



Recommending Committee Minutes

1. Call to Order

Minutes:

MAYOR GOODMAN called the meeting to order at 10:31 a.m.

PRESENT: MAYOR GOODMAN (for COUNCILMAN ANTHONY) and COUNCILMEMBERS COFFIN (excused until 10:45 a.m.) and FIORE

ALSO PRESENT: COMMUNITY DEVELOPMENT EXECUTIVE DIRECTOR TOM PERRIGO, CHIEF DEPUTY CITY ATTORNEY VAL STEED, DEPUTY CITY ATTORNEY JEFF DOROCAK, CITY CLERK LUANN D. HOLMES, and DEPUTY CITY CLERK PATTY HLAVAC

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. Bill No. 2019-16 - For possible action - 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:

MAYOR GOODMAN declared the Public Hearing open.

DEPUTY CITY ATTORNEY JEFF DOROCAK explained that this bill was related to a possible settlement agreement between the City of Las Vegas and the Nevada Restaurant Services, which arose from a Federal lawsuit. It will amend a section of the Las Vegas Municipal Code to allow two non-restricted gaming establishments within the City to have 35 slot machines rather than 20.

CHIEF DEPUTY CITY ATTORNEY VAL STEED presented a possible amendment. He referenced Page 2, lines 15 through 18, where the modification takes place. He explained that the Nevada Resort Association suggested that there might be existing applications for Taverns that were filed before July 1, 1992. Since these Taverns might still be existing and could be presented, the City Attorney's Office amended the language to clarify the City's intent. MR. STEED read the amended language for the record, noting that this covers the two locations referred to by MR. DOROCAK, as well as addresses the issue raised by the Nevada Resort Association and will close the door for any other Tavern that might have a 27-year-old license application.

MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Michele Fiore to Approve as Do Pass as a First Amendment

Passed For: 2; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 1

For-Carolyn Goodman, Michele Fiore; Excused-Bob Coffin;

4. Bill No. 2019-18 - For possible action - Readopts LVMC 10.02.010 to make State misdemeanors City misdemeanors if committed within the City. Proposed by: Bradford R. Jerbic, City Attorney

Minutes:

MAYOR GOODMAN declared the Public Hearing open.

DEPUTY CITY ATTORNEY JEFF DOROCAK shared that every two-years, the City Attorney's Office brings this bill after the Legislative session to make sure that any misdemeanors changed or altered by the Legislature are readopted by the City's Las Vegas Municipal Code (LVMC), Section 10.2.10.

MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Michele Fiore to Approve as Do Pass

Passed For: 2; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 1

For-Carolyn Goodman, Michele Fiore; Excused-Bob Coffin;

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

Minutes:

MAYOR GOODMAN declared the Public Hearing open.

COUNCILWOMAN FIORE requested to hold this item in abeyance until the July 15, 2019, Recommending Committee meeting, as she did not believe it was fair to the three new incoming City Council members, which will be sworn in on July 3, 2019, as they should be given a few weeks to be brought up on the ordinance.

MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Michele Fiore to Hold in Abeyance to 7/15/2019

Passed For: 2; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 1

For-Carolyn Goodman, Michele Fiore; Excused-Bob Coffin;

6. Bill No. 2019-20 - For possible action - 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:

MAYOR GOODMAN declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY VAL STEED requested that the Planning Department present the bill as it was originally introduced, noting that the City Attorney's Office has identified areas where their office had some suggested amendments for the text to the bill and the associated exhibit.

ROBERT SUMMERFIELD, Planning Director, explained that the purpose of the bill was to update the Form-Based Code (FBC), which is attached to the bill as an exhibit. He noted that this was the six-month review of the Las Vegas Medical District pilot and that there were modifications to address bringing the Fremont East District under the FBC approach, as this will be the City's implementation plan for the Downtown Master Plan. He pointed out that when the FBC was initially adopted, the Planning Department staff indicated they would be bringing it back every six months to make adjustments and refine what the FBC entailed. In this amendment, there are three major elements, and everything else was clean up.

