

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



City Manager Scott Adams
City Attorney Bradford R. Jerbic
City Clerk LuAnn D. Holmes

City Council Minutes

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

May 6, 2020
9:00 AM

CEREMONIAL MATTERS

1. Call to Order

Minutes:

MAYOR GOODMAN called the meeting to order at 9:02 a.m.

PRESENT: MAYOR GOODMAN and COUNCILMEMBERS FIORE, ANTHONY, CREAR (via teleconference), KNUDSEN, SEAMAN and DIAZ (via teleconference)

ALSO PRESENT: CITY MANAGER SCOTT ADAMS, ASSISTANT CITY ATTORNEY BRYAN SCOTT, DEPUTY CITY ATTORNEY JEFF DOROCAL, 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 - Rabbi Yitz Wyne, Young Israel Aish of Las Vegas

Minutes:

RABBI YITZ WYNE, Young Israel Aish of Las Vegas, gave the invocation.

4. Pledge of Allegiance

Minutes:

MAYOR GOODMAN led the audience in the Pledge of Allegiance.

BUSINESS ITEMS - 9 A.M. SESSION PUBLIC COMMENT

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

Minutes:

Prior to this item, MAYOR GOODMAN gave remarks regarding the unemployment crisis caused by the COVID-19 pandemic, a copy of her statement was submitted and attached as backup. Throughout this crisis, her goal has been and will continue to be standing up and being a voice for the working people and small businesses who are suffering in the community.

Based on thousands of calls and e-mails to her office in past weeks, the fear of imminent, utter poverty is every bit as real as the fear of the virus.

According to the *Nevada Independent*, from March 8th through April 25th, there have been 393,061 initial unemployment claims filed in Nevada, which is more than any full calendar year in the state's history. That figure represents 25 percent of Nevada's total workforce, and does not count the thousands more who have not been able to get through to receive any money or the contract workers who are not yet able to file for unemployment. That figure also did not include those who have received their debit cards but with no funds loaded on them, or the thousands more Nevadans who are very likely to be laid off in the weeks and months ahead.

She implored the State to enlist their employees to be redirected to work on resolving the unemployment complications immediately. The out-of-work citizens need money to feed their families and pay their bills; it is money they earned, and it is owed to them. While she was grateful there are now first steps toward the eventual reopening of Nevada, she said far too many Nevadans are unemployed now. At the City and in her office, all are answering the phones, and they have been told people are spending hours attempting to get through to state lines with no success, which has created terror and panic for those who have no income. She understood a new interim director had been appointed at DETR (Nevada Department of Employment, Training and Rehabilitation) to help alleviate this backlog. MAYOR GOODMAN shared stories from a few individuals who contacted her office looking for assistance because they could never get through to DETR.

The state is going into the eighth week of this shutdown with no definitive timeline, and MAYOR GOODMAN said she will continue to have confidence that business owners and managers will do what needs to be done to re-open safely with the interests of their employees and visitors paramount. The Nevada United Plan for Recovery does not contain specific dates to enable families and business owners—many of whom have invested their life savings into these businesses—to have a life preserver today and to plan for their futures. She recognized there is fear about opening too soon, but she wondered when too soon is too late.

Following the remarks, a video was shown with citizens expressing their appreciation to MAYOR GOODMAN and her efforts in trying to reopen the city. MAYOR GOODMAN thanked those who were involved, and assured the city can reopen safely and hygienically.

COUNCILMAN ANTHONY echoed MAYOR GOODMAN'S statement, and pointed out that 47 percent of the Las Vegas economy is comprised of small businesses. These businesses are being destroyed, and he used the example of Ricardo's, a family-owned Mexican restaurant that is going out of business after several years. He said there is no reason why a restaurant or retail store cannot open today. He encouraged senior citizens and others who are sick to stay home, but everyone else should be able to get out in the community.

COUNCILWOMAN SEAMAN said she refuses to accept that citizens must choose between safety and economic survival. She thought the city could be reopened in a way that ensures public safety, but also allows the citizens to begin the healing process on the critically wounded economy. Like the Mayor and other Councilmembers, her office gets hundreds of calls and e-mails from people looking for help. She also noted that businesses are facing their own economic disaster and feared that more will close their doors forever. Equally as sad, are the new businesses closing their doors without having the chance to become a Las Vegas institution. If big corporations such as Costco, Target and Whole Foods can operate safely, so can the small businesses. She called on the State to move into the first phase immediately, and said she has no doubt that it can be done in a safe manner that protects citizens and guests while allowing everyone to begin the hard work of rebuilding the city of Las Vegas.

COUNCILWOMAN FIORE said she has been communicating daily with CHAIRPERSON KIRKPATRICK, and thanked her for her efforts. Las Vegas is poised to reopen safely and compassionately, and it is time for specific actions and answers. She said speaking out is scary, but silence is much more deadly than COVID-19. Shuttering businesses without providing an organized and specific plan for reopening is not a position city leadership can afford to adopt, and that is why it is important to support the Mayor in reopening the economy.

She had full confidence the city will open soon, and said they cannot wait for guidance from the State or federal government. She wanted to know why the state would be shut down before a reopening plan was established. The community needs help now, and citizens need to get back to work rather than waiting on the broken unemployment system, and small business owners cannot wait for federal assistance programs that are

delayed and underfunded. Figures for suicide, child abuse, depression, drug abuse and domestic abuse are up. She did not think elected officials are representing their constituents faithfully when they make statements to marginalize the impact of closing the economy in order to protect the public from harm. She spoke of the unemployed who are getting calls from various lenders and utility companies, making threats and causing unmanageable stress.

Elected leaders and other officials that want citizens to stay home do not offer any hope, and cannot truly empathize with the majority that lives paycheck-to-paycheck. Nobody wants to reopen the city without safety and precaution, but the time for shutdown and panic is over. The community's mental health is at risk with escalated pressures, and she wondered if a death due to COVID-19 is more tragic than a death caused by suicide in desperation because of the shutdown. She said fear is a great way to control people, and those who are staying at home without underlying conditions are in fear and being controlled. It is a fact that COVID-19 will not go away and the economy will be destroyed beyond repair if we wait for a vaccine. The recent plan provided by GOVERNOR SISOLAK was lacking specific details. Business owners will need time to prepare for reopening and it will not be possible without a plan. Grown, responsible adults can navigate their own business and families, and she encouraged healthy individuals to get outdoors and stop being afraid. It is time to come together and support the Mayor and City Manager in reopening Las Vegas.

