

Carolyn G. Goodman, Mayor (At-Large)
Lois Tarkanian, Mayor Pro Tem (Ward 1)
Vacant (Ward 2)
Bob Coffin (Ward 3)
Stavros S. Anthony (Ward 4)
Cedric Crear (Ward 5)
Michele Fiore (Ward 6)



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

June 5, 2019
9:00 AM

CEREMONIAL MATTERS

1. Call to Order

Minutes:

MAYOR GOODMAN called the meeting to order at 9:03 a.m.

PRESENT: MAYOR GOODMAN and COUNCILMEMBERS TARKANIAN, ANTHONY (excused at 1:03 p.m.), COFFIN (excused until 9:47 a.m.), FIORE and CREAR

ALSO PRESENT: CHIEF OPERATIONS AND DEVELOPMENT OFFICER JORGE CERVANTES, CITY ATTORNEY BRAD JERBIC and CITY CLERK LUANN D. HOLMES

2. Announcement Regarding: Compliance with Open Meeting Law

Minutes:

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

3. Invocation - Pastor Benny Jaques, Victory Outreach Las Vegas

Minutes:

The Invocation was given by PASTOR JAQUES.

4. Pledge of Allegiance

Minutes:

MAYOR GOODMAN led the audience in the Pledge of Allegiance.

5. Recognition of the Citizen of the Month

Minutes:

Note: This matter was trailed until after the recognition of the Employee of the Month, pending the arrival of MR. MAZZOLA.

COUNCILWOMAN FIORE recognized ALEX MAZZOLA as Citizen of the Month for June of 2019 for his response to suspicious activity he observed on his surveillance cameras. He immediately contacted the police and found that the robber, who was trying to take a package from his front door, had a stolen vehicle and other items.

The Councilwoman went over a Las Vegas Metropolitan Police Department (Metro) safety tips list, a copy of which was submitted for the record. She sincerely thanked MR. MAZZOLA for his efforts to keep Ward 6 safe.

MR. MAZZOLA expressed his deepest appreciation for this recognition and accepted a Citizen of the Month Certificate of Recognition, a copy of which was submitted for the record, along with the announcement for Citizen of the Month.

ADDITIONAL RECOGNITION:

MAYOR GOODMAN called forward KATHI THOMAS-GIBSON, Community Services Director, for the recognition of EARLIE KING, Grant Program Coordinator, as Employee of the Month for June of 2019.

The Mayor said that MS. KING is among many City employees who strive to build a better community and, as a Grant Program Coordinator, she oversees the City's HOME Investment Partnership fund, which allows the City to build affordable housing. Because of her thoroughness in dealing with these multi-million dollar programs, the City's program has never had a finding or concern come up during extensive audits and is regarded as well-organized and well-run.

MS. KING is a trusted member in the community and at work, has effectively maintained her community connections and is an example to all those who work with her. She is also fun to work with and shares her wealth of knowledge and wisdom with new employees.

MS. THOMAS-GIBSON said that it is awesome for an employee to be recognized by their peers, and it is a reflection of her employees. She commented that MS. KING'S accomplishments not only build a legacy in her reputation, but also in all the new employees she comes into contact with. She thanked MS. KING for caring so much.

MS. KING extended credit to the people who work on her team and handle so many essential pieces important to developing affordable housing, including having to deal with federal dollars. Through the entire process, she and her team work with almost all the City departments, Clark County and the Nevada Housing Division, and she thanked them all. She also thanked the local developers for caring enough to develop safe, quality and affordable housing. She thanked PATRICK for nominating her and the City for giving the opportunity to making life better for economically disadvantaged citizens. MS. KING accepted the award. A copy of the Employee of the Month announcement was made a part of the record.

6. Recognition of Ward 5 Planning Commissioner Brenda Williams

Minutes:

COUNCILMAN CREAR recognized BRENDA WILLIAMS, as photos were shown of her on the monitors, for her service on the Planning Commission. He indicated that MS. WILLIAMS is his neighbor and a wonderful person who has made history in the community, and he went over some of her professional background and some of her achievements as the first black woman in many areas and with various organizations, such as the West Side History Gallery. He thanked her for her involvement in improving the lives of Las Vegas residents and for serving on the Planning Commission. He proclaimed June 5, 2019, as Brenda J. Williams Day and presented her with the Proclamation, a copy of which was submitted for the record, as well as the photos shown.

ASSISTANT CITY ATTORNEY BRYAN SCOTT said that he had the pleasure of advising MS. WILLIAMS while serving on the Planning Commission, and it was a wonderful experience to work with such an intelligent, no non-sense person. He thanked MS. WILLIAMS for her service.

COUNCILWOMAN TARKANIAN commented that she quickly recognized what an intelligent, hardworking woman MS. WILLIAMS is when she served as an interim Councilmember on the City Council. The City has been very fortunate to have MS. WILLIAMS help the City when needed.

MS. WILLIAMS was very grateful to be able to serve the community, particularly Ward 5. She expressed her utmost appreciation to COUNCILMAN CREAR and SENATOR RICHARD BRYAN, who helped her accomplish a lot for Southern Nevada, along with some of his former staff members, as well as the City staff members and COUNCILWOMAN TARKANIAN and MAYOR GOODMAN, whom she has known longer than COUNCILMAN CREAR. She commented that in 1958, she received the American Legion Award for Leadership, and little did she know that decades later she would be receiving this recognition for her leadership, none of which would have been possible without God and so many of the people he put in her path to help her move forward. She

emphasized that there is nothing better than serving with integrity, and she prays she was able to do that during her service.

COUNCILMAN CREAR added that the many people who were in the audience for this recognition is a testament to the respect and support MS. WILLIAMS has gained and the relationships she has formed over the years.

BUSINESS ITEMS - 9 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:

LARRY DAVIS, appearing on behalf of the people and registered voters of Ward 5, commented that the Regional Transportation Commission (RTC) is a nuisance to the City and the people do not want it. He stressed that the City Councilmembers are voted in to serve the public, noting that he has raised concerns with the Council about the RTC three times to no avail and warned that he would be circulating a protest petition.

PAT SPILOTRO thanked the City of Las Vegas for Project Neon, which he regarded as incredible. For Item 43 (Bill 2019-19), he said he has asked numerous times for the Mayor to recuse herself because of ROSS GOODMAN'S involvement, and he submitted conflict of interest documentation for the Mayor. A copy was made a part of the record under Item 43. MAYOR GOODMAN advised COUNCILMAN COFFIN, who asked about the allegations, that the developer sold six years ago and her son is no longer involved.

See Item 43 for related backup.

BUSINESS ITEMS - 9 A.M. Session

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

Minutes:

COUNCILWOMAN TARKANIAN announced that Bill No. 2019-16 would be heard by the Recommending Committee on 6/17/2019, at which time public comment could be made, as well as at the 6/19/2019 Council meeting, when the Public Hearing will be held.

Motion made by Lois Tarkanian to Hold in Abeyance Item 34 to 6/19/2019 and Strike Item 35

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

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

9. For possible action to approve the Final Minutes by reference of the April 3 and 17, 2019 Regular City Council Meetings

Motion made by Lois Tarkanian to Approve

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

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

CONSENT AGENDA

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

ECONOMIC AND URBAN DEVELOPMENT - CONSENT

10. For possible action to approve a Parking Lease Agreement between 899 Fremont, LLC and the City of Las Vegas to manage and operate a parking lot located at 801 Fremont Street and a portion of 115 S 8th Street, Las Vegas, Nevada with rent established at 85% of gross revenues (APN 139-34-612-028 and 139-34-612-027) - Ward 3 (Coffin)

NOTE: The video does not reflect accurately in that Mayor Goodman only abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to approve the Consent Agenda except Item(s) None

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

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

FINANCE - CONSENT

11. For possible action to approve a Notice of Intent to Augment and Amend the Fiscal Year 2019 annual budget of the City of Las Vegas General Fund in the amount of \$18,000,000

NOTE: The video does not reflect accurately in that Mayor Goodman only abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to approve the Consent Agenda except Item(s) None

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

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

FIRE AND RESCUE - CONSENT

12. For possible action to approve a Purchase and Sale Agreement between the City of Las Vegas (the "City") and the City of Winnemucca (the "Purchaser") regarding the sale of one City emergency response vehicle, which has been identified as surplus property, to the Purchaser to use as a first responder vehicle, for a total cost of \$6,250 - All Wards

NOTE: The video does not reflect accurately in that Mayor Goodman only abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to approve the Consent Agenda except Item(s) None

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

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

HUMAN RESOURCES - CONSENT

13. For possible action to approve the City's Excess Workers' Compensation insurance policy for Fiscal Year 2020 with Safety National Casualty, formerly New York Marine, effective July 1, 2019 (\$445,767 - Workers' Compensation Self-Insurance Trust Fund)

NOTE: The video does not reflect accurately in that Mayor Goodman only abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to approve the Consent Agenda except Item(s) None

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

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

14. For possible action to approve the City's excess liability insurance policy for Fiscal Year 2020 with Trident (Pelexus), effective July 1, 2019 (\$260,618.60 - Self-Insurance Liability Trust Fund)

NOTE: The video does not reflect accurately in that Mayor Goodman only abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to approve the Consent Agenda except Item(s) None

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

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

15. For possible action to approve the City's property damage fire insurance policy on buildings, contents, outside equipment, boiler and machinery for Fiscal Year 2020 with Affiliated FM, effective July 1, 2019 (\$506,657 - Self-Insurance Liability Trust Fund)

NOTE: The video does not reflect accurately in that Mayor Goodman only abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to approve the Consent Agenda except Item(s) None

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

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

16. For possible action to approve the City's general liability insurance policy for Fiscal Year 2020 required for the City Hall lease purchase agreement with National Casualty Insurance Company, effective July 1, 2019 (\$76,318.80 - Self-Insurance Liability Trust Fund)

