



## Recommending Committee Minutes

1. Call to Order

Minutes:

MAYOR GOODMAN called the meeting to order at 10:09 a.m.

PRESENT: MAYOR GOODMAN and COUNCILWOMAN FIORE

EXCUSED: COUNCILMAN ANTHONY

ALSO PRESENT: COMMUNITY DEVELOPMENT EXECUTIVE DIRECTOR TOM PERRIGO, CHIEF DEPUTY CITY ATTORNEY VAL STEED, DEPUTY CITY ATTORNEY JEFF DOROCAK, CHIEF DEPUTY CITY CLERK STACEY CAMPBELL and ASSISTANT DEPUTY CITY CLERK ARLENE COLEMAN

2. Announcement Regarding: Compliance with Open Meeting Law

Minutes:

ANNOUNCEMENT MADE - Meeting noticed and posted at the following locations: City Hall, 495 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. 2019-19 - ABEYANCE ITEM - 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 stated that she intended to Strike this bill at the 7/17/2019 City Council meeting and did not wish to take any testimony as she wished to forward the bill to that meeting for a hearing.

MAYOR GOODMAN reiterated the Councilwoman's comments for those present in the audience to speak on the bill.

Because of the format of the Recommending Committee, DEPUTY CITY ATTORNEY JEFF DOROCAK advised the item needed to open for public comment; however, public comment did not need to be taken at the City Council meeting on this item. He noted that in the Bill's title and summary, the Las Vegas Municipal Code chapter should reflect 19.16.105 and not 19.10.105.

MAYOR GOODMAN assured that all e-mail and written correspondence received has been forwarded to the Office of the City Clerk.

GORDON CULP commented that the repeal of the Open Space Ordinance would negate months of effort by the City Council and staff and believed the repeal was an effort for a short-term benefit for a single developer at

the expense of many thousands of residents who would be affected by open space development now and over the next decade. MR. CULP shared a photograph pointing out what he believed to be negative effects of such a repeal such as trash debris. He submitted a binder of backup documentation, which has been attached, for the record.

ANNE SMITH submitted photographs, which have been attached, of what she believes happens to a community when there is no Open Space Ordinance in place.

PAULA QUAGLIANA read a statement pertaining to the importance of laws.

MOREEN PECHACEK spoke in opposition to the repeal and believed the Council represents the residents and not developers. She felt the ordinance had to do with more than just Queensridge and affects all open spaces.

DALE ROESENER asked for clarification regarding the initial intent of the item. MAYOR GOODMAN and MR. DOROCAK informed MR. ROESENER that the Bill's purpose was to repeal the ordinance from 2018 as well as cleanup to the definition of open space; however, all of this was moot as the Councilwoman had recommended the item be Stricken at the upcoming City Council meeting.

MR. ROESENER felt the ordinance serves a good purpose and gives direction and clarity. He wished for it to remain as is.

MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Michele Fiore to Approve forwarding to the July 17, 2019 City Council with a recommendation to Strike

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

For-Carolyn Goodman, Michele Fiore; Excused-Stavros Anthony;

4. Bill No. 2019-24 - For possible action - Adopts that certain document entitled "Fifth Amendment and Restatement to the Development Agreement for Skye Canyon Master Planned Community," regarding property generally located at the northwest corner of Grand Teton Drive and Grand Canyon Drive. Proposed by: Robert Summerfield, Director of Planning

Minutes:

MAYOR GOODMAN declared the Public Hearing open.

ROBERT SUMMERFIELD, Director of Planning, stated that the proposed ordinance would formulize and ratify the development agreement that the Council has already approved. Everything was in order, and staff recommended approval.

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-Stavros Anthony;

5. Bill No. 2019-25 - For possible action - Adopts that certain document entitled "Amended and Restated Development Agreement for Sunstone Master Planned Community," regarding property generally located at the southwest corner of North Skye Canyon Park Drive and Moccasin Road. Proposed by: Robert Summerfield, Director of Planning

Minutes:

MAYOR GOODMAN declared the Public Hearing open.