COUNCILMAN CREAR said he owns two businesses that have been affected by the pandemic, and understands the hardships others are going through, but he thought it is important that we reopen responsibly. He thought GOVERNOR SISOLAK has done a good job of trying to manage the pandemic and did not think opening tomorrow was a responsible idea. He agreed the City Manager and his team have done a great job and he will continue to support them.

COUNCILWOMAN DIAZ said Ward 3 has truly felt the impacts of the pandemic, and she understood what it means for a family to be sustained on one income. She also understood that there are many families with kids that do not have a school to go to, and there are many things that need to be explored community-wide. She wanted everyone to know that she was not shying away from her duties because she was not physically present at the meeting. She and her staff continue to receive phone calls and e-mails from frustrated constituents that cannot get their unemployment. This is about making sure the community is healthy and offering a safe environment to tourists. Even if Las Vegas were to open today, she did not know who would come. We need to be responsible and it starts with taking care of your own family. She is staying home because she has elder parents, a spouse who is immune-compromised and a small child that she now needs to teach the rest of the school year. She urged the Mayor and other Councilmembers to continue to stand united and think of proactive ways to help the community such as offering funds the City received from the CARES (Coronavirus Aid, Relief, and Economic Security) Act.

JEFF RODGERS thanked COUNCILWOMAN FIORE, and said we are being led around by fear and scarcity. He did not think the Governor is working in a bipartisan way, and his task force is made up of his largest donors.

MACK MILLER said this nation made it through the HIV epidemic without closing a single business. The Governor should hire back the people who are already familiar with the unemployment system. Additionally, if casinos cannot open during phase two, the small businesses should be allowed to open.

TRISH MESSINGER said she is part of the Open Nevada efforts, and they recently held a rally which GOVERNOR SISOLAK shut down. She asked if they could use the front of City Hall to hold a rally, and MAYOR GOODMAN deferred to DEPUTY CITY ATTORNEY JEFF DOROCK who spoke with MS. MESSINGER privately.

WINSTON CHENG wanted to know if the City Council could pass an ordinance that required pedestrians to wear masks on the Las Vegas Strip and Fremont Street. He suggested a \$500 fine for tourists and a \$100 fine for locals who do not wear a mask.

ROSALIE BINGHAM said everything from this point forward is based on someone bailing citizens out. She encouraged the Council to start a forum where citizens of all backgrounds could communicate. Additionally, she said she has funding for a non-toxic solution to the virus, but she cannot get the proposal in front of anybody that would implement it.

NOAH PERRY-GENG recited a quote from WINSTON CHURCHILL, and said the economy and health are two legs of the same body. She appreciated COUNCILWOMAN FIORE'S speech, and wants to start taking steps forward.

CHRISTINE BARRELLO, representing The Cavalry Group, said the farmers are in trouble, which will mean that we all will go hungry. She wanted to speak to the Council on protecting agriculture and working animal groups. MS. BARRELLO submitted literature on the Cavalry Group and House Bill No. 559, which were attached as backup.

DARCY SILVER wanted to reopen the city and get businesses back open in a way that is safe. He recommended focusing on the entertainment that the city has established and re-purpose hotels to facilitate the entertainers. MAYOR GOODMAN reminded him that the City has no control over the Las Vegas Strip.

EDDIE SCHMITZ said he waited a long time to thank MAYOR GOODMAN and noted the last time this city saw a tragedy was the Route 91 shooting on October 1, 2017. He said while GOVERNOR SISOLAK sat in front of a camera, MAYOR GOODMAN was in hospital rooms visiting the victims.

TIMOTHY GRUBER wanted everyone to visit www.contendingfortruth.com, where there is information about the virus being created in the United States and then given to China. Additionally, he submitted a brochure about surveillance, a copy of which was attached as backup.

HAROLD REESE thanked MAYOR GOODMAN for fighting for what was right. He thought this pandemic was sold to Americans in comparison to the Black Plague and although every death is tragic, the city has never been shut down. He said the collateral damage is much greater by staying at home in fear. Lastly, he said the Governor is not providing any hope or information for the future.

RAY CORDORVA wanted to praise God for MAYOR GOODMAN, and thought the liberal media is doing an ungodly job to America by creating confusion and discord. He said God made us free, and believed that God was the answer for COVID-19.

WILLIAM GUTOWSKI spoke of testing and thought it was unreliable. He said most viruses have an eight week shelf life, and thought the coronavirus was already in Las Vegas in March during the CES (Consumer Electronics Show) convention. We should already be in Phase 2 and reopen now.

HEIDI MARINO said Las Vegas should have the most positive COVID-19 cases out of any city due to the number of Asians that visit, and she thought it was suspicious that New York had more cases. She also noted that the only reason people are allowed to get married in Las Vegas now is because the wedding chapels sued to reopen, but the amount of regulations they have to abide by is ridiculous.

JIMMY MCHEE announced she is an asthmatic and thanked the Mayor for supporting the city. She said crime is up in numbers and wanted everyone to keep fighting.

MICHAEL GARWOOD said he has been feeding the homeless for the last several weeks and they are not any sicker than anybody else, and the economy was destroyed by fear.

BIANCA said she is a small business owner and thanked the Mayor for everything she has done. If Costco, Walmart and other big stores are open, small businesses should be open too.

MARIE ARNOLD said she was exercising her constitutional right to speak freely and thought the Constitution was being violated. She refuses to wear a mask or receive any vaccination. She thought this was a fake pandemic and said she will continue to fight for freedom because there must be a choice associated with risk.

JOHN PERAZZO said he is a blackjack dealer and a member of the Senior Citizens Advisory Board, but he was speaking as a private citizen. He presented statistics on COVID-19 in Nevada, a copy of which was attached as backup.

ULA GRAHAM said she is from Finland, which has had the best school system for years but now there are thousands of children missing. She said if that is the problem with the best school system in the world, Clark County School District must be much worse. The lockdown needs to end and the children need to be found. She said she and her family had COVID-19, and it is not going anywhere.

HEATHER FLORING said she did not know why the Governor could determine who is essential and who is not. She said the original shutdown was initiated so that hospitals would not be overwhelmed, but that never happened.

MIKE FREHNER said he loves MAYOR GOODMAN and wanted her to know that it is everyone's constitutional right to open the city. He referenced the first and 14th Amendments and thought the city could have opened yesterday.

DAVID ORLOV said he enjoys what MAYOR GOODMAN is doing, and she should stay away from CNN (Cable News Network).