NOTE: The video does not reflect accurately in that Mayor Goodman only abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to approve the Consent Agenda except Item(s) None

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

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

MUNICIPAL COURT - CONSENT

17. For possible action to approve a grant award from the Substance Abuse and Mental Health Services Administration for the receipt of funds from the U.S. Department of Health and Human Services in the amount of \$376,626 to expand the capacity of the Municipal Court's six Specialty Court programs - All Wards

NOTE: The video does not reflect accurately in that Mayor Goodman only abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to approve the Consent Agenda except Item(s) None

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

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

OPERATIONS AND MAINTENANCE - CONSENT

18. For possible action to approve a Lease Agreement between the City of Las Vegas and Hennessy Foundation to occupy property, commonly known as Lorenzi Park, located at 3339 West Washington Avenue, for their non-profit purposes consisting of community outreach services including tennis, mentoring and education - Ward 5 (Crear)

NOTE: The video does not reflect accurately in that Mayor Goodman only abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to approve the Consent Agenda except Item(s) None

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

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

19. For possible action to approve a Las Vegas Valley Water District (LVVWD) Exclusive Easement from the City of Las Vegas to service the Symphony Park Garage Project located at 850 Robin Leach Lane, APN 139-33-610-030 - Ward 5 (Crear)

NOTE: The video does not reflect accurately in that Mayor Goodman only abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to approve the Consent Agenda except Item(s) None

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

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

PLANNING - BUSINESS LICENSING - CONSENT

20. For possible action to approve a Marijuana Distributor Establishment License for a Change of Ownership FROM: INTEGRAL CULTIVATION, LLC TO: INTEGRAL CULTIVATION, LLC dba DESERT GROWN FARMS at 5425 Polaris Avenue - Clark County

NOTE: Mayor Goodman abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to Approve the Consent Agenda except Item(s) None

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

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

21. For possible action to approve a Marijuana Production Establishment License (Medical/Recreational) for a Change of Ownership FROM: INTEGRAL PRODUCTION, LLC TO: INTEGRAL PRODUCTION, LLC dba INTEGRAL PRODUCTION, LLC at 5425 Polaris Avenue - Clark County

NOTE: Mayor Goodman abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to Approve the Consent Agenda except Item(s) None

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

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

22. For possible action to approve a Marijuana Cultivation Establishment License (Medical/Recreational) for a Change of Ownership FROM: INTEGRAL CULTIVATION, LLC TO: INTEGRAL CULTIVATION, LLC dba INTEGRAL CULTIVATION, LLC at 5425 Polaris Avenue - Clark County

NOTE: Mayor Goodman abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to Approve the Consent Agenda except Item(s) None

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

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

23. For possible action to approve a Marijuana Production Establishment License (Medical/Recreational) for HIGH SIERRA HOLISTICS, LLC dba HIGH SIERRA HOLISTICS at 4058 South McCarran Boulevard - Reno, Nevada

NOTE: Mayor Goodman abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to Approve the Consent Agenda except Item(s) None

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

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

24. For possible action to approve a One-Day Opening for a Non-Restricted Gaming License for UNITED COIN MACHINE CO dba CENTURY GAMING TECHNOLOGIES db at MERMAIDS at 32 Fremont Street - Ward 5 (Crear)

NOTE: The video does not reflect accurately in that Mayor Goodman only abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to approve the Consent Agenda except Item(s) None

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

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

25. For possible action to approve a One-Day Opening for a Non-Restricted Gaming License for UNITED COIN MACHINE CO dba CENTURY GAMING TECHNOLOGIES db at LAS VEGAS CLUB HOTEL & CASINO at 18 Fremont Street - Ward 5 (Crear)

NOTE: The video does not reflect accurately in that Mayor Goodman only abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to approve the Consent Agenda except Item(s) None

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

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

PUBLIC WORKS - CONSENT

26. For possible action to approve Second Supplemental Interlocal Contract LAS22S13 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) to extend the project completion date from June 30, 2019 to June 30, 2020 for engineering design of the Brent Drainage System - Floyd Lamb Park to Durango Drive project, located along Brent Lane - Ward 6 (Fiore)

NOTE: The video does not reflect accurately in that Mayor Goodman only abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to approve the Consent Agenda except Item(s) None

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

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

27. For possible action to approve First Supplemental Interlocal Contract LAS23G15 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) to extend the project completion date from June 30, 2019 to June 30, 2021 for engineering design of the Centennial Parkway Channel West - US95, CC215 to Durango - Ward 6 (Fiore)

NOTE: The video does not reflect accurately in that Mayor Goodman only abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to approve the Consent Agenda except Item(s) None

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

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

28. For possible action to approve Second Supplemental Interlocal Contract LAS23H15 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) to extend the project completion date from June 30, 2019 to June 30, 2021 for engineering design of the Centennial Parkway Channel West - US95, Durango to Grand Teton - Ward 6 (Fiore)

NOTE: The video does not reflect accurately in that Mayor Goodman only abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to approve the Consent Agenda except Item(s) None

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

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

29. For possible action to approve Third Supplemental Interlocal Contract LAS23F14 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) to extend the project completion date from June 30, 2019 to June 30, 2020 for construction of the Centennial Parkway Channel West - CC215, Pioneer Way to US95 - Ward 6 (Fiore)

NOTE: The video does not reflect accurately in that Mayor Goodman only abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to approve the Consent Agenda except Item(s) None

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

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

30. For possible action to approve Second Supplemental Interlocal Contract LAS23E13 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) to extend the project completion date from June 30, 2019 to June 30, 2020 for engineering design of the Centennial Parkway Channel West - CC215, Pioneer Way to US95 - Ward 6 (Fiore)

NOTE: The video does not reflect accurately in that Mayor Goodman only abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to approve the Consent Agenda except Item(s) None

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

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

31. For possible action to approve Third Supplemental Interlocal Contract LAS16P15 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) to extend the project completion date from June 30, 2019 to June 30, 2021 for engineering design of the Rancho Road System - Elkhorn, Grand Canyon to Hualapai - Ward 6 (Fiore)

NOTE: The video does not reflect accurately in that Mayor Goodman only abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to approve the Consent Agenda except Item(s) None

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

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

32. For possible action to approve the acceptance of the assignment of Bureau of Land Management (BLM) Right-of-Way Grant N-96207 from Clark County to the City of Las Vegas covering an area containing roadway and related facilities along West La Mancha Avenue between North Alpine Ridge Way and Egan Crest Drive, APN 126-25-801-026 - Ward 6 (Fiore)

NOTE: The video does not reflect accurately in that Mayor Goodman only abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to approve the Consent Agenda except Item(s) None

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

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

33. For possible action to approve Interlocal Agreement R624-17-015, as Interlocal Agreement NM624-17-015 Amendment No. 1 between the City of Las Vegas (CLV) and the State of Nevada Department of Transportation (NDOT) to change the agreement from non-monetary to receivable and rename it from NM624-17-015 to R624-17-015, for NDOT to design and construct a portion of the Regional Flood Control Facility described as Centennial Box Extension (BOX), as part of the construction of the US-95/CC-215 Phase 3C Improvements project, north US-95 to west CC-215 ramp, south US-95 ramp, and the east CC-215 to south US-95 ramp between the Bruce Woodberry Beltway (CC-215) and US-95 (\$2,200,000 - Road and Flood Capital Project Fund [CPF]) - Ward 6 (Fiore)

NOTE: The video does not reflect accurately in that Mayor Goodman only abstained on Items 20-23 due to her son's involvement in the marijuana industry.

Motion made by Lois Tarkanian to approve the Consent Agenda except Item(s) None

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

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

DISCUSSION/ACTION ITEMS

HEARINGS - DISCUSSION

34. Public hearing regarding a proposed ordinance of the Las Vegas City Council (Bill No. 2019-16) to amend Las Vegas Municipal Code 6.40.150 to increase the number of slot machines that can be operated at certain grandfathered tavern locations within the City - All Wards

Minutes:

See Item 8 for related discussion.

Motion made by Lois Tarkanian to Hold in Abeyance Item 34 to 6/19/2019 and Strike Item 35

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

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

ADMINISTRATIVE - DISCUSSION

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

Motion made by Lois Tarkanian to Hold in Abeyance Item 34 to 6/19/2019 and Strike Item 35

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

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

ECONOMIC AND URBAN DEVELOPMENT - DISCUSSION

36. Discussion for possible action regarding an Exclusive Negotiation Agreement (ENA) between the City of Las Vegas and GJTRC Holdings, LLC for the negotiation of a master development agreement regarding the redevelopment of property commonly known as Cashman Center, located at 850 North Las Vegas Boulevard and 826 North Las Vegas Boulevard, and Heritage Park, located at 888 North Las Vegas Boulevard, (APNs 139-26-301-004, -005 and 139-27-709-001) - Ward 5 (Crear)

Minutes:

BILL ARENT, Economic and Urban Development Director, reported that over the past 12 months, the downtown area has experienced a development momentum, and he briefly described and listed some of those developments, noting that the Las Vegas Lights FC has experienced great success. He explained that this matter pertains to a proposal from the Renaissance Companies to undertake a major redevelopment of Cashman Center, which would include a major league soccer stadium, complemented by sports, entertainment and technology uses. The exclusive negotiating agreement (ENA), if approved, would give the City 180 days to negotiate terms for the proposed development.

MR. ARENT introduced FLOYD KEPHART, Renaissance Companies, and BRETT LASHBROOK, Las Vegas Lights FC owner. MR. KEPHART appreciated the City's consideration of this ENA to explore the possibility of redeveloping Cashman Center and the surrounding area into a major center for sports. He added that discussions with the Mayor and City staff began 17 months ago about how to redevelop the areas of Cashman, including West Las Vegas, into a major innovation center based on sports, entertainment and technology. He requested approval to continue negotiations to come up with a way that is economically viable and beneficial to the Las Vegas community.

