is the Chair of the SNRPC (Southern Nevada Regional Planning Coalition). Last week they approved a budget item, and the City is coordinating an RFP (Request For Proposal) for a Census Outreach Consultant that will help ensure that there is a complete count of the Southern Nevada population including the city of Las Vegas.

51. Discussion for possible action regarding a Purchase Sales Agreement between City Parkway V, Inc. (CPV) and Peto Family Trust to purchase two parcels located at 527 South Main Street and 2 East Bonneville Avenue ($919,000 - City Parkway Fund) - Ward 3 (Coffin)

Minutes:
BILL ARENT, Director of Economic and Urban Development, reported that this item is regarding purchasing two parcels of land, approximately 7,000 square feet, near the southeastern corner of Main Street and Bonneville Avenue. Staff negotiated a land price of approximately $919,000, which will result in $875,000 net to the seller. MR. ARENT explained that the closing of the purchase has to occur on or before July 1, 2019. This will support the downtown development program, which is consistent with the 2045 Master Plan, which entertains mixed-use development and open space. Staff recommended approval.

Motion made by Cedric Crear to Approve

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 1; Excused: 0

For-Carolyn Goodman, Lois Tarkanian, Bob Coffin, Michele Fiore, Cedric Crear; Did Not Vote-Stavros Anthony

CITY ATTORNEY - DISCUSSION

52. Discussion for possible action regarding an Employment Agreement for City Manager Scott D. Adams (Fiscal Impact to be Determined - General Fund)
Minutes:
See Item 11 for related discussion.

Motion made by Michele Fiore to Approve the Employment Agreement and a 4% increase

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Carolyn Goodman, Lois Tarkanian, Bob Coffin, Stavros Anthony, Michele Fiore, Cedric Crear;

PLANNING - BUSINESS LICENSING - DISCUSSION

53. ABEYANCE ITEM - Discussion for possible action regarding the approval of a Tavern License for a Change of Ownership FROM: HRE HOLDINGS, LLC TO: FAT TUESDAY-NEONOPOLIS, LLC dba FAT TUESDAY at 450 Fremont Street, Suite #101 - Ward 5 (Crear)

Minutes:
MARY McELHONE, Deputy Director of Planning, reported that Fat Tuesdays requested to be a licensed Tavern location inside the International Eatery on the corner of Fremont Street and 4th Street. They are purchasing the license from International Eatery and are planning to serve slushy-type alcoholic beverages where a food court is operated. The business model includes the ability for patrons to take their drinks to go in plastic containers to be consumed on the Fremont Street pedestrian mall. She stated that everything was in order.

ATTORNEY STEPHANIE ALLEN appeared on behalf of the applicant and said that MIKE VIELLION was also present. She noted that MR. VIELLION and BARRY MOORE are partners with Fat Tuesday and are excited about this opportunity.

COUNCILMAN CREAR stated that he has been working with the owners regarding the transfer of ownership.

Motion made by Cedric Crear to Approve

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Carolyn Goodman, Lois Tarkanian, Bob Coffin, Stavros Anthony, Michele Fiore, Cedric Crear;

BOARDS AND COMMISSIONS - DISCUSSION

54. Discussion for possible action regarding the appointment of nominee Amanda Moss to the Building and Safety Enterprise Fund Advisory Committee

Motion made by Michele Fiore to Approve the appointment of Amanda Moss

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Carolyn Goodman, Lois Tarkanian, Bob Coffin, Stavros Anthony, Michele Fiore, Cedric Crear;

55. Discussion for possible action regarding the appointment of nominee Carlito Rayos to the Civil Service Board of Trustees

Minutes:
COUNCILMAN CREAR inquired about who made the recommendation to appoint CARLITO RAYOS, and COUNCILMAN ANTHONY replied that MR. RAYOS submitted an interest card that was given to him by the City Clerk's Office.

Motion made by Stavros Anthony to Approve the appointment of Carlito Rayos

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Carolyn Goodman, Lois Tarkanian, Bob Coffin, Stavros Anthony, Michele Fiore, Cedric Crear;

56. Discussion for possible action regarding the appointments of Councilmen Stavros Anthony and Cedric Crear to the Local Law Enforcement Advisory Committee

Motion made by Carolyn Goodman to Approve the appointment of Councilmen Stavros Anthony and Cedric Crear

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Carolyn Goodman, Lois Tarkanian, Bob Coffin, Stavros Anthony, Michele Fiore, Cedric Crear;

RECOMMENDING COMMITTEE REPORT - DISCUSSION
BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

57. Bill No. 2018-61 - ABEYANCE ITEM - For possible action - Amends LVMC Titles 6 and 19 to adopt provisions establishing a business license category and land use regulations for social use venues (marijuana), together with accompanying requirements and limitations. Sponsored by: Councilman Bob Coffin

Minutes:
This item was heard subsequent to Item 20.

COUNCILMAN ANTHONY declared the Public Hearing open.

ASSISTANT CITY ATTORNEY BRYAN SCOTT stated that staff started creating this ordinance nearly two years ago, and informed the Councilmembers that if no action was taken on this bill at this meeting, it would die. The City Attorney's Office, Business Licensing, Planning and other departments have researched, toured and met and spoke with hundreds of people to bring forward the ordinance. He listed the groups, organizations and countless others who wanted to play a role in this process along with the meetings that were held and attended and facilities and venues that were visited. This was an open and collaborative process, and numerous provisions and safeguards have been incorporated into this bill. Originally, the Las Vegas Metropolitan Police Department (LVMPD) was not in favor of the proposed ordinance due to its inclusion of alcohol; that was removed, and the Sheriff is in support of the ordinance. To be cautious, during the first year, only City licensed marijuana dispensaries can operate social use venues.

DARCY ADELBAI-HURD, Business License Section Manager, reviewed the details of and requirements included in the bill. She stated that there is also a Proposed First Amendment, and she reviewed all of the proposed changes.

SHANNA PERRY stated that there is no business to be had the way this ordinance is written. She commented regarding air quality and thought smoking indoors should not be allowed and then people could consume what they want where they want outside.

