

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



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

City Council Minutes

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

May 5, 2021
9:00 AM

CEREMONIAL MATTERS

1. Call to Order

Minutes:

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

Present: MAYOR GOODMAN and COUNCILMEMBERS ANTHONY (excused at 12:50 p.m.), FIORE, CREAR, KNUDSEN (excused until 9:33 a.m.), SEAMAN (excused at 12:30 p.m.) and DIAZ

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

2. Announcement Regarding: Compliance with Open Meeting Law

Minutes:

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

3. Invocation - Pastor Jason Adams, Reformation Lutheran Church

Minutes:

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

4. Pledge of Allegiance

Minutes:

MAYOR GOODMAN led the audience in the Pledge of Allegiance.

5. Recognition of the Citizen of the Month

Minutes:

This item was heard subsequent to Item 6.

COUNCILWOMAN SEAMAN asked that LAS VEGAS METROPOLITAN POLICE DEPARTMENT (LVMPD) OFFICER SHAY MIKALONIS' squad stand and introduce themselves. The Councilwoman then invited the Officer's stepfather, PATRICK NEVILLE, and father, GUY MIKALONIS, to the podium. As a daughter and wife of law enforcement officers, she said she knows how truly blessed as a community we are to be served by the men and women of the LVMPD. Unfortunately, sometimes that service comes at far too great a price. On June 1, 2020, OFFICER MIKALONIS paid that price by being wounded in the line of duty doing what he dedicated his

life to – protecting the community he loves. He moved to Las Vegas in 1991, and attended Arbor View High School and the University of Nevada, Las Vegas. His passions in life are his guitar, working out, hockey and the Vegas Golden Knights, but his biggest passion was as an officer with the LVMPD. The Councilwoman stated OFFICER MIKALONIS is the kind of officer who willingly worked the graveyard shift because he felt he was needed there and that he will forever be in the city's hearts and prayers as he continues his recovery. She wished for him and his family to know that the City of Las Vegas will be there for him whatever the need may be. She asked that his family accept the recognition of OFFICER MIKALONIS as the May 2021 City of Las Vegas Citizen of the Month.

MR. NEVILLE thanked the Councilwoman for the nomination and the Council for supporting such. He stated when informed of the award, OFFICER MIKALONIS was surprised and did not think he deserved it, but rather the other officers who saved his life that night, the ambulance crew and the professionals at UMC (University Medical Center) did. If not for these individuals, MR. NEVILLE said OFFICER MIKALONIS would not be here, and he would not be at this meeting expressing his thanks and gratitude to the Council. He again acknowledged the LVMPD squad and everyone who has supported OFFICER MIKALONIS throughout this whole endeavor. On behalf of LVMPD, UMC and AMR (American Medical Response), his family accepted this recognition with much gratitude.

COUNCILMAN ANTHONY stated he had the honor of working with MR. NEVILLE during his career with the LVMPD. He thought it was interesting to note that when retiring after a long career, one has somewhat of an idea of what they are going to do, and he wished to recognize MR. NEVILLE for deciding to dedicate his retirement to rehabilitating OFFICER MIKALONIS, which is a full-time job. This requires him being by his side every single day to make sure he gets everything he needs to get back to where he should be. MR. NEVILLE stated MR. MIKALONIS made this commitment as well.

MAYOR GOODMAN acknowledged OFFICER MIKALONIS' strength and courage and remarked how he gave of himself to protect the community every day and that he is beloved by that community and law enforcement. She spoke of race car driver SAM SCHMIDT, who lost the use of his limbs after a spinal cord injury, but who has done so much for spinal cord care and getting people involved. She recognized how difficult it must be for the family of OFFICER MIKALONIS, but because of the strength of his character and beauty of his heart and soul, she sees a future for him in continuing to make a contribution in making life better and stronger for those with spinal cord injuries. She expressed support for him from the Council and the entire community.

6. Recognition of Luv-It Frozen Custard

Minutes:

This item was heard subsequent to Item 4.

MAYOR GOODMAN announced the Council was happy to be able to reinstate the ceremonial portion of the agenda after more than a one-year hiatus, noting that the presentations will be made from the dais in order to adhere to social distancing requirements.

The Mayor invited SHARON TIEDEMANN, Luv-It Frozen Custard, to the podium, stating Luv-It Frozen Custard is one of the city's most iconic, family-owned businesses, and is known nationwide by those who have visited our city and tried frozen custard.

The business opened in 1973, has been operated by four generations of the same family since then and uses the same recipe that was used nearly 50 years ago. The Mayor shared a personal story of taking her children there as a family shortly after opening and still does so as adults with their spouses and grandchildren. Originally, sandwiches, chili and custard were served, but the demand was so great, they could not keep up and dropped everything from the menu but their custard. The custard is made fresh daily, and the shop goes through about 100 gallons a week. To recognize them for all they do for the community, a Proclamation was read and presented making May 5, 2021, Luv-It Frozen Custard Day in the city of Las Vegas. In addition, they were presented with a key to the city. The Mayor noted that a special banner would be placed outside of their business to acknowledge how special they are to the community, a depiction of which was displayed and is attached as backup. She thanked MS. TIEDEMANN for all of the work she and her family have put into the business and for being amazing community partners.

MS. TIEDEMANN stated her children's great grandmother came from Milwaukee, Wisconsin, and started the business in 1973, and they have been there ever since. They chose not to change anything, and although it is a lot of work, they still offer 50 different sundaes, 35 flavors of shakes, and two daily flavors. She was honored and appreciative to receive such recognition.

MAYOR GOODMAN mentioned the glowing reviews from out-of-town guests and that BRYCE HARPER, who plays for the Phillies, is one of their best customers.

COUNCILMAN CREAR also spoke about Luv-It Frozen Custard being an icon and his experiences going there. He commended them for not only being able to sustain the business, but to grow it as well.

A photograph was taken of MS. TIEDEMANN and her son to commemorate the recognition.

BUSINESS ITEMS - 9:30 A.M. SESSION

PUBLIC COMMENT

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

Minutes:

Prior to hearing Item 7, MAYOR GOODMAN asked COUNCILMAN KNUDSEN to speak about the award he received earlier in the day. The Councilman stated he received an award from Communities In Schools, which really belongs to the City of Las Vegas, staff at the Howard Lieburn Senior Center and his staff, DORIAN STONEBARGER, Special Assistant to Council, who made it possible for students and families of students in schools in the area to receive services such as dental care, food and healthcare during COVID-19. He said while he represents the City and the amazing community partners and gets to take the award home, everyone else does all of the work. Additionally, he noted the lei he was wearing was given to him by KARL CATARATA, Special Assistant to Council, to recognize Asian American and Pacific Islander Heritage Month, and represents trust, hope, honesty and friendship.

LISA MAYO-DeRISO submitted a letter of opposition from Save Red Rock related to Item 35. This letter was already submitted in the form of an e-comment, which can be found in the backup.

PATRICIA REID spoke in opposition to Item 35. She expressed concern with allowing up to 10 new bars and taverns with no distance requirements in two high-traffic areas, which would result in more drunk drivers on the road. She also worried about what precedent this might set with other adult-use applications that are always looking to expand. The distance requirements are in place to protect children, churches, parks and schools, and people, such as herself, rely on the municipal code regulations, as they cannot watchdog every application or Special Use Permit.

