

MINUTES

City of Las Vegas

BOARD OF COMMISSIONERS

COMMISSION CHAMBERS • 400 E. STEWART AVENUE • 386-6011

DATE: JANUARY 3, 1979

TIME: 9:45 A. M.

INVOCATION: REV. JAMES McLEROY, FIRST SOUTHERN BAPTIST CHURCH

PLEDGE OF ALLEGIANCE:

BOARD OF CITY COMMISSIONERS

	PRESENT	ABSENT	EXCUSED
MAYOR BILL BRIARE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
COMM. PAUL J. CHRISTENSEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
COMM. RON LURIE MAYOR PRO-TEM	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
COMM. AL LEVY	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
COMM. ROY WOOFER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

CITY ATTORNEY

RICHARD C. MAURER

APPROVED BY REFERENCE

October 17, 1979

ATTEST:

Eduina McLeod, CMC City Clerk

Monie P. Keller

William D. Briare

MINUTES

JANUARY 3, 1979

A Regular Meeting of the Board of City Commissioners of the City of Las Vegas, Nevada, held this 3rd day of January, 19 79 was called to order by his Honor, Mayor William H. Briare, at the hour of 9:45 A.M.

AGENDA POSTED December 27, 19 78 (See Page 3 of these Minutes Affidavit)

AGENDA MAILED December 27,, 19 78 (See Page 4 of these Minutes Affidavit)

ADDENDUM No. 1 Posted and Mailed, 12/27/78 (See Page 5 of these Minutes)

PRESENT ABSENT EXCUSED

STAFF
ATTENDANCE

City Manager			
RUSSELL W. DORN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Deputy City Manager (Supportive Services)			
RONALD C. JACK	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Deputy City Manager (Community Services)			
DONALD J. SAYLOR	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
City Clerk			
EDWINA M. COLE, C.M.C.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director, Dept. of Bus Activity			
ILA M. BRITT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director, Dept. of Comm Planning			
HAROLD P. FOSTER, Acting	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director, Dept. of Rec & Leisure Activities			
RICHARD L. CAMPBELL	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director, Dept. of Fin Mgt			
MARVIN A. LEAVITT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director, Dept. of Fire Services			
SAM COOPER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director, Dept of Funds, Coordination & Projects			
RICHARD B. BLUE, Acting	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director, Dept of Muni Services			
J. C. CATHCART	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director, Dept of Personnel & Employee Relations			
J. ROBERT McPHERSON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director, Dept. of Public Services			
WILLIAM PURVIS, P.E.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AFFIDAVIT OF POSTING

(Posting required under the provisions of NRS CHAPTER 241)

STATE OF NEVADA)
) ss.
COUNTY OF CLARK)

Hazel Traylor
Gloria James, an employee of the City of Las Vegas, Nevada, being first duly sworn, deposes and says that on the

27 day of December, 1978, at the hour of 4^{PM}

there was posted a copy of Addendum No. 1, the attached of which is a true and correct copy, to the Agenda (Notice), a Regular Meeting of the Board of City Commissioners of the City of Las Vegas, Nevada, to be held on the 3rd day of January, 1979, at the following locations:

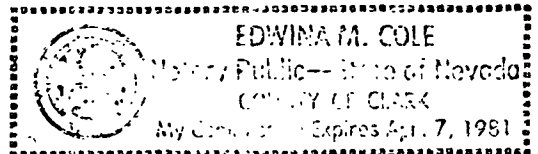
1. On the Public Bulletin Board in the United States Post Office
301 E. Stewart Avenue
2. On the Public Bulletin Board in the Federal Building
300 Las Vegas Blvd., South
3. On the Public Bulletin Board in the Clark County Court House
200 E. Carson Avenue
4. On the Public Bulletin Board at the Plaza Level of the City Hall
400 E. Stewart Avenue (near the entrance to the Court Clerk's office)
5. On the Special Public Bulletin Board at the Plaza Level of the City Hall
400 E. Stewart Avenue (near the entrance to the City Commission Chambers.

Gloria James
Hazel Traylor
(name)

MS-112-014
(department or division)

Subscribed and sworn to before me this 27th day of Dec., 1978

Edmund M. Olson
Notary Public in and for said County and State



AFFIDAVIT OF MAILING
(Mailing required under the provisions of NRS CHAPTER 241)


STATE OF NEVADA)
) ss.
COUNTY OF CLARK)

Monice P. Keller, an employee of the City of Las Vegas, Nevada, being first duly sworn, deposes and says that on the 27th day of December, 1978, a copy of an Agenda & Addendum #1 (NOTICE), the attached of which is a true and correct copy, of a regular Meeting of the BOARD OF CITY COMMISSIONERS OF THE CITY OF LAS VEGAS, NEVADA, to be held on the 3rd day of January, 1979, was deposited in the United States Mail, postage prepaid, first class mail, to each person and/or organization whose name appears in the Agenda Register maintained in the Office of the City Clerk as having requested, in writing, a copy of said Agenda (NOTICE).

Monice P. Keller
(name - an employee in the Office of the City Clerk)

Subscribed and sworn to before me
this 27th day of December, 1978

Edwina M. Cole
Notary Public in and for said County and State

 EDWINA M. COLE
Notary Public—State of Nevada
COUNTY OF CLARK
My Commission Expires Apr. 7, 1981

AFFIDAVIT OF POSTING

(Posting required under the provisions of - NRS. 241)

State of Nevada)
County of Clark) ss.
City of Las Vegas)

RE:

REGULAR MEETING

BOARD OF CITY COMMISSIONERS

TIME: 9:45 A.M. DATE: JAN. 3, 1978

GLORIA James & Hazel Taylor,

an employee of the City of Las Vegas, being first duly sworn, deposes and says that on the 27 day of December, 1978, at the hour of 2:14 PM, there were posted copies of an AGENDA (NOTICE), the attached of which is a true and correct copy, at the following locations:

1. In the United States Post Office (Downtown)
301 Stewart Avenue
2. In the Federal Building
300 Las Vegas Blvd., South
3. In the Clark County Courthouse
200 E. Carson Avenue
4. On the Public Bulletin Board at the Plaza
Level of the City Hall
400 E. Stewart Avenue
(near the entrance to the Court Clerk's Office)
5. On the Special Public Bulletin Board
at the Plaza Level of the City Hall
400 E. Stewart Avenue
(near the entrance to the City
Commission Chambers)

Gloria James
Hazel Taylor

DEPARTMENT: U.S.

DIVISION: 112-04

Subscribed and sworn to before me

this 27th day of Dec., 1978

Admiral M. Case

Notary Public in and for said County and State

My Commission expires:

Mayor Briare: Good Morning, Ladies and Gentlemen, this is the regular meeting of the Las Vegas City Commission, If you would please rise, the Invocation this morning is going to be delivered by Rev. James McElroy of the First Southern Baptist Church. Then please remain standing for the Pledge of Allegiance.

INVOCATION:

"Our Father, we thank you for the privilege of being a part of a democracy like we have here in America, and particularly here in this City of Las Vegas. I thank you for the leaders that you have chosen, and that we have chosen, to represent us today at this meeting. I Pray, Our Father, that you shall help us to contribute our part to the democratic process that Ypur Will be known and that the people be known and that the two of them become one. I Pray, Our Father, that we would not expect perfection from those that are leaders, but that we should give them our support and that when we fail them we should be quick to ask forgiveness and when they fail, they shall ask ours also. We Pray, Our Father, that You will give courage as well as wisdom to the decisions and deliberations before this group today. We thank You for the Blessings, material and spiritual, and others that You have sent to me since sending me to become a part of this community. I Pray, Our Father, that we realize that we stand on the shoulders of people who have sacrificed a great deal, and that we should be good stewards of the possibilities and privileges that are ours - have us know that if we relate to each other in love as we relate to You by Faith, we are still to be pitied. I Pray that we should look to You that we shall, when this meeting is over, feel that Your approval has been given to all of the decisions that are made. Forgive us of our sins. We ask these things in Jesus' name and for His Sake, Amen."

PLEDGE
OF
ALLEGIANCE

See Page 7 of these Minutes - Annotated Agenda

Mayor Briare: Thank you very much, Rev. McElroy. We appreciate you coming here and delivering an inspiring Invocation.

This meeting is conducted in compliance with the Open Meeting Law and the first order of business this morning is the ratification of the appointment of Mr. Al Levy as a member of the Las Vegas City Commission.

Motion

Commissioner Lurie: Mayor, I move for the ratification of Al Levy to fill the unexpired term of Myron E. Leavitt.

Mayor Briare: Are there any comments or questions on this motion?

(No response)

Motion carried by the following vote: Commissioners Christensen, Levy, Lurie, Woofter and Mayor Briare voting aye; noes, none.

Mayor Briare: The motion is approved and Commissioner Levy is a member of this Commission and Mrs. Cole, would you please administer the Oath to Mr. Levy and, Mr. Levy, would you come forward please?

City Clerk: Would you raise your right hand please?