JOHN BAIETTI said this pandemic is 70 percent a hoax. He gifted MAYOR GOODMAN a 'We're Open' sign, and said she is the best Mayor in the United States.

CASEY LEFFNER said he supports the Mayor, although it is an unpopular opinion. People have forgotten how much she has done for this city and he appreciated COUNCILWOMAN FIORE's Christmas card which showed their right to carry.

FARRAH CARTER said she was upset about the way the Mayor has been treated in the media, and there are many people that stand behind her. MS. CARTER said a prayer and thanked the Mayor for everything she has done.

MAYOR GOODMAN thanked everyone for the kind comments and promised to continue to be a voice for the unemployed and small businesses.

BUSINESS ITEMS - 9 A.M. Session

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

Motion made by Michele Fiore to Strike Item 10, Withdraw without prejudice Items 45 and 47 and Hold in Abeyance Item 49 to 5/20/2020

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

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

Minutes:

ROBERT SUMMERFIELD, Planning Director, requested that Item 46 still be heard in order to fix a technical issue.

7. For possible action to approve the Final Minutes by reference of the February 26, 2020 Special City Council Meeting and the April 1, 2020 Regular City Council Meeting

Motion made by Michele Fiore to Approve

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

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

CONSENT AGENDA

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

ADMINISTRATIVE - CONSENT

8. For possible action to approve the ratification of the acceptance of four grant awards from the State of Nevada Division of Emergency Management for the receipt and appropriation of funds from the Department of Homeland Security (DHS) Grant, Federal Fiscal Year 2017 and 2019 Urban Area Security Initiative (UASI) and the Fiscal

Year 2017 and 2018 State Homeland Security Program (SHSP) totaling \$397,595.78 for the Department of Fire and Rescue for the Metropolitan Medical Response System-PPE, for Covid-19 response - All Wards

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

Minutes:

Referencing Item 11, COUNCILWOMAN SEAMAN said it has been harder than ever before to watch the City continue to spend money on the Badlands litigation defense. While she is encouraged by the City Attorney's Office efforts to reduce costs, there are other critical needs for these funds. She said she will vote to spend the additional funds to defend the city and the taxpayers.

Referencing Items 21-24, ROBERT SUMMERFIELD, Planning Director, explained these items are impacted under the current Declaration of Emergency for COVID-19 – Directive 003. These businesses will not be able to conduct their full business operations until the emergency has been lifted or additional direction has been given by the City of Las Vegas. MR. SUMMERFIELD provided a signed affidavit from each owner, copies of which were attached as backup, which confirms they understand that the City Council's approval will not allow them to operate to the fullness of their license. He affirmed for the Council that the vote would be to approve the licenses with the understanding that the owners must wait to operate until the directive is lifted or rescinded, or otherwise directed by the City of Las Vegas's Business Licensing Division.

CITY ATTORNEY - CONSENT

9. For possible action to approve the ratification of the Retainer Letter Agreement between Michael C. Niarchos, Ltd. and City Parkway V, Inc. for Professional Services to be rendered by Michael C. Niarchos for twelve (12) months beginning July 1, 2020, through June 30, 2021, for City Parkway V, Inc., the Department of Economic and Urban Development and any other related business matters (\$152,000 annually - City Parkway V, Inc.) - All Wards

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 35

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

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

10. For possible action to approve the Retainer Letter Agreement between Hill Firm PLLC and the City of Las Vegas for professional services to be rendered by Dan Hill for City legal matters related to the Badlands litigation (\$252,000 annually - General Fund) - All Wards

Motion made by Michele Fiore to Strike Item 10, Withdraw without prejudice Items 45 and 47 and Hold in Abeyance Item 49 to 5/20/2020

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

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

11. For possible action to approve additional funding for Shute, Mihaly & Weinberger LLP to represent the City of Las Vegas in the following actions: 180 Land Company, LLC v. City of Las Vegas, 8JDC Case No. A-17-758528-J, NSC Case Nos. 77771, 78792, USDC Case No. 2:19-cv-1467-KJD-DJA; 180 Land Company, LLC, et al. v. City of Las Vegas, 8JDC Case No. A-18-780184-C, USDC Case No. 2:19-cv-1471-JCM-EJY; Fore Stars, Ltd., et al. v. City of Las Vegas, et al., 8JDC Case No. A-18-773268-C, USDC Case No. 2:19-cv-1469-JAD-NJK; and 180 Land Company, LLC v. City of Las Vegas, 8JDC Case No. A-18-775804-J, USDC Case No. 2:19-cv-1470-RFB-BNW, relating to the development of a portion of the former Badlands Golf Course for an amount not-to-exceed \$200,000 (General Fund) - Ward 2 (Seaman)

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

Minutes:

See Item 8 for related discussion.

COMMUNITY SERVICES - CONSENT

12. For possible action to approve the Lease and Operating Agreement between the City of Las Vegas and Nevada Health Centers (NHC) for NHC to serve as the medical provider at the City of Las Vegas Health and Wellness Center, located at 1425 North Main Street - Ward 5 (Crear)

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

ECONOMIC AND URBAN DEVELOPMENT - CONSENT

13. For possible action to approve a Supplement to Reciprocal Easement Agreement between FAEC Holdings Wurrulla, LLC (FAEC) and the City of Las Vegas (City) granting FAEC a perpetual nonexclusive Escalator Easement in the structured parking garage beneath the retail development commonly known as Neonopolis located at 450 South Fremont Street (APN 139-34-513-003) - Ward 5 (Crear)

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

FINANCE - PURCHASING AND CONTRACTS - CONSENT

14. For possible action to approve award of Contract No. 200198-SK, Construction Materials Quality Assurance Observation and Testing Services Contract for Las Vegas Boulevard Improvements Stewart Avenue to Sahara Avenue - Public Works - Award recommended to: GEOTECHNICAL & ENVIRONMENTAL SERVICES, INC. (Not-to-Exceed \$600,000 - Road and Flood Capital Project Fund) - Ward 3 (Diaz)

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

15. For possible action to approve award of Contract No. 200097-DD, Professional Services Contract for Environmental Division SCADA Integration Services, located at 6005 East Vegas Valley Drive - Public Works - Award recommended to: Wunderlich-Malec Engineering (\$4,080,000 Sanitation Enterprise Fund - Sanitation Construction Fund) - Clark County