MAYOR GOODMAN thanked MS. REID for coming to the meeting, and indicated Item 35 was going to be stricken. She then asked CITY ATTORNEY BRYAN SCOTT about the possibility of announcing what is going to be stricken prior to Public Comment. MR. SCOTT stated a process could be implemented informing the public which items have been requested to be stricken or abeyed, but that action was not considered final until the item was voted on. The Mayor thought it would be helpful for that information to be online so the public did not have to make the trip to City Hall unnecessarily. MR. SCOTT stated something could be placed online as to the request, but reiterated that action is not certain until the Council votes on it. The Mayor directed staff to make that happen.

TASHIKA LAWSON spoke on Item 15 with regard to CDBG (Community Development Block Grant) funding. She stated Las Vegas does not receive as much funding as other large destination cities in the country and wondered if the public could seek funding to redevelop the distressed neighborhoods in the city. The Mayor asked KATHI THOMAS, Director of Community Services, to speak with MS. LAWSON to discuss how to get involved in the CDBG process.

CITY CLERK LUANN D. HOLMES read a statement regarding the e-comments process and announced this service will no longer be offered after the May 19, 2021, City Council meeting. The Mayor added e-comments were created and helped during the pandemic, but with people being able to come to the meeting in greater numbers to speak, it was decided to discontinue such. CITY MANAGER JORGE CERVANTES confirmed that the decision was made as capacity restrictions have been loosened.

BUSINESS ITEMS - 9:30 A.M. Session

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

Minutes:

COUNCILMAN ANTHONY read Bill No. 2021-16 to avoid any confusion as to which bill is being requested to be stricken. He noted many emails and letters were received with regard to this bill, and those would be made a part of the record.

Motion made by Stavros Anthony to Strike Item 35

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

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

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

Motion made by Stavros Anthony to Approve

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

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

CONSENT AGENDA

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

CITY ATTORNEY - CONSENT

10. For possible action to acknowledge the existence of the Findings of Fact and Conclusions of Law of the Nevada Attorney General's Office, including an Open Meeting Law violation by the City Council during its November 18, 2020 meeting

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

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Item 25 due to her son's involvement in the marijuana industry.

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

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

COMMUNITY SERVICES - CONSENT

11. For possible action to approve the submittal of the Draft version of the City of Las Vegas' FY 2021-2022 HUD Annual Action Plan that secures approximately \$10,195,767 in United States Department of Housing and Urban Development (HUD) funding and approximately \$1,228,898 in State of Nevada Home Investment Partnership

Funds and Account for Affordable Housing Trust Funds (AAHTF) totaling \$11,424,665 for housing, homeless, and community development activities - All Wards

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

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

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

12. For possible action to approve an allocation of \$2,166,457 in FY2021-2022 Housing Opportunities for Persons with AIDS (HOPWA) funds to the City of Las Vegas by the United States Department of Housing and Urban Development (HUD) to benefit low-income persons living with HIV/AIDS and their families - All Wards

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

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

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

13. For possible action to approve an allocation of \$2,287,072 in FY2021-2022 Home Investment Partnerships Program (HOME) funds by the United States Department of Housing and Urban Development (HUD), and estimated allocations of \$857,760 in Account for Affordable Housing Trust Fund (AAHTF), and \$371,138 in State HOME funds by the State of Nevada to the City of Las Vegas to build affordable housing - All Wards

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

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

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

14. For possible action to approve an allocation of \$446,850 in FY2021-2022 Emergency Solutions Grant (ESG) funds to the City of Las Vegas by the United States Department of Housing and Urban Development (HUD) for homeless prevention and outreach - All Wards

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

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

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

15. For possible action to approve an allocation of \$5,295,388 in FY2021-2022 Community Development Block Grant (CDBG) funds to the City of Las Vegas by the United States Department of Housing and Urban Development (HUD) for projects, programs, and services that benefit eligible individuals and families - All Wards

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

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

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

ECONOMIC AND URBAN DEVELOPMENT - CONSENT

16. For possible action to approve a First Amendment to Exclusive Negotiation Agreement (ENA) between the City of Las Vegas (City) and G2 Capital Devco, LLC dba G2 Capital Development (Developer) to extend the term to expire on September 15, 2021 - Ward 1 (Knudsen)

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

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

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

FINANCE - PURCHASING AND CONTRACTS - CONSENT

17. For possible action to approve award of Contract No. 210020-SK, Annual Requirements Contract for Inmate Foodservice, located at 3200 Stewart Avenue - Department of Public Safety - Award recommended to: TRINITY SERVICES GROUP, INC. (Not-to-Exceed \$1,560,000 Annually/Total Contract Not-to-Exceed \$7,800,000 - General Fund) - Ward 3 (Diaz)

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

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

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

18. For possible action to approve award of Amendment No. 1 to Contract No. 200013-JH, Prime Design Services contract for Lake Mead - Losee to Simmons - Street Rehab and Complete Street Upgrades - Department of Public Works - Award recommended to: HDR ENGINEERING, INC. (\$321,855 - Road and Flood Capital Projects Fund) - Ward 5 (Crear)

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

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

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

19. For possible action to approve the ratification of Master Subscription and Services Agreement No. 180157-PH, Workgroups DaVinci - Office of Communications - Award recommended to: METACOMMUNICATIONS, INC. (Original Award \$43,800/Annual Amount \$15,000 - General Fund) - All Wards

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

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

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

20. For possible action to approve award of Bid No. 21.MWA.044-JH, Flamingo-Boulder Highway North, Charleston-Maryland to Boulder Highway and Maryland Parkway System (Charleston-Maryland Storm Drain), located on Charleston Boulevard to Stewart Avenue, in 13th Street from Charleston Boulevard to Lewis Avenue, to the lowest responsive and responsible bidder - Department of Public Works - Award recommended to: LAS VEGAS PAVING CORPORATION (\$51,500,000 - Road and Flood Capital Projects Fund) - Wards 3 and 5 (Diaz and Crear)

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

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

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

21. For possible action to approve award of Contract No. 210213-JH, Prime Design Services Contract for Rampart Boulevard - Charleston Boulevard to Vegas Drive Roadway Improvements - Department of Public Works - Award recommended to: GCW, INC. (\$330,000 - Road and Flood Capital Projects Fund) - Ward 2 (Seaman)

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

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

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

22. For possible action to approve award of Contract No. 210205-JH, Prime Design Services Contract for East Las Vegas Community Center Improvements - located at 250 North Eastern Avenue - Department of Operations and Maintenance - Award recommended to: RICHARDSON WETZEL ARCHITECTS (\$110,570 - Parks and Leisure Activity Capital Projects Fund) - Ward 3 (Diaz)

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

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

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

PLANNING - CONSENT

23. For possible action to approve the ratification of the Commission for the Las Vegas Centennial funding allocation for the production of the Las Vegas Days Parade to be held on May 15, 2021 along Third Street between Garces Avenue and Charleston Boulevard and to approve the ratification of the award of \$110,000 to the City of Las Vegas' Department of Parks & Recreation - Ward 3 (Diaz)

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

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

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

24. For possible action to approve a Sign Components Loan & Display Agreement between the City of Las Vegas and the Neon Museum, located at 770 Las Vegas Boulevard North, regarding the display of three (3) sign components from the Blue Angel Motel statue and sign for a period of ten (10) years - Ward 5 (Crear)

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

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

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

PLANNING - BUSINESS LICENSING - CONSENT

25. For possible action to approve a Retail Cannabis Store License for CLEAR RIVER, LLC dba NEVADA MADE MARIJUANA at 7650 West Charleston Boulevard - Ward 1 (Knudsen)

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

NOTE: The video does not reflect the vote accurately, in that Mayor Goodman abstained from voting on Item 25 due to her son's involvement in the marijuana industry.