"Do you, Al Levy, solomnly swear that you will support, protect and defend the Constitution and Government of the United States, and the Consitution and Government of the State of Nevada, against all enemies,

AGENDA

City of Las Vegas

January 3, 1979

BOARD OF CITY COMMISSIONERS

Page 1

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

I. 9:45 A.M.

A. COMMUNITY RELATIONS

B. SPECIAL EVENTS

II. 10:00 A.M.

A. Announcement re Compliance with Open Meeting Law

B. INVOCATION:

Rev. James McLeroy
First Southern Baptist Church

C. Pledge of Allegiance

APPROVED AGENDA ITEM

CITY COMMISSIONER
AL LEVY
(cont'd)

whether domestic or foreign, and that I will bear true faith, allegiance and loyalty to the same, any ordinance, resolution or law of any state notwithstanding; and, further, that you are not under any direct or indirect obligation to vote for, appoint or elect any person to any office, position or employment in the City government of the City of Las Vegas; and, further, that you you will faithfully perform the duties of the office of CITY COMMISSIONER, WARD 1 in the City of Las Vegas, Nevada, on which you are about to enter, so help you God."

Commissioner Levy: I do.

Mayor Briare: Commissioner Levy, would you take your seat here, please. The next order of business is the ratification of the appointment of Richard Maurer As City Attorney for the City of Las Vegas.

Motion

Commissioner Lurie: I move for the ratification of Richard Maurer as City Attorney for the City of Las Vegas.

Mayor Briare: Are there any questions or comments on the motion?

(No response)

Motion carried by the following vote: Commissioners Christensen, Levy, Lurie, Woofter and Mayor Briare voting aye; noes, none.

Mayor Briare: The motion is approved and Mr. Maurer is now the new City Attorney. Mr. Maurer, would you come forward and take the Oath of Office?

City Clerk: Would you raise your right hand, please, Mr. Maurer?

"Do you, Richard Maurer, solomnly swear that you will support, protect and defend the Constitution and Government of the United States and the Constitution and Government of the State of Nevada, against all enemies, whether domestic or foreign, and that you will bear true faith, allegiance and loyalty to the same, any ordinance, resolution or law of any state notwithstanding; and, further, that you are not under any direct or indirect obligation to vote for, appoint or elect any person to any office, position or employment in the City government of the City of Las Vegas; and, further, that you will faithfully perform the duties of the office of CITY ATTORNEY in the City of Las Vegas, Nevada, on which you are about to enter, so help you God."

Mr. Maurer: I do..

Mayor Briare: Mr. Maurer, you are now the official City Attorney and I would ask that you come on up and take your place.

Commissioner Levy, we notice you have some very nice people in the audience with you today. Would you care to introduce them to us and then make whatever comments you care to make?

Commissioner Levy: Yes, I have the honor to introduce my lovely wife, Lois; my son Drew and his lady friend, Debbie and next to her is my youngest daughter, Peggy and my daughter Francine and my cousin Mark Rubin. This is my family that came down here today. Needless to say

I am proud to be here to the end of the term and hope I can do the job you have asked and given me the opportunity to do. I would like to say to all of these gentlemen up here - Thank you very much.

Mayor Briare: Thank you, Commissioner Levy. It is a delight to meet your lovely family. Now, Mr. Mauer, would you like to make any introductions?

Mr. Maurer: Yes, Mr. Mayor - I would like to introduce, first of all, my wife Susan. With Susan is her sister Margaret visiting us from Detroit. I would, just briefly, like to thank the Commission for this appointment. I am anxious to get started and, with that, I think we can.

Mayor Briare: Then let's get started. The next item on the agenda is a State of the City Report from the Mayor to the City Commissioners and to the citizens of the City of Las Vegas.

A sign of good government is its accountability. At the beginning of each year, since 1976, as the Mayor of the City, I have endeavored to recap for the City Commission and the citizens of Las Vegas a record of Commission accomplishments for the previous year, and a summary of suggested goals for 1979. This Report is divided into two parts.

Part One is the accountability section and it highlights the significant events, projects and citizen services of Las Vegas the last year. Each is already a matter of record. The past is history. Suffice it to say that 1978 was a very good year.

Part Two is perhaps more important because we are not as interested in what we have already accomplished as we are in what remains to be done. 1979 presents a number of problems to be solved, which could set the year apart as one of the most challenging in the history of Las Vegas.

1979 will be a year of many important priorities, and it is our obligation to set these priorities. Some of the more noteworthy challenges are the continuation of projects, or programs, already under way. Others are heavily dependent upon legislation which we will support in the forthcoming Legislative session in Carson City. One or two are personal hopes which, depending on Legislative response, may or may not be possible for Las Vegas residents.

We have worked well together in 1978 and I fully anticipate that we will continue to work together in 1979 for the betterment of our City. City staff and all City employees deserve special recognition. No one person or handful of persons, can operate a City successfully. It takes a team effort. Most City employees are dedicated to the same principles and goals as are the elected leaders. These principles and goals are to provide the best service possible in the most courteous manner at the minimum expense to our taxpayers. Our thanks to the staff and the employees for their help.

With these introductory remarks in mind, I invite your attention to the following Report, especially to Part Two - the year ahead - which you will find in the Report on Page 17. Without question, two of the most important goals for 1979 are, first, to insure the quality of our environment, particularly the air we breathe and, second, to support a significant reduction in taxes paid by property owners.

During the coming months we will continue to push for a Clean Air Program.

in which the cities of the Las Vegas Valley will participate with the County. Success in insuring and maintaining air quality requires a high degree of cooperation between local governments rather than a mandate from a single government. Local governments must be certain that the Clean Air Program we implement does not create an impossible economic burden which could bankrupt Clark County taxpayers. At the same time we will continue to support the proper Plan to provide and maintain quality water in Lake Mead. Again, we believe this task requires cooperation among the local governments. To this end we will press for amendments to State law which will bring it into compliance with Federal law, which requires participation by all governments involved in the Water Quality Plan.

The second great challenge facing the City in 1979 is the demand to lower property taxes. We will support legislation to cut the taxes we all must pay on our property. At the same time we will seek a readjustment in revenues presently going to the State so that the cities and counties of Nevada can continue to provide basic needed services. We are the level of government responsible for the day-to-day services of Police and Fire protection, street construction and maintenance, flood control, planning, parks and recreation, street lighting, building inspection and traffic controls. It is proper then that a more realistic formula be adopted to return funds to the areas from which they were collected.

While we support these changes at the Legislature, we will do our part by tightening our financial belt even tighter than we have in the past. As we did last year, we will take our spending proposals for the coming year directly to the taxpayers through neighborhood Town Hall Meetings to see how you want your money spent. We also will continue to support our number one industry - Tourism, Gaming and Conventions - while encouraging new industry compatible with Tourism to locate in our community.

Other challenges lie ahead during the coming months. We will give our continued backing to the Police Department in fighting crime. Members of the City Commission and Administrative Staff personnel have already met with the new Sheriff to assure him of our support in the tasks confronting him. We will distribute nearly Two Million Dollars from Federal Community Development Block Grant funds for worthy building and service projects in neighborhoods most in the need of help.

For the enjoyment and improved physical fitness of our residents, additional recreational facilities will be available to Las Vegas in 1979 as the Stewart-Mojave Recreation Center is finished and as improvements are completed at Bob Baskin and Freedom Parks.

We have seen progress in transportation in the past year, but much remains to be done. Tomorrow (Thursday) a committee of the Regional Street & Highway Commission will interview three consulting firms who wish to prepare an updated, short range transit development program for southern Nevada. We will have interviewed final candidates for a Transit Planner for the Regional Street & Highway Commission and a decision will be made on both within two weeks. Preparation of the Plan and the hiring of a Planner are required by the Federal Government before we can become eligible to receive any more transportation funds. With the completion of the Program and the hiring of a Planner, we will be able to seek additional Federal help, up to as much as Three Million Dollars. By mid-summer of 1979, we should be in a position to order

at least ten (10) new buses.

Another program being coordinated by the Regional Street & Highway Commission is the synchronization of traffic signals at the major intersections throughout the Las Vegas metropolitan area. The Commission staff is meeting monthly, and sometimes more often, with area traffic engineers to give information to the Consultant who is preparing the synchronization program. The staff is also evaluating various computerized plans for the system. The Consultant is to finish this study and recommendations by April and the work on synchronization should be under way before the end of the year and this, Commissioners and ladies and gentlemen, should be a welcome relief to motorists whose patience at red stop signals grows thinner by the day.

As mentioned in the first part of the Report that you have before you and will have the opportunity to read, flood control is very much in the minds of City officials. Our desire to participate with Clark County in constructing the first phase of the Buffalo Drive Flood Control Channel was made to the County Commission in the fall of 1978 by your City Commission. We are suggesting that the County Flood Control District request urgently needed flood control facilities to protect the homes and other property, of the residents, particularly in the northwest portion of the City.

Another area that is high on the list of priorities for 1979, is the Arts. Our goal is to enhance the quality of life in Las Vegas by making more and better cultural arts activities and facilities available to the public. To meet this goal we will be opening soon a neighborhood Library and Cultural Arts Center in the Charleston Heights area of the City and completing extensive renovations at the Reed Whipple Cultural Arts Center.