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

16. For possible action to approve award of Bid No. 20.73164-SK, Traffic Signal Systems At Clark-Transit Station, Bonneville-Transit Station, Torrey Pines-Peak, to the lowest responsive and responsible bidder - Public Works - Award recommended to: CG&B ENTERPRISES, INC. (\$1,502,162 - Traffic Improvements Capital Projects Fund) - Wards 3 and 5 (Diaz and Crear)

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

17. For possible action to approve For possible action to approve award of Contract No. 200192-DD, Blanket Services Contract for Professional Engineering Consulting Services - Department of Public Works - Award recommended to: ANGELO & NEWTON, LLC (Not-to-Exceed \$720,000 - Various Funds) - All Wards

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

18. For possible action to approve award of Sales Agreement for the Refurbishment of Vintage Motel Signs on East Fremont Street - 8th Street through 14th Street - Office of the City Attorney - Award recommended to: VISION SIGN INC. (Not-to-Exceed \$90,013 - General Capital Project Fund) - Ward 3 (Diaz)

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

FIRE AND RESCUE - CONSENT

19. For possible action to approve acceptance of a grant award from the Office of the Attorney General of the State of Nevada in the amount of \$47,456 for the purpose of purchasing ballistic personal protective equipment for the Las Vegas Fire and Rescue Bomb Squad with no cost match required - All Wards

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

OPERATIONS AND MAINTENANCE - CONSENT

20. For possible action to approve a Municipal Cemetery Operating Agreement between the City of Las Vegas and Carriage Municipal Cemetery Services of Nevada, Inc. to extend the term for the operation at the Woodlawn Cemetery located at 1500 North Las Vegas Boulevard (\$160,000 Annually - General Fund) - Ward 5 (Crear)

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

PLANNING - BUSINESS LICENSING - CONSENT

21. For possible action to approve a Tavern-Limited License for THE USUAL PLACE, LLC dba THE USUAL PLACE at 100 South Maryland Parkway, Suite #110 [David John Charron, Managing Member] - Ward 3 (Diaz)

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

Minutes:

See Item 8 for related discussion.

22. For possible action to approve a Tavern-Limited License for MY LITTLE BUTTERCUP, LLC dba LUCKY DAY at 516 Fremont Street - Ward 3 (Diaz)

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

Minutes:

See Item 8 for related discussion.

23. For possible action to approve a Non-Operational Restaurant with Alcohol License for a Change of Ownership FROM: PKWY SUMMERLIN, LLC TO: CSI: ADVANCED SCREENING SERVICES, LLC dba NATIONAL LICENSING SERVICES at 450 South Rampart Boulevard, Suite #120 [Serina Choi, Managing Member] - Ward 2 (Seaman)

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

Minutes:

See Item 8 for related discussion.

24. For possible action to approve a Beer Wine Room License for CARLOS ALBERTO YERO LECHUA AND OMAR HERNANDEZ-TEJEDA dba GUAMA & HATUEY CIGAR at 624 South Las Vegas Boulevard - Ward 3 (Diaz)

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

Minutes:

See Item 8 for related discussion.

PUBLIC WORKS - CONSENT

25. For possible action to approve Interlocal Agreement No. 136283-A between the City of Las Vegas (CLV) and the Las Vegas Valley Water District (District) for the construction of water facilities including the installation of a water pipeline and appurtenances in conjunction with the 7th Street - Bridger Avenue to Stewart Avenue Project - Wards 3 and 5 (Diaz and Crear)

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

26. For possible action to approve Interlocal Contract 1172 between the City of Las Vegas (CLV) and the Regional Transportation Commission of Southern Nevada (RTC) to provide funding for engineering for the Imperial Avenue, Commerce Street to 3rd Street Project (\$750,000 - Road and Flood Capital Project Fund [CPF]) - Ward 3 (Diaz)

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

27. For possible action to approve the Sewer Over-Sizing Refunding Agreement between the City of Las Vegas (CLV) and Templeton Development Corporation for an oversized sewer in Craig Road, Tee Pee Lane and Helena Avenue (\$519,720.45 - Sanitation Fund) - Unincorporated Clark County

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

28. For possible action to approve Interlocal Contract 1170 between the City of Las Vegas (CLV) and the Regional Transportation Commission of Southern Nevada (RTC) to provide funding for engineering for the 8th Street, Bridger Avenue to Stewart Avenue Project (\$750,000 - Road and Flood Capital Project Fund [CPF]) - Wards 3 and 5 (Diaz and Crear)

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

29. For possible action to approve Supplemental Interlocal Contract No. 2 - 1094b between the City of Las Vegas (CLV) and the Regional Transportation Commission of Southern Nevada (RTC) to increase project funding for the Citywide Traffic Engineering Design Services Project (\$300,000 - Traffic Improvements Capital Project Fund [CPF]) - All Wards

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

30. For possible action to approve Interlocal Contract 1171 between the City of Las Vegas (CLV) and the Regional Transportation Commission of Southern Nevada (RTC) to provide funding for engineering for the Intersection Improvement Program: Charleston Boulevard at Westwind Road and Upland Boulevard Project (\$375,000 - Traffic Improvements Capital Project Fund [CPF]) - Ward 1 (Knudsen)

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

31. For possible action to approve Interlocal Contract 1175 between the City of Las Vegas, the City of North Las Vegas, the City of Henderson, the County of Clark and the Regional Transportation Commission of Southern Nevada (RTC) to allow the RTC to fund and coordinate the Adaptive Signal Pilot Project within the entities' jurisdictions - All Wards

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

32. For possible action to approve Interlocal Agreement No. 136757-A between the City of Las Vegas (CLV) and the Las Vegas Valley Water District (District) for the Design of Water Facilities including replacement and installation of water pipelines and appurtenances in conjunction with the Lone Mountain Road Overpass at US 95 Project - Ward 4 (Anthony)

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

33. For possible action to approve Interlocal Agreement R073-20-015 between the City of Las Vegas (CLV) and the State of Nevada Department of Transportation (NDOT) to program federal funding to be obligated by NDOT, and

to define agencies' responsibilities for design, right-of-way, construction, operations, and maintenance of the Centennial Bowl System Interchange, Centennial Trail, Oso Blanca Road Sewer, and Lone Mountain Overpass widening facilities, and for NDOT to accept maintenance of Centennial Trail and the CLV to accept maintenance of Bonanza Trail as part of the project (\$10,910,000 - Road and Flood Capital Project Fund [CPF]) - Wards 1, 4, 5 and 6 (Knudsen, Anthony, Crear and Fiore)

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

RESOLUTIONS - CONSENT

34. R-20-2020 - For possible action to approve a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency (RDA) in connection with the Commercial Visual Improvement Program (CVIP) Agreement between the RDA and 4550 Meadows Lane, LLC (Owner) and SW Meadows Lane, LLC (Tenant) located at 4550 Meadows Lane (APN 139-31-110-003), to be in compliance with and in furtherance of the goals and objectives of the RDA - Redevelopment Area - Ward 1 (Knudsen) [NOTE: This item is related to RDA Item 5 (RA-6-2020)]

Motion made by Michele Fiore to Approve the Consent Agenda except Items 10 and 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;

35. R-21-2020 - For possible action to approve a Resolution declaring the intention to sell City owned vacant real property, located at 10051 Moccasin Road (APN 126-01-502-003), on an internet auction website - Ward 6 (Fiore) [NOTE: This item is related to Item 36]

Motion made by Michele Fiore to Approve

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

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

Minutes:

See Item 36 for related discussion and backup.