VIRGINIA VALENTINE, President of the Nevada Resort Association, expressed concerns centered on a longstanding directive from the Nevada Gaming Commission and the Nevada Gaming Control Board mandating strict separation between the gaming and the marijuana industries given marijuana's federal status as a Schedule I narcotic. They would like to see what the Legislature decides as well as the recommendations of the Governor's Advisory Panel on creating a Cannabis Control Board. MS. VALENTINE thought it was reasonable to pause on creating an ordinance that may conflict with State law. They have also requested any and all revisions being made include strong safeguards to establish and maintain a clear buffer between the two industries, and the minimum separation be 1,500 feet on an additional overlay area around the Gaming Enterprise District as well as the separation from marijuana establishments, lounges and dispensaries and any boundary of properties on a non-restricted gaming license for entities outside of the Gaming Enterprise District. MS. VALENTINE stated this parallels the practice of Clark County. She said that gaming industry has large investments, particularly downtown, and many of her clients are interested in making significant capital investments.

MARK COHEN appeared representing local businessmen who are in a position to make a multi-million dollar investment in marijuana industry lounges. He appreciated the separation of rules and regulations for dispensaries versus consumption lounges. However, he thought a vast number of people who were willing to invest in Las Vegas were being eliminated because they do not own a dispensary. MR. COHEN requested that the requirement to have a dispensary be stricken from the ordinance.

SAM DIAZ, LVMPD Intergovernmental Services, stated that their updated position regarding this bill is to support with the 1,500 foot buffer between gaming and social use venues.

LUCY STEWART appreciated the work done on this bill, and she requested that if there will be a buffer to separate from gaming, the Councilmembers consider allowing social use venues adjacent to existing dispensaries that are already within the buffer area.

PATRICK HUGHES, CEO of Fremont Street Experience, appeared representing the casino owners and operators who continue to be concerned about the proliferation of the marijuana industry and the encroachment closer to their properties. The Gaming Control Board's direction to the gaming licensees is an ongoing concern of their ownership as they fear it is only a matter of time before the Gaming Control Board holds its licensees accountable for marijuana related activities that do not even occur on their properties. They are concerned about expanding the industry without proper oversight, and think consideration needs to be given regarding the impact expansion will have on the City's primary tourist area. MR. HUGHES requested that the Council not proceed with this item without serious consideration of the impact to the gaming industry.

JENNIFER TROMAGLINO, Founder of Connect Hospitality, a marketing, management and development company specifically for social use venues, stated that they are looking forward to this item being approved. They are also excited about the 12-month sunset clause that will allow private businesses to apply after the initial 12-month phase, and Connect looks forward to providing compliance and security and development solutions to the dispensaries that will participate in the initial 12-month term.

JOHN MILO, Acres Cannabis, stated that this is a $600 million market. People cannot consume where they purchase, and the goal is to get it out of gaming and into a controlled environment. He said that this has been killed at the State Legislature so there will not be a bill coming out for at least another two years. MR. MILO complimented staff on crafting this ordinance.

RYAN ARNOLD appeared representing Fremont Street Experience and Station Casinos. He was in favor of a 1,500 foot separation but was concerned that there is a desire to grandfather existing dispensaries and those going through the process right now within the separation area and those currently going through the process to have a consumption lounge. He understood that this is coming but would like something that is more thoughtfully worked out and with more input from the gaming industry. MR. ARNOLD requested that more time be allowed to work on this.

PAUL MURAD, Metroplex Realty, stated that he represents property owners who have invested millions of dollars in downtown Las Vegas. While the State bill was killed, the Governor issued an Executive Order to form a Cannabis Control Panel. That panel had a recent hearing, and there will be a bill that the Governor can present at any time during the legislative session or during a special session. MR. MURAD thought that the bill is the opposite of what is being discussed at the State and hoped the Council would not vote on this as he believed there would be a State bill before the session is over. By only allowing dispensaries to take part, the Council is taking away opportunities for people who have been excluded from the cannabis economy, including minorities, women and small businesses. He asked the Councilmembers to consider waiting to vote on the issue until the new Councilmembers are seated.

KRISTAL CHAMBLEE stated that she is a small business owner, and she requested that the City wait until the state comes forward with a fair bill for consumption lounges. She requested that the Council not add the unfair monopoly and unjustly treat African Americans and females by limiting licenses and only allowing dispensaries.

REBECCA PAREKH, Market Leader for Women Grow Las Vegas, stated that the way this is written, only a small group of individuals and businesses will be allowed to participate and take over another area of the cannabis space. This should be an opportunity for minorities, like females, to contribute and have a real chance to participate.

KRISTIN ALLMAN, Director of Development for Las Vegas NORML (National Organization for the Reform of Marijuana Laws), stated that she would like this to be open to all participants and this is a safety issue, and people need a safe place to consume. She thought this was a step in the right direction.

TONY STATEN stated that he works in hospitality and has clients come in from out of town, and he hoped that a bill would pass so tourists know where they can consume.

MR. SCOTT stated that he knew the Nevada Resort Association and some casinos were not in favor of this ordinance and are proposing the unprecedented 1,500-foot distance separation; the proposed ordinance currently mandates that social use venues cannot be located on any property in a Gaming Enterprise District. Staff has not received any objections from the Gaming Control Board regarding the ordinance. Currently, the proposed ordinance mandates a 1,000-foot distance separation from a school and 300 feet from protected uses such as parks, churches and recreational facilities, which would mean that casinos are more protected than parks, churches and child facilities. However, casinos are not considered a protected use in the code. MR. SCOTT opined that the City would be in an indefensible position to recognize and validate that as a protected use. Additionally, the Planning Department created a map that shows dispensaries' proximities to casinos, and staff has never been asked for that map. There is a dispensary within 30 feet of a casino, and to require a distance separation requirement for a social use venue, which is a benign use compared to a dispensary did not seem logical. MR. SCOTT opined that this ordinance is not being rushed as it has been in the works for over two years and does not give anyone a right to have a social use venue, just an ability to apply for one.