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

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

26. For possible action to approve a Tavern License for a Change of Ownership FROM: CSI: ADVANCED SCREENING SERVICES, LLC TO: THE STANDARD TAVERN, LLC dba THE STANDARD TAVERN at 8635 West Rome Boulevard, Suite #100 - Ward 1 (Knudsen)

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

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

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

27. For possible action to approve a Restricted Gaming License for THE STANDARD TAVERN, LLC dba THE STANDARD TAVERN at 8635 West Rome Boulevard, Suite #100 - Ward 1 (Knudsen)

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

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

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

PUBLIC WORKS - CONSENT

28. For possible action to approve the ratification of Interlocal Agreement P027-18-816A between the City of Las Vegas (CLV) and the State of Nevada Department of Transportation (NDOT) for Traffic Safety Engineering: Pedestrian Project Partnering process within the CLV at various locations more specifically described in the agreement (\$1,315,785.28 - Traffic Improvements Capital Project Fund [CPF]) - Wards 1, 3 and 5 (Knudsen, Diaz and Crear) [NOTE: This agreement supercedes Interlocal Agreement P027-18-816 approved at the February 20, 2019 Council Meeting, Item No. 39]

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

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

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

RESOLUTIONS - CONSENT

29. R-23-2021 - 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 Bella Tux Properties, LLC (Owner) located at 1605 East Charleston Boulevard (APN 139-35-413-026), to be in compliance with and in furtherance of the goals and objectives of the RDA - Ward 3 (Diaz) [NOTE: This item is related to RDA Item 4 (RA-6-2021)]

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

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

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

30. R-24-2021 - For possible action to approve a Resolution regarding the apportionment of surplus amounts remaining in the special fund created for the City of Las Vegas, Nevada, Special Improvement District (SID) No. 1478 Vegas Dr/Owens Ave (Rancho Dr to Tonopah Dr) - (Special Assessment - SID 1478 Vegas Dr/Owens Ave - Rancho Dr to Tonopah Dr - \$56,634.94) - Ward 5 (Crear)

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

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

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

DISCUSSION/ACTION ITEMS

BOARDS AND COMMISSIONS - DISCUSSION

31. Discussion for possible action regarding the reappointment of members to the Neighborhood Partners Fund Board from the following list of nominees: Neighborhood Representatives - Matt Tramp (Ward 1), Susy Farrah (Ward 3), Gail Qualey (Ward 4), David Kress (Ward 5), and Larry Schultz (Ward 6) and Staff Designees Brianna Ramirez (Ward 2), Ydoleena Yturralde (Ward 3), Sally Christensen (Ward 4), Tanya Jackson-Renter (Ward 5) and Chance Bonaventura (Ward 6) and the appointment of nominees Vicki Quinn (Mayor's Designee) and Jared Glover (Ward 2) as Neighborhood Representatives and Karl Catarata (Ward 1) as Staff Designee - All Wards

Motion made by Carolyn Goodman to Approve the reappointments and appointments as listed

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

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

32. Discussion for possible action regarding the reappointment of Mike Nolan to the Downtown Design Review Committee

Motion made by Carolyn Goodman to Approve the reappointment of Mike Nolan

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

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

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

33. Bill No. 2021-14 - ABEYANCE ITEM - For possible action - Amends LVMC 7.32.160 and 7.44.040 to update provisions regarding animal cruelty and related penalties. Sponsored by: Councilman Stavros S. Anthony

Minutes:

ASSISTANT CITY ATTORNEY JEFF DOROCAC read the changes made in the proposed First Amendment to this bill, a copy of which was submitted and is attached as backup.

CITY CLERK LUANN D. HOLMES and MR. DOROCAC shared in reading e-comments that are attached in the backup.

GINA GREISEN, Nevada Voters for Animals, was overwhelmed by the many letters of support that were received regarding the proposed changes to Title 7, stressing the importance of animal protections. She appreciated everything being proposed and spoke of her experience trying to save Lily, a dog who perished in the heat. She expressed her gratitude to COUNCILMAN ANTHONY for proposing the initial changes and hoped to continue working towards even more protections in the future. She stated laws are not effective unless they are enforced, so she asked that Animal Control be fully funded, well trained, and well equipped to be able to enforce these laws.

COUNCILMAN ANTHONY recalled after the City Manager placed an item on the agenda regarding emerging issues, he asked staff to review the City of Las Vegas ordinances to ensure they were the toughest and to bring forth any new ideas with regard to protecting animals from horrible acts of cruelty. He also worked with the Office of Communications to get the word out. Everything being introduced came from ideas from the public and those organizations committed to protecting pets. The proposed ordinance strengthens the tethering and heat advisory sections and adds a new section which allows the Municipal Court to forbid someone convicted of animal cruelty from owning another pet for a certain period of time. He was grateful for the public's input and acknowledged MR. DOROCAC as the lead. He also agreed with the comment made by MS. GREISEN regarding the importance of enforcement. He noted this is a work in progress, and they will continue to make sure Las Vegas is a city that protects its pets.

COUNCILWOMAN FIORE wanted to make people aware that this includes leaving an animal locked in a vehicle in the heat. She encouraged the public to call the police if they see this, as she has done in the past.

COUNCILMAN CREAR applauded COUNCILMAN ANTHONY, staff and the public for bringing this bill forward.

MR. DOROCAR noted the title in the proposed First Amendment was modified slightly in order to capture everything that was changed and for which the Council was voting on.

Second reading and Bill adopted as a First Amendment as Ordinance No. 6777.

Motion made by Stavros Anthony to Approve as a First Amendment

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

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

34. Bill No. 2021-15 - For possible action - Amends LVMC 19.16.010 to add a new subsection to provide authority and standards for granting voluntary expungements of land use approvals. Proposed by: Tom Perrigo, Chief Operations and Development Officer

Minutes:

Second reading and Bill adopted as introduced as Ordinance No. 6778.

Motion made by Stavros Anthony to Approve

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

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

35. Bill No. 2021-16 - For possible action - Amends LVMC 19.12.070 regarding the location of taverns to allow a waiver from the normal distance separation requirements for proposed tavern locations that are within certain distances from the US 95 Freeway and another major thoroughfare of a specified width and character. Sponsored by: Councilwoman Michele Fiore

Minutes:

See Items 7 and 8 for related discussion.

Motion made by Stavros Anthony to Strike Item 35

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

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

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.

36. Bill No. 2021-17 - Authorizes, on a temporary basis, the waiver of origination charges for certain types of new alcoholic beverage licenses for qualifying businesses to be located within a downtown area referred to as Las Vegas Brewery Row. Sponsored by: Councilwoman Olivia Díaz

Minutes:

Recommendation noted.