DISCUSSION/ACTION ITEMS

HEARINGS - DISCUSSION

36. Public Hearing regarding the fair market value of City owned vacant real property addressed as 10051 Moccasin Road, APN 126-01-502-003, in anticipation of the sale of the vacant real property on an internet auction website - Ward 6 (Fiore) [NOTE: This item is related to Item 35 (R-21-2020)]

Minutes:

Items 35 and 36 were heard together.

MAYOR GOODMAN declared the Public Hearing open.

JERRY WALKER, Director of Operations and Maintenance, said this is in accordance with NRS (Nevada Revised Statutes) requirements.

See Item 35 for related backup.

MAYOR GOODMAN declared the Public Hearing closed.

ECONOMIC AND URBAN DEVELOPMENT - DISCUSSION

37. Discussion for possible action regarding activating and operating a temporary program by which fines for qualifying parking infractions may be paid by means of the donation of school supplies in lieu of the payment of

money pursuant to LVMC 11.10.150 - All Wards

Motion made by Michele Fiore to Approve with direction to staff to work with the Public Education Foundation on receipt of donations

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

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

Minutes:

BILL ARENT, Director of Economic and Urban Development, explained this item is to activate and operate a temporary program for school supply donations in lieu of parking fines. On July 18, 2016, the City Council adopted the ability to offer these programs by ordinance. In 2019, roughly \$5,000 was donated to The Teacher's EXCHANGE in lieu of receiving parking fines.

The Teacher's EXCHANGE is part of the Public Education Foundation, and was established as a local 501(c)3 organization in 1991. They established an initiative to bring much needed resources to the Clark County School District classrooms by providing a resource center available to all public school teachers, which helps them save hundreds of dollars annually in out-of-pocket expenses. The Teacher's EXCHANGE serves over 400 public schools and 18,000 teachers working with over 320,000 students in a school district that covers 7,910 square miles. The program would allow a recipient of a qualifying parking citation issued between June 1, 2020 and June 30, 2020 to donate a new, unwrapped school supply of equal or greater value than the ticket fine. The donations must be received by July 30, 2020 and be accompanied by a receipt.

Speaking to the uncertainty of the upcoming school year, MAYOR GOODMAN wondered if donations should be given to the Public Education Foundation. MR. ARENT noted The Teacher's EXCHANGE is part of the Public Education Foundation, but the Council may direct staff to work with the Public Education Foundation to see where the donations fit best.

BOARDS AND COMMISSIONS - DISCUSSION

38. Discussion for possible action regarding the reappointment of Venetta Appleyard to the Building and Safety Enterprise Fund Advisory Committee

Motion made by Carolyn Goodman to Approve the reappointment of Venetta Appleyard

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

39. Bill No. 2020-10 - For possible action - Amends LVMC Chapter 6.50 and provisions of LVMC Title 19 to establish licensing and zoning regulations for ancillary wineries as allowed by State law. Sponsored by: Councilman Cedric Crear

Minutes:

Second Reading and Bill adopted as introduced as Ordinance No. 6735.

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;

40. Bill No. 2020-16 - For possible action - Authorizes the establishment of one or more temporary programs to allow certain types of businesses with an alcoholic beverage license and a restaurant license to offer and provide the delivery or the curbside pickup of alcoholic beverages in connection with the delivery or pickup of food by a customer who has placed an order therefor. Sponsored by: Councilman Brian Knudsen

Minutes:

DEPUTY CITY ATTORNEY JEFF DOROCAL noted a First Amendment was adopted at the May 4, 2020 Recommending Committee meeting which extended the expiration date to January 1, 2021 from June 1, 2020.

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

Second Reading and Bill adopted as introduced as Ordinance No. 6736.

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;

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.

41. Bill No. 2020-14 - Ordinance concerning the City of Las Vegas, Nevada, Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance FY2021); 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.

05/20/2020 Council Agenda.

42. Bill No. 2020-15 - Ordinance concerning the City of Las Vegas, Nevada, Special Improvement District No. 1516 - Fremont Street Maintenance District FY2021 (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.

05/20/2020 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 - ONE MOTION/ONE VOTE

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

43. EOT-78566 - EXTENSION OF TIME - VACATION - NON PUBLIC HEARING - APPLICANT/OWNER: CHARLESTON TOWERS, LLC - For possible action on a request for a third Extension of Time of an approved Petition to Vacate (VAC-48465) the public alleys generally located south of Garces Avenue, between 9th Street and 10th Street, Ward 3 (Diaz). Staff recommends APPROVAL.

Minutes:

MAYOR GOODMAN declared the Public Hearing open for Items 43 and 44; there being no one present to speak,

she declared the Public Hearing closed.

Motion made by Michele Fiore to Approve the One Motion One Vote Agenda subject to condition(s) except Item(s) None

NOTE: Because Item 44 pertained to billboards, Councilman Crear disclosed that he owns a billboard company, but there was no conflict and he would vote on the item.

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

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

44. RQR-78430 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT: CLEAR CHANNEL OUTDOOR - OWNER: WMC PAVILIONS SPE, LLC, ET AL - For possible action on a request for a Required Review of an approved Rezoning (Z-0100-97) FOR FIVE EXISTING OFF-PREMISE SIGNS on property bounded by U.S. 95, Interstate 15 and Grand Central Parkway (APNs 139-27-410-005; 139-33-511-004; and 139-33-610-014 and 031), PD (Planned Development) Zone, Ward 5 (Crear). Staff recommends APPROVAL.

Minutes:

See Item 43 for related discussion.