COUNCILWOMAN FIORE appreciated the clarification by MR. SCOTT. She thought it was important to understand that in 2013 when the State passed the bill with medical marijuana dispensaries turning retail, they did not look ahead to make sure they were not creating criminals by not providing an outlet for consumption. She supported this bill for criminal justice reform. She respects casinos, and they are a large industry and amazing individuals. However, GOVERNOR STEVE SISOLAK is pro marijuana, and he appoints the Gaming Commissioners and the Chair. The Councilwoman felt there was no threat to any casinos because of the consumption lounges. She said that she was an advocate for the 12-month test period and allowing non problematic dispensaries to have the lounges during that timeframe.

COUNCILMAN CREAR stated that there is a need for social use venues as it allows tourists a legal and regulated place to smoke products that are legal in Nevada. This would help the issue of people smoking in hotel rooms, cars, parks and other areas. The Councilman stated that he visited dispensaries and social use venues in Northern California that mitigate the odor very well. He did believe there should be a distance separation from casinos but those current licensed dispensaries that are already operating within the separation area should be grandfathered.

COUNCILMAN ANTHONY was happy with the way the marijuana industry has grown in Clark County, and the reason there are no problems is because the Council took their time and got everyone involved. The State will weigh in on this whether it is a bill or the Governor's task force. He believed they should take a regional approach to this involving Clark County, Henderson and North Las Vegas. The Councilman said that there will be consumption lounges, but this is not an emergency. He felt the bill needs to die, and they need to start over. He would not support this.

COUNCILWOMAN TARKANIAN did not believe in recreational marijuana. She supported marijuana because that is what the people voted for.

COUNCILMAN COFFIN stated that this has been a long two-year process, and out of respect for Metro, liquor was removed from the bill. He said that marijuana has accounted for very few fatal accidents. The Councilman addressed the request to have separation from casinos and the comment regarding not seeing a map of licensed dispensary locations noting that the casinos could have made their own maps as they have access to the same information as staff. He asked if the Proposed First Amendment 4-8 included a distance separation requirement, and MS. ADELBAI-HURD replied that it did not, but it kept social use venues off of restricted gaming parcels and grandfathered existing licensed dispensaries.

DEPUTY CITY ATTORNEY JEFF DOROCAK read the Proposed First Amendment 4-8 with amendments.

MS. ADELBAI-HURD requested that language regarding the one-year provision allowing only dispensaries to apply during that time be clarified.

COUNCILMAN COFFIN clarified for COUNCILWOMAN TARKANIAN that there would be a requirement for 1,000-foot distance separation. MR. SCOTT explained that to have an increased distance separation, there would have to be rationale as to why a casino use should be better protected than uses such as a church or child facility.

Second reading and Bill adopted as introduced as Ordinance No. 6684.

NOTE: MAYOR GOODMAN abstained from voting as this item pertains to marijuana related business, and one of her sons is involved in that industry.

Motion made by Bob Coffin to Approve as a First Amendment

Passed For: 4; Against: 1; Abstain: 1; Did Not Vote: 0; Excused: 0

For-Lois Tarkanian, Bob Coffin, Michele Fiore, Cedric Crear; Against-Stavros Anthony; Abstain-Carolyn Goodman;

58. Bill No. 2019-7 - ABEYANCE ITEM - For possible action - Amends LVMC 19.06.060 to reduce the minimum lot size for development within the R-E Zoning District from twenty thousand square feet to eighteen thousand square feet. Sponsored by: Councilwoman Michele Fiore

Minutes:
Second reading and Bill adopted as introduced as Ordinance No. 6685.

Motion made by Stavros Anthony to Approve

Passed For: 5; Against: 1; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Carolyn Goodman, Lois Tarkanian, Bob Coffin, Stavros Anthony, Michele Fiore; Against-Cedric Crear;

59. Bill No. 2019-12 - For possible action - Amends the Town Center Development Standards Manual to allow the use “Marijuana Dispensary” in specified land use districts by means of special use permit, and adopts clarifying language regarding the waivability of certain special use permit requirements. Sponsored by: Councilwoman Michele Fiore

Minutes:
Second reading and Bill adopted as introduced as Ordinance No. 6686.
NOTE: MAYOR GOODMAN abstained from voting as this item pertains to marijuana related business, and one of her sons is involved in that industry.

Motion made by Stavros Anthony to Approve

Passed For: 5; Against: 0; Abstain: 1; Did Not Vote: 0; Excused: 0
For-Lois Tarkanian, Bob Coffin, Stavros Anthony, Michele Fiore, Cedric Crear; Abstain-Carolyn Goodman;

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.

60. Bill No. 2019-13 - Ordinance concerning the City of Las Vegas, Nevada, Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance FY2020); providing for the payment of the costs and expenses of maintaining street beautification improvements; assessing the cost of maintenance against the assessable lots, tracts, and parcels of land benefited by said maintenance. Proposed by: Mike Janssen, Director of Public Works

Minutes:
Recommendation noted.

5/15/2019 Council Agenda

61. Bill No. 2019-14 - Ordinance concerning the City of Las Vegas, Nevada, Special Improvement District No. 1516 - Fremont Street Maintenance District FY2020 (Las Vegas Boulevard to 8th Street); providing for the payment of the costs and expenses of a Neighborhood Improvement Project, assessing the cost of the project against the assessable lots, tracts, and parcels of land benefited by said improvements. Proposed by: Mike Janssen, Director of Public Works - Ward 3 (Coffin)

Minutes:
Recommendation noted.

5/15/2019 Council Agenda

CLOSED SESSION

62. Closed Session - Upon a duly carried motion, a closed meeting is called in accordance with NRS 241.030 to discuss the City Auditor's Annual Performance Review

Minutes:
This item was heard subsequent to Item 10.

MAYOR GOODMAN announced that the City Council would be going into a Closed Session, and upon reconvening would resume with Item 13. The meeting reconvened at 11:08 a.m.

Motion made by Stavros Anthony to recess to Closed Session

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 1
For-Cedric Crear, Stavros Anthony, Carolyn Goodman, Bob Coffin, Michele Fiore; Excused-Lois Tarkanian

Motion made by Bob Coffin to reconvene from Closed Session

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

NOT TO BE HEARD BEFORE 11 A.M. - 63 THROUGH 82

BUSINESS ITEMS - 11 A.M. Session

63. Any items from the 11 A.M. session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time.

Minutes:
COUNCILMAN ANTHONY read the items for action.