He explained that because the ENA involves several negotiable areas, they have contracted with JRD, which is the major urban planning entity, to work on a concept design, as well as with Populous, which is a primary developer of stadiums, to help on the stadium concept for downtown.

Using a PowerPoint presentation, MR. KEPHART went over the concept for the stadium, which will have a retractable field and seating for 25,000. It will be a place to entertain and enjoy sports, with surrounding areas to accommodate all the visitors. He believes this can be a great arts and cultural center and include retail development and technology to help with the smart city concept and make downtown a destination. He requested approval in order to move forward and present details in the future.

MR. LASHBROOK said the project is amazing and supported by his team. He recalled standing before the City Council a year ago asking for their faith in bringing the power of sports to downtown. He felt that this project will

bring a synergy to downtown. MAYOR GOODMAN commented that the Las Vegas Lights has delivered on all its promises.

COUNCILWOMAN TARKANIAN fully supported the project, with the request that it not cost the taxpayers too much money. She wondered about a comment she heard that soccer is losing fans, with which MR. LASHBROOK disagreed. He urged the people to listen to his radio interviews regarding soccer in Las Vegas.

COUNCILMAN COFFIN commented that the stadium debate of five years ago was very ugly and racist, and there were a lot of naysayers; therefore, he cautioned to be prepared. MR. KEPHART replied that as a civil rights activist for many years, he can handle racism. COUNCILMAN COFFIN said soccer has done amazingly well in Las Vegas.

COUNCILMAN CREAR pointed out that Cashman Center is located in the heart of Ward 5, which is the cultural epicenter of the city. Therefore, it would be fitting to have a world-class soccer stadium in Ward 5. He congratulated MR. LASHBROOK on his success with the Las Vegas Lights and applauded MESSRS. LASHBROOK and KEPHART on their vision to bring soccer to the area, which is only the beginning. He mentioned how some of the soccer fans support it throughout the world. The timing is right for other major league sports to come to Las Vegas, and with all the jobs and business opportunities this endeavor will create, he expressed his full support of moving forward with entering into an ENA.

MAYOR GOODMAN interjected that the appetite for soccer among youth has grown significantly, as demonstrated by the success of the Las Vegas Mayor's Cup International Tournament, which had to be extended to two more weekends because of the participation of 33 countries and 33 states. This tournament has been great for the Las Vegas economy and has generated a lot of enthusiasm. She felt this is the right direction toward the City's vision and goal of a world-class city.

COUNCILMAN CREAR recalled when people doubted the success of hockey in this community, yet it has proven otherwise and has generated so many fans that season tickets are overwhelmingly sold.

Motion made by Cedric Crear to Approve

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

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

PLANNING - BUSINESS LICENSING - DISCUSSION

37. ABEYANCE ITEM - Discussion for possible action regarding the approval of an Appeal of a Work Card Denial for Joseph Magdaleno Elisarraras Jr. db at Nevada Wellness Center Inc. at 3200 South Valley View Drive - Ward 1 (Tarkanian)

Minutes:

MARY McELHONE, Deputy Planning Director, stated that the Work Card appeal is for JOSEPH ELISARRARAS to work as an armed security guard, which requires fingerprinting and a federal background check. However, FRANK HAWKINS, the employer, is aware of the issues found and is in support of hiring MR. ELISARRARAS.

MR. ELISARRARAS requested the opportunity to prove himself as a good employee and to be able to make a living. MR. HAWKINS came forward in support of MR. ELISARRARAS.

COUNCILWOMAN TARKANIAN said that although marijuana is highly regulated, she is aware that MR. HAWKINS oversees his employees very well.

Motion made by Lois Tarkanian to Approve the appeal, thereby granting a site-specific work card with a one-year review

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

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

BOARDS AND COMMISSIONS - DISCUSSION

38. Discussion for possible action regarding the appointment of nominee Anthony Williams to the Ward 5 seat of the Planning Commission

Motion made by Cedric Crear to Approve

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

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

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

39. Bill No. 2019-17 - For possible action - An ordinance authorizing the issuance by the City of Las Vegas of its General Obligation (Limited Tax) Various Purpose Refunding Bonds (Additionally Secured by Pledged Revenues), Series 2019C, in an amount not to exceed \$26,000,000, and providing other matters relating thereto. Proposed by: Venetta Appleyard, Director of Finance

Minutes:

Second reading and bill adopted as introduced as Ordinance No. 6689.

Motion made by Stavros Anthony to Approve

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

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

BILLS ELIGIBLE FOR ADOPTION AT A LATER MEETING

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

40. Bill No. 2019-15 - Amends LVMC 16.16.030 and LVMC Chapter 9.28 to authorize the City to treat certain fireworks-related violations as civil violations subject to a civil penalty rather than proceeding by means of a misdemeanor prosecution. Proposed by: William L. McDonald, Chief of Fire and Rescue

Minutes:

Recommendation noted.

6/19/2019 City Council

41. Bill No. 2019-16 - Amends LVMC 6.40.150 to increase the number of slot machines that can be operated at certain tavern locations within the City. Sponsored by: Councilwoman Michele Fiore

Minutes:

Recommendation noted.

6/17/2019 Recommending Committee

6/19/2019 City Council

See Item 8 for related discussion.

NEW BILLS

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

42. Bill No. 2019-18 - Reads LVMC 10.02.010 to make State misdemeanors City misdemeanors if committed within the City. Proposed by: Bradford R. Jerbic, City Attorney

Minutes:

First Reading - Referred - COUNCILMEMBERS ANTHONY, COFFIN and FIORE

6/17/2019 Recommending Committee

6/19/2019 City Council

COUNCILMAN COFFIN asked why Item 43 (Bill No. 2019-19), which he said dealt with a divisive issue, was being brought back before the Council when it had already been resolved. COUNCILWOMAN FIORE explained

that she asked for its introduction and that discussion would be held at Recommending Committee. CITY ATTORNEY BRAD JERBIC advised that since it was not on the City Council Agenda for discussion, its merits could not be discussed by the Councilmembers, and he read the rule governing bills being sent to the Recommending Committee. He emphasized that discussing why the bill was reintroduced could be in violation of the Open Meeting Law.

COUNCILMAN CREAR stated that although he was not in support of bringing this matter back, any Councilmember has the right to bring matters back to Recommending Committee, which he respects.

In answer to COUNCILMAN CREAR'S question as to whether this matter would be considered by the Planning Commission, ROBERT SUMMERFIELD, Planning Director, explained that the bill was being fast tracked, making it eligible for adoption at the second meeting of the City Council in June. Because it pertains to a repeal and not a modification, Bill 2019-19 would not have to go to the Planning Commission first for consideration and recommendation.

43. Bill No. 2019-19 - Repeals LVMC 19.10.105, pertaining to the repurposing of certain golf courses and open spaces. Sponsored by: Councilwoman Michele Fiore

Minutes:

First Reading - Referred - COUNCILMEMBERS ANTHONY, COFFIN and FIORE

6/17/2019 Recommending Committee

6/19/2019 City Council

See Items 7 and 42 for related discussion.

44. Bill No. 2019-20 - Amends the Unified Development Code to repeal and replace Chapter 19.09 thereof, pertaining to Form-Based Code and Transect Zones. Sponsored by: Councilman Bob Coffin

Minutes:

First Reading - Referred - COUNCILMEMBERS ANTHONY, COFFIN and FIORE

6/17/2019 Recommending Committee

6/19/2019 City Council

NOT TO BE HEARD BEFORE 11 A.M. - 45 THROUGH 85

BUSINESS ITEMS - 11 A.M. Session

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

Motion made by Lois Tarkanian to Approve to Hold in Abeyance Items 51-55, 66-73 and 81 to 6/19/2019 and Withdraw Without Prejudice Items 74-77

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

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

HEARINGS - DISCUSSION

46. Public hearing and discussion for possible action regarding a Nuisance Notice and Order for failed inspection fees of \$1,170 and assess daily civil penalties up to \$99,500, and to authorize the recording of a lien against property located at 1325 Pyramid Drive - PROPERTY OWNER: OSWALDO CARRILLO - Ward 5 (Crear)

Minutes:

MAYOR GOODMAN declared the Public Hearing open.

As a detailed PowerPoint presentation was shown, VICKI OZUNA, Code Enforcement Section Manager, reported on the rental violations of the owner and actions taken by her staff on this property. She noted that after verifying rental activity, her office issued a notice to the property owner, OSWALDO CARRILLO, who continued

to rent several months after the notice had been served. She recommended a fine of \$100,520 be recorded as a lien against the property.

MR. CARRILLO conceded that he was renting the property. He tried to obtain a license to rent but was not able to do it because of another similar use nearby. Therefore, he rented to his mother to take care of the property.

To MAYOR GOODMAN, ANTHONY KRIEG, Code Enforcement Officer II, indicated that the other short-term rental is located about 550 feet from the subject location, and it is operating according to regulations.

COUNCILMAN CREAR verified with MS. OZUNA that the official Notice and Order was issued 10/5/2017 and ultimately led to the need to obtain a search warrant. Her officers discussed with MR. CARRILLO that the rental activity needed to cease; however, MR. CARRILLO did not adhere to this. She explained that she did not have all the information on the licensing process for this case; however, an application for a special use permit was never submitted. COUNCILMAN CREAR observed that a lot of revenue was generated from renting the property, thereby concluding that it was rented out for an extended period and that MR. CARRILLO knew what he was doing. Therefore, COUNCILMAN CREAR said he would have to support staff's recommendation due to MR. CARRILLO'S disregard of the notices.