Motion made by Michele Fiore to Approve the One Motion One Vote Agenda subject to condition(s) except Item(s) None

NOTE: Councilman Crear disclosed that he owns a billboard company, but there was no conflict and he would vote on the item.

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

45. GPA-77917 - ABEYANCE ITEM - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT/OWNER: MOISES CARPIO - For possible action on a request for a General Plan Amendment FROM: O (OFFICE) TO: GC (GENERAL COMMERCIAL) on 0.19 acres at 1208 South Eastern Avenue (APN 162-02-517-019), Ward 3 (Diaz) [PRJ-77410]. The Planning Commission (7-0 vote) and Staff recommend DENIAL.

Motion made by Michele Fiore to Strike Item 10, Withdraw without prejudice Items 45 and 47 and Hold in Abeyance Item 49 to 5/20/2020

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

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

46. ZON-77919 - ABEYANCE ITEM - REZONING RELATED TO GPA-77917 - PUBLIC HEARING - APPLICANT/OWNER: MOISES CARPIO - For possible action on a request for a Rezoning FROM: P-R (PROFESSIONAL OFFICE AND PARKING) TO: C-1 (LIMITED COMMERCIAL) on 0.19 acres at 1208 South Eastern Avenue (APN 162-02-517-019), Ward 3 (Diaz) [PRJ-77410]. The Planning Commission (7-0 vote) and Staff recommend DENIAL.

Motion made by Olivia Diaz to Approve as P-O (Professional Office)

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

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

Minutes:

MAYOR GOODMAN declared the Public Hearing Open

ROBERT SUMMERFIELD, Planning Director, explained the applicant had requested a General Plan Amendment

rezoning and variance because the current structure did not meet the design requirements for the proposed zoning district. In working with COUNCILWOMAN DIAZ and her staff, Planning staff found a solution that does not require the General Plan Amendment or the variance; however, staff asked that the rezoning move forward, but amend the request from P-R (Professional Office and Parking) to P-O (Professional Office). In 2011, the City adopted the Unified Development Code which made the P-R zoning district a legacy district and changed it to a P-O district. This change came with the intent and expectation that as the P-R properties requested to make any changes, they would be rezoned as P-O to be in conformance with the current standard. MR. SUMMERFIELD said this would leave the existing building as non-conforming, but this will allow staff to clean up the property so it is applying the current code.

COUNCILWOMAN DIAZ thanked MR. SUMMERFIELD for helping her office navigate through this application.

47. VAR-78113 - ABEYANCE ITEM - VARIANCE RELATED TO GPA-77917 AND ZON-77919 - PUBLIC HEARING - APPLICANT/OWNER: MOISES CARPIO - For possible action on a request for a Variance TO ALLOW A 64-FOOT LOT WIDTH WHERE 100 FEET IS REQUIRED, A THREE-FOOT SIDE YARD SETBACK AND A FIVE-FOOT CORNER SIDE YARD SETBACK WHERE 10 FEET IS REQUIRED at 1208 South Eastern Avenue (APN 162-02-517-019), Ward 3 (Diaz) [PRJ-77410]. The Planning Commission (7-0 vote) and Staff recommend DENIAL.

Motion made by Michele Fiore to Strike Item 10, Withdraw without prejudice Items 45 and 47 and Hold in Abeyance Item 49 to 5/20/2020

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;

48. ROC-78044 - ABEYANCE ITEM - REVIEW OF CONDITION - PUBLIC HEARING - APPLICANT: WALMART STORES, INC. - OWNER: WAL-MART REAL ESTATE BUSINESS TRUST - For possible action on a request for a Review of Condition of an approved Special Use Permit (SUP-3815) TO REMOVE CONDITION NUMBER 6 WHICH STATES, "THE SALE OF ALCOHOLIC BEVERAGES SHALL BE LIMITED TO AN AREA NOT TO EXCEED 10% OF THE RETAIL FLOOR SPACE OF THE MARKET" AND TO REMOVE CONDITION NUMBER 7 WHICH STATES, "THE SALE OF INDIVIDUAL CONTAINERS OF ANY SIZE OF BEER, WINE COOLERS OR SCREW CAP WINE IS PROHIBITED. ALL SUCH PRODUCTS SHALL REMAIN IN THEIR ORIGINAL CONFIGURATIONS AS SHIPPED BY THE MANUFACTURER. FURTHER, NO REPACKAGING OF CONTAINERS INTO GROUPS SMALLER THAN THE ORIGINAL SHIPPING CONTAINER SIZE SHALL BE PERMITTED" on 4.31 acres at 6310 West Charleston Boulevard (APN 138-35-816-002), C-1 (Limited Commercial) Zone, Ward 1 (Knudsen) [PRJ-78041]. Staff recommends DENIAL.

Minutes:

MAYOR GOODMAN declared the Public Hearing open.

JENNIFER GAYNOR, representing the applicant, said this review was requested because Walmart would like to sell individual containers of screw-top wine. With respect to repackaging, she noted that Walmart would only like the ability to repackage if the original packaging is damaged. They have no plans to increase the footprint of alcohol sales in the store, but would like to conform to other stores in the area. She had spoken with COUNCILMAN KNUDSEN, and he felt this would not have any negative impact in his ward.

ROBERT SUMMERFIELD, Planning Director, said staff supports the conditions as they were imposed by the City Council.

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

COUNCILMAN KNUDSEN said he was comfortable with this change, and this is consistent with other Walmart stores in the community.

MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Brian Knudsen to Approve Subject to Conditions

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

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

49. SDR-77943 - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - APPLICANT/OWNER: LAP INVESTMENT, LLC - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 9,750 SQUARE-FOOT PARKING LOT WITH WAIVERS OF THE PERIMETER LANDSCAPE BUFFER REQUIREMENTS on 0.22 acres on the north side of Charleston Boulevard approximately 330 feet west of Moonlight Drive (APN 140-31-802-004), C-1 (Limited Commercial) Zone, Ward 3 (Diaz) [PRJ-77713]. The Planning Commission (7-0 vote) and Staff recommend DENIAL.