05/19/2021 Council Agenda

37. Bill No. 2021-18 - Ordinance concerning the City of Las Vegas, Nevada, Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance FY2022); 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 benefitted by said maintenance. Proposed by: Mike Janssen, Director of Public Works

Minutes:

Recommendation noted.

05/19/2021 Council Agenda

38. Bill No. 2021-19 - Ordinance concerning the City of Las Vegas, Nevada, Special Improvement District No. 1516 - Fremont Street Maintenance District FY2022 (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 benefitted by said improvements. Proposed by: Mike Janssen, Director of Public Works

Minutes:

Recommendation noted.

05/19/2021 Council Agenda

PLANNING

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

PLANNING - CONSENT

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

39. 21-0093-EOT1 - EXTENSION OF TIME - SPECIAL USE PERMIT - APPLICANT/OWNER: HOP, LLC - For possible action on a Land Use Entitlement project request for third Extension of Time on an approved Major Amendment (SUP-75092) to an approved Special Use Permit (SUP-53471) FOR A PROPOSED 3,781 SQUARE-FOOT URBAN LOUNGE USE WITH 624 SQUARE FEET OF OUTDOOR SEATING WHERE A 17,321 SQUARE FOOT URBAN LOUNGE WITH 970 SQUARE FEET OF OUTDOOR SEATING WAS PREVIOUSLY APPROVED at 1310 South 3rd Street (APN 162-03-117-001), C-2 (General Commercial) Zone, Ward 3 (Diaz). Staff recommends APPROVAL.

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

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

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

40. 21-0136 - APPLICANT/OWNER: INVESTOR EQUITY HOMES, LLC - For possible action on the following Land Use Entitlement project requests on 5.33 acres on the south side of Smoke Ranch Road, approximately 175 feet east of Decatur Boulevard (APN 139-19-101-002), C-1 (Limited Commercial) Zone, Ward 5 (Crear). Staff recommends APPROVAL of the Land Use Entitlement project.

Minutes:

See Items 40a-40d for related backup.

- 40a. 21-0136-EOT1 - First Extension of Time of an approved Variance (VAR-75324) TO ALLOW A 17-FOOT RESIDENTIAL ADJACENCY SETBACK WHERE 72 FEET IS THE MINIMUM REQUIRED AND TO ALLOW A 76-FOOT RESIDENTIAL ADJACENCY SETBACK WHERE 155 FEET IS THE MINIMUM REQUIRED

Minutes:

See Items 40-40d for related backup.

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

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

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

- 40b. 21-0136-EOT2 - First Extension of Time of an approved Special Use Permit (SUP-75325) FOR A PROPOSED 191-UNIT SENIOR CITIZEN APARTMENTS USE

Minutes:

See Items 40-40d for related backup.

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

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

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

- 40c. 21-0136-EOT3 - First Extension of Time of an approved Special Use Permit (SUP-75326) FOR A 53-FOOT TALL BUILDING WHERE THE AIRPORT OVERLAY DISTRICT LIMITS THE HEIGHT TO 35 FEET

Minutes:

See Items 40-40d for related backup.

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

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

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

- 40d. 21-0136-EOT4 - First Extension of Time of an approved Site Development Plan Review (SDR-75327) FOR A PROPOSED 191-UNIT SENIOR CITIZEN APARTMENTS DEVELOPMENT WITH WAIVERS TO ALLOW A ZERO-FOOT LANDSCAPE BUFFER ON THE NORTH AND WEST PROPERTY LINES WHERE 15 FEET IS THE MINIMUM REQUIRED AND A ZERO-FOOT LANDSCAPE BUFFER ALONG A PORTION OF THE EAST PROPERTY LINE WHERE EIGHT FEET IS THE MINIMUM REQUIRED; ALSO TO ALLOW A ZERO-FOOT LANDSCAPE BUFFER ALONG A PORTION OF THE NORTH AND WEST PROPERTY LINE WHERE EIGHT FEET IS REQUIRED ADJACENT TO THE CONVENIENCE STORE

Minutes:

See Items 40-40d for related backup.

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

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

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

PLANNING - DISCUSSION

41. 20-0300 - PUBLIC HEARING - APPLICANT/OWNER: PRIMROSE PROPERTIES, INC. - For possible action on the following Land Use Entitlement project requests on 0.88 acres on the northwest corner of Cheyenne Avenue and Torrey Pines Drive (APN 138-11-408-013), Ward 5 (Crear). The Planning Commission (7-0 vote) and Staff recommend APPROVAL on the Land Use Entitlement project.

Minutes:

MAYOR GOODMAN declared the Public Hearing open for Items 41-41d.

LAURA DREJA, 520 South Fourth Street, introduced herself and JOHN CARROLL, Architect. She noted this is a .8 acre property that was once used as a home that was demolished in 2006, and is located one-quarter of a mile from the U.S. Highway 95 interchange. With Cheyenne Avenue now categorized as an expressway within the Master Streets and Highways Plan, staff supports this General Plan Amendment (GPA). Developing this site to C-1 (Limited Commercial) at this time would also improve traffic because the Regional Transportation Commission of Southern Nevada (RTC) has determined current traffic counts and congestion necessitate a bus turnout, to which the applicant agreed. She pointed out the plan is designed around two restaurants with very little to no public seating. Their engineer submitted a parking study that observes when restaurants have drive-throughs, the majority of patrons will choose that option over dining in. For this reason, the Alternative Parking Standard, which provides longer stacking lanes in lieu of a reduction of two spaces, is supported by staff.

Additionally, MS. DREJA noted landscape standards have been met, while residential setbacks, trash enclosures and architectural standards exceed the requirements. The site has been designed to be compatible with the area and surrounding roadways, and stacking lanes are oriented away from the neighboring property line. The proposal received unanimous Planning Commission support, and she requested the Council follow staff's recommendation of approval.

SETH FLOYD, Director of Community Development, reported staff found the recent transformation from Residential to Limited Commercial uses along Cheyenne Avenue supports both the GPA and Rezoning requests. Staff also concurs with the Alternative Parking Standard analysis and found the proposed development meets minimum development standards for the proposed Limited Commercial zoning district and recommended approval of all applications.

DON KNIGHT stated he lives three properties north of the subject intersection and thanked the Mayor and Council for allowing citizens to object. He submitted a handout to the Council, which was submitted and is attached as backup. MR. KNIGHT understood wanting to improve the area, but did not feel what was being proposed fit the existing area and community and wanted to know how many residents supported it. He pointed out Cheyenne Avenue going north is a four-lane road, while Torrey Pines Drive north of Cheyenne Avenue is a single lane road and mentioned there is only one egress to the property from each of those streets. With no public parking available on Cheyenne Avenue, he expressed concern with overflow parking on Torrey Pines Drive in front of residences. He also wondered if the City conducted an environmental impact and traffic study and what the impact would be on Atwood and Buckskin Avenues. He did not believe the residents supported the proposal, noting the nearby church, school and small businesses. He also wondered about the signage and lighting. He was aware the Planning Commission voted in favor, but he was also aware that many residents submitted their opposition and requested the City Council vote no.

JOHN MEDLIN lives on a Clark County island surrounding the subject property and stated he preferred a rural area. He expressed concern that the other businesses in the area are smaller with low traffic and also wondered about whether a traffic study was conducted. He mentioned several recent accidents that shut down Cheyenne Avenue causing heavy traffic on other streets.