We will also be taking delivery early in 1979, of a Showmobile - a truck that opens into a stage to provide entertainment and cultural programs at parks and other places throughout the City. Now this might sound encouraging and appear to be a sign of hope for those who have urged the growth of cultural arts in Las Vegas. Legislative and Question 6 questions, however, coupled with an increasing rate of inflation, would require public officials to make some very difficult budget decisions in the months to come. All too often when budgetary constraints are called for, appropriations for the Arts seem to be an unnecessary frill. We believe that money for the Arts, rather than representing an unnecessary easily cut expenditure, represents instead an investment in the life blood of a community. But perhaps most important, the Arts represent the vitality, and even the very identity of the City.

There are other goals we will strive for, but they will develop during the year and will be announced as we progress in our effort to bring the best government to our residents and taxpayers.

In conclusion, I wish to make a personal observation. 1978 was not without its disappointments. The most noteworthy of these was when the City had to resort to court action on two major differences with the County, involving the Advanced Wastewater Treatment Plant (AWT) and funding for a new Jail. In good conscience we could not allow our City residents to be heavily burdened with wasteful spending of our tax dollars on a Plant that is not needed, nor could we allow them to pay

twice for the same Jail facility. Historically, County Government is designed to provide government to rural unincorporated areas, while City Government is designed, by Legislative Charter, to provide urban municipal services. Both must work together.

With the hope of establishing better cooperation, I shall recommend a series of meetings between County Commission Chairman, Sam Bowler Mayor Loren Williams of Henderson, Mayor Ray Daines of North Las Vegas and myself in an endeavor to eliminate the widening gap between the County on one side and the three cities on the other. I have already talked with Commissioner Bowler, and he, too, is desirous of coming to some accord.

I am convinced we can work out a plan whereby areas of understanding might be agreed to and supported by our respective Boards and Commissions. It is my hope that lawsuits, arguments and uncooperative attitudes will become a thing of the past.

This meeting now will be in recess for five (5) minutes and we would ask that they please direct their questions to any one of us sitting here, especially including the new City Commissioner and the new City Attorney (9:35 A.M.)

No questions from Press or audience

Meeting reconvened at the hour of 9:35 A.M.

DEPARTMENT OF BUSINESS ACTIVITY

See Pages 13 thru 21 of these Minutes - Annotated Agenda

KITTY'S NURSERY
AND
ISOBEL BARI

Mayor Briare: The next is another abeyance item that was tabled from two meetings - the Hearing Officer's recommendations on Kitty's Nursery and Isobel Bari.

Counselor for both Kitty's Nursery and Isobel Bari. In my discussion with the City Attorney it was my impression that with respect to Kitty's Nursery there was no reason the Commission couldn't act the Hearing Officer's recommendation which is, basically, that she be subjected to the scrutiny of the Child Welfare Division for a period of one (1) year.

With respect to the matter of Isobel Bari, I am requesting that matter be continued to the next meeting of this Commission.

Mayor Briare: What is the pleasure of the Commission - first, on Kitty's Nursery.

Motion

Commissioner Woofter: Mr. Mayor, I recommend we follow the recommendation of the Hearing Officer as far as Kitty's Nursery is concerned.

Mayor Briare: Counselor, would you indicate for the record the materials and the papers that each Commissioner has had placed in their folders which they have already reviewed in order to come to these conclusions?

City Attorney, Ruchard C. Maurer: Alright - I believe all of the Commissioners have been made aware of the report of Mr. Waterman, who was appointed as a Hearing Officer to hear this matter. It is a rather detailed report which specifies specific Findings of Fact and specific Conclusions of Law, along with his recommendation as to the corrective

AGENDA

City of Las Vegas

January 3rd, 1979

BOARD OF CITY COMMISSIONERS
 COMMISSION CHAMBERS • 400 EAST STEWART AVENUE
 PHONE 386-6011

Page 2

ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY

ILA M. BRITT, DIRECTOR

*CONSENT AGENDA

All matters listed under Items A and B are considered to be routine by the City Commission and may be enacted by one motion. However, any item may be discussed if a Commission member or citizen so requests.

*A. CHILD CARE FACILITY APPLICATIONS
 (Approved by the Child Welfare Board)

Family Child Care Homes

1. PAUL & ALTA TARANTINO
 5328 West Oakey

 6 children days/5 nights
2. SHIRLEY ANN RICHIE
 4713 Hansel Circle

 6 children days
 3 before/after school

Child Care Center

1. BROOMSTICK COWBOYS
 2010 Palomino

 29 children days
 3 before/after school

 Director: Shirley Rushing

Items 1 and 2
 (Family Child Care Homes)
 and
 Item 1
 (Child Care Center)
 Approved
 Lurie - unanimous

Director authorized to proceed

ITEM	Commission Action	Department Action
<p><u>III. DEPARTMENT OF BUSINESS ACTIVITY</u> (cont'd)</p>		
<p>*B. <u>GAMING -- Additional</u></p>		
<p>1. GNO, INC. Golden Nugget, Inc. 129 East Fremont 130 slots</p>	<p>Items 1 thru 5 Approved Lurie - unanimous EXCEPT that Commissioner Lurie abstained on the Jolly Trolley Casino - Item 2 (Casino Services, and Mayor Briare abstained on the Showboat Hotel & Casino - Item 2 (Casino Services)</p>	<p>Director authorized to proceed</p>
<p>2. CASINO SERVICES Jolly Trolley Casino 2466 Las Vegas Blvd. So. 2 slots Showboat Hotel & Casino 2800 East Fremont 4 slots</p>		
<p>3. UNITED COIN MACHINE COMPANY 7-Eleven Food Store # 13699 2409 Tam Drive 1 slot 7-Eleven Food Store # 19103 2385 North Decatur 1 slot Stop 'N Go Market # 154 2520 Arville 1 slot Stop 'N Go Market # 148 1201 Stewart Avenue 1 slot Stop 'N Go Market # 759 732 Eastern 1 slot Stop 'N Go Market # 596 3001 Valley View 1 slot</p>		

AGENDA

City of Las Vegas

January 3rd, 1979

BOARD OF CITY COMMISSIONERS

Page 4

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

*B. GAMING -- Additional
(cont'd)

See Page 3

See Page 3

4. J. J. PARKER COMPANY

Sundowner Tavern
1418 Fremont
1 slot

5. MILL NOVELTY COMPANY

Pub Bar/Liquors
1000-B Torrey Pines
1 slot

C. LIQUOR -- New

1. *LU'S PIZZA
2521 Teddy Drive
Restaurant Beverage

Items 1, 3 and 4
Approved subject
to provisions
Lurie - unanimous

Director
authorized
to proceed

Ronald Albert Brick
Lucille Rose Brick, jointly
as husband and wife

Item 2 Tabled

*Subject to the provisions of the
Planning, Building, and Fire codes
and Health Department regulations

2. *CHINESE ORIENTAL MARKET &
GIFT SHOP
1801 East Charleston
Beverage Off-Sale

Sun Chain International, Inc. --
Sunee Samartmanakid, 100%,
Pres, Director
Chainarong Samartmanakid, V.P.,
Secy-Treas, Director

*Subject to the provisions of the
Planning, Building, and Fire codes
and Health Department regulations

ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

C. LIQUOR -- New (cont'd)

3. *BURGER GARDEN
532 East Sahara
Restaurant Beverage

Burger Garden # 2, Inc. --
Michael Gary McGowan, Pres,
Dir, 25½%
Ronald Joseph Giarratano, VP,
Dir, 10%
Thomas L. Letizia, VP, Dir, 10%
John E. Sweeney, VP, Dir, 10%
Joseph J. Caravella, Secy,
Dir, 10%
Leonard H. Cohen, 2½% stockholder
Michael R. Otero, 1% stockholder
Gary J. Davis, 1% stockholder
Frederick Harlan Ostertag,
2½% stockholder
Louis Weiner, Jr., 12½% stockholder

*Subject to the provisions of the
Planning, Building, and Fire codes
and Health Department regulations

4. *ELLIOTT'S LOUNGE & RESTAURANT
3027 West Sahara
Tavern License

Charles Bud Elliott, 100%

*Subject to the provisions of the
Planning, Building, and Fire codes
and Health Department regulations

Applying under Title 5, Chapter 18,
Section 17, Subsection A (5).
Subject to final appraisal upon
completion of construction.