MAYOR GOODMAN asked about the difference between tabling an item and holding it in abeyance, and ASSISTANT CITY ATTORNEY BRYAN SCOTT explained that tabling holds the item in limbo, and abeyance holds the item to a date certain. He confirmed for MAYOR GOODMAN that an item that is tabled could stay in limbo for six months. ROBERT SUMMERFIELD, Director of Planning, added that tabling requires renotification, which the applicant pays for, prior to the item being heard.

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Item 70 as it pertains to marijuana related business, and her son is involved in that industry.

Motion made by Stavros Anthony to Table Items 65-67 and 70 and Hold in abeyance Items 71-75 to 6/5/2019 and Item 77 to 6/19/2019

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Carolyn Goodman, Lois Tarkanian, Bob Coffin, Stavros Anthony, Michele Fiore, Cedric Crear;

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 - ONE MOTION/ONE VOTE

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

64. EOT-75809 - EXTENSION OF TIME - SITE DEVELOPMENT PLAN REVIEW - NONPUBLIC HEARING - APPLICANT/OWNER: 1215 S. LAS VEGAS BLVD, LLC, ET AL - For possible action on a request for an Extension of Time of an approved Site Development Plan Review (SDR-68404) FOR A PROPOSED 15-STORY MIXED-USE DEVELOPMENT CONSISTING OF 370 RESIDENTIAL UNITS AND 16,060 SQUARE FEET OF RETAIL SPACE on 3.63 acres at 1213 and 1215 South Las Vegas Boulevard and 516 Park Paseo (APNs 162-03-112-022, 028, 029 and 033), C-2 (General Commercial) Zone, Ward 3 (Coffin). Staff recommends APPROVAL.

Minutes:
ROBERT SUMMERFIELD, Director of Planning, stated that everything was in order for this item.

COUNCILMAN COFFIN stated that he understood that part of the building would be lowered on the boulevard, increasing the density in the center and leaving the areas next to the neighborhoods as designed and approved.

Motion made by Bob Coffin to Approve the One Motion One Vote Agenda subject to conditions

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Carolyn Goodman, Lois Tarkanian, Bob Coffin, Stavros Anthony, Michele Fiore, Cedric Crear;

PLANNING - DISCUSSION

65. GPA-75230 - ABEYANCE ITEM - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT: FF SERIES HOLDINGS, LLC - OWNER: FF SERIES HOLDINGS, LLC AND MABUHAY COML INVEST 4, LLC - For possible action on a request for a General Plan Amendment FROM: O (OFFICE) TO: SC (SERVICE COMMERCIAL) on 3.20 acres at the northeast and southeast corners of Bilpar Road and Tenaya Way (APNs 125-22-804-001 and 125-22-801-011), Ward 6 (Fiore) [PRJ-75178]. The Planning Commission failed to obtain a super majority vote which is tantamount to a recommendation of DENIAL. Staff recommends APPROVAL.

Minutes:
See Item 63 for related discussion and Items 66 and 67 for related backup.

Motion made by Stavros Anthony to Table Items 65-67 and 70 and Hold in abeyance Items 71-75 to 6/5/2019 and Item 77 to 6/19/2019

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

66. ZON-75231 - ABEYANCE ITEM - REZONING RELATED TO GPA-75230 - PUBLIC HEARING - APPLICANT: FF SERIES HOLDINGS, LLC - OWNER: FF SERIES HOLDINGS, LLC AND MABUHAY COML INVEST 4, LLC - For possible action on a request for a Rezoning FROM: O (OFFICE) TO: C-1 (LIMITED COMMERCIAL) on 3.20 acres at the northeast and southeast corner of Bilpar Road and Tenaya Way (APNs 125-22-804-001 and 125-22-801-011), Ward 6 (Fiore) [PRJ-75178]. The Planning Commission (4-0 vote) and Staff recommend APPROVAL.

Minutes:
See Item 63 for related discussion and Items 65-67 for related backup.

Motion made by Stavros Anthony to Table Items 65-67 and 70 and Hold in abeyance Items 71-75 to 6/5/2019 and Item 77 to 6/19/2019

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

67. SDR-75238 - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-75230 AND ZON-75231 - PUBLIC HEARING - APPLICANT: FF SERIES HOLDINGS, LLC - OWNER: MABUHAY COML INVEST 4, LLC - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 7,350 SQUARE-FOOT COMMERCIAL BUILDING WITH DRIVE THROUGH on 1.21 acres at the southeast corner of Bilpar Road and Tenaya Way (APN 125-22-804-001), O (Office) Zone [PROPOSED: C-1 (Limited Commercial)], Ward 6 (Fiore) [PRJ-75178]. The Planning Commission (4-0 vote) and Staff recommend APPROVAL.

Minutes:
See Item 63 for related discussion and Items 65-67 for related backup.

Motion made by Stavros Anthony to Table Items 65-67 and 70 and Hold in abeyance Items 71-75 to 6/5/2019 and Item 77 to 6/19/2019

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

68. SUP-75033 - ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT/OWNER: PRECISION ASSETS - For possible action on a request for a Special Use Permit FOR A PROPOSED SHORT-TERM RESIDENTIAL RENTAL USE at 308 Wisteria Avenue (APN 138-36-115-046), R-1 (Single Family Residential) Zone, Ward 1 (Tarkanian) [PRJ-75032]. The Planning Commission (6-0-1 vote) and Staff recommend APPROVAL.

Minutes:
MAYOR GOODMAN declared the Public Hearing open.

NATHAN TAYLOR appeared representing the applicant and requested that the Council follow staff's and the Planning Commission's recommendations for approval. He informed the Council that the property owner is local and will be managing the property and adhering to all City codes and ordinances related to short-term rentals. Additionally, they will be installing security cameras, noise monitors and the Party Squasher, which will show how many active cell phones are on the property. They held a neighborhood meeting, and only one person was in attendance; that neighbor had some concerns, which were successfully addressed by the applicant. MR. TAYLOR indicated that the applicant will be going through the short-term rental training at CSN (College of Southern Nevada). He also noted that they would accept a condition of a six-month administrative review.