MR. FLOYD confirmed for the Mayor that most of the surrounding properties were Clark County properties. The Mayor thought the issues raised were reasonable and wondered about the responsibility of such.

SERVANDO VARGAS stated he lives one block from the subject site and expressed concerns with traffic as well and felt he may be forced to sell his property.

CITY CLERK LUANN D. HOLMES and DEPUTY CITY ATTORNEY JIM LEWIS shared in reading e-comments, which were submitted and are included in the backup.

MR. FLOYD confirmed the proposed project meets City standards for the area. As far as coordination with Clark County, he stated notification of the project was sent to the County, which was given the opportunity to provide comments, but none were received. He pointed out the traffic notes in the backup reflect the daily trip counts anticipated as a result of the proposal and that Condition 15 on the Site Development Plan Review (SDR) requires the submittal of a Traffic Impact Analysis (TIA) as part of the conditions of approval.

MAYOR GOODMAN wondered about the questions relating to lighting, signage and the one lane going north from Cheyenne Avenue onto Torrey Pines Drive and asked if staff actually spoke to someone at Clark County. PETER LOWENSTEIN, Deputy Planning Director, explained notification is sent to Clark County regarding any projects that trigger qualifications for a project of regional significance on development impact notification assessment forms. Clark County is then responsible for returning any comments if they have any objections, and no comments were received from either the Clark County Public Works or Planning Departments regarding the subject project. He added signage is not a part of the SDR being considered before the Council at this time, but the applicant would be held to the standards of the zoning district, whether that be the existing one or the one before the Council for approval. Any deviation from that would require the applicant to come before the Council for a Variance. The development standards for signage and lighting have specific specifications when adjacent to residential properties, and those are taken into consideration as to what type of lighting is allowed on the signage, if any at all.

MAYOR GOODMAN was uncomfortable with not having someone from the County verbally stating or signing off that they are aware of the points that have been brought up and agree to such.

COUNCILMAN CREAR asked if the applicant wished to respond. With reference to the fact that most people have an issue with the access point on Torrey Pines Drive, MS. DREJA explained that is a secondary access, and they expect most people to utilize the deceleration lane by the bus turnout to access and exit the site. The Torrey Pines Drive access is to alleviate any congestion that might at any given time happen on the site. As far as parking along the northern property line that is buffered by landscaping, she reiterated the restaurants only have one or two tables outside, so the parking is mainly for employees only.

COUNCILMAN CREAR commented that this was a good project, and that Cheyenne Avenue has changed over the last 10 to 15 years into a commercial roadway. He did not have an issue with the business itself, but did express concern with the exit going northbound on Torrey Pines Drive. He mentioned the possibility of installing a median that would allow someone to enter, but would not allow a left-hand turn when exiting.

EXECUTIVE DIRECTOR OF INFRASTRUCTURE MIKE JANSSEN said this project was required to submit a traffic study through which they considered median openings and the driveway designs. As has been done on other projects where there has been a similar concern, the driveway might be limited to a right turn only when exiting, not a median that would prohibit traffic from going into the neighborhood to the north. On many projects, the TIA is brought to staff for approval prior to appearing before Council; however, on this particular project, a scope was provided, and the applicant elected to have the TIA completed as a condition of approval. The Councilman wished this to be a part of the condition. MS. DREJA and MR. CARROLL were agreeable to this.

Noting that this was a vacant piece of property, MAYOR GOODMAN asked if such things as the lighting, signage and the traffic study could be requested prior to coming before the Council. And if so, could these items be abeyed to allow time for those studies to be conducted.

COUNCILWOMAN FIORE asked with this particular project requesting a rezoning, how the Council could be assured that the plan is not going to change, which has happened in the past. MR. CARROLL stated LOIs (Letters of Intent) have been secured from both tenants, and they are simply waiting for the Council's approval to move forward as soon as possible, with no intention of changing anything.

COUNCILMAN CREAR was aware of the fact that people sometimes come to the Council with false motives and shared the Councilwoman's concern. He did not believe that the item needed to be abeyed and thought an added condition of approval could address the no left turn when exiting the property. As far as lighting, that would be in conformity with current standards. He wished to move forward with approval with the added condition and a one-year administrative review, and any issues could be addressed at that time. MS. DREJA wished to clarify that the administrative review would be to revisit lighting and signage after they were in operation. COUNCILMAN CREAR confirmed, as well as any other issues or concerns that might arise.

The Mayor wondered if staff could obtain feedback from the County. COUNCILMAN CREAR did not really understand the need for this, as there is not a lot of conformity between the City and County in this area. He did not want to hold the project up for the County and wondered how they would proceed if the County did object.

MR. CARROLL informed the Mayor the tenants will be a coffee shop and a hamburger shop. MAYOR GOODMAN took no issue with the design, but commented certain franchises have heavier traffic and believed the businesses must be compatible with the area. MS. DREJA said the franchises that signed the LOIs are The Human Bean and Rally's Hamburgers. Addressing and understanding COUNCILWOMAN FIORE'S concern with a high-impact business coming in, such as a gas station, MS. DREJA stated typically that operation would sell beer and wine, which requires a Special Use Permit that would come before the Council for approval.

MAYOR GOODMAN stated she could not support the project because she did not have enough information at this time. She wanted to be assured the County was aware and that all items were addressed so that the residents could feel comfortable the City did the right thing. She acknowledged the City has no control over the County, but it would be nice for everyone to work together. She asked if she was allowed to abstain. CITY ATTORNEY BRYAN SCOTT advised the Mayor she was not allowed to abstain unless there was a clear conflict of interest such that her independence of judgment was compromised.

COUNCILWOMAN DIAZ had issues with how narrow Torrey Pines Drive is and thought it was incumbent upon them to have a conversation with Clark County because a very small portion is City limits, and the County is responsible for developing further infrastructure. She understood the concerns of the neighbors and this project further exacerbating the existing traffic problem. She thought the Council needed to be educated as to the future development of Torrey Pines Drive and to be mindful about quality of life. She agreed with the Mayor that the Council did not have enough information to make an educated decision.

To help put the Council's mind at ease going forward, COUNCILMAN KNUDSEN spoke of a similar project in his Ward on Valley View and Charleston Boulevards and noted the risk was put on the developer to conduct a traffic study. He thought it would be nice to see the traffic study prior to making a motion.

COUNCILMAN CREAR shared the concerns of the other Councilmembers, but did not think them to be such that they could not be resolved at the meeting and the item prevented from moving forward. He referenced the installation of the median previously discussed and did not believe there would be any issues with regard to either lighting or noise. He wished to move forward with the added condition and an administrative review on Item 41d. MR. LOWENSTEIN read the language for the added conditions related to the SDR.

Subsequent to a failed motion by COUNCILMAN CREAR, the Mayor asked how long it may take to obtain the necessary information. MR. JANSSEN indicated it depended on how long it would take the developer's engineer to compile the traffic study and bring it to staff for review, but he thought abeying the item until the second meeting the following month was sufficient. The Mayor also asked staff to speak to Clark County and have them sign off on it.