See Page 4

See Page 4

AGENDA

City of Las Vegas

January 3rd, 1979

BOARD OF CITY COMMISSIONERS

Page 6

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

D. LIQUOR -- Change of Ownership

1. *THE NICE PLACE
3021 East Charleston Blvd.
General Liquor License

From: George Thomas, 100%

To: Alphonse De Gaulle, Inc. --
Richard Joseph Rasco,
Pres, Dir, 33 1/3%
Robert Lane Sharp,
V.P., Dir, 33 1/3%
Kenneth Edward Fleming,
Secy-Treas, Dir, 33 1/3%

*Subject to the provisions of the
Planning, Building, and Fire codes
and Health Department regulations

Approved
subject to
conditions
Lurie - unanimous

Mayor Briare
abstained

Director
authorized
to proceed

E. LIQUOR & RETAIL TOBACCO -- Change
of Ownership/Change of Business
Name/Change of Location

1. From: Jennie V's
111 East Ogden

Old Town Nevada, Inc. --
Erik Rasmussen, Pres,
50% stockholder
Linda Sue Rasmussen,
V.P., 30% stockholder
Martin L. Feeman, Secy-Treas,
General Mgr., 20% stockholder

To: *SPORTSMAN'S TIME OUT
1511 South Main Street
Tavern License

Rollow Dickson Kimball, 100%

*Subject to the provisions of the
Planning, Building, and Fire codes
and Health Department regulations

Approved
subject to
conditions
Lurie - unanimous

Same as above

AGENDA

City of Las Vegas

January 3rd, 1979

BOARD OF CITY COMMISSIONERS

Page 7

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

F. GAMING -- New

1. AL PHILLIPS THE CLEANER
2448 East Bonanza
6 Business-Owned Slots

Melvin L. Shapiro, 50%
Philip Shapiro, 50%

2. HIGGINS MOTEL
1801 Las Vegas Blvd. South
3 Business-Owned Slots

James Wesley Willson
Doris Lee Willson, 100%
jointly as husband and wife

3. EVE'S LOUNGE
1415 East Charleston
5 Business-Owned Slots

Mon-Nee, Inc. --
Shirley Galardi, sole officer,
stockholder

G. LOCKSMITH LICENSE -- New

1. *SINGLETON SAFES & SECURITY
1440 Sutter Avenue

John Jeffrey Singleton, 100%

*Subject to the provisions of the
Planning, Building, and Fire codes

Items 1, 2 and 3
Approved
Lurie - unanimous

Director
authorized
to proceed

Approved subject
to
provisions, with
the further
provision that
this license be
subject to review
in six (6) months

Same as above

ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

H. AMBULANCE LICENSE -- Approval of Additional Corporate Officer and Director/Change of Corporate Officers

Approved
Lurie - unanimous

Director authorized to proceed

1. MERCY AMBULANCE SERVICES
3121 South Maryland Pkwy., # 114

From: Burrell Cohen, Pres
Thomas G. Bell, V.P.

To: Thomas G. Bell, Pres,
Dir, 50%
Burrell Cohen, Dir, 32½%
Herman Eminger, Secy-Treas,
Dir, 17½%

I. SPECIAL EVENT LIQUOR LICENSE

Approved
Lurie - unanimous

Same as above

1. ASSISTANCE GUILD OF LAS VEGAS

Location: 2801 West Pinto Lane

Date: February 15th, 1979

Responsible Licensee:
Frank C. Fabio

J. LIQUOR -- Request for Extension of Inactive Status

Approved
Lurie - unanimous

Same as above

1. CIRCLE K STORE
NE corner East Charleston/
14th Street
Beverage Off-Sale

Circle K Corporation --
Frederick Hervey, Chairman,
Pres
J. Winslow Smith, Pres of the
Policy Board, Director
et al

cont'd

AGENDA

City of Las Vegas

January 3rd, 1979

BOARD OF CITY COMMISSIONERS

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COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

J. LIQUOR -- Request for Extension of Inactive Status
(cont'd)

1. CIRCLE K STORE
(cont'd)

(Approved 9/6/78. Extension for 11/5/78 thru 1/3/79 approved 11/1/78. Request for extension of inactive status for 60-day period: 1/4/79 thru 3/4/79.)

See Page 8

See Page 8

ABEYANCE ITEMS*

*Tabled 12-6-78

K. LIQUOR -- Change of Corporate Officers/Change of Business Name

1. From: Billy Jo's

The Power Company, Inc. --
Rainier G. W. Gund,
Pres, Dir, 50%
M. J. Schiff, Secy-
Treas, Dir, 50%

To: BILLY JO'S CRAZY HORSE
TOO
2474 So. Industrial Rd.
Tavern License

The Power Company, Inc. --
Tony Albanese, Pres,
Dir, 50%
M. J. Schiff, Secy-
Treas, Dir, 50%

Tabled

AGENDA

City of Las Vegas

January 3rd, 1979

BOARD OF CITY COMMISSIONERS

Page 10

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

ABEYANCE ITEMS*
(cont'd)

*Tabled 12-6-78 and 12-20-78

L. HEARING OFFICER'S RECOMMENDATIONS
ON SHOW CAUSE HEARINGS

1. KITTY'S NURSERY
808 Monticello

Licensee: Nora Clark

2. ISOBEL BARI
1801 Atlantic

*Tabled 11-15-78, 12-6-78 and 12-20-78

M. APPEAL ON DENIAL OF RENEWAL OF
CHILD CARE FACILITY LICENSE
(Denied by the Child Welfare Board)

1. KITTY'S NURSERY
808 Monticello

Licensee: Nora Clark

2. ISOBEL BARI
1801 Atlantic

Item 1 - motion to follow recommendation of Hearing Officer Woofter - unanimous

Director authorized to proceed

Item 2 Tabled (at request of applicant's counsel)

See Item L-1

See Item L-2

KITTY'S NURSERY
AND
ISOBEL BARI
(cont'd)

measures that should be taken. I think it is a well-reasoned report and the result he comes to is well reasoned through the facts.

Mayor Briare: Are there any comments on Commissioner Woofter's motion to follow that recommendation?

(No response)

Motion carried by the following vote: Commissioners Christensen, Levy, Lurie, Woofter and Mayor Briare voting aye; noes, none.

Mayor Briare: This action is only for Kitty's Nursery. The motion is approved and the recommendation is to be followed.

The request of the Attorney on the matter of Isobel Bari is to hold . . . the Nursery is not in operation right now, is that correct?

Attorney for Isobel Bari: No, it is not.

Motion

Commissioner Lurie: I move that the matter of Isobel Bari be tabled.

Commissioner Christensen: The reason for the delay is because you . . .

Counsel for Isobel Bari: Well, because we had a 216-page transcript and over the holidays we haven't had a chance to get through it all.

Mr. Maurer: The record should indicate clearly that this is at the request of the applicant.

Mayor Briare: Are there any further comments?

(No response)

Motion carried by the following vote: Commissioners Christensen, Levy, Lurie, Woofter and Mayor Briare voting aye; noes, none.

Mayor Briare: The motion is approved and the matter is held over to the next meeting. Will that next meeting give you sufficient time?

Response: Yes, it will.

Mayor Briare: I believe that concludes the Business Activity agenda. The next section will be the Administrative Agenda. We have already taken care of Items A and B:

- "A. Ratification of appointment of Al Levy to the Las Vegas City Commission and Oath
- "B. Ratification of appointment of Richard C. Maurer as City Attorney for the City of Las Vegas, and Oath".

Item C is changing the name of the Phil Mirabelli Teen Center to the PHIL MIRABELLI COMMUNITY CENTER.

Mr. Dorn: Yes, Your Honor, the Phil Mirabelli Teen Center was originally constructed as a Teen Center and programmed accordingly. Since that time the use has expanded to community use and no longer relates primarily to teen-agers. With that in mind, it is my recommendation for the Commission

PHIL MIRABELLI
COMMUNITY CENTER
(cont'd)

to re-name the Phil Mirabelli Teen Center to the PHIL MIRABELLI COMMUNITY CENTER.

Mayor Briare: Are there any comments from the Commissioners?

(No response)

Commissioner Lurie: I move that we follow the recommendation, and the recommendation is timely because I noticed that three or four letters have already been broken off of the side of the building.

Mr. Dorn: That matter will be corrected this week, Commissioners.

Motion carried by the following vote: Commissioners Christensen, Levy, Woofter and Mayor Briare voting aye; noes, none.

Mayor Briare: The motion is approved and the facility is now named THE PHIL MIRABELLI COMMUNITY CENTER.

The next item on the Administrative Agenda is the request of W. M. K. to lease City-owned property.

Mr. Dorn: Your Honor, this involves a small piece of property owned by the City, .53 acres, located on Fairfield Avenue and abutting W. M. K.-owned property on the north and west. W. M. K. has requested a yearly lease of the property. The potential amount of the income from this property is not available at this time. It is my recommendation that this be referred to the Real Estate Committee to work out the terms of the lease, if it is indicated by City departments there is no immediate use of the property contemplated by the City.

Mayor Briare: Maybe, Mr. Dorn, you ought to look at it from the standpoint of - is there any need at all for the property. If not, maybe W. M. K. would prefer to buy it because that is just barely a half acre. Maybe the Real Estate Committee should take a hard look at that because if it is just rather a worthless piece of property for City use, it might be worth a lot more to W. M. K. to purchase it rather than pay a token lease arrangement. Who is on the Real Estate Committee, Mr. Dorn?

Mr. Dorn: It is my understanding that it consists of Commissioner Lurie and Commissioner Christensen prior to Commissioner Levy being appointed today - and staff comes up with alternatives to the recommendation to the two Commissioners for the Board as a whole. That is how we've been working it.