The first major element that staff was introducing was three new zoning categories (aka transects) that apply to the Fremont East District. MR. SUMMERFIELD explained that the Fremont East District was different from the Medical District in that it has historic hotels and motels; therefore, staff has included language that specifically addresses the reuse of these sites, and because these locations are older in context, they will not necessarily fit the future, denser developments. Staff wants to ensure there will be an opportunity for these sites to be reused while maintaining their historic architecture.

MR. SUMMERFIELD also noted that staff was introducing another element to the FBC called the Community Benefits Program, which is an incentive-based program for elements such as attainable housing and open space. This program will allow applicants to ask for density as part of their project.

MR. SUMMERFIELD also pointed out that staff noticed several things that need to be amended in the exhibit to clarify the language. He referenced the amended exhibit, a copy of which was submitted for the record, and he conveyed that the changes were nothing substantive.

MR. STEED discussed the areas the City Attorney's Office identified in the text that needed to be cleaned up to show the interaction between the 19.09 Exhibit and the existing Title 19 language. He noted that one had to do with non-conforming uses and the other with terminology. Therefore, the City Attorney's Office is proposing to add a new section to the ordinance that would indicate, in the case of any non-conformities, existing uses that were made non-conforming by the adoption of Chapter 19.09 because the treatment of those non-conformities would be handled in the Chapter, itself, rather than under the general non-conformity provision of Title 19. Additionally, the City Attorney's Office is proposing an amendment to authorize the Planning Department to extract all definitions that pertain only to Chapter 19.09 (FBC) from the definitions section of Title 19 and include them in Chapter 19.09 so that they no longer need to be included in the Title 19 definitions section.

MR. SUMMERFIELD stated that the cleanup to the exhibit changes would address language concerning placement of signage and utilities, as well as update some missing uses that were in the tables regarding public recreation facilities, auto rentals, and open-air vending. Further, they will be adjusting the language from affordable housing to attainable housing in the Community Benefits program, based on conversations that were held with KATHI THOMAS-GIBSON, Director of Community Services.

MAYOR GOODMAN asked if this language change was being used in other communities. MR. SUMMERFIELD indicated that it was not, as each community uses different terms, some of which he provided. He thought that this language was a better way to brand the City's approach, which is mixed-income. He noted that the definition of this language was consistent with the Housing and Urban Development's (HUDs) definition of affordable, which is also important for maintaining funding mechanisms. MAYOR GOODMAN expressed concern that the attainable language did not reach the same population as affordable. She thought the language was looser in order to be more broadly appealing rather than specific. MR. SUMMERFIELD explained that staff was fine with the affordable language from a clarity standpoint. He noted that the attainable language came up during Planning staffs conversations with the Office of Community Services, and staff felt the language change would be a nice gesture for the Office of Community Services based on some of the programming being implemented. MAYOR GOODMAN thought the most important thing was to have clarity. She asked MR. SUMMERFIELD to readdress this matter when the item moves forward to City Council.

MAYOR GOODMAN clarified for DEPUTY CITY ATTORNEY JEFF DOROCAK that, when this item is presented to the City Council, she was satisfied with MR. SUMMERFIELD stating that a discussion took place about the clarity of language as to affordable vs. attainable housing.

MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Bob Coffin to Approve as Do Pass as a First Amendment

Passed For: 3; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Carolyn Goodman, Bob Coffin, Michele Fiore;

7. Citizens Participation: Public comment during this portion of the agenda must be limited to matters within the jurisdiction of the Committee. No subject may be acted upon by the Committee 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 and correct spelling 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:

MAYOR GOODMAN noted that Bill Numbers 2019-16 and 2019-18 were eligible for adoption at the June 19, 2019, City Council meeting, and Bill Number 2019-20 would be eligible for adoption at the July 3, 2019, City Council meeting.

8. Adjournment

Minutes:

The meeting was adjourned at 10:51 a.m.

Respectfully submitted:

Patty Hlavac, Deputy 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