Motion made by Michele Fiore to Strike Item 10, Withdraw without prejudice Items 45 and 47 and Hold in Abeyance Item 49 to 5/20/2020

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

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

50. SDR-78245 - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - APPLICANT: MO CONSTRUCTION, LLC - OWNER: CVV, LLC - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 3,855 SQUARE-FOOT COMMERCIAL BUILDING WITH DRIVE THROUGH WITH A WAIVER TO NOT ORIENT THE BUILDING TO THE CORNER WHERE SUCH IS REQUIRED AND TO ALLOW A WAIVER OF TITLE 19 LANDSCAPE BUFFER STANDARDS on 0.43 acres at 3801 West Charleston Boulevard (APN 162-06-501-002), C-1 (Limited Commercial) Zone, Ward 1 (Knudsen) [PRJ-78111]. The Planning Commission (6-0 vote) and Staff recommend DENIAL.

Minutes:

MAYOR GOODMAN declared the Public Hearing open.

ROBERT SUMMERFIELD, Planning Director, said while a commercial use is appropriate for this location, the proposed development as designed is not compatible and harmonious with the surrounding and future land development in the area. This is evidenced by the requested waivers regarding building orientation, reduction in existing landscape buffers and placing a drive-through at a prominent intersection of Valley View Drive and Charleston Boulevard. Staff therefore recommended denial of the application.

MAYOR GOODMAN asked MR. SUMMERFIELD to point out where the drive-through would be located, to which he did and explained the proposed coffee shop would be on a triangular piece on the corner of Valley View Drive and Charleston Boulevard. The applicant would retain a portion of the parking lot, start the queuing off of Charleston Boulevard and wrap the drive-through lane along Valley View Drive. Customers will be able to exit onto Charleston Boulevard, or they can follow the commercial center and exit onto Valley View Drive.

MAYOR GOODMAN asked if the small street located east of the parcel would be impacted, and BART ANDERSON, Engineering Project Manager, said staff did have some concerns over the impact of the driveways with consideration to the existing vehicular load this area typically experiences daily. He said Public Works did add a condition of approval which required the applicant to perform a traffic study so staff can evaluate what impacts there would be and how they can be mitigated. MAYOR GOODMAN said she would not be able to vote on this until the traffic study is completed.

MEHDI OWLIAIE, representing the applicant, said the applicant is willing to spend as much money as necessary to be in compliance. He referenced another coffee shop drive-through that is less than 30 feet from the street corner. They are in the process of completing a traffic study, and said they are willing to comply with any conditions related to landscaping. MR. OWLIAIE said he did not think the traffic concerns were that bad because there are three entrances and there is at least 100 feet between their drive-through and the corner of Charleston Boulevard.

MAYOR GOODMAN said she is not opposed to this, but would like to wait until the traffic study is complete. MR. OWLIAIE said they are more than happy to complete the traffic study.

COUNCILWOMAN FIORE asked if this could be abeyed until the traffic study is complete, and COUNCILMAN

KNUDSEN agreed with the applicant in that Valley View Drive does not have a significant amount of traffic. He deferred to MR. OWLIAIE and asked if he was comfortable with the abeyance, to which he said he was. He noted the traffic study should be completed within one week to ten days. MR. SUMMERFIELD asked for a minimum 30-day abeyance in order for his staff to review the traffic study and make an updated recommendation to City Council. COUNCILMAN KNUDSEN and MR. OWLIAIE were both comfortable with an abeyance to the June 3, 2020 City Council meeting.

DANIEL BRAISTED said he knows this area well, and said all of the traffic flow would be on the applicant's property. He thought this should be approved since it was their traffic problem to deal with.

JOHN PERAZZO asked if the applicant owns the entire complex, and MR. OWLIAIE confirmed he does. MR. PERAZZO said there is a child development center in this complex, and thought the traffic study would need to account for those children. He recommended requiring a statement from the center that would explain what impact this development would have on their facility. COUNCILMAN KNUDSEN said he had brought his daughter to that center before, and the children they serve are under three years old or under, therefore the children would mainly be in car seats and would not be walking around the parking lot.

MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Brian Knudsen to Hold in Abeyance to 6/3/2020

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

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

51. EOT-78556 - EXTENSION OF TIME - NONCONFORMING - PUBLIC HEARING - APPLICANT: FIFTH STREET GAMING, LLC - OWNER: 899 FREMONT, LLC - For possible action on a request for a ninth Extension of Time FOR A NONCONFORMING LIQUOR ESTABLISHMENT (TAVERN) USE at 899 Fremont Street and 115 South 8th Street (APNs 139-34-612-056 and 027), T5-MS (T5 Main Street) Zone, Ward 3 (Diaz) [PRJ-78288]. Staff recommends APPROVAL.

Minutes:

MAYOR GOODMAN declared the Public Hearing open.

CHRIS MOLINA appeared on behalf of Fifth Street Gaming, LLC. He said they have a number of establishments Downtown and they are waiting for the right time to reopen. They are planning to preserve the nonconforming gaming rights, and he noted that the Extension of Time is only for the tavern land use rights.

ROBERT SUMMERFIELD, Planning Director, said the liquor establishment is located on Fremont Street, which accommodates a variety of commercial uses and will not negatively impact any existing protected uses in the area. 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 additional time limit.

MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Olivia Diaz to Approve Subject to Conditions

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

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

REPORTS AND PRESENTATIONS

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

Minutes:

CITY MANAGER SCOTT ADAMS reiterated that he is concentrating on the health and safety of employees and citizens, and maintaining essential operations. He said this is the most serious fiscal crisis the City has ever been in, and going forward his priorities include the City's budget and reopening. As it relates to the budget, City staff

has been working on a budget projection and utilizing the best economists available. He said the deficit over a 16-month period is projected to be \$147 million. By reference, the deficit during the Great Recession was \$100 million. Additionally, another \$50 or more million would be added to Fiscal Year 2022. There is about \$90 million of usable funds available, and he said there will be no money left by January 2021 if the City does not do anything.

MR. ADAMS indicated the City received just shy of \$119 million of CARES (Coronavirus Aid, Relief, and Economic Security) Act funds, which is money that was directed to local governments with a 500,000 or greater population, but it also came with complicated rules and regulations as to how the money can be used. In analyzing the rules, there is a strategy the City can use to reimburse costs as it relates to public safety. The City is looking at a slightly revised model which will include the use of those federal funds and be brought to the City Council at a later date.

MR. ADAMS said the City must go in to Fiscal Year 2021 with a balanced budget without use of federal dollars, and it is his goal to not lay anybody off. Staff is working with bargaining units on a six percent concession, which he believed to be modest. In looking at the legislative intent of the CARES Act funds, he did not believe those dollars could be put into the community. The funds were meant to address the impacts COVID-19 have on state and local governments. There were many other funding mechanisms in subsequent bills directed at community resources and impacts, and staff will be looking to access those funds as soon as possible.