Mayor Briare: I might mention that sometimes, Commissioner, for those who are lawyers on the Board, there is nothing in their swearing-in ceremonies that says they have to give legal opinions. The same holds true for other professions, including real estate, so don't feel obliged to give rulings or real estate opinions.

Commissioner Levy: That's fine.

Mayor Briare: OK, Mr. Dorn, we will follow your recommendation.

The next item is a discussion on the temporary operator of the Speedrome.

SPEEDROME

Mr. Dorn: Mr. Mayor, since the formation of the Citizens Advisory Committee for the Speedrome, the primary topics for discussion with this Committee have been the conditions of the facility; the prohibitive effect of the current "user fee" on local clubs and the possibility of leasing the facility to a temporary operator.

As the Commission is aware, we are presently in litigation over the Speedrome.

The City has been losing approximately - a deficit of \$4,577.00 per month in the operation of the Speedrome, as indicated in the memorandum of staff support.

It is my recommendation that a draft be prepared - proposed documents for a temporary Lease. The City Attorney's office has been very helpful in preparing this, with my office, and Purchasing & Contracts, in seeing if the selection of an operator on a point system and the length of the contract being based on the litigation, to a temporary operator.

Mayor Briare: Mr. Maurer, I don't know whether you are familiar, from your previous days in the City Attorney's office, with this particular case. This is something that has been going on for a long, long time, and from time to time the question is asked - what is the status of the lawsuit? It is a civil matter that might be taking the lowest priority on the Court calendars, but yet there is beginning to appear to be a very definite hardship on the City because of the inability to move in and do some extensive work on this Speedrome. Could you look at the file and try to determine whether there is any reason to believe that could be moved up on the Court calendars - by Resolution of this Commission, or whatever else we have to do to indicate the situation? I can't imagine it being that lengthy a trial.

Mr. Maurer: It is my understanding now that it has been set for argument in the Supreme Court in December of this year - approximately one (1) year from now. There are appropriate motions that can be made to a Court under certain circumstances to have it accelerated. I would also have to advise the Commissions, though, that they are not usually very successful. The Supreme Court, as of late, has been flooded and they are attempting to do what they can do and they set their priorities and go right ahead. It is not a priority, really, but in the normal course.

The City Attorney's office is concerned, not so much with the loss of the money, but what we are concerned about is the liability of the Racetrack that we maintain and we do not supervise it on a continual basis, and somebody gets on there and injures themselves, or others, and the liability aspect of that thing far outweighs any monthly revenue loss we are sustaining.

I would suggest that whatever we can do - we will make the appropriate motion to the Supreme Court to accelerate the hearing date. If that is unsuccessful, I would recommend that we do something to get somebody on that piece of property - one that will hold us harmless from liability and also that whatever lease, or contract, is made is a determining factor as the result of the litigation.

Mayor Briare: When the time comes when that could be put out to receive proposals from interested parties all over the country, then that would be the time when you will really see some action out there, but you really

SPEEDROME
(cont'd)

can't do that until the title is cleared - right?

Mr. Maurer: Right, but while we are in this quandry, I believe it is best to have somebody else out there and somebody else responsible for it. I think that would benefit the City.

Commissioner Lurie: How are you going to lease this facility out to someone and expect them to put in any type of improvements out there, knowing that the litigation could revert the Track back to the previous operator?

Mr. Dorn: It's a good point, Commissioner Lurie. That is the condition we are faced with and that's why it is very difficult to come up with a temporary operator on a lease basis for twelve (12) months, less, but one of the ideas that we've come up with is that we could monitor and evaluate this temporary lease and this could give us some recommendations as to how to improve so we could go out and select a proper operator for a permanent lease once the litigation is resolved. But the Citizens Advisory Committee feels that we could work out some agreement - hopefully with somebody that would be interested - and the City would not be liable for the operation of the Track, and security, and staff time, and cost, and some minor improvements can be made to prevent the deterioration of the Speedrome.

Motion

Commissioner Lurie: Mayor, I would like to move then that we follow the recommendation, and that proposals be accepted for a temporary operator for the Speedrome.

Commissioner Christensen: Are we still getting gravel from that area?

Mr. Purvis: Yes - we are still getting gravel from an area adjacent to it.

Commissioner Lurie: That is not going to be a part of that agreement - that they have to keep up that gravel pit?

Mr. Purvis: No.

Mr. Dorn: Commissioners, before a final vote on this, we will sit down with the people and seek temporary operators, but we will come back before the Commission and present the successful bid before you vote on a final decision. This is asking for permission to go out and solicit this.

Commissioner Christensen: If the liability is greater than the income can be, and we use it primarily for our own benefit in the way of gravel, if we can't find an operator that will take that Speedrome off our hands, we can always plow it under and we would still be better off, monetarily.

Mayor Briare: Well, it's a good facility - it can be made better -

Commissioner Christensen: There's no question about that, but you can't afford it - if you can't afford to improve it to make it usable, and we can't find a private operator that can afford to improve it to make it usable under the terms, I don't see that we have any choice.

Mayor Briare: Are there any other comments?

SPEEDROME
(cont'd)

(No response)

Mayor Briare: The motion is to follow the recommendation of the City Manager.

Motion carried by the following vote: Commissioners Christensen, Levy, Lurie, Woofter and Mayor Briare voting aye; noes, none.

Mayor Briare: The motion is approved.

Mr. Dorn: Item F is a request for authorization to acquire 23.802 acres of land from the Clark County School District. It has an appraised value of \$214,218.00, plus escrow, for use as a Park site.

The Nevada Division of State Parks has awarded the City of Las Vegas a Grant for the purpose of acquiring property in the vicinity of Lake Mead Blvd. and Lorenzi for the use of a City Park. The 23.802 acre parcel belonging to the County School District has been identified acquisition. The Clark County School District has agreed to sell this property at the appraised value.

This is a request for authorization to purchase the above parcel at the appraised cost, plus escrow costs. The City of Las Vegas, through the Convention Authority funds, will put up \$107,109.00, plus escrow costs and the Nevada Division of State Parks puts up \$107,109.00 for the \$214,218.00, plus escrow.

At the time the Commission approved this approximately two years ago, the City's share was funded with reservation of Convention Authority funds for this purpose. The funds still exist today and my recommendation is to approve this at this time.

Mayor Briare: Mr. Dorn. the appraised value is \$214,000.00 - then the Grant, plus the money the City has set aside is \$416,000.00 - is that correct? I am looking at the Resolution where the Heritage Conservation & Recreation Service is to award \$208,000.00 in State Bond funds and then the third WHEREAS, the City has allocated \$208,000.00 as a match to Heritage Conservation & Recreation Service funds. Do we have a fund of \$416,000.00?

Response: Yes Sir, the original Grant was for a different parcel, which was later bought by a developer - so we went for this other parcel which costs less money. That's why the original allocation was for \$416,000.00, but we don't have to spend that entire amount.

Mayor Briare: But it is still going to remain intact - that money is still going to be City money?

Response: The remaining money will be directed to another project - that is my understanding -

Mayor Briare: Good - that's what I wanted to know. Are there any comments or questions?

Commissioner Christensen: This is limited to be used for a Park, isn't it?

Mr. Saylor: Yes - within the definition of the . . .

PARK SITE
(cont'd)

Commissioner Christensen: What would be required to change that at a later date?

Mr. Saylor: Generally speaking, about the only way you can change it is if you were to provide another area -

Commissioner Christensen: A trade-off -

Mr. Saylor: A trade-off - yes.

Commissioner Lurie: Because you are using Convention Authority dollars -

Mr. Saylor: The Convention Authority - and also the State funds -

Commissioner Lurie: The Convention Authority specifically designate that money be used for recreation.

Mr. Saylor: It is pretty well tied down. I'm not saying you can't, but it is pretty difficult.

Commissioner Lurie: I have one question, Mayor, that I would like to ask - on this appraised value, it appears to me that with the Cooperative Agreements we have with the School District - say with the County - I can't understand why we can't purchase this property at maybe the appraisal the School District acquired it instead of paying an inflated price - because it is actually taking money from one pocket and putting it in another pocket. I think something should be worked out where we don't have to pay this kind of money for property the School District is not going to use, if we are going to develop it. Maybe Reah, or the City Manager, can look into that and bring back some recommendations and meet with the School District, because it seems to me we could use this money for development of the park rather than acquisition of property.

Commissioner Christensen: That was going to be my next question - does this money have to be used for acquisition, or can it be used for development and operation?

Mr. Saylor: The participating funds have to be used for acquisition -

Commissioner Christensen: What about Convention Authority funds - can they be used for operation of recreation? Or do they have to be used for acquisition too? You see, you have a two-edged sword there that bothers me - you've got all this money coming to buy this park, but that's the cheapest part of operating a park - the buying of the land. From then on it is pay out - pay out - pay out - to maintain and operate it, and that could break the City - having to maintain all the parks that somebody has given us. It gets down to the point where you are almost better off to say to the Convention Authority - don't give us any money because we can't afford to maintain the parks that we have to buy with that money.