MR. CARRILLO explained that when he applied for the license, the staff person explained to him that he could not operate a short-term rental and that he could only rent the property if he had someone living at the property. Therefore, he relocated his mother to the property. He felt it was simply a misunderstanding.

MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Cedric Crear to Approve an assessment of \$1,020 in failed inspection fee expense costs and \$99,500 in civil penalties for a total assessment of \$100,520 and to record a lien against the property

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

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

47. Public hearing and discussion for possible action regarding a Nuisance Notice and Order for failed inspection fees of \$4,320 and assess daily civil penalties up to \$29,500, and to authorize the recording of a lien against property located at 3808 Fairway Circle - PROPERTY OWNER: GLYSH IRREVOCABLE LAND TRUST - Ward 5 (Crear)

Minutes:

MAYOR GOODMAN declared the Public Hearing open.

As a PowerPoint presentation with was shown, VICKI OZUNA, Code Enforcement Section Manager, reported on the illegal rental activity by the owner, who rented the property as a short-term rental, and the actions taken by her staff on this property. A conditional use license was issued on 10/31/2017 and subsequently revoked due to partying activity. A Notice and Order was issued in February of 2019. However, findings show that the property was rented another 80 days after the license was revoked. She recommended a fine totaling \$32,820 to be recorded as a lien against the property.

JOSEPH GOODMAN, representing the property, said he could provide proof that they were out of the country when the Notice and Order was supposedly served. He requested abeyance for two weeks to allow the attorneys to settle this matter as it was pending litigation. ASSISTANT CITY ATTORNEY BRYAN SCOTT clarified that the litigation had nothing to do with the ongoing rental activity after revocation of the license.

ANTHONY KRIEG, Code Enforcement Officer II, informed COUNCILMAN CREAR that the initial Notice and Order was posted on the property on 12/19/2018, and he was monitoring the property because neighbors were calling to complain about the continued short-term rental activity at the property. In late December of 2018, he had a conversation with MR. GOODMAN, who indicated he would be sending a 30-day lease agreement, which he did send a week later.

COUNCILWOMAN FIORE discussed with MS. OZUNA that Code Enforcement follows a process for serving notices and Notice and Orders, which are mailed via regular and certified mail and are posted on the property. They keep the receipts for the certified mail pieces.

COUNCILMAN CREAR verified with MS. OZUNA that notice was served to the address provided by the Clark County Assessor's Office, as well as posted on-site. In this case, MR. KRIEG left the Notice and Order with the representative who was on site during an open house.

COUNCILMAN CREAR observed that MR. GOODMAN had the envelope in his possession, meaning that he did receive the notice. Given the outstanding taxes, COUNCILMAN CREAR opted to move forward with the recommended assessment.

MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Cedric Crear to Approve an assessment of \$4,320 in failed inspection fee expense costs and \$28,500 in civil penalties for a total assessment of \$32,820 and to record a lien against the property

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

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

PLANNING

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

PLANNING - ONE MOTION/ONE VOTE

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

48. EOT-76251 - ABEYANCE ITEM - RENOTIFICATION - EXTENSION OF TIME - NONCONFORMING - PUBLIC HEARING - APPLICANT: B & G EQUITIES, LLC - OWNER: JL & W, LLC - For possible action on a request for an Extension of Time FOR A NONCONFORMING LIQUOR ESTABLISHMENT (TAVERN) USE at 2425 North Rainbow Boulevard (APN 138-15-801-002), C-1 (Limited Commercial) Zone, Ward 5 (Crear) [PRJ-76099]. Staff recommends APPROVAL.

Minutes:

MAYOR GOODMAN declared the Public Hearing open for Items 48-50. There being no one present to speak, she declared the Public Hearing closed.

Motion made by Lois Tarkanian to Approve the One Motion One Vote subject to condition(s) except Item(s) None

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

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

49. EOT-76264 - EXTENSION OF TIME - NONCONFORMING - PUBLIC HEARING - APPLICANT: FIFTH STREET GAMING, LLC - OWNER: 899 FREMONT, LLC - For possible action on a request for an 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), C-2 (General Commercial) Zone, Ward 3 (Coffin) [PRJ-75841]. Staff recommends APPROVAL.

Minutes:

See Item 48 for related discussion and Item 50 for related backup.

Motion made by Lois Tarkanian to Approve the One Motion One Vote subject to condition(s) except Item(s) None

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

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

50. EOT-76265 - EXTENSION OF TIME RELATED TO EOT-76264 - NONCONFORMING - PUBLIC HEARING - APPLICANT: FIFTH STREET GAMING, LLC - OWNER: 899 FREMONT, LLC - For possible action on a request for an Extension of Time FOR A NONCONFORMING GAMING ESTABLISHMENT NON-RESTRICTED USE at

899 Fremont Street and 115 South 8th Street (APNs 139-34-612-056 and 027), C-2 (General Commercial) Zone, Ward 3 (Coffin) [PRJ-75841]. Staff recommends APPROVAL.

Minutes:

See Item 48 for related discussion and Items 49 and 50 for related backup.

Motion made by Lois Tarkanian to Approve the One Motion One Vote subject to condition(s) except Item(s) None

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

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

PLANNING - DISCUSSION

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

Minutes:

See Items 52-55 for related backup.

Motion made by Lois Tarkanian to Hold in Abeyance to Items 51-55, 66-73 and 81 to 6/19/2019 and Withdraw Without Prejudice Items 74-77

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

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

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

Minutes:

See Item 51 for related discussion and Items 51-55 for related backup.

Motion made by Lois Tarkanian to Hold in Abeyance Items 51-55, 66-73 and 81 to 6/19/2019 and Withdraw Without Prejudice Items 74-77

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

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

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

Minutes:

See Item 51 for related discussion and Items 51-55 for related backup.

Motion made by Lois Tarkanian to Hold in Abeyance Items 51-55, 66-73 and 81 to 6/19/2019 and Withdraw Without Prejudice Items 74-77

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

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

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

Minutes:

See Item 51 for related discussion and Items 51-55 for related backup.

Motion made by Lois Tarkanian to Hold in Abeyance Items 51-55, 66-73 and 81 to 6/19/2019 and Withdraw Without Prejudice Items 74-77

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

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

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

Minutes:

See Item 51 for related discussion and Items 51-55 for related backup.

Motion made by Lois Tarkanian to Hold in Abeyance Items 51-55, 66-73 and 81 to 6/19/2019 and Withdraw Without Prejudice Items 74-77

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

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

56. VAR-75829 - ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - APPLICANT: JASON MAHEU - OWNER: MICHAEL AND DIANA MOORE TRUST AND MATTHEWS FAMILY TRUST - For possible action on a request for a Variance TO ALLOW 20 PARKING SPACES WHERE 32 PARKING SPACES ARE REQUIRED on 0.42 acres at 1807 West Charleston Boulevard (APN 162-04-112-021), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian) [PRJ-75798]. Staff recommends DENIAL. The Planning Commission (5-1 vote) recommends APPROVAL.

Minutes:

MAYOR GOODMAN declared the Public Hearing open for Items 56-58.

JASON MAHEU, the applicant, and BILLY PLATT, representing the owner, were present. MR. MAHEU explained that the waivers requested were necessary due to site constraints. He went over the site plans and said that if required to install all the required landscaping, they would lose more parking spaces on an already parking impaired property.

ROBERT SUMMERFIELD, Planning Director, reported that the subject site is not a part of a commercial subdivision; therefore, must conform to all development standards associated with landscape buffers and building proximity to parcel lines. The proposed development fails to comply with development standards that would apply if the site were a part of a commercial subdivision or not. This is evidence of a self-imposed hardship. Therefore, staff recommended denial of the requests. To the Mayor, MR. SUMMERFIELD explained that the Planning Commission recommended approval due to the property being visually incorporated into the rest of the shopping center area. The access easement along the northern property line was a part of the original ownership, but he could not provide any details about it.

COUNCILWOMAN TARKANIAN said she viewed the property and saw that parking is a big problem, noting that

more property would be needed in the rear for Del Taco to be able to handle the drive-through. MR. MAHEU commented that if the City only takes 10 feet for the Charleston Boulevard project, which has been part of the discussion, he believes the drive-through would work. The Councilwoman wondered if it would be better to wait until the determination is made on how many feet will be needed for the Charleston Boulevard project. CHIEF OPERATIONS DEVELOPMENT OFFICER JORGE CERVANTES did not have maps but offered to review it, and to get together with the applicant to find out the needed footage. Staff has been working with the property owners for six months, and the acquisitions should be completed within 6-12 months. MR. SUMMERFIELD said that unfortunately the site would not meet development standards, regardless of the needed footage. Therefore, he supported staff's recommendation for denial.

COUNCILWOMAN TARKANIAN asked if the building would be leased as medical space. MR. MAHEU said that classifying it as office space would reduce the number of needed parking spaces, but they do not want to be limited on the type of business they can rent to. The Councilwoman asked MR. MAHEU if he could wait until MR. CERVANTES comes back with information on the acquisition, which MR. CERVANTES said he could have the information the following day.

COUNCILWOMAN TARKANIAN was inclined to hold this matter in abeyance, else she would have to move for denial. Given the options, MR. MAHEU said he would have to remove the medical office use in order to reduce the parking requirements. MAYOR GOODMAN said a new application would have to be filed. MR. SUMMERFIELD commented that updated documentation, including revised plans by 6/6/2019, would be needed to demonstrate that the medical occupancy would no longer be pursued. Subsequently, MR. MAHEU requested a 30-day abeyance; however, MAYOR GOODMAN pointed out that the Councilwoman would no longer be seated on the Council. COUNCILWOMAN TARKANIAN offered to leave the discretion to the new Ward 1 Council representative.