MAYOR GOODMAN stated that that the applicant would have to relinquish the short-term rental privilege if they sell the property, and MR. TAYLOR confirmed that the applicant understood that.

ROBERT SUMMERFIELD, Director of Planning, reported that the applicant proposed to operate a non-owner occupied three-bedroom short-term residential rental unit that meets all minimum Special Use Permit (SUP) requirements in Title 19.12 as they existed at the time of this application being submitted; therefore, staff recommended approval with Condition 2 requiring the expungement MAYOR GOODMAN spoke of if the property is sold. Additionally, Condition 1 from the Planning Commission is that an administrative review be conducted six months from issuance of a business license.

MARY McELHONE, Deputy Director of Planning, reported that there has been no short-term rental activity identified at this property, and there are no concerns associated with this location at this time.

COUNCILWOMAN TARKANAN expressed concern about having businesses in residential areas where there are children, and there is a playground, church and fire station in the area. Additionally she reviewed the protest and support numbers and noted that there were more people in protest than support, and she thought she should listen to the residents.

The Councilwoman moved for denial, and MAYOR GOODMAN opined that this seemed positive and asked if she would consider allowing the applicant to operate for six months, and then have the administrative review. COUNCILWOMAN TARKANIAN replied that she would not.

MAYOR GOODMAN asked about the neighborhood meeting where only one person attended, and MR. TAYLOR explained that the person was concerned about some weeds, so they took care of that right away.

COUNCILWOMAN TARKANIAN noted that this item had been held in abeyance three times, and MAYOR GOODMAN inquired about that. MR. TAYLOR explained that it was held the first time so they could hold a neighborhood meeting, and the second time because the notices did not go out on time.

MR. SUMMERFIELD affirmed that this was held in abeyance three times, and the item was first heard by the Council February 6, 2019.

MAYOR GOODMAN asked if there was any precedent of allowing a short-term rental to operate for six months or a year to evaluate the operation, and MR. SUMMERFIELD replied in the affirmative and explained that many of the short-term rentals have the additional condition for required review, and if there are issues during that review period the applicant would be brought before the Council regarding their SUP. There have been a couple that have had multi-stage reviews that were required to have reviews every six months. MAYOR GOODMAN asked where the owner of the property lives, and MR. TAYLOR did not have the exact address but stated that the owner is a local business owner. MAYOR GOODMAN asked if the applicant had taken the course at CSN, and MR. TAYLOR replied that he would take the class prior to licensing.

COUNCILWOMAN TARKANIAN stated that she knows how the neighborhood feels, and this is a tenuous neighborhood that does not need any more problems. MAYOR GOODMAN stated that she understood how short-term rentals could be disruptive to neighborhoods, and most of the time she is opposed to them.

However, this one is compliant and has recommendations for approval, and if they make mistakes or disrupt the neighborhood, they can no longer operate.

MAYOR GOODMAN asked if this was the applicant's only short-term rental, and MR. TAYLOR replied that they have another one that was approved in Ward 3. MR. SUMMERFIELD indicated that staff did not have any information regarding that short-term rental at this meeting.

MAYOR GOODMAN asked COUNCILWOMAN TARKANIAN about abeying this item for two weeks so MS. McELHONE could get a report to the Councilwoman regarding the applicant's other short-term rental and the Councilwoman could be physically present at the meeting. The Councilwoman wished to move for denial.

MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Lois Tarkanian to Deny

Passed For: 5; Against: 1; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Lois Tarkanian, Bob Coffin, Stavros Anthony, Michele Fiore, Cedric Crear; Against-Carolyn Goodman;

69. SUP-75204 - ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT/OWNER: MONET MONI MANSANO, ET AL - For possible action on a request for a Special Use Permit FOR A PROPOSED 18-UNIT HOTEL, MOTEL OR HOTEL SUITES USE on 0.53 acres at 846 East Sahara Avenue (APN 162-03-801-107), C-1 (Limited Commercial) Zone, Ward 3 (Coffin) [PRJ-75054]. The Planning Commission (7-0 vote) and Staff recommend DENIAL.

Minutes:
MAYOR GOODMAN declared the Public Hearing open.

ERIC ASTRAMECKI appeared and introduced their architect, ZACH BROYLES. MR. ASTRAMECKI said that they had provided updated plans to the City and were open to feedback, and they were eager to work with the City to make this project successful.

ROBERT SUMMERFIELD, Director of Planning, reported that this item was held in abeyance at the March 6, 2019 City Council meeting to allow the applicant time to revise the project's floor plans at the direction of the City Council. While the Hotel use would be a compatible use for the site and the applicant has submitted revised floor plans, they are still insufficient for staff to determine that the use is consistent with the overall objectives of the Master Plan. He mentioned that if this was approved, the applicant would need to submit for building permits for tenant improvements and satisfy all ADA (Americans with Disabilities Act) requirements. If their plans are not in substantial conformance to what is on record at this meeting, they will have to do an amendment to the entitlement, and depending on the extent, that could allow them to do that administratively as there are still a few floor plan issues including accessing one room from another room that should be a private room. Therefore, staff still recommended denial as there is not a final version of the floor plan, but acknowledged that the applicant has work to do through the permitting process. The plans can be amended as they submit those as they are internal floor plans.

MAYOR GOODMAN recalled this being similar to a dormitory, and asked why the floor plans are not required at this time. MR. SUMMERFIELD explained that a condition could be added that revised floor plans that address the ongoing issue with regard to access of the rooms be submitted prior to submitting for building permits.

COUNCILMAN COFFIN thought that MR. SUMMERFIELD had a good solution to this unusual issue. He explained that this will be a small boutique hotel where people with common interests will rent together and hold conferences in a non-gaming atmosphere. It does not fit all of the requirements of the code; however, he thought this could be approved with the solution MR. SUMMERFIELD provided. MR. SUMMERFIELD read the additional condition for the record.

COUNCILMAN COFFIN stated that the hotel could not open until they received approvals as MR. SUMMERFIELD had stated. MR. ASTRAMECKI acknowledged that and pointed out that there is only one instance where one bedroom goes into another; it is set as a suite, and they will work with Planning to make sure the design meets the requirements.

MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Bob Coffin to Approve subject to conditions and adding the following condition as read for the record:

A. Revised Floor Plans, to the satisfaction of the Planning Department, shall be submitted for review and approval prior to submission of Building Permits.

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

For-Carolyn Goodman, Lois Tarkanian, Bob Coffin, Stavros Anthony, Michele Fiore, Cedric Crear;

70. SUP-75313 - ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: HAVE A HEART LAS VEGAS, LLC - OWNER: TWISTED WILLOW INVESTMENTS, LLC - For possible action on a request for a Special Use Permit FOR A PROPOSED 20,225 SQUARE-FOOT MARIJUANA DISPENSARY USE at 2401 West Bonanza Road, Suite B to Q (APN 139-29-813-005), C-2 (General Commercial) Zone, Ward 5 (Crear) [PRJ-75151]. The Planning Commission (3-2-1 vote) recommends DENIAL. Staff recommends APPROVAL.

Minutes:
See Item 63 for related discussion.

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting as this item pertains to marijuana related business, and her son is involved in that industry.

Motion made by Stavros Anthony to Table Items 65-67 and 70 and Hold in abeyance Items 71-75 to 6/5/2019 and Item 77 to 6/19/2019

Passed For: 5; Against: 0; Abstain: 1; Did Not Vote: 0; Excused: 0

For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Bob Coffin, Michele Fiore; Abstain- Carolyn Goodman;

71. GPA-75219 - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT: DR HORTON, INC. - OWNER: ALEKSANDRA BARBIER LIVING TRUST - For possible action on a request for a General Plan Amendment FROM: RNP (RURAL NEIGHBORHOOD PRESERVATION) TO: L (LOW DENSITY RESIDENTIAL) on 5.00 acres at the southwest corner of Centennial Parkway and Jensen Street (APN 125-30-101-006), Ward 6 (Fiore) [PRJ-75024]. The Planning Commission (6-0 vote) and Staff recommend APPROVAL. NOTE: THE REQUEST WAS AMENDED AT PLANNING COMMISSION FROM: RNP (RURAL NEIGHBORHOOD PRESERVATION) TO: R (RURAL)

Minutes:
See Item 63 for related discussion and Items 72-75 for related backup.

Motion made by Stavros Anthony to Table Items 65-67 and 70 and Hold in abeyance Items 71-75 to 6/5/2019 and Item 77 to 6/19/2019

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

For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

72. ZON-75220 - REZONING RELATED TO GPA-75219 - PUBLIC HEARING - APPLICANT: DR HORTON, INC. - OWNER: ALEKSANDRA BARBIER LIVING TRUST - For possible action on a request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-1 (SINGLE FAMILY RESIDENTIAL) on 5.00 acres at the southwest corner of Centennial Parkway and Jensen Street (APN 125-30-101-006), Ward 6 (Fiore) [PRJ-75024]. Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL.

Minutes:
See Item 63 for related discussion and Items 71-75 for related backup.

Motion made by Stavros Anthony to Table Items 65-67 and 70 and Hold in abeyance Items 71-75 to 6/5/2019 and Item 77 to 6/19/2019

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

For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

73. VAR-75221 - VARIANCE RELATED TO GPA-75219 AND ZON-75220 - PUBLIC HEARING - APPLICANT: DR HORTON, INC. - OWNER: ALEKSANDRA BARBIER LIVING TRUST - For possible action on a request for a Variance TO ALLOW A 43-FOOT WIDE PRIVATE STREET WITHOUT A GATE, SIDEWALK ON ONE SIDE WHERE A 47-FOOT WIDE STREET WITH SIDEWALK ON BOTH SIDES IS REQUIRED, AND A CONNECTIVITY RATIO OF 1.0 WHERE 1.30 IS REQUIRED on 5.00 acres at the southwest corner of Centennial Parkway and Jensen Street (APN 125-30-101-006), R-E (Residence Estates) Zone [PROPOSED: R-1 (Single Family Residential)], Ward 6 (Fiore) [PRJ-75024]. Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL.

Minutes:
See Item 63 for related discussion and Items 71-75 for related backup.

Motion made by Stavros Anthony to Table Items 65-67 and 70 and Hold in abeyance Items 71-75 to 6/5/2019 and Item 77 to 6/19/2019

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

For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

74. VAC-75222 - VACATION RELATED TO GPA-75219, ZON-75220 AND VAR-75221 - PUBLIC HEARING - APPLICANT: DR HORTON, INC. - OWNER: ALEKSANDRA BARBIER LIVING TRUST - For possible action on a request for a Petition to Vacate U.S. Government Patent Easements generally located at the southwest corner of Centennial Parkway and Jensen Street (APN 125-30-101-006), Ward 6 (Fiore) [PRJ-75024]. The Planning Commission (6-0 vote) and Staff recommend APPROVAL.

Minutes:
See Item 63 for related discussion and Items 71-75 for related backup.

Motion made by Stavros Anthony to Table Items 65-67 and 70 and Hold in abeyance Items 71-75 to 6/5/2019 and Item 77 to 6/19/2019

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

For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

75. TMP-75223 - TENTATIVE MAP RELATED TO GPA-75219, ZON-75220, VAR-75221 AND VAC-75222 - CENTENNIAL JENSEN 5 - PUBLIC HEARING - APPLICANT: DR HORTON, INC. - OWNER: ALEKSANDRA BARBIER LIVING TRUST - For possible action on a request for a Tentative Map FOR AN 18-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION WITH WAIVERS TO ALLOW NO INTERIOR OR EXTERIOR STREETLIGHTS WHERE SUCH IS REQUIRED, DEFERRAL OF OFFSITE IMPROVEMENTS ON REGENA AVENUE AND JENSEN STREET AND A 184-FOOT EXTERNAL INTERSECTION OFFSET WHERE 220 FEET IS REQUIRED on 5.00 acres at the southwest corner of Centennial Parkway and Jensen Street (APN 125-30-101-006), R-E (Residence Estates) Zone [PROPOSED: R-1 (Single Family Residential)], Ward 6 (Fiore) [PRJ-75024]. Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL.