In response to the question by MAYOR GOODMAN, MR. CARROLL confirmed a neighborhood meeting was held, but no one attended. The Mayor asked MR. JANSSEN about the possibility of placing spikes in the driveway to prevent drivers from going where they should not. MR. JANSSEN informed the Mayor that type of treatment would not be used in this instance, and instead, a median island would be utilized to force movement. He indicated there were a number of options they could review with the applicant, who could add it to their site plan in order to meet the needs COUNCILMAN CREAR brought forward.

COUNCILMAN KNUDSEN stated he was comfortable with the project and would support it once a traffic study was submitted.

See Items 41a-41d for related backup.

MAYOR GOODMAN declared the Public Hearing closed for Items 41-41d.

- 41a. 20-0300-GPA1 - GENERAL PLAN AMENDMENT - FROM: DR (DESERT RURAL DENSITY RESIDENTIAL) TO: SC (SERVICE COMMERCIAL)

Minutes:

See Item 41 for related discussion and Items 41-41d for related backup.

Motion made by Carolyn Goodman to Hold in abeyance Items 41a-41d to 6/2/2021

NOTE: An initial motion to Approve subject to conditions(s) by Councilman Crear failed with Mayor Goodman and Councilmembers Fiore, Knudsen, and Diaz voting No.

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

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

- 41b. 20-0300-ZON1 - REZONING - FROM: R-E (RESIDENCE ESTATES) TO: C-1 (LIMITED COMMERCIAL)

Minutes:

See Item 41 for related discussion and Items 41-41d for related backup.

Motion made by Carolyn Goodman to Hold in abeyance Items 41a-41d to 6/2/2021

NOTE: An initial motion to Approve subject to conditions(s) by Councilman Crear failed with Mayor Goodman and Councilmembers Fiore, Knudsen, and Diaz voting No.

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

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

- 41c. 20-0300-SUP1 - SPECIAL USE PERMIT - FOR AN ALTERNATIVE PARKING STANDARD TO ALLOW 22 PARKING SPACES WHERE 24 ARE REQUIRED

Minutes:

See Item 41 for related discussion and Items 41-41d for related backup.

Motion made by Carolyn Goodman to Hold in abeyance Items 41a-41d to 6/2/2021

NOTE: An initial motion to Approve subject to conditions(s) by Councilman Crear failed with Mayor Goodman and Councilmembers Fiore, Knudsen, and Diaz voting No.

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

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

- 41d. 20-0300-SDR1 - SITE DEVELOPMENT PLAN REVIEW - FOR A PROPOSED COMMERCIAL DEVELOPMENT CONSISTING OF TWO DRIVE-THROUGH RESTAURANTS WITH OUTDOOR SEATING

Minutes:

See Item 41 for related discussion and Items 41-41d for related backup.

Motion made by Carolyn Goodman to Hold in abeyance Items 41a-41d to 6/2/2021

NOTE: An initial motion to Approve subject to amended conditions(s) by Councilman Crear failed with Mayor Goodman and Councilmembers Fiore, Knudsen, and Diaz voting No.

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

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

42. 21-0133-EOT1 - EXTENSION OF TIME - NONCONFORMING - PUBLIC HEARING - APPLICANT/OWNER: 899 FREMONT STREET - For possible action on a Land Use Entitlement project request for the fifth Extension of Time FOR A NONCONFORMING GAMING ESTABLISHMENT, NON-RESTRICTED USE at 899 Fremont Street and 115 South 8th Street (APNs 139-34-612-027 and 056), T5-MS (T5 Main Street) Zone, Ward 3 (Diaz). Staff recommends APPROVAL.

Minutes:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY CHRISTOPHER MOLINA appeared on behalf of Fifth Street Gaming, and MARK CARLSON appeared on behalf of the property owner. MR. MOLINA stated a \$350 million investment was made in this property in 2012. The Western closed at that time, and they have been preserving the gaming and tavern land use rights ever since. At this point, he believed construction would commence in the fourth quarter of this year to move towards reopening, and he hoped this would be the last extension.

MR. CARLSON mentioned having been in front of the Council several months ago regarding the liquor license on this same parcel and meeting with COUNCILWOMAN DIAZ earlier in the week to refresh her on the project itself. He reiterated the hope was to start construction in the fourth quarter, and that they are partnering with multiple individuals in order to move the project forward.

SETH FLOYD, Director of Community Development, reported that as the request does not jeopardize the public health, safety or welfare and falls within the intent of Title 19.14.030, staff recommended approval with a one-year time limit.

COUNCILWOMAN DIAZ was excited for this project and believed it would be a game changer for Fremont East, attracting more businesses that tourists, residents and the entire community can enjoy and partake in.

MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Olivia Diaz to Approve subject to condition(s)

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

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

REPORTS AND PRESENTATIONS

43. Report from Ed Poleski, Assistant City Attorney, and Sonia Lucero, Victim Witness Advocate, regarding the City's new website for the Criminal Division, which will better assist victims and witnesses with navigating as well as obtaining information and resources regarding the court process - All Wards

Minutes:

CITY ATTORNEY BRYAN SCOTT noted there has been an increase in domestic violence in the community, and the City's Criminal Division is charged with prosecuting those misdemeanor cases within the City's jurisdiction. He introduced ASSISTANT CITY ATTORNEY ED POLESKI, Criminal Division, and SONIA LUCERO, Victim Witness Advocate, who he indicated would discuss the updated website that provides important information and resources to victims of domestic violence.

MR. POLESKI stated when the pandemic hit in March 2020, the court at the Regional Justice Center, their former location, basically shut down. At that time, the Victim Witness Advocates and two investigators approached him to discuss how to stay in contact with victims because their cases were being repeatedly continued. Out of that, two ideas were developed. The first was the intake process. When a domestic violence case came to their office during the pandemic, they became proactive, notifying the victims they had the case and discussed a safety plan. The second was updating their website.

Actively maneuvering through the City of Las Vegas website while giving his presentation, MR. POLESKI noted there is a Spanish translation tab at the bottom of each page. He stated the goal is to provide information, but not inundate individuals with too much information. They want to encourage victims to view the website, but also reach out to the Victim Advocates to answer questions.

MAYOR GOODMAN asked if the City handles cases for males and if staff was prepared to handle children who are abused at home. MR. POLESKI responded the Advocates take calls from everyone, regardless of where they are located, and then direct them to the appropriate jurisdiction.

MR. POLESKI reviewed the About, Court Process, Domestic Violence, Frequently Asked Questions (FAQ) and Resources tabs. He mentioned the various links to the Las Vegas Municipal Courthouse, Victim Impact Statement and the Nevada Victims' Bill of Rights. The Resources tab contains a comprehensive list compiled by the Victim Advocates of various resources categorized by the type of resource along with a link to mental health services throughout the community. He also provided the address and phone number for the Victim Advocates.

In response to COUNCILMAN KNUDSEN's question regarding how many staff members are assigned to the Victim Witness Advocate function, MR. POLESKI stated three full-time staff members. The Councilman stated at one point, these services were federally funded and wondered if that was still the case. MR. POLESKI stated they are not grant funded, but rather through the General Fund. COUNCILMAN KNUDSEN thought these services to be incredibly important and found that reading when going through a traumatic event is extremely difficult. As such, he noted the importance of staff being available to walk people through the process. The Councilman asked if the organizations on the website are aware of the services the City offers and if all were connected to the non-profit and other service providers in helping a victim recover. MS. LUCERO confirmed for the Councilman that the Advocates work hand in hand with the resources listed on the website in getting the victim the right services. She noted every case and every victim is different, so staff ensures they are aware of the services available.