After trailing this matter due to the recommendation by ASSISTANT CITY ATTORNEY BRYAN SCOTT to allow MR. SUMMERFIELD to review some details because of the request to change the use to office space, MR. SUMMERFIELD reported that the modification request to office use would reduce the number of parking spaces required to 20. If the applicant were to submit a letter indicating the application modification and submit the plans by 6/6/2019, staff could place the item on for consideration at the 6/19/2019 Council meeting. MR. MAHEU indicated that he could comply with submittal of the revised plan on 6/6/2019. COUNCILWOMAN TARKANIAN apologized for the short timeframe.

MR. PLATT pointed out that Del Taco could not be moved back because of the easement.

See Items 57 and 58 for related backup.

MAYOR GOODMAN declared the Public Hearing closed for Items 56-58.

Motion made by Lois Tarkanian to Hold in Abeyance Items 56-58 to 6/19/2019

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

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

57. VAR-75832 - ABEYANCE ITEM - VARIANCE RELATED TO VAR-75829 - PUBLIC HEARING - APPLICANT: JASON MAHEU - OWNER: MICHAEL AND DIANA MOORE TRUST AND MATTHEWS FAMILY TRUST - For possible action on a request for a Variance TO ALLOW A FIVE-FOOT SIDE YARD SETBACK WHERE 10 FEET IS REQUIRED AND TO ALLOW A SIX-FOOT REAR YARD SETBACK WHERE 20 FEET IS REQUIRED on 0.42 acres at 1807 West Charleston Boulevard (APN 162-04-112-021), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian) [PRJ-75798]. Staff recommends DENIAL. The Planning Commission (5-1 vote) recommends APPROVAL.

Minutes:

See Item 56 for related discussion and Items 56-58 for related backup.

Motion made by Lois Tarkanian to Hold in Abeyance Items 56-58 to 6/19/2019

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

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

58. SDR-75833 - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-75829 AND VAR-75832 - PUBLIC HEARING - APPLICANT: JASON MAHEU - OWNER: MICHAEL AND DIANA MOORE TRUST AND MATTHEWS FAMILY TRUST - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 4,860 SQUARE-FOOT MEDICAL OFFICE DEVELOPMENT WITH WAIVERS TO ALLOW A SIX-FOOT LANDSCAPE BUFFER ALONG A PORTION OF THE EAST PROPERTY LINE WHERE 15 FEET IS REQUIRED; TO ALLOW A ZERO-FOOT LANDSCAPE BUFFER ALONG THE NORTH, SOUTH AND WEST PROPERTY LINE WHERE EIGHT FEET IS REQUIRED; TO ALLOW BLANK FACADES WHERE SUCH IS NOT ALLOWED; AND TO ALLOW LESS PARKING LOT LANDSCAPING THAN WHAT IS ALLOWED on 0.42 acres at 1807 West Charleston Boulevard (APN 162-04-112-021), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian) [PRJ-75798]. Staff recommends DENIAL. The Planning Commission (4-2 vote) recommends APPROVAL.

Minutes:

See Item 56 for related discussion and Items 56-58 for related backup.

Motion made by Lois Tarkanian to Hold in Abeyance Items 56-58 to 6/19/2019

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

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

59. VAR-75869 - ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: JEANNINE LEE, ET AL - For possible action on a request for a Variance TO ALLOW FIVE PARKING SPACES WHERE 12 ARE REQUIRED on 0.16 acres at 2517 Valley Street (APN 139-36-410-015), R-3 (Medium Density Residential) Zone, Ward 3 (Coffin) [PRJ-75270]. The Planning Commission (6-0 vote) and Staff recommend DENIAL.

Minutes:

MAYOR GOODMAN declared the Public Hearing open for Items 59 and 60.

BRUCE YU, representing the property owner, expressed awareness of the requested waivers of parking and the landscaping buffer. He showed a plot plan for the multi-family residence and indicated that in order to meet the requirements, the owner revised the request to a four-plex. PETER LOWENSTEIN, Deputy Planning Director, indicated that staff did not receive revised plans; therefore, he requested a 30-day abeyance to allow time to review the revised plans and prepare the reports.

See Item 60 for related backup.

MAYOR GOODMAN declared the Public Hearing closed for Items 59 and 60.

Motion made by Bob Coffin to Hold in Abeyance Items 59 and 60 to 7/3/2019

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

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

60. SDR-75870 - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-75869 - PUBLIC HEARING - APPLICANT/OWNER: JEANNINE LEE, ET AL - For possible action on a request for a Site Development Plan Review FOR A PROPOSED SIX-UNIT MULTI-FAMILY RESIDENTIAL DEVELOPMENT WITH WAIVERS TO ALLOW A THREE-FOOT LANDSCAPE BUFFER WIDTH ALONG THE EAST AND WEST PROPERTY LINES WHERE SIX FEET IS REQUIRED AND A FOUR-FOOT LANDSCAPE BUFFER WIDTH ALONG THE SOUTH PROPERTY LINE WHERE 10 FEET IS REQUIRED on 0.16 acres at 2517 Valley Street (APN 139-36-410-015), R-3 (Medium Density Residential) Zone, Ward 3 (Coffin) [PRJ-75270]. The Planning Commission (6-0 vote) and Staff recommend DENIAL.

Minutes:

See Item 59 for related backup and Items 59 and 60 related backup.

Motion made by Bob Coffin to Hold in Abeyance Items 59 and 60 to 7/3/2019

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

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

61. GPA-75958 - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT: DR HORTON - OWNER: FRANK D AND JANE PERUCHINI - For possible action on a request for a General Plan Amendment FROM: R (RURAL DENSITY RESIDENTIAL) AND RNP (RURAL NEIGHBORHOOD PRESERVATION) TO: L (LOW DENSITY RESIDENTIAL) on 4.43 acres on the north side of Regena Avenue, approximately 320 feet east of Tee Pee Lane (APN 125-30-502-008), Ward 6 (Fiore) [PRJ-75893]. The Planning Commission failed to obtain a supermajority vote which is tantamount to a recommendation of DENIAL. Staff recommends APPROVAL.

Minutes:

MAYOR GOODMAN declared the Public Hearing open for Items 61-65.

ATTORNEY TONY CELESTE, 1980 Festival Plaza Drive, appeared on behalf of the applicant and described the surrounding uses on the aerial map, and he pointed out that the Planning Commission's four-vote approval recommendation was tantamount to a denial because five votes were necessary. After the Planning Commission meeting, the neighbors requested a redesign for larger lots fronting Regena Avenue and more intense density in the cul-de-sacs, which the applicant accommodated, and he described these changes on the plans, which were submitted to staff. Given that the parcel is landlocked, the applicant requested a variance for the connectivity ratio from 1.3 to 1. He indicated the project is compatible with the area.

ROBERT SUMMERFIELD, Planning Director, said staff finds the amendment to be compatible and, therefore, recommended approval of the General Plan Amendment application. He clarified that the agenda indicates an approval recommending on the Rezoning application; however, the proposed zoning district allows lot sizes less than 10,000 square feet, which is a minimum that was established by the provisions of the 2016 Interlocal Agreement for Planning Area B, so staff could not recommend approval of the zone change. As such, staff cannot support the proposed rezoning application and all subsequent applications, with the exception of the proposed Vacation application, which staff supports.

RICHARD GALECKI, area resident, commented that he and his neighbors agree with the revisions described by MR. CELESTE, noting the applicant has been very cooperative and amenable to the residents' requests.

See Items 62-65 for related backup.

MAYOR GOODMAN declared the Public Hearing closed for Items 61-65.

Motion made by Michele Fiore to Approve

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

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

62. ZON-75959 - REZONING RELATED TO GPA-75958 - PUBLIC HEARING - APPLICANT: DR HORTON - OWNER: FRANK D AND JANE PERUCHINI - For possible action on a request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-1 (SINGLE FAMILY RESIDENTIAL) on 4.43 acres on the north side of Regena Avenue, approximately 320 feet east of Tee Pee Lane (APN 125-30-502-008), Ward 6 (Fiore) [PRJ-75893]. The Planning Commission (4-0 vote) and Staff recommend APPROVAL.

Minutes:

See Item 61 for related discussion and Items 61-65 for related backup.

Motion made by Michele Fiore to Approve

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

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

63. VAR-75960 - VARIANCE RELATED TO GPA-75958 AND ZON-75959 - PUBLIC HEARING - APPLICANT: DR HORTON - OWNER: FRANK D AND JANE PERUCHINI - For possible action on a request for a Variance TO ALLOW A 1.00 CONNECTIVITY RATIO WHERE 1.30 IS THE MINIMUM REQUIRED AND A PRIVATE STREET WITHOUT AN ACCESS GATE NOT TO BE CONSTRUCTED TO PUBLIC STREET STANDARDS on 4.43 acres on the north side of Regena Avenue, approximately 320 feet east of Tee Pee Lane (APN 125-30-502-008), R-E (Residence Estates) Zone [PROPOSED: R-1 (Single Family Residential)], Ward 6 (Fiore) [PRJ-75893]. Staff recommends DENIAL. The Planning Commission (4-0 vote) recommends APPROVAL.

Minutes:

See Item 61 for related discussion and Items 61-65 for related backup.

Motion made by Michele Fiore to Approve subject to condition(s)

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

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

64. VAC-75961 - VACATION RELATED TO GPA-75958, ZON-75959 AND VAR-75960 - PUBLIC HEARING - APPLICANT: DR HORTON - OWNER: FRANK D AND JANE PERUCHINI - For possible action on a request for a Petition to Vacate U.S. Government Patent Easements generally located north of Regena Avenue, east of Tee Pee Lane (APN 125-30-502-008), Ward 6 (Fiore) [PRJ-75893]. Staff recommends DENIAL. The Planning Commission (4-0 vote) recommends APPROVAL.

Minutes:

See Item 61 for related discussion and Items 61-65 for related backup.