Minutes:
See Item 63 for related discussion and Items 71-75 for related backup.

Motion made by Stavros Anthony to Table Items 65-67 and 70 and Hold in abeyance Items 71-75 to 6/5/2019 and Item 77 to 6/19/2019

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

For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

76. WVR-75946 - WAIVER - PUBLIC HEARING - APPLICANT: BRECKENRIDGE GROUP LAS VEGAS NEVADA, LLC - OWNER: CITY PARKWAY V, INC. - For possible action on a request for a Waiver of the SYMPHONY PARK DISTRICT DESIGN STANDARDS on 4.2 acres at the northeast corner of Symphony Park Avenue and City Parkway (APN 139-34-110-012), PD (Planned Development) Zone, Ward 5 (Crear) [PRJ-75929]. The Planning Commission (6-0 vote) and Staff recommend APPROVAL.

Minutes:
MAYOR GOODMAN declared the Public Hearing open.

PATRICK BRENNAN, Aspen Heights Partners, and CRISTI LANDRUM, Architect from CallisonRTKL, appeared.

ROBERT SUMMERFIELD, Director of Planning, reported that the Symphony Park Design Standards require buildings to be of a sustainable level of LEED (Leadership in Energy and Environmental Design) or greater. The proposed project's HVAC system design meets or exceeds both the LEED standard in effect at the time the Symphony Park Design Standards were adopted as well as the American Society of Heating, Refrigerating and Air Conditioning Engineers) Standard 90.1-2004 thresholds that are identified in the Symphony Park Design Standards. MR. SUMMERFIELD stated that staff concurred with the findings of the Symphony Park Design Review Committee and recommended approval of this request.

MR. BRENNAN explained that MS. LANDRUM would discuss the LEED requirements and why they become a burden on the project. He added that they have far exceeded the intent of the design guidelines, and the LEED requirements that have been converted to LEED Version 4.0 far exceed the original concept of the design guidelines for Symphony Park.

MS. LANDRUM stated that the original guidelines within Symphony Park were from 2004, and building and energy codes have changed since then. They did an energy model with their MEP (Mechanical, Electrical and Plumbing) engineer based on the 2018 IECC (International Energy Conservation Code), and she displayed the findings which show that they exceed the requirements by more than 18 percent, and they believe they exceed the 2004 requirement by 20 to 25 percent.

MAYOR GOODMAN asked MS. LANDRUM if they could see the design, and MS. LANDRUM displayed an exhibit that showed their parcels, N and O1, and she explained that it includes a public park as well as two private courtyards.

MS. LANDRUM stated that they typically base their initial designs on LEED; however, LEED Version 4 has so many unknowns that they have been unsuccessful in having any certified LEED projects to date. She added that there is an article on the Green Building Services Education website that says that as of April 2018, less than 400 projects had been certified, and their LEED consultant indicated that less than 10 percent of those certified were multi-family projects. MS. LANDRUM also discussed the Commissioning line item under the Energy and Atmosphere section. She explained that it is a direct line item add to the construction cost budget, and said they have yet to find the wood-frame low-rise multi-family residential building projects that could support the cost of the Commissioning fee, which is why they are requesting the LEED waiver.

MAYOR GOODMAN inquired if it was just a financial decision, and MR. BRENNAN replied that it is a combination of a financial impact to the property and many complications with an approval of LEED itself. They have worked with two green specialists and consultants with this and another project that have the same issues due to the multi-family, wood framing construction. He said that it is very difficult for the experts to identify if this is achievable within the current LEED 4.0 requirements.

MAYOR GOODMAN inquired about the elevation of the project, and MR. BRENNAN displayed the elevation and pointed out the ground units and the retail space, which will be 4,295 square feet for a proposed restaurant with approximately 3,000 square feet of outdoor space.

COUNCILMAN CREAR concurred with the Planning Commission's and staff's recommendation of approval.

MAYOR GOODMAN asked when they would be breaking ground and how long it would take to complete, and MR. BRENNAN replied that they are in the final stages of the permitting process and will take about 20 months to construct.

MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Cedric Crear to Approve

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Carolyn Goodman, Lois Tarkanian, Bob Coffin, Stavros Anthony, Michele Fiore, Cedric Crear;

77. SUP-75722 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: CWNEVADA - OWNER: L CHAIM 24 FREMONT PROPERTIES, LLC - For possible action on a request for a Special Use Permit FOR A PROPOSED 3,600 SQUARE-FOOT MARIJUANA DISPENSARY USE in a portion of 2424 South Las Vegas Boulevard (APN 162-04-812-002), C-2 (General Commercial) Zone, Ward 3 (Coffin) [PRJ-75666]. The Planning Commission (4-0-2 vote) and Staff recommend APPROVAL.

Minutes:
See Item 63 for related discussion.

Motion made by Stavros Anthony to Table Items 65-67 and 70 and Hold in abeyance Items 71-75 to 6/5/2019 and Item 77 to 6/19/2019

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Cedric Crear, Stavros Anthony, Lois Tarkanian, Carolyn Goodman, Bob Coffin, Michele Fiore;

78. ROC-76058 - REVIEW OF CONDITION - PUBLIC HEARING - APPLICANT/OWNER: ALON ELIAS - For possible action on a request for a Review of Condition of an approved Variance (VAR-74068) TO REMOVE CONDITION NUMBER 1, WHICH STATES, "ALL UNPERMITTED CONSTRUCTION MUST OBTAIN A BUILDING PERMIT OR BE REMOVED WITHIN 60 DAYS OF THIS APPROVAL. THE APPLICANT SHALL HAVE 30 DAYS TO HAVE A FINAL INSPECTION APPROVED FOLLOWING THE ISSUANCE OF THE BUILDING PERMIT, UNLESS EXTENDED BY THE BUILDING OFFICIAL" on 0.19 acres at 4000 San Joaquin Avenue (APN 162-07-515-005), R-1 (Single Family Residential) Zone, Ward 1 (Tarkanian) [PRJ-75630]. Staff recommends DENIAL.

Minutes:
MAYOR GOODMAN declared the Public Hearing open.