ROBERT SUMMERFIELD, Director of Planning, stated that the proposed ordinance was for the ratification of a development agreement that the Council has already passed as of June 19, 2019. Staff recommended approval.

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-Stavros Anthony;

6. Bill No. 2019-26 - For possible action - Amends LVMC Chapter 6.39 to exempt from licensing and regulation as a nightclub any establishment with a tavern-limited license within the Downtown Entertainment Overlay District, and amends LVMC 6.50.250 to authorize conditions to be imposed on such establishments regarding outdoor patron lines and outdoor speakers. Proposed by: Bradford R. Jerbic, City Attorney

Minutes:

MAYOR GOODMAN declared the Public Hearing open.

DEPUTY CITY ATTORNEY JEFF DOROCAK read the Bill's title and summary stating that CHIEF DEPUTY CITY ATTORNEY VAL STEED was present with a proposed first amendment that he has worked on with the Department of Planning.

MR. STEED said the Bill, as previously introduced, was intended to allow nightclub-type operations within the Downtown Entertainment Overlay District without the need to obtain a nightclub license because many of the nightclub license requirements do not work well in that district. Subsequent to its introduction, CITY ATTORNEY BRAD JERBIC, the Business Licensing Division and the Department of Planning had identified some things that needed to be added. As such, MR. DOROCAK distributed a proposed first amendment which has been submitted and attached for the record.

MR. STEED identified some of the changes that have been made in the proposed first amendment. He pointed out the highlighted portion on Page 4 which indicates a tavern-limited license within this district is not required to obtain a separate nightclub license and would be required to submit a mandatory security plan to address all aspects of the establishment's operations. In addition, the Director of Planning would have the right to require the establishment to separate minors out and to establish security plan enforcement provisions that apply to nightclubs.

Page 5 indicates that if a tavern-limited license within this district does not require, as part of the establishment's approval by the Council, some specified entertainment then the establishment would have to bring the entertainment proposal before the Business Licensing Division in order to get approved for what it plans to do.

On Pages 7 and 8, Sections 4 through 9 amend Title 19 to require establishments to obtain a separate Special Use Permit for the nightclub operation if it functions as an ancillary operation and conforms to the requirements as specified on Page 8 which requires the establishment to already have had a Special Use Permit approved for the tavern-limited and requires the conforming requirements in Section 6.50.250 for this type of operation.

MAYOR GOODMAN asked if there were any requirements of the Council, staff or law enforcement to determine what is meant by the term security. MR. STEED believed the security plans were on a case-by-case basis. He deferred the Mayor's question to MARY McELHONE, Deputy Director of Planning, who stated that, currently, the first amendment is drafted to require a mandatory security plan for those establishments in the Downtown Entertainment Overlay District. Normally, this security plan is submitted to the Department of Planning and the Business Licensing Division reviews this plan with the establishment to ensure different aspects of the business are covered such as line control and emergency procedures. The code does not require that the establishment

have a state-licensed security company and is something that is often times a requirement placed as a condition by City Council. Sometimes a licensee will agree to that condition and staff will place the requirement administratively; however, ultimately, the requirement to have security by a state-licensed security company is placed on by City Council.

She explained if a security company is state licensed, it is licensed through the Nevada Private Investigators Licensing Board and are a licensed City business, as well. MS. McELHONE noted that a lot of businesses will hire their own security as employees which can be problematic. The Mayor had concerns about this. MS. McELHONE acknowledged this stating this is why staff will place a condition on license and have also asked City Council, in the past, to place a condition on a license.

BRIAN O'CALLAGHAN, Las Vegas Metropolitan Police Department, commented on working with staff regarding the Bill.

COUNCILWOMAN FIORE asked if MR. O'CALLAGHAN if he was in support of the Bill to which he replied he was not as everything was working well on the eastside.

MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Michele Fiore to Approve forwarding to the City Council for consideration by the Council as a whole, as a Proposed First Amendment, with no recommendation

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

For-Carolyn Goodman, Michele Fiore; Excused-Stavros Anthony;

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:  
None.

8. Adjournment

Minutes:  
The meeting was adjourned at 10:34 a.m.

Respectfully submitted:

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Ashley Foster, 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