Motion made by Michele Fiore to Approve subject to condition(s)

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

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

65. TMP-75962 - TENTATIVE MAP RELATED TO GPA-75958, ZON-75959, VAR-75960 AND VAC-75961 - REGENA CHIEFTAIN - PUBLIC HEARING - APPLICANT: DR HORTON - OWNER: FRANK D AND JANE PERUCHINI - For possible action on a request for a Tentative Map FOR A PROPOSED 16-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION WITH A WAIVER TO ALLOW A 60-FOOT INTERSECTION OFFSET WHERE 220 FEET IS REQUIRED AND TO DEFER OFFSITE IMPROVEMENTS INCLUDING STREETLIGHTS FOR REGENA AVENUE WHERE OFFSITE IMPROVEMENTS ARE REQUIRED AT THE TIME OF DEVELOPMENT on 4.43 acres on the north side of Regena Avenue, approximately 320 feet east of Tee Pee Lane (APN 125-30-502-008), R-E (Residence Estates) Zone [PROPOSED: R-1 (Single Family Residential)], Ward 6 (Fiore) [PRJ-75893]. Staff recommends DENIAL. The Planning Commission (4-0 vote) recommends APPROVAL.

Minutes:

See Item 61 for related discussion and Items 61-65 for related backup.

Motion made by Michele Fiore to Approve subject to condition(s)

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

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

66. GPA-75997 - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT/OWNER: TP 1000, LLC - For possible action on a request for a General Plan Amendment FROM: R (RURAL DENSITY RESIDENTIAL) ANDRNP (RURAL NEIGHBORHOOD PRESERVATION) TO: SC (SERVICE COMMERCIAL) on 5.03 acres at the southeast corner of Elkhorn Road and Hualapai Way (APN 125-19-101-010 and Lot 2 of File 124 Page 42 of Parcel Maps), Ward 6 (Fiore) [PRJ-75936]. The Planning Commission failed to obtain a supermajority vote which is tantamount to a recommendation of DENIAL. Staff recommends DENIAL.

Minutes:

See Items 67-73 for related backup.

Motion made by Lois Tarkanian to Hold in Abeyance Items 51-55, 66-73 and 81 to 6/19/2019 and Withdraw Without Prejudice Items 74-77

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

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

67. ZON-75998 - REZONING RELATED TO GPA-75997 - PUBLIC HEARING - APPLICANT/OWNER: TP 1000, LLC - For possible action on a request for a Rezoning FROM: U (UNDEVELOPED) [R (RURAL DENSITY

RESIDENTIAL) AND RNP (RURAL NEIGHBORHOOD PRESERVATION) GENERAL PLAN DESIGNATIONS] TO: C-1 (LIMITED COMMERCIAL) on 5.03 acres at the southeast corner of Elkhorn Road and Hualapai Way (APN 125-19-101-010 and Lot 2 of File 124 Page 42 of Parcel Maps), Ward 6 (Fiore) [PRJ-75936]. Staff recommends DENIAL. The Planning Commission (4-0 vote) recommends APPROVAL.

Minutes:

See Items 66-73 for related backup.

Motion made by Lois Tarkanian to Hold in Abeyance Items 51-55, 66-73 and 81 to 6/19/2019 and Withdraw Without Prejudice Items 74-77

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

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

68. SUP-75999 - SPECIAL USE PERMIT RELATED TO GPA-75997 AND ZON-75998 - PUBLIC HEARING - APPLICANT/OWNER: TP 1000, LLC - For possible action on a request for a Special Use Permit FOR A PROPOSED 3,500 SQUARE-FOOT LIQUOR ESTABLISHMENT (TAVERN) USE WITH A WAIVER TO ALLOW A 630-FOOT DISTANCE SEPARATION FROM A CHURCH/HOUSE OF WORSHIP WHERE 1,500 FEET IS REQUIRED at the southeast corner of Elkhorn Road and Hualapai Way (APN 125-19-101-010 and Lot 2 of File 124 Page 42 of Parcel Maps), U (Undeveloped) Zone [R (Rural Density Residential) and RNP (Rural Neighborhood Preservation) General Plan Designations] [PROPOSED: C-1 (Limited Commercial)], Ward 6 (Fiore) [PRJ-75936]. The Planning Commission (3-1 vote) and Staff recommend DENIAL.

Minutes:

See Items 66-73 for related backup.

Motion made by Lois Tarkanian to Hold in Abeyance Items 51-55, 66-73 and 81 to 6/19/2019 and Withdraw Without Prejudice Items 74-77

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

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

69. SUP-76000 - SPECIAL USE PERMIT RELATED TO GPA-75997, ZON-75998 AND SUP-75999 - PUBLIC HEARING - APPLICANT/OWNER: TP 1000, LLC - For possible action on a request for a Special Use Permit FOR A PROPOSED 6,000 SQUARE-FOOT BEER/WINE/COOLER OFF-SALE ESTABLISHMENT USE at the southeast corner of Elkhorn Road and Hualapai Way (APN 125-19-101-010 and Lot 2 of File 124 Page 42 of Parcel Maps), U (Undeveloped) Zone [R (Rural Density Residential) and RNP (Rural Neighborhood Preservation) General Plan Designations] [PROPOSED: C-1 (Limited Commercial)], Ward 6 (Fiore) [PRJ-75936]. The Planning Commission (3-1 vote) and Staff recommend DENIAL.

Minutes:

See Items 66-73 for related backup.

Motion made by Lois Tarkanian to Hold in Abeyance Items 51-55, 66-73 and 81 to 6/19/2019 and Withdraw Without Prejudice Items 74-77

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

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

70. SDR-76002 - SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-75997, ZON-75998, SUP-75999 AND SUP-76000 - PUBLIC HEARING - APPLICANT/OWNER: TP 1000, LLC - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 18,500 SQUARE-FOOT COMMERCIAL DEVELOPMENT, INCLUDING A 6,000 SQUARE-FOOT CONVENIENCE STORE WITH FUEL PUMPS AND CANOPY, RESTAURANT AND DRIVE THROUGH LANE; 3,500 SQUARE-FOOT TAVERN; 5,000 SQUARE-FOOT RESTAURANT AND 4,000 SQUARE FEET OF GENERAL RETAIL SPACE WITH A WAIVER TO ALLOW BUILDINGS NOT TO BE ORIENTED TO THE CORNER AND STREET FRONTAGES WHERE SUCH IS REQUIRED on 5.03 acres at the southeast corner of Elkhorn Road and Hualapai Way (APN 125-19-101-010 and Lot 2 of File 124 Page 42 of Parcel Maps), U (Undeveloped) Zone [R (Rural Density Residential) and RNP (Rural Neighborhood Preservation) General Plan Designations] [PROPOSED: C-1 (Limited Commercial)], Ward 6 (Fiore) [PRJ-75936]. Staff recommends DENIAL. The Planning Commission vote resulted in a tie which is tantamount to NO RECOMMENDATION.

Minutes:

See Items 66-73 for related backup.

Motion made by Lois Tarkanian to Hold in Abeyance Items 51-55, 66-73 and 81 to 6/19/2019 and Withdraw Without Prejudice Items 74-77

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

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

71. TMP-76001 - TENTATIVE MAP RELATED TO GPA-75997, ZON-75998, SUP-75999, SUP-76000 AND SDR-76002 - PUBLIC HEARING - ELKHORN PLAZA (A COMMERCIAL SUBDIVISION) - APPLICANT/OWNER: TP 1000, LLC - For possible action on a request for a Tentative Map FOR A ONE-LOT COMMERCIAL SUBDIVISION on 5.03 acres at the southeast corner of Elkhorn Road and Hualapai Way (APN 125-19-101-010 and Lot 2 of File 124 Page 42 of Parcel Maps), U (Undeveloped) Zone [R (Rural Density Residential) and RNP (Rural Neighborhood Preservation) General Plan Designations] [PROPOSED: C-1 (Limited Commercial)], Ward 6 (Fiore) [PRJ-75936]. Staff recommends DENIAL. The Planning Commission (4-0 vote) recommends APPROVAL.

Minutes:

See Items 66-73 for related backup.

Motion made by to Hold in Abeyance Items 51-55, 66-73 and 81 to 6/19/2019 and Withdraw Without Prejudice Items 74-77

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

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

72. ZON-76145 - REZONING - PUBLIC HEARING - APPLICANT/OWNER: TP 1000, LLC - For possible action on a request for a Rezoning FROM: U (UNDEVELOPED) [RNP (RURAL NEIGHBORHOOD PRESERVATION) GENERAL PLAN DESIGNATION] TO: R-E (RESIDENCE ESTATES) on 3.55 acres at the southwest corner of Elkhorn Road and Eula Street (Lot 1 of File 124 Page 42 of Parcel Maps), Ward 6 (Fiore) [PRJ-75935]. The Planning Commission (4-0 vote) and Staff recommend APPROVAL.

Minutes:

See Items 66-73 for related backup.

Motion made by Lois Tarkanian to Hold in Abeyance Items 51-55, 66-73 and 81 to 6/19/2019 and Withdraw Without Prejudice Items 74-77

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

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

73. TMP-76004 - TENTATIVE MAP RELATED TO ZON-76145 - ELKHORN ESTATES - PUBLIC HEARING - APPLICANT/OWNER: TP 1000, LLC - For possible action on a request for a Tentative Map FOR A SIX-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION on 3.55 acres at the southwest corner of Elkhorn Road and Eula Street (Lot 1 of File 124 Page 42 of Parcel Maps), U (Undeveloped) Zone [RNP (Rural Neighborhood Preservation) General Plan Designation] [PROPOSED: R-E (Residence Estates)], Ward 6 (Fiore) [PRJ-75935]. The Planning Commission (4-0 vote) and Staff recommend APPROVAL.

Minutes:

See Items 66-73 for related backup.