MAYOR GOODMAN noted that when the Governor declared the State of Emergency, she called the City Attorney to see if the city also needed to declare a State of Emergency in order to qualify for federal funds. She was assured that the entire state would be receiving funds with the Governor's declaration, but the city's declaration would secure additional funding. MR. ADAMS said a percentage of the CARES Act dollars went directly to communities with a half million population or greater, and the rest of the money went to state and local governments. He said there should be opportunities for other cities in the valley to access those funds.

MAYOR GOODMAN asked if Las Vegas was in line for the funds given to the state through the Governor's declaration, and MR. ADAMS said the city is because when a State of Emergency is declared, there will be a flow of FEMA (Federal Emergency Management Agency) funds. He noted the CARES Act is separate from FEMA, and there were other funding mechanisms and a subsequent bill that recently passed which gives money to states for testing. His recommendation is to keep the focus on using these funds to address the City's budget to offset the deficit due to COVID-19. If there is money left over, it can be pushed into the community or used for the City's own purposes as it relates to COVID-19 such as employee testing, PPE (Personal Protective Equipment) and building modifications.

MAYOR GOODMAN said this is a reoccurring virus; therefore, the \$119 million should be specific to the city. She also noted that the city may have to close down again. MR. ADAMS believed that the City should take a conservative approach in budgeting over the next 16 months to maximize the funds in order to maintain a viable city. He believed the intent of the CARES Act dollars was to help states and cities maintain their viability due to COVID-19 impacts. MAYOR GOODMAN said the city would be shortchanged if this virus recurs in the fall, and MR. ADAMS said the money is available for expenses from March 1st, 2020 through December 30, 2020. He thought the city could be sustained and maintain operations to the greatest extent possible and avoid reductions in force.

Speaking to the City's reopening plan, MR. ADAMS said each Director was asked to develop a plan that is in phases while conforming to federal and state guidelines. Staff is also looking at how they work with the business community, and a team has been formed that will address the external businesses while understanding that every business is unique. He thought the businesses should create their own reopening plan and submit it to the City for review.

The City of Las Vegas and Clark County teamed up to build an Isolation Quarantine Complex (ISO-Q) at Cashman Center that can handle hundreds of homeless persons. To date, there have been 115 homeless individuals processed, but that was without any outreach. Outreach efforts are now beginning because staff intuitively believes that there is a prevalence of COVID-19 within the homeless community. The facility is meant to have their healthcare needs addressed safely and prevent any further spread. MR. ADAMS confirmed the costs associated with that facility will be reimbursed by the federal government.

COUNCILWOMAN DIAZ said the City should be transparent with the community and inform them of what the public safety costs actually entail. Her office has been receiving many calls from small business owners relating to vagrancy and homelessness, and she wants to know what those costs mean. MR. ADAMS explained that under the recent guidelines, the City can use the federal funds for any public safety costs that is presumed to be related to COVID-19. It could be used to reimburse the City for the Fire Department employees who have to work without any social distancing, the City's contribution to the Metropolitan Police Department for the police services, City Marshals who provide security and homeless support or detention service employees that may come into contact with the virus.

COUNCILWOMAN DIAZ referenced a set of guidelines dated April 22, 2020 that lists eligible expenditures and she asked if those have changed. MR. ADAMS said the guidelines have not changed, but the United States Department of the Treasury has been clarifying the intent of those guidelines since they were released.

COUNCILWOMAN DIAZ said people are wondering if the City is sanitizing public areas any more than usual. She also mentioned that expenses to facilitate distance learning was included in the guidelines. Access to technology is impairing many children, and she saw many windows of opportunity for the City to help.

MAYOR GOODMAN said her office has been open throughout and she has received many calls from Ward 3 constituents. Her staff is fielding calls and helping many individuals who are concerned about their safety or health. She wanted to assure COUNCILWOMAN DIAZ that her staff is not operating from home and taking care of anybody who has a concern.

COUNCILWOMAN DIAZ said she and her staff are still fulfilling their roles and obligations even though they are working from home. She appreciated MAYOR GOODMAN for stepping in, but thought the City needs to strike a balance to make sure the entire community is taken care of. MAYOR GOODMAN said she knew that the Ward 3 office was operating from home, but wanted to let her know that the Mayor's office is also available to help. COUNCILWOMAN DIAZ said her constituents are some of the most severely impacted by this pandemic, and she wants them to know it does not go unnoticed.

COUNCILWOMAN FIORE said she and COUNCILWOMAN SEAMAN were physically in Ward 3 delivering water to constituents, and all six wards work together for the entire city.

SET DATE

53. 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 CITY CLERK LUANN D. HOLMES to set the date for all applicable items.

Waiver and Reduction – 1614 East Ogden Avenue – 5/20/2020

CITIZENS PARTICIPATION

54. 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, said he had heard a rumor that government employees who are receiving full pay and benefits also received a \$1,200 government check and he hoped that was not true. He presented a handout about negative foods and the affect it has on the body, a copy of which was submitted and attached as backup. The back of the handout had information about setting up a secondary food pantry and emergency bank account. Lastly, he thought there should be a way for citizens to look at their live blood.

JOHN PERAZZO introduced himself as a member of the City's Senior Citizen Advisory Board, and wanted to know if there was a way the Board could meet virtually. He also wanted to know what it costs the City to support

the Board. He e-mailed COUNCILMAN CREAR regarding the specific impact COVID-19 has on seniors, a copy of which was submitted and attached as backup. MAYOR GOODMAN asked CITY CLERK LUANN D. HOLMES to follow-up on how the Board can meet, and DEPUTY CITY ATTORNEY JEFF DOROCAL offered to meet with MR. PERAZZO privately to discuss meeting options.

JOHN BAIETTI praised the Councilmembers and said COUNCILWOMAN FIORE should communicate with GOVERNOR SISOLAK. He spoke against DR. ANTHONY FAUCI, and wanted the Mayor to call CNN (Cable News Network) and Fox News and tell them that the city is opening on Saturday.

COUNCIL MEMBER RECOGNITION

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

Minutes:

MAYOR GOODMAN and COUNCILMEMBERS FIORE, CREAR, KNUDSEN, DIAZ and SEAMAN announced the various events taking place in their 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 adjourned at 12:27 p.m.

Respectfully submitted:

Cheyenne LaRance, Deputy City Clerk

LuAnn D. Holmes, MMC, City Clerk

THIS MEETING WAS PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS 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