Mayor Briare: Do we have a time element on this, Mr. Dorn?

Mr. Dorn: No, Your Honor -

Mayor Briare: Reah, what kind of time constraints do we have?

Reah: The School Board has cash flow problems and have asked us to

PARK SITE
(cont'd)

either purchase the property at this time or release them from any obligation so they can sell it to a private developer.

Mr. Saylor: That is relatively a good price and they will hold it only so long.

Mr. Dorn: We have no time commitments as far as the bond money or the Convention Authority money, but apparently the School District wants us to purchase this property or they will sell it to a private party.

Commissioner Christensen: If we purchase this property with these funds and vote to develop it as a park, can we then sell it and devote those funds to some other park?

Mr. Saylor: I believe arrangements can be made - I hesitate to give you an absolute answer on that, Commissioner, but I believe (balance of comments inaudible)

Commissioner Levy: Mr. Saylor, when these subdivisions go in, aren't we getting so much land for parks?

Mr. Saylor: Only in certain instances, Commissioner Levy. We have found that to make each developer provide a little piece of land is really not an economical arrangement . . .

Commissioner Levy: What is our situation now, with lands that we own for parks?

Commissioner Woofter: And that's my question too - here we go again! I am definitely in favor of acquiring such land for future use of parks but I note the fiscal impact will be on Convention Authority funds - here we have a park here - it's been standing here for God knows how long, and all the members of the Board know, and staff, how long I've been trying to get Cashman Field on its way. So now, if we go ahead and buy this, does this mean then that Cashman Field again will suffer until we get sufficient funding to replace it out of Convention Authority funds?

Mr. Saylor: Your comments, Commissioner Woofter, are absolutely correct. Historically, the City of Las Vegas has been in that position of having land available for park development and not enough money to develop the park sites we have. However, the Federal thrust has been just the opposite. They have penalized those cities, such as Las Vegas, that has been forward enough to reserve land, they have penalized them by making most of their programs predicated upon acquisition of the land - saying - we will help you get the land and then it is up to you to develop it. It is working to our adversity.

Commissioner Christensen: That is just exactly what I was referring to, Commissioner Woofter - that's why I asked the question - can we develop other areas with these funds. We seem to be always locked into acquisition and development out of tax revenues and we just have the tax revenues to develop it, especially with the current situation with the taxes and the mood of the public on reducing taxes and so forth - it is just difficult for me to bite off any more chunks that we're not going to be able to chew up. We've got them all over the town now that we can't develop. An excellent example is a piece of property bought with

PARK SITE
(cont'd)

Convention Authority funds but no money to develop it.

Commissioner Levy: I think the question you asked, Commissioner, regarding the possibility of being able to trade and take that cash into developing the parks we already have. I think that has to be answered.

Commissioner Christensen: Well, the answer is "no" on the Feds - you already know that -

Commissioner Levy: Can the City look into it, Mr. Saylor?

Mr. Saylor: I can get you the answers if you would like to hold it for two weeks.

Motion

Commissioner Woofter: I would also like input from Mr. Campbell before we take any action. On that basis, Mr. Mayor, I would request - or make a motion to hold this item over to the next regular meeting.

Mayor Briare: Are there any comments on the motion?

(No response)

Motion carried by the following vote: Commissioners Christensen, Levy, Lurie, Woofter and Mayor Briare voting aye; noes, none.

Mayor Briare: The motion is approved

See Pages 29 and 30 of these Minutes - Annotated Agenda

Item G. Request for authorization to submit an application for funds to the Nevada Office of Traffic Safety for two telecopiers for use in Municipal Court:

See Pages 31 and 32 of these Minutes - Resolution

Item H. Request for authorization to submit an application for funds to the Law Enforcement Assistance Administration for terminals and a printer in the Municipal Court.

See Pages 33 and 34 of these Minutes - Resolution

Item I. Request for authorization to submit an application for funds to the Law Enforcement Assistance Administration for education in court administrative procedures for staff of Municipal Court.

See Pages 35 and 36 of these Minutes - Resolution

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AGENDA

City of Las Vegas

January 3, 1979

BOARD OF CITY COMMISSIONERS

Page 11

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

IV(a) ADMINISTRATIVE AGENDA
RUSSELL W. DORN, CITY MANAGER

TIME CERTAIN - 10:00 A.M. - ITEMS A & B

A. Ratification of appointment of Al Levy to the Las Vegas City Commission, and Oath

Appointment ratified, Oath given & Certificate issued
 Lurie - unanimous

B. Ratification of appointment of Richard C. Maurer as City Attorney for the City of Las Vegas, and Oath

Appointment ratified, Oath given & Certificate issued
 Lurie - unanimous

C. Discussion and possible action - Re: Renaming Phil Mirabelli Teen Center to Phil Mirabelli Community Center.

Approved as recommended by City Manager
 Lurie - unanimous
 Staff to proceed

D. Request of W.M.K. to lease City property.

*See Page 11(a)

E. Discussion Re: Temporary operator of Speedrome.

**See Page 11(a)

OFFICE OF BUDGET & MANAGEMENT SERVICES

F. Request for authorization to acquire 23.802 acres of land from the Clark County School District at appraised value (\$214,218 plus escrow) for use as a park site.

Abeyance
 Woofter - unanimous
 1/17/79 Agenda

G. Request for authorization to submit an application for funds to the Nevada Office of Traffic Safety for two telecopiers for use in Municipal Court.

Items G, H and I Approved
 Lurie - unanimous
 Staff to proceed

H. Request for authorization to submit an application for funds to the Law Enforcement Assistance Administration for terminals and a printer in the Municipal Court.

(Three (3) separate Resolutions adopted)

I. Request for authorization to submit an application for funds to the Law Enforcement Assistance Administration for education in court administrative procedures for staff of Municipal Court.

J. MINUTES:

1. Regular meeting of 10/4/78.
2. Regular meeting of 9/6/78.

Items 1 and 2 Approved by reference
 Levy - unanimous

Mayor and Clerk authorized to sign

AGENDA

City of Las Vegas

January 3, 1979

BOARD OF CITY COMMISSIONERS

Page 11(a)

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

IV(a) ADMINISTRATIVE AGENDA -
RUSSELL W. DORN, CITY MANAGER - cont'd

From Page 11

* Referred to Real Estate Committee - (Commissioners Christensen & Levy) with Staff to explore possibility of sale rather than lease

Staff to proceed

From Page 11

**Approved as recommended by the City Manager

Same as above

ADDENDUM No. 1 - 10:00 A.M. TIME CERTAIN

"STATE OF THE CITY" MESSAGE
Mayor Bill Briare

Report Only
(No formal action required)

Staff to note for goals and objectives for 1979

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A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE
CITY OF LAS VEGAS, NEVADA, AUTHORIZING THE FILING
OF AN APPLICATION FOR FUNDS WITH THE NEVADA
OFFICE OF TRAFFIC SAFETY

WHEREAS, the Nevada Office of Traffic Safety is concerned with
improving local safety and security; and

WHEREAS, the Office of Traffic Safety awards grants to local
government for the purpose of improving local safety and security; and

WHEREAS, the Las Vegas Municipal Court wishes to improve the
safety and security of court operations by installation of equipment to
electronically transmit prisoner information regarding warrants and bail-out
processes;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of
the City of Las Vegas:

1. That the Office of Budget and Management Services is hereby
authorized to prepare and submit a grant application to the Nevada Office
of Traffic Safety for two telecopiers.

2. That the total project cost shall be \$7,024.

3. That the City of Las Vegas' share shall be ten percent (10%)
of the total project cost, which is \$703.

4. That the City of Las Vegas does hereby certify that it can
finance one hundred percent (100%) of its share of the project.

5. That Seymour H. Brown is hereby authorized to provide such
information and furnish such documentation as may be required by the Nevada
Office of Traffic Safety.

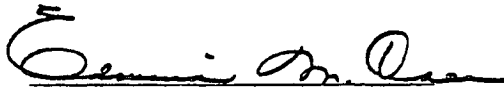
6. That the Mayor is hereby authorized to execute such assurances,
contracts or other documents as may be necessary for the grant, and the City
Clerk is hereby authorized to attest to the same.

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Passed, Approved and Adopted this 3rd day of
January, 1979.


William H. Briare, Mayor

Attest:


Edwina Cole, City Clerk

A RESOLUTION OF THE BOARD OF COMMISSIONERS
OF THE CITY OF LAS VEGAS, NEVADA, AUTHORIZING
THE SUBMISSION OF APPLICATION FOR A COMPUTERIZED
REVENUE AND RECORDS PROCESSING SYSTEM

WHEREAS, the Law Enforcement Assistance Administration
(LEAA) has made funds available to the Southern Regional District
Allocation Committee (SRDAC) to fund projects that are compatible
with the Southern Regional District Criminal Justice Plan; and

WHEREAS, the City of Las Vegas as a member of the
Southern Regional District Criminal Justice Program is eligible to
submit applications for funds; and

WHEREAS, the City of Las Vegas desires to maintain and
expand effective methods to address crime related problems in
order to protect the general welfare of the public and offenders;
and

WHEREAS, the City of Las Vegas has previously applied
and was awarded LEAA funds to further develop and upgrade the pro-
fessionalism and organizational capabilities of its municipal
authorities responsible for adjudicating and enforcing the law;
and

WHEREAS, the City of Las Vegas desires to submit
requests for LEAA funding on programs and projects requested by
the Municipal Court Department; and

WHEREAS, the LEAA funds require local government
matching funds to assure the commitment and good faith of par-
ticipating units of government.