MAYOR GOODMAN requested a list of needs be developed by the department, including staff to deal with the increased number of cases, in order to identify any gaps. MR. POLESKI indicated that would be done, and added there used to be two full-time and one part-time Advocate, which was recently increased to three full-time Advocates, and he thanked the City Manager's Office and the Finance Department for this. Their office consists of 11 attorneys, 17 staff members, four legal secretaries, two Investigators, three Advocates and two staff supervisory positions. He appreciated the Council's support of the Criminal Division and acknowledged MR. SCOTT'S support of their division as well. He also pointed out the City has as many domestic violence cases as the District Attorney's Office does in the County.

MAYOR GOODMAN and MS. LUCERO confirmed for COUNCILWOMAN DIAZ that domestic violence has significantly increased during the pandemic. The Councilwoman also asked about the types of victims the department is interfacing with. MS. LUCERO explained during the pandemic they have seen an increase in violence between adults and another family member. She added during the intake process, calls to victims were initiated, and in her experience over the last couple months, the victims are extremely grateful that someone has reached out to them. Many times individuals want to drop charges, but after the Advocates explain the process and all of the programs available, they then ask for help and are willing to testify. The presumption by victims and other community members is that the focus is to put people in prison, so having an understanding of the resources available has proven helpful. She stated victims oftentimes just need help with substance abuse and mental health, and that the City reaching out and explaining the process helps in understanding the prosecution process, rather than being afraid of it.

44. Report from M.J. Maynard, Chief Executive Officer for the Regional Transportation Commission of Southern Nevada (RTC), regarding an overview of proposed transit service changes and stimulus funding update - All Wards

Minutes:

EXECUTIVE DIRECTOR OF INFRASTRUCTURE MIKE JANSSEN stated as everyone looks for signs of normalcy coming out of the pandemic, there is no sign more welcoming to downtown than the sight of the Regional Transportation Commission of Southern Nevada's (RTC) double-decker Deuce buses on the way to Fremont Street with the message that the bus is full. Stops that serve Fremont Street, the Premium Outlets and the Stratosphere, amongst many others, are full of tourists again. He stated not a week goes by where his team is not working with RTC's team on all things transportation. He welcomed M.J. MAYNARD, Chief Executive Officer, RTC.

MS. MAYNARD stated her presentation, which was submitted and is included in the backup, was going to include RTC's proposed transit service changes, as well as the federal funding received that enabled them to

bring transit service back to almost pre-pandemic levels. At the request of the Mayor, MS. MAYNARD introduced those with her in the audience. A video was shown highlighting some of their transit customers, the importance of public transit connectivity and how stimulus dollars are being spent.

MS. MAYNARD noted prior to the pandemic, their transit fund was facing a fiscal deficit, which was exacerbated by the pandemic. She referenced a slide showing a deficit of \$30 million and in Fiscal Year 2021, that number is expected to reach \$15 million even after cutting \$40 million from the budget. This was done by postponing capital projects, drastically reducing transit service in October and laying off approximately 15 percent of their workforce, along with staff and management taking pay cuts. This trend is anticipated to continue, with an expected deficit of \$61 million in 2030. As stated in the video, they are expected to receive funding through the CARES Act, and she named other funding they have received, stating it is important to note that the awarded funding is very prescriptive in how it can be spent and in what timeline. The intent of the funding is that transit agencies across the United States must bring transit service back to where it was pre-pandemic, bring employees back from furloughs and layoffs, and once obligated, they have five years to spend it. This funding allows the RTC to cover its deficit into 2028 and avoids future transit service cuts.

When thinking about implementing transit service using the stimulus funds, three things were considered. First, how to balance the stimulus funding against the transit fund deficit and meeting the immediate mobility needs of the community. Second, they wanted to ensure whatever they implemented was not done in a bubble and was something the community wanted and needed. This was done by utilizing feedback received when they were developing their onboard plan. Last, they wished to ensure that whatever they did, public transit was equitable, accessible to all and provided connectivity and enhanced service to those that relied on them the most. A map of the proposed service changes was shown. MS. MAYNARD pointed out even during the pandemic, they moved millions of people, and the idea behind the service changes is to provide enhanced service and to serve those that have had little to no access to transit in Clark County.

She stressed the importance of access and equity, noting that some of the changes will allow more than 185,000 residents access to transit who currently do not have it. Public transit is about connections to people, places, opportunities, and jobs. Adding transit to these additional areas, opens up 23,000 employment opportunities, provides 7,000 resort corridor employees direct access to transit, as well as provides access to childcare facilities, schools and grocery stores. She stated the total cost is \$6.9 million.

MS. MAYNARD stated the RTC refers to the southwest as the transit desert, as this quadrant has been devoid of transit for many years. A new route will be added along Cactus Avenue, which will provide access to 69,000 residents. A microtransit pilot in west Henderson is also being proposed. Any time a new route is added, they are required to ensure there is paratransit service within a three-quarter of a mile boundary around that new route. She referenced an area that will have same-day, on-demand service for paratransit customers. This pilot will merge paratransit with fixed route customers onto the same on-demand vehicle, which they believe is a creative way to enhance customer service and also more effectively utilize their financial resources. If this pilot is successful, they will consider implementing it in other areas of the valley. The Cactus Avenue route, which starts in the Mountain's Edge area, will traverse through Henderson and end up in Boulder City.

In west Henderson, an existing route will be extended to South Las Vegas Boulevard. She noted the M Resort is the only large locals casino that has never had access to public transit, and they have been asking for that for quite some time. This extended route will provide an additional 20,000 residents access to transit.

In the rapidly growing northwest, the RTC is proposing to add another new route that will provide transit to 30,000 residents in that area. This route will traverse through to North Las Vegas and service what is called the industrial warehouse area of North Las Vegas, providing connection to 11,000 residents.

Additionally, the North Decatur route will be extended farther north and will serve the Department of Motor Vehicles and the new large Vista Valley multi-family development, providing access to 16,000 residents.

MS. MAYNARD stated weekend service is going to be restored in the urban core to several routes. When asked, riders stressed the need for frequency, so frequency is going to be added to several routes. She also spoke of overlaying an express bus service on the Charleston Boulevard route, where there is heavy ridership, and there will be a bus every 10 minutes.

She stated the public comment period is open through the end of the month, and she commended City staff for being wonderful to work with and helping to connect the RTC to constituents. About 3,000 responses have been received so far, with a goal of at least 5,000. Once public comment closes, that feedback will be presented to the RTC Board of Commissioners for their input, direction and approval.

MAYOR GOODMAN hoped the word about the additional routes would get out to those that currently do not have access.

COUNCILWOMAN DIAZ commended the RTC for their flexibility, listening to the needs of the constituents and for their responsiveness. She was excited about the restoration of services the funding will bring to the community.