CHAD WALKER appeared representing the applicant and stated that he was with the contractor that was hired to get this project permitted and finished. MR. WALKER stated that when they obtained the Variance and tried to get permits, they were informed that part of the project may have already been permitted. Throughout the process, they found out that permits had been obtained and there were inspections, but nothing was finalized. They had to change the plans again, and when seeking the permits, they were two days past the conditioned timeframe and were informed they had to go through this City Council process. He stated that everything has been submitted, but they need approval to remove the condition so they can get building permits.

ROBERT SUMMERFIELD, Director of Planning, reported that this request to eliminate the condition would not alleviate the applicant from obtaining building permits or receiving final inspection. It would move the application out of conformance with the original intent of the approval, which is why staff recommended denial. The applicant has submitted for building permits. Staff supports removing the condition but always supports the Council, and the Council set the original timeframes, which is why staff originally recommended denial.

MAYOR GOODMAN asked if staff met with COUNCILWOMAN TARKANIAN, and MR. SUMMERFIELD replied that this recently came to his attention, and the Councilwoman had not had an opportunity to be briefed on this item. He felt that the applicant would continue with this process noting that without achieving the final inspection, their Variance would not be executed, and they would still be in violation of the Code. He believed the goal was to remove the condition to allow the applicant to finish or to establish a new timeframe to allow staff to complete a review and then issue permits and allow them to complete the project.

COUNCILWOMAN TARKANIAN asked if the applicant agreed to that, and MR. WALKER replied that he was concerned about the timeframe because the structure is already built and was permitted in the 1960's, so the inspection process may take longer.

MR. SUMMERFIELD read a draft condition for the record that takes into account the applicant's concern about the permit review process and explained that if the inspections indicated there were additional issues, the City's building official would be able to extend the deadline administratively; otherwise, they would have 30 days from issuance of building permits to complete the project. In response to COUNCILWOMAN TARKANIAN'S comments, MR. SUMMERFIELD read the revised additional condition for the record.

MR. WALKER agreed to the condition but inquired if they would need to request an extension of the building official or if that is part of the process, and if the timeframe was from issuance of permit. MR. SUMMERFIELD confirmed that the timeframe is from issuance of permit and out of an abundance of caution, he would advise the applicant to contact the building official if there are any delays in the process to make sure it is appropriately noted. MR. WALKER confirmed for MAYOR GOODMAN that he was in agreement.

MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Lois Tarkanian to Approve subject to conditions and adding the following condition as read for the record:

A. All unpermitted construction must obtain a building permit or be removed within 60 days of the approval of this Review of Condition. The applicant shall have 30 days to have a final inspection approved following the issuance of the building permit, unless extended by the Building Official.

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
For-Carolyn Goodman, Lois Tarkanian, Bob Coffin, Stavros Anthony, Michele Fiore, Cedric Crear;

79. RQR-74666 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT/OWNER: NORTH LAMB QALICB, LLC - For possible action on a Required Review of an approved Special Use Permit (SUP-64430) FOR A PUBLIC OR PRIVATE SCHOOL, PRIMARY USE at 900 North Lamb Boulevard (APN 140-30-601-016), C-1 (Limited Commercial) Zone, Ward 3 (Coffin) [PRJ-75795]. Staff recommends APPROVAL.

Minutes:
MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY BOB GRONAUER appeared representing the charter school, Futuro Academy, and stated that the City Council approved this a couple of years ago. He pointed out that the staff report indicated they would have 325 students, but he clarified that they would be increasing the student population from 300 to 350. He also noted that Condition 5 allows them to have 475 students. MR. GRONAUER requested that Condition 1 be deleted as he did not believe they needed further reviews on the property as there have been no issues that they are aware of with respect to the operation of the facility. He requested approval with the deletion of Condition 1.

MAYOR GOODMAN asked ROBERT SUMMERFIELD, Director of Planning, if he agreed to removal of the condition, and he replied that after conferring with Public Works, staff was in support of removing Condition 1.

COUNCILMAN COFFIN stated that the condition has been met for the past two years and they do not receive complaints regarding the Futuro Academy. This only concern with this first-class charter school was regarding parking and dropping off and picking up kids from school, but that has not been a problem. He was in support of removing the condition.

MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Bob Coffin to Approve subject to conditions and deleting Condition 1

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 1
For-Cedric Crear, Stavros Anthony, Carolyn Goodman, Bob Coffin, Michele Fiore; Excused-Lois Tarkanian

SET DATE

80. 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.

Appeal for DIR-76382; Waiver and Reduction - 1000 Bracken Avenue and 1240 South 17th Street - 5/15/2019 Council Agenda

CITIZENS PARTICIPATION

81. 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:
STANLEY WASHINGTON stated that he personally handed out the Construction Career Showcase flyers at the Shepherd's Breakfast and at the Housing Authority. He expressed concern about the $30 million in funding and the Employment Plan for the World Market project and requested a meeting with CITY ATTORNEY BRAD JERBIC.

MR. WASHINGTON referred to the Opportunity Zone Expo, which costs $300 per ticket, and stated that he is organizing a conference for those who cannot afford to attend the Expo and invited MAYOR GOODMAN and COUNCILMAN CREAR to speak to the constituents.

COUNCIL MEMBER RECOGNITION

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

Minutes:
MAYOR GOODMAN and COUNCILMEMBERS COFFIN, FIORE and CREAR made final comments and announced the events taking place in their respective wards on various dates throughout the month of May. Some of the Councilmembers submitted flyers, which are attached as backup, regarding their events and points of interest

The meeting was recessed at 9:53 a.m., reconvened at 10:08 a.m., recessed at 10:10 a.m. to go into a Closed Session, reconvened at 11:08 a.m. and adjourned at 3:08 p.m.

Respectfully submitted:

____
Jacquie Miller, Deputy City Clerk

____
LuAnn D. Holmes, MMC, City Clerk

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This meeting was properly noticed and posted at the following locations:
City Hall, 495 South Main Street, 1st Floor
Clark County Government Center, 500 South Grand Central Parkway
Grant Sawyer Building, 555 East Washington Avenue
City of Las Vegas Development Services Center, 333 North Rancho Drive