NOW, THEREFORE, BE IT RESOLVED by the Board of
Commissioners of the City of Las Vegas that:

1. The Office of Budget and Management Services is
hereby authorized to prepare and submit an application on behalf
of the City Municipal Court Department for funding to the Southern
Regional District Allocation Committee which is responsible for
disbursing LEAA funds, for a Computerized Revenue and Records
Processing System.

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2. The total project cost will be Thirty-Three Thousand Six Hundred Dollars (\$33,600).

3. The City of Las Vegas' share shall be One Thousand Six Hundred Eighty Dollars (\$1,680).

4. The Office of Budget and Management Services is further authorized to file such documents, materials and information as is necessary to support this application.

5. The Mayor is hereby authorized to execute said application and such contracts or other documents as may be necessary or appropriate for the purpose of receiving and expending federal funds, and the City Clerk is hereby authorized to attest said documents.

PASSED, APPROVED AND ADOPTED this 3rd day of January, 1979.


WILLIAM H. BRIARE, MAYOR

ATTEST:


EDWINA M. COLE, CITY CLERK

1 A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE
2 CITY OF LAS VEGAS, NEVADA, AUTHORIZING THE SUBMISSION
OF APPLICATION FOR A COURT ADMINISTRATION TRAINING PROGRAM

3 WHEREAS, the Law Enforcement Assistance Administration
4 (LEAA) has made funds available to the Southern Regional District
5 Allocation Committee (SRDAC) to fund projects that are compatible
6 with the Southern Regional District Criminal Justice Plan; and

7 WHEREAS, the City of Las Vegas as a member of the
8 Southern Regional District Criminal Justice Program is eligible to
9 submit applications for funds; and

10 WHEREAS, the City of Las Vegas desires to maintain and
11 expand effective methods to address crime related problems in
12 order to protect the general welfare of the public and offenders;
13 and

14 WHEREAS, the City of Las Vegas has previously applied
15 and was awarded LEAA funds to further develop and upgrade the pro-
16 fessionalism and organizational capabilities of its municipal
17 authorities responsible for adjudicating and enforcing the law;
18 and

19 WHEREAS, the City of Las Vegas desires to submit
20 requests for LEAA funding on programs and projects requested by
21 the Municipal Court Department; and

22 WHEREAS, the LEAA funds require local government
23 matching funds to assure the commitment and good faith of par-
24 ticipating units of government.

25 NOW, THEREFORE, BE IT RESOLVED by the Board of
26 Commissioners of the City of Las Vegas that:

27 1. The Office of Budget and Management Services is
28 hereby authorized to prepare and submit an application on behalf
29 of the City Municipal Court Department for funding to the Southern
30 Regional District Allocation Committee which is responsible for
31 disbursing LEAA funds, for a Court Administration Training
32 Program.

1 2. The total project cost will be Seventeen Thousand
2 Dollars (\$17,000).

3 3. The City of Las Vegas' share shall be Eight Hundred
4 Fifty Dollars (\$850).

5 4. The Office of Budget and Management Services is
6 further authorized to file such documents, materials and infor-
7 mation as is necessary to support this application.

8 5. The Mayor is hereby authorized to execute said appli-
9 cation and such contracts or other documents as may be necessary
10 or appropriate for the purpose of receiving and expending federal
11 funds, and the City Clerk is hereby authorized to attest said
12 documents.

13 PASSED, APPROVED AND ADOPTED this 3rd day of January,
14 1979.

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17 WILLIAM H. BRIARE, MAYOR

18 ATTEST:

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21 EDWINA M. COLE, CITY CLERK

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AGENDA*City of Las Vegas*

BOARD OF CITY COMMISSIONERS

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

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Jan. 3, 1979
Department Action

ITEM

Commission Action

IV (b)

DEPARTMENT OF FINANCIAL MANAGEMENT
MARVIN A. LEAVITT, CPA, DIRECTOR*CONSENT AGENDA

All matters listed under item A and B are considered to be routine by the City Commission and may be enacted by one motion. However, any item may be discussed if a Commission member or citizen so requests.

*A. SERVICE AND MATERIAL WARRANTS

Nos. L1333 to L1344, L114544, L711574 to L711575, L711577, L711581 to L711611 L711613 to L711620, L711624 to L711646, L711652 to L711919, inclusive.

In the amount of \$5,058,376.75

*B. PAYROLL WARRANTS

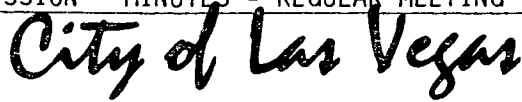
Nos. 135357 to 136888, inclusive.

For Pay Period Ending 12/09/78

In the amount of \$538,097.60

Items A and B
Approved
as presented
Lurie - unanimous

Director
authorized
to proceed



BOARD OF CITY COMMISSIONERS
 COMMISSION CHAMBERS • 400 EAST STEWART AVENUE
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 1/3/79

ITEM

Commission Action

Department Action

IV. (c) DEPARTMENT OF PERSONNEL
 & EMPLOYEE RELATIONS

BOB McPHERSON, AEP, DIRECTOR

A. AUTHORIZATION TO FILL POSITIONS -
CITY FUNDED - FULL TIME

<u>Dept/Class</u>	<u>Monthly Salary</u>	<u>Justification</u>
(1) MIS/Systems Support Sr. Systems Analyst Two positions (replace budgeted vacancy)	1361	To provide systems analysis, design and supervision of Pro- grammers in needed application areas.
(2) Community Planning & Development Planning Assistant (replace budgeted vacancy)	963	Assigned to the Zoning Division responsible for preparing all display maps for the Planning Commission, Board of Zoning Ad- justment and the City Commission meetings.
(3) Business Activity/ Off St. Parking Parking Garage Attendant (replace budgeted vacancy)	716	To issue tickets and collect fees for cars parked on municipal parking lots.
(4) MIS/Systems Support Supervisor of Systems Support (provide needed services)	1477	To provide assistance to the Director of Management Information Services, supervising the Systems Support Division.
(5) MS/Purchasing & Contracts Automotive Parts Clerk (replace budgeted vacancy)	917	To receive, issue and maintain inventory control of automotive parts and maintenance supplies in the City garage.

Items 1 thru 6
 Approved
 as presented
 Lurie - unanimous

Director
 authorized
 to proceed

APPROVED AGENDA ITEM

AGENDA

City of Las Vegas

BOARD OF CITY COMMISSIONERS
 COMMISSION CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Commission Action

Department Action

IV. (c) DEPARTMENT OF PERSONNEL &
 EMPLOYEE RELATIONS

A. AUTHORIZATION TO FILL POSITIONS -
CITY FUNDED - FULL TIME cont'd

See Page 13

See Page 13

(6)
 MS/Facilities 791 To provide custodial
 Support services in the
 Custodian City Hall complex.
 Two positions
 (replace budgeted
 vacancy)

APPROVED AGENDA ITEM

AGENDA

City of Las Vegas

January 3, 1979

BOARD OF CITY COMMISSIONERS
COMMISSION CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Commission Action

Department Action

IV(d) DEPARTMENT OF FUNDS COORDINATION -
RICHARD B. BLUE, JR., DIRECTOR

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IV(e) DEPARTMENT OF RECREATION AND LEISURE
ACTIVITIES - RICHARD CAMPBELL, DIRECTOR

N
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AGENDA

City of Las Vegas

January 3, 1979

BOARD OF CITY COMMISSIONERS
COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

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ITEM

Commission Action

Department Action

IV (f) DEPARTMENT OF MUNICIPAL SERVICES

J. C. CATHCART, DIRECTOR

*CONSENT AGENDA

All items listed under Items A and B are considered to be routine by the City Commission, and may be enacted by one motion. However, any item may be discussed if a Commission member or citizen so requests.

PURCHASING AND CONTRACTS DIVISION

*A. PERMISSION TO RECEIVE BIDS

1. 536 S.Y. Carpet (Municipal Court)
2. Airless Paint Spraying Equipment (Public Services - Traffic Division)
3. Arts and Crafts Materials (Recreation and Leisure Activities)
4. Wire, ACSR #6 (Public Services, Electrical Division)
5. Hydrants and Hydrant Repair Parts (Fire Services)
6. Security Service (Municipal Services - Facilities Support)
7. Custodial Services - Various Locations (Municipal Services - Facilities Support)

Items 1 thru 7
Approved
Lurie - unanimous

Director
authorized
to proceed

*B. AWARD OF BIDS

1. Bid #78.117.2 - Photo Copier Lease (Public Services-Engineering Division; Funds Coordination; and Senior Citizens Law Project)
12 MONTH LEASE
2. Bid #78.316.3 - Five (5) 5-Cubic Yard Dump Trucks (Municipal Services - Vehicle Services)

Items 1 and 2
Approved as
recommended
Lurie - unanimous

Same as above

AGENDA

City of Las Vegas

January 3, 1979

BOARD OF CITY COMMISSIONERS

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ITEM

Commission Action

Department Action

IV (f) DEPARTMENT OF MUNICIPAL SERVICES, CONTD.