COUNCILMAN KNUDSEN stated he has worked with the RTC for many years and is grateful to continue to do so. He is impressed with their ability to understand the community, which is an important consideration. He has spent a lot of time with underprivileged individuals and can talk a lot about education, healthcare, food insecurity and housing, and all of those things tie directly to the ability to move people back and forth. He is a strong advocate, realizes the need for additional funding and would be a strong champion for more funding to go towards this in Southern Nevada. He is in their corner and will be pushing to make sure that those people who do not have voices have access to transit. MS. MAYNARD thanked the Councilman and stated they look forward to working with him.

COUNCILWOMAN FIORE spoke of the video that was done in Ward 6 to show the new transit route from the northwest all the way to the Amazon building in North Las Vegas. She and her constituents are very excited because of the lack of transit there has been in this area.

COUNCILMAN CREAR appreciated the presentation and the great work the RTC is doing. He stressed how responsive the RTC has been to meet the community's needs. His Ward consists of half of downtown, and he noted the growth that is taking place there. He wished to continue conversations to figure out the best way to move people around the downtown corridor. He also supported additional funding to go towards transportation. MS. MAYNARD stated they look forward to working with the Councilman and his constituents.

MAYOR GOODMAN asked about working with the Clark County School District and possibly phasing out bussing, which would save a lot of money. MS. MAYNARD responded that conversation has been going on for many years, the RTC is more than willing to be a partner wherever there is a need, and she looks forward to those conversations continuing. She noted on May 10, 2021, they kicked off a new program, Try Transit, which provides two weeks of transit free of charge.

COUNCILMAN ANTHONY stated he has been on the Council for many years, and has rarely received any complaints about public transportation. He believes Las Vegas to have one of the best public transit systems in the country and credited the RTC for doing a great job. He wished to stress though that the vast majority of people in Las Vegas get around by cars, and he did not think that would change in the near future. He wants to continue to emphasize the need for pedestrian crosswalks and safe roads to drive on that have no major potholes. MS. MAYNARD spoke of programming fuel revenue indexing money into their capital improvement program. As a traffic manager, they work closely with City staff to try to mitigate traffic congestion, and assured the Councilman safety is a main concern.

MAYOR GOODMAN complimented the RTC on the work that they do and voiced the importance of public transportation. One of the biggest motivators is the number of people dropped at the Premium Outlets North every day and the partnership with the City on the Downtown Free Loop that hopefully will be paid for through advertising. She agreed with the importance of providing service to all areas and all people. She asked if there was hospital driven data. MS. MAYNARD confirmed this was referred to as their paratransit route and asked FRANCIS JULIEN, Deputy Chief Executive Officer, RTC, to address this. She added at the height of the pandemic, they were down 70 to 80 percent, but that the RTC is one of the only transit agencies in the United States where the fixed route ridership is back to about 70 to 75 percent of their pre-pandemic numbers because of the nature of this town and the number of essential workers that they transport.

MR. JULIEN stated he did not have information related to the number of hospital trips available at the meeting, but offered to provide that information to the Mayor. The Mayor asked about continuing work with autonomous vehicles. MR. JULIEN stated work on the GoMed Project is going quite well, and they hoped to have it on the

road in 2024. GoMed will consist of four autonomous vehicles and provide a link from the Bonneville Transit Center to the Medical District with smart pedestrian walkways to improve pedestrian safety.

MR. JANSSEN referenced an editorial in the Las Vegas Sun related to introducing private investment in the transportation system. He mentioned the need for multiple modes of transportation, and stated he looks forward to working with MS. MAYNARD and her team to further explore what private opportunities might look like and how they can leverage all of the investment the RTC is already doing to make our community's transportation system that much better.

MAYOR GOODMAN noted the RTC, as the major public transportation system, should always be kept informed of any private proposals that are interfaced with the City.

SET DATE

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

Minutes:

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

CITIZENS PARTICIPATION

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

Minutes:

DANIEL BRAISTED, resident of Las Vegas, shared photos, which were submitted for the record, of signage with graffiti, grass in the sidewalks, dirty bicycle lanes along with curbs and crosswalks that need painting. He spoke of the possibility of advertising on trash cans on Fremont Street Experience and dumpsters in alleyways, as well as the benefits of staging. He also referenced letters he prepared regarding raising necessary funding. MAYOR GOODMAN thanked MR. BRAISTED for his comments and his concern for the City.

With the unique sun exposure in Las Vegas, TASHIKA LAWSON wished to move towards being a solar-powered city, which would benefit in creating new jobs, being able to improve the infrastructure, seeking different types of funding and promoting initiatives for scholarships and grants within the city to look at ways to add value back into the city. Solar power would also help alleviate some of the burden put on residents. She also spoke of a comprehensive effort to integrate the historic neighborhoods into the trails systems and a new co-op grocery store. She asked that such a committee be comprised of a mix of community members and not solely comprised of faith-based organizations so all members of the community and businesses can be included and make a conscious effort towards diversity and inclusion. MS. LAWSON also mentioned a jump start program to break barriers and make friends by pushing Spanish as a second language for Kindergarten through Grade 12.

CITY CLERK LUANN D. HOLMES read e-comments into the record, which are included in the backup.

COUNCIL EMERGING ISSUES

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

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

Minutes:

Using Cinco de Mayo as an example, COUNCILWOMAN FIORE mentioned having flexibility with the scheduling of ceremonial items to take into consideration any Councilmember that wished to recognize a

particular holiday. CITY MANAGER JORGE CERVANTES indicated staff will research which holidays fall on a City Council meeting date and will then follow up with the Council.

COUNCIL MEMBER RECOGNITION

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

COUNCILWOMAN SEAMAN thanked the family of LAS VEGAS METROPOLITAN POLICE DEPARTMENT OFFICER SHAY MIKALONIS for attending the meeting so the Council could honor him.

The Mayor and several of the Councilmembers wished everyone a Happy Cinco de Mayo, Asian American and Pacific Islander Heritage Month and Mother's Day.

COUNCILWOMAN FIORE thanked the animal activists for attending the meeting and COUNCILMAN ANTHONY for proposing the bill, and stated Lily the dog will always be in her heart.

MAYOR GOODMAN acknowledged the graduation of the inaugural class of the University of Nevada, Las Vegas Medical School. She noted scholarships were given to pay for their full tuition for those four years. Ninety-seven percent either had a connection to or lived in Nevada, and 36 percent of the graduating class have found residency in Nevada. The remainder will go to other communities for residency, but indicated they love Nevada and hope to return. The Mayor said she is excited about the nearing completion of the apartments in Symphony Park. Additionally, she recognized DONTA' WILLIAMS, University of Arizona baseball player and the son of HARRY WILLIAMS, Special Assistant to the Council, and the graduation of COUNCILMAN CREAR'S daughter from Howard University. She reminded everyone e-comments would be discontinued after the May 19, 2021, City Council meeting and stressed the need to get vaccinated.

The meeting was adjourned at 12:50 p.m.

Respectfully submitted:

Ashley Foster, Deputy City Clerk

LuAnn D. Holmes, MMC, City Clerk

Minutes Prepared by:

Debra A. Outland, Deputy City Clerk

THIS MEETING WAS PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS
IN ACCORDANCE WITH THE STATE OF NEVADA EXECUTIVE DEPARTMENT

DECLARATION OF EMERGENCY DIRECTIVE 006

The City of Las Vegas website – www.lasvegasnevada.gov

and

The Nevada Public Notice Website – notice.nv.gov