Motion made by Lois Tarkanian to Hold in Abeyance Items 51-55, 66-73 and 81 to 6/19/2019 and Withdraw Without Prejudice Items 74-77

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

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

74. ZON-75980 - REZONING - PUBLIC HEARING - APPLICANT: DR HORTON - OWNER: 1997 MORTON M.F. WONG AND EUNICE ELIZABETH WONG REVOCABLE TRUST - For possible action on a request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-1 (SINGLE FAMILY RESIDENTIAL) on 5.09 acres on the north side of Deer Springs Way, approximately 300 feet east of Hualapai Way (APN 125-19-202-007), Ward 6 (Fiore) [PRJ-75891]. The Planning Commission (4-0 vote) and Staff recommend APPROVAL.

Minutes:

See Items 75-77 for related backup.

Motion made by Lois Tarkanian to Hold in Abeyance Items 51-55, 66-73 and 81 to 6/19/2019 and Withdraw Without Prejudice Items 74-77

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

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

75. VAR-75981 - VARIANCE RELATED TO ZON-75980 AND VAR-75981 - PUBLIC HEARING - APPLICANT: DR HORTON - OWNER: 1997 MORTON M.F. WONG AND EUNICE ELIZABETH WONG REVOCABLE TRUST - For possible action on a request for a Variance TO ALLOW A 1.00 CONNECTIVITY RATIO WHERE 1.30 IS THE MINIMUM REQUIRED; PRIVATE STREETS NOT CONSTRUCTED TO PUBLIC STREET STANDARDS WITHOUT AN ACCESS GATE; AND PRIVATE STREETS TO TERMINATE IN STUB STREETS WHERE CUL-DE-SACS OR HAMMERHEADS ARE REQUIRED on 5.09 acres on the north side of Deer Springs Way, approximately 300 feet east of Hualapai Way (APN 125-19-202-007), R-E (Residence Estates) Zone [PROPOSED: R-1 (Single Family Residential)], Ward 6 (Fiore) [PRJ-75891]. Staff recommends DENIAL. The Planning Commission (4-0 vote) recommends APPROVAL.

Minutes:

See Items 74-77 for related backup.

Motion made by Lois Tarkanian to Hold in Abeyance Items 51-55, 66-73 and 81 to 6/19/2019 and Withdraw Without Prejudice Items 74-77

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

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

76. VAC-75983 - VACATION RELATED TO ZON-75980 AND VAR-75981 - PUBLIC HEARING - APPLICANT: DR HORTON - OWNER: 1997 MORTON M.F. WONG AND EUNICE ELIZABETH WONG REVOCABLE TRUST - For possible action on a request for a Petition to Vacate U.S. Government Patent Easements generally located on the north side of Deer Springs Way, east of Hualapai Way (APN 125-19-202-007), Ward 6 (Fiore) [PRJ-75891]. The Planning Commission (4-0 vote) and Staff recommend APPROVAL.

Minutes:

See Items 74-77 for related backup.

Motion made by Lois Tarkanian to Hold in Abeyance Items 51-55, 66-73 and 81 to 6/19/2019 and Withdraw Without Prejudice Items 74-77

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

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

77. TMP-75984 - TENTATIVE MAP RELATED TO ZON-75980, VAR-75981 AND VAC-75983 - DEER SPRINGS EULA - PUBLIC HEARING - APPLICANT: DR HORTON - OWNER: 1997 MORTON M.F. WONG AND EUNICE ELIZABETH WONG REVOCABLE TRUST - For possible action on a request for a Tentative Map FOR A PROPOSED 16-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION WITH A WAIVER TO ALLOW A 181-FOOT INTERSECTION OFFSET WHERE 220 FEET IS REQUIRED on 5.09 acres on the north side of Deer Springs Way, approximately 300 feet east of Hualapai Way (APN 125-19-202-007), R-E (Residence Estates) Zone [PROPOSED: R-1 (Single Family Residential)], Ward 6 (Fiore) [PRJ-75891]. Staff recommends DENIAL. The Planning Commission (4-0 vote) recommends APPROVAL.

Minutes:

See Items 74-77 for related backup.

Motion made by Lois Tarkanian to Hold in Abeyance Items 51-55, 66-73 and 81 to 6/19/2019 and Withdraw Without Prejudice Items 74-77

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

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

78. VAR-75906 - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: GILCREASE NATURE SANCTUARY - For possible action on an Appeal of the Approval by the Planning Commission on a request for a Variance TO ALLOW 38 PARKING SPACES WHERE 94 ARE REQUIRED on 7.88 acres at 8103 Racel Street (APN 125-09-401-033), Ward 6 (Fiore) [PRJ-74896]. Staff recommends DENIAL. The Planning Commission (4-0 vote) recommends APPROVAL.

Minutes:

MAYOR GOODMAN declared the Public Hearing open for Items 78 and 79.

GREG CRADER, consultant for the applicant, explained that the goal of Gilcrease Nature Sanctuary, a non-profit organization, is to use donations to build a new aviary to house and preserve more birds. He indicated that they are also requesting a delay of the off-site improvements to allow them time to figure out how much the cost will be, and they would like to get to a point where they can move forward with the aviary.

ROBERT SUMMERFIELD, Planning Director, explained that the appeal was filed to request removal of Public Works Condition 12 for Item 79 (SDR-75907). LUCIEN PAET, Engineering Project Manager, agreed to amend Condition 12 to allow five years to connect to public sewer, and he read the revised condition. MR. CRADER indicated they would like 10 years. MR. SUMMERFIELD said the requested timeframe was reasonable but it would have to be done sooner if the septic tank were to fail, and MR. PAET concurred, adding, however, that the Council had full discretion.

MAYOR GOODMAN observed that the cost could increase substantially within 10 years, and MR. PAET could not help with projecting an amount, which would depend on the number of bathrooms and sinks on the property.

MR. CRADER explained that they learned about the off-site improvements after the application was submitted, and he conceded that some requirements would have to be addressed. COUNCILWOMAN TARKANIAN expressed her awareness of many applicants who have taken longer than 10 years to install curbs/gutters. MR. CRADER indicated that he was not aware of any issues with possible flooding on the property.

COUNCILWOMAN FIORE discussed with MR. CRADER that he did not anticipate having to purchase a bond for the proposed work. The Councilwoman commented that she has two photos of MR. GILCREASE when he started out, and she would like to help with the proposed project. She supported allowing them 10 years; however, MR. PAET interjected that after hearing there was no intention of posting a bond when staff was going to require a bond for five years, staff would have to review the request.

COUNCILWOMAN FIORE emphasized that she would really like to help this non-profit because they have been around for 40 years, and she seriously doubted there would be any issues in the next decade. MR. SUMMERFIELD said that because the Variance request to not have to do the off-site improvements was stricken, he would need to hold the related applications in order to bring forward another variance or the Councilwoman could require a review of conditions at a future date.

After brief discussion amongst staff as to possible conditions revisions, PETER LOWENSTEIN, Deputy Planning Director, read amended Condition 10 and MR. PAET read amended Condition 12 for Item 79 (SDR-75907).

See Item 79 for related backup.

MAYOR GOODMAN declared the Public Hearing closed for Items 78 and 79.

Motion made by Michele Fiore to Approve subject to condition(s)

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

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

79. SDR-75907 - SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-75906 - PUBLIC HEARING - APPLICANT/OWNER: GILCREASE NATURE SANCTUARY - For possible action on an Appeal of the Approval by the Planning Commission on a request for a Major Amendment to an approved Site Development Plan Review (SDR-43981) FOR THE PROPOSED 3,500 SQUARE-FOOT EXPANSION OF AN EXISTING COMMERCIAL RECREATION/AMUSEMENT (OUTDOOR) FACILITY [NATURE SANCTUARY] on 7.88 acres at 8103 Racel

Street (APN 125-09-401-033), Ward 6 (Fiore) [PRJ-74896]. Staff recommends DENIAL. The Planning Commission (4-0 vote) recommends APPROVAL.

Minutes:

See Item 78 for related discussion and Items 78 and 79 for related backup.

Motion made by Michele Fiore to Approve subject to condition(s) amending Conditions 10 and 12 as read for the record:

10. Construct all incomplete half-street improvements on Racel Street and Al Carrison Street in accordance with the approved Site Plan concurrent with on-site development as shown on the approved Phasing Plan. Racel Street may be constructed to a 60-foot width to match the adjacent street improvements. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site. Extend all required underground utilities, such as electrical, telephone, etc., located within public rights-of-way, past the boundaries of this site prior to construction of hard surfacing (asphalt or concrete). Alternatively, the applicant shall after 10 years design, but not construct off-site improvements for Al Carrison Street and Racel Street and post a bond for all improvements not constructed at this time on Al Carrison Street and Racel Street or make the appropriate improvement contribution required by Title 19.02.025 prior to the issuance of permits for this site.

12. Within 10 years from the date of this SDR approval or if directed sooner by Southern Nevada Health District, abandon all existing septic tank systems in accordance with Southern Nevada Health District regulations and connect to the City of Las Vegas public sewer system.

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

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

80. TMP-75951 - TENTATIVE MAP - SHOWBOAT 2019 (A COMMERCIAL SUBDIVISION) - NON-PUBLIC HEARING - APPLICANT: LOCHSA ENGINEERING - OWNER: 2800 FREMONT, LLC - For possible action on a City Council Review of an Approval by the Planning Commission on a request for a Tentative Map FOR A ONE-LOT COMMERCIAL SUBDIVISION on 25.55 acres at 2800 Fremont Street (APNs 162-01-201-006 and 007), C-2 (General Commercial) Zone, Ward 3 (Coffin) [PRJ-75892]. The Planning Commission (4-0 vote) and Staff recommend APPROVAL.

Minutes:

COUNCILMAN COFFIN said he decided to bring this forward so that he could brag about this project as the site (the former Showboat property) has been an eyesore for many years. AMADOR "CHI CHI" BENGOCHEA has stepped forward and designed a project with assistance of staff to make it happen. He wished the press would have been present for this noteworthy occasion. MAYOR GOODMAN agreed that it has taken a long time to renovate this property.

MR. BENGOCHEA said that his father was a 21 dealer at the Showboat, and he was surprised when he saw that it was being demolished. Soon after, he started figuring out what could be done, which has been and continues to be challenging. Through the special use permit process, the property was approved for an apartment complex, medical clinic, mini-storage facility, a market. He showed an architectural rendering of the plan and said hopefully construction can start in August. He would like to bring some affordable housing with a park in the center. He believes the residents will enjoy the plan as designed. He showed exterior elevations of the "El Terrible" market. He mentioned to MAYOR GOODMAN that he attended Gorman High School. The Mayor said that MR. BENGOCHEA'S company has a great reputation.

MR. BENGOCHEA thanked the Tarkanian family for their friendship, and he thanked COUNCILWOMAN TARKANIAN for all her years of service and doing a good job as Councilwoman. COUNCILWOMAN TARKANIAN said she was very happy to see this project come forward.

COUNCILMAN CREAR stated that MR. BENGOCHEA is very reputable and asked him to meet with him to discuss strategies to build affordable housing in other parts of the City.

MR. BENGOCHEA expressed his appreciation to all those who assisted him on this project and said he was looking forward to the challenge.

Motion made by Bob Coffin to Approve subject to conditions

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

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

81. ROC-76347 - REVIEW OF CONDITION - PUBLIC HEARING - APPLICANT: RAFEL SHAKER - OWNER: RZMZ FAMILY, LLC, SERIES "2" - For possible action on a request for a Review of Condition Number 1 of an approved Special Use Permit (SUP-71301) for a Beer/Wine/Cooler Off-Sale Establishment use, WHICH STATES, "THE SALE OF INDIVIDUAL CONTAINERS OF ANY SIZE BEER OR WINE COOLERS 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 PACKAGING SHALL BE PERMITTED" on 0.19 acres at 1801 East Charleston Boulevard (APN 139-35-814-019), C-1 (Limited Commercial) Zone, Ward 3 (Coffin) [PRJ-76268]. Staff recommends DENIAL.

Motion made by Lois Tarkanian to Hold in Abeyance Items 51-55, 66-73 and 81 to 6/19/2019 and Withdraw Without Prejudice Items 74-77

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

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

82. DIR-76467 - PUBLIC HEARING - For possible action on an Appeal of Director's decision regarding non-acceptance of an application based upon the interpretation of a "property line" of a protected use as it relates to a Marijuana Dispensary use located at 7650 West Charleston Boulevard (APN 138-33-803-002), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian) [PRJ-76468]. Staff recommends DENIAL.

Minutes:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY ROBERT GRONAUER, 1980 Festival Plaza Drive, appeared representing RANDY BLACK, SR. MR. GRONAUER explained that he worked with staff with respect to submitting an application for his client, but they could not agree on an issue, thus the reason for this matter being scheduled before the City Council for a decision. He further explained that MR. BLACK would like to build a marijuana dispensary with his newly awarded license by the State of Nevada on the subject site, which is the former site of Kilroy's Bar and Restaurant.

The use requires a 300-foot radius from certain protected uses, and he showed a radius map and said that the desired location is not within the radius for the protected uses. Also, the 1,000-foot radius on the map shows that the location is not within a 1,000-foot radius of the Summerlin Dance School, as interpreted by their engineers, who measured from the property line of the proposed dispensary to the property line of the school. However, staff has taken the position of measuring from the property line of the commercial subdivision because the use is in a commercial development. But he argued that after reviewing Nevada Revised Statutes (NRS) on how to measure distance between property lines, he concluded that the measurement should be from the property line of the Summerlin Dance School, which has a separate parcel number. He read Section 3-a (highlighted in yellow) of NRS 19.12.070 regarding Permissible Use Descriptions and Applicable Conditions and Requirements and submitted a copy for the record. He then showed a commercial subdivision map created years ago depicting five fee interest parcels, one of which houses the Summerlin Dance School, with separate property lines, not lease-hold interest properties. Therefore, he insisted that the school's property line should be its business location. With the utmost respect to staff, he requested a decision from the Council to avoid future issues with other uses.

ROBERT SUMMERFIELD, Planning Director, reported that the code is very clear to staff, and that the Council has directed that a protected use is created by a parcel map or a subdivision map and not by a boundary line adjustment, which is the case with the parcels demonstrated in the map shown by MR. GRONAUER.

MAYOR GOODMAN commented that this seemed to be a matter of legal interpretation.

CITY ATTORNEY BRAD JERBIC remarked that both parties had good points; however, this pertains to a definite black and white legal distinction. He met with MESSRS. BLACK and GRONAUER to discuss the issue, and he

commented that the problem is how the parcel map was created, noting that the code requires property lines to be created by a parcel map or a subdivision map. He asserted that creating a parcel by survey does not necessarily make it a legal parcel that meets all standards for parking, setbacks, etc. The bottom line is that the map created was never subject to staff review as would have been a parcel map under the existing law. The solution would be to make a code amendment, but that could create unintended consequences if not done carefully. However, as currently written, only parcel maps created by parcel map or subdivision map are allowed. Therefore, he requested the Council's direction and recommended upholding MR. SUMMERFIELD'S decision.

COUNCILMAN COFFIN said that the school is a dance studio and probably for adults. MR. JERBIC pointed out that the code does not mention a dance studio; it refers to any use that might provide recreational opportunities to minors. If it were a dance studio for adults, there would be no problem. He used the example of McDonald's establishments; they have play areas where adults may not be present but McDonald's restaurants are not an issue, unlike karate or dance studios, where kids are probably always accompanied by adults.

COUNCILMAN COFFIN asked how long it would take to refine the ordinance or what would be required to modify the law, to which MR. SUMMERFIELD replied that it would require a change to Title 19, so it would have to be considered by both the Planning Commission and the City Council, which would take a minimum of about 120 days to get through process.

MAYOR GOODMAN wondered if the school is being operated by a family and if they would consider changing the use for adults and asked when the category was first established by staff. MR. SUMMERFIELD explained that once staff establishes possible impact to a protected use, they do not get into the details of the protected use; they only review further the details of the application submitted to staff. He added that he has known of applicants who want to operate so badly at a location near a protected use that they actually help the owner of the protected use relocate their business. The Mayor felt this was all very confusing and given the changes with the marijuana industry, she suggested looking into protected uses.

COUNCILMAN ANTHONY said that in reading the document submitted by MR. GRONAUER, he felt that a waiver could be granted. MR. JERBIC explained to him that since the section has the added language that a property line has to have been created by an approved and recorded parcel map or subdivision map to avoid the creation of illegal parcels, the waiver could not be granted. MAYOR GOODMAN rejoined that it is a matter of clarifying the language and punctuation.

COUNCILMAN ANTHONY asked for an example of a fee entrance parcel created with a parcel map or a subdivision map, to which MR. SUMMERFIELD replied that the Showboat property under Item 80 was created in such a manner.

COUNCILMAN ANTHONY, MR. SUMMERFIELD and MAYOR GOODMAN discussed further the details of creating a parcel map versus a boundary line adjustment. COUNCILMAN ANTHONY restated that a waiver could not be granted, according to the current language. MAYOR GOODMAN suggested that maybe staff would have to bring more information in order for the Council to make a decision. MR. SUMMERFIELD assured her that staff was in the process of reviewing and gathering the best information for the Council to make an informed policy decision and streamline the process should the Council so desire. The Mayor asked if it could be done while the current Councilmembers were seated. MR. JERBIC recommended tabling this matter if the Council wanted to consider amendments.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: MAYOR GOODMAN commented that this matter involves process policy and is not specific to a marijuana business, and ASSISTANT CITY ATTORNEY BRYAN SCOTT advised her that she has abstained on all matters related to the marijuana industry because of her son's involvement in the industry. However, because this affects a greater number of businesses and marijuana happens to be one of them, the City Attorney's office has opined that she could vote on this matter.

Motion made by Lois Tarkanian to Table

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

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

SET DATE

83. 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.

Nuisance Abatements: 8900 Condotti Court - Case No. 182707; 1571 S Tenaya Way - Case No. 190535; 11484 Parkersburg Avenue - Case No. 185195; Waivers and Reductions: 849 Greenbrook Street - Case Nos. 170041/179094; 832 N. 24th Street - Case Nos. 91572/186183; 4550 E. Van Buren Avenue - Case Nos. 124504/163211/169582/181505/187048 - 6/19/2019 Council Agenda

CITIZENS PARTICIPATION

84. 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:

None.

COUNCIL MEMBER RECOGNITION

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

Minutes:

COUNCILMEMBERS TARKANIAN, FIORE and CREAR announced various events taking place in their respective wards on various dates throughout June. Some of them submitted flyers and PowerPoint slides, which were attached as backup, regarding their events and points of interest.

COUNCILWOMAN TARKANIAN said it has been wonderful to work with such brilliant staff members.

MAYOR GOODMAN encouraged everyone to vote during the General Municipal Election, and she thanked staff for all their assistance.

THE MEETING WAS RECESSED FROM 9:38 A.M. TO 9:49 A.M., 10:33 A.M. TO 11:00 AND WAS ADJOURNED AT 1:13 P.M.

Respectfully submitted:

Gabriela Portillo-Brenner, Deputy City Clerk

LuAnn D. Holmes, MMC, City Clerk

THIS MEETING WAS PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS:

City Hall, 495 South Main Street, 1st Floor
Clark County Government Center, 500 South Grand Central Parkway
Grant Sawyer Building, 555 East Washington Avenue
City of Las Vegas Development Services Center, 333 North Rancho Drive