C. PURCHASE ORDER APPROVAL

1. Recommend Purchase Order approval to State of Nevada, Department of Motor Vehicles, Carson City, Nevada, in the amount of \$543.00 per month for twelve months for terminal display and high speed printer. This order is necessary to verify court cases.
2. Recommend Purchase Order approval to Addressograph-Multigraph Corp., Las Vegas, Nevada, for annual maintenance fees in the amount of \$3,043.00. This order is necessary to maintain the duplicating equipment in Reprographics.
3. Recommend Purchase Order approval to Nevada Rock and Sand, Las Vegas, Nevada, in the amount of \$3,981.50, for 1,593 C.Y. of pit run gravel. This material was necessary to construct emergency dike to protect the Wastewater Treatment Plant.

Approved
Christensen -
unanimous

Director
authorized
to proceed

Items 2 and 3
Approved
Lurie - unanimous

Same as above

APPROVED AGENDA ITEM

City of Las Vegas

Jan. 3, 1979
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BOARD OF CITY COMMISSIONERS
COMMISSION CHAMBERS • 400 EAST STEWART AVENUE
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ITEM Commission Action Department Action

IV (g). DEPARTMENT OF PUBLIC SERVICES

WILLIAM J. PURVIS, P.E., DIRECTOR

*CONSENT AGENDA

All matters listed under Items A, B, and C are considered to be routine by the City Commission and may be enacted by one motion. However, any item may be discussed if a Commission member or citizen so requests.

*A. APPROVAL OF SUBDIVISION PLATS

It is recommended that the following final plats be approved subject to posting of bond and signing of agreements and plans within thirty days. All engineering designs are being processed.

1. New West No. 1. (New West Company of Nevada, C. E. Kennedy - Northwest corner Smoke Ranch Road and Michael Way)
2. Amended plat of Stagecoach Depot 2-C. (Consumers Investments Company, Bruce Mead - Southeast corner Craig Road and Bradley Road)

Items 1 and 2
Approved as
recommended
Woofter -
unanimous

Director
authorized
to proceed

*B. RELEASE OF BOND

It is recommended that the performance bond posted for improvements at the following site be released. All work has been completed in accordance with city standards. It is recommended that the work be accepted and the bond released.

1. Location: 820 Rancho Lane
Use: Offsite improvements
Builder: Grove, Inc.
Surety: Fireman's Fund American Insurance Co.
Amount: \$2,000.00
Bond No.: 4833-A (29-78)

Approved
as recommended
Lurie - unanimous

Clerk to
proceed

AGENDA

City of Las Vegas

Jan. 3, 1979
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BOARD OF CITY COMMISSIONERS

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

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ITEM

Commission Action

Department Action

IV (g). DEPARTMENT OF PUBLIC SERVICES (Continued)

*C RIGHT OF WAY ITEMS

1. Grant Deed

From: Violet M. Henze, who took title as Violet M. Lewis and Charles Henze
To: City of Las Vegas
For: Portion Lot 2, Block 3, Mayfair Tract No. 3 Bruce St. Rezoning Dedication (12-15-78)

Items 1 thru 7
Approved
as presented
Lurie - unanimous

Public Services
authorized
to proceed

2. Grant Deed

From: Eugene A. Stanfill, a married man
To: City of Las Vegas
For: Portion NE-1/4, Sec. 26, T20S, R61E Radius Hinkle and 21st and radius Searles and 21st Rezoning. Dedication (12-13-78)

3. Grant Deed

From: Southern Nevada Investment Group
To: City of Las Vegas
For: Portion Lot 34, Block 13, Meadows Addition to Las Vegas Radius Boston & Fairfield Rezoning. Dedication (12-13-78) Recorded as Instrument No. 941820 in Official Record Book 982 on Dec. 13, 1978 in the office of the Clark County Recorder

ITEM

Commission Action

Department Action

IV (g). DEPARTMENT OF PUBLIC SERVICES (Continued)

*C. RIGHT OF WAY ITEMS (Continued)

See Page 19

See Page 19

4. Grant Deed

From: Becker and Sons, a Nevada Partnership and Becker Investment Co., a Nevada Partnership, and Becker Development Co., a Nevada Partnership
To: City of Las Vegas
For: Portion NW-1/4, Sec. 24, T20S, R60E
Radius Jones Blvd. & Eugene
Dedication (12-14-78)

5. Grant Deed

From: Becker and Sons, a Nevada Partnership, Ernest A. Becker, an individual, and Charleston Heights Hospital, Inc., a Nevada Corporation
To: City of Las Vegas
For: Portion NW-1/4, Sec. 24, T20S, R60E
Radius Eugene Ave. East side of Jones
Dedication (12-15-78)

6. Grant Deed

From: Becker and Sons, a Nevada Partnership, Ernest A. Becker, an individual, and Sunset Development Co., a Nevada Partnership
To: City of Las Vegas
For: Portion SW-1/4, Sec. 24, T20S, R60E
Radius Carl & Jones
Dedication (12-14-78)



BOARD OF CITY COMMISSIONERS
COMMISSION CHAMBERS • 400 EAST STEWART AVENUE
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ITEM	Commission Action	Department Action
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IV (g). DEPARTMENT OF PUBLIC SERVICES (Continued)

*C. RIGHT OF WAY ITEMS (Continued)

7. Grant Deed
 From: Ernest A. Becker, a married man as his sole and separate property, Becker and Sons, a Nevada Partnership, and Sunset Development Co., a Nevada Partnership
 To: City of Las Vegas
 For: Portion SW-1/4, Sec. 24, T20S, R60E
 Radius at Carl and Jones Dedication (12-14-78)

See Page 19

See Page 19

D. CONTRACT MODIFICATION

1. Bid #REV 78.83. Fremont Street Reconstruction. Contract Modification #2 to Stewart Construction in the amount of \$3,780.00 for two drop inlets and 116 feet of storm sewer to drain nuisance water from intersection of 4th and Fremont. No time extension is requested.

Approved as presented
*Lurie - unanimous

Director authorized to proceed

E. REPORTS/ACTION

1. Oversizing of sewer line. Cost of 12" VCP sewer line installed versus 8" VCP sewer line installed. 3294 Lin. Ft. in Stewart Place No. 6. Cost \$17,066.40.

Approved
Lurie - unanimous

Same as above

*Commissioner Lurie requested that P/S investigate nuisance water run-off at 3rd and Fremont Streets - water draining from curb on west side of the street

CONTRACT
MODIFICATIONPUBLIC SERVICES - Item IV(g) D

Commissioner Lurie: I would move for approval since there is no time extension involved, but could you do a relatively short study on where all that water is coming from? What the cause is? I happened to be walking down 3rd Street and by 3rd and Fremont, on the west side of the street, water was shooting out of the curb. It looked like someone was just draining a pipe right into the gutter of the City. You might check that out and find out why that is happening.

Mr. Purvis: It could be coming off of some of those roofs - some of those roof drains run down into there -

Commissioner Lurie: I doubt that - it wasn't raining that day - I will take you over and show you where it is coming out so that you can check it out - someone is not putting that water into the sewer, but letting it drain out into our streets.

Commissioner Christensen: We also have a similar problem at the corner of the Valley Bank building -

Mayor Briare: Are there any further comments or questions?

(No response)

Motion carried by the following vote: Commissioners Christensen, Levy, Lurie, Woofter and Mayor Briare voting aye; noes, none.

CITY ATTORNEY'S AGENDA

BAIL BOND
ADVISORY
COMMITTEE

Mayor Briare: Mr. Maurer, do you have a recommendation on the Report of the Bail Bond Advisory Committee?

City Attorney, Richard Maurer: Yes - first of all, I think there is a memo in the file which was provided by Mr. Mike Sloan, and I think we should give some public recognition to the distinguished citizens we were lucky enough to enlist to serve on this Committee. They are

1. George Dickerson, Esq.
2. Hon. Miriam Shearing
3. Rev. Dan Newburn
4. Dennis Simmons, Esq.
5. Earle W. White, Jr., Esq.
6. Bert Leavitt

I have had an opportunity myself to go over the recommendations with my Chief Criminal Deputy. As of yet, we still have to have meetings with the Metropolitan Police and with the Judges to get their input. As of now, I have not had the opportunity to do that. I plan on doing that and have a written report to the City Commission by the next meeting.

Mayor Briare: Are there any comments by the Commissioners?

Commissioner Lurie: I just have one comment: I would like to see one of the recommendations be that we take over a lot of the obligations of the bail bonds and handle them ourselves in the Courts, and I would like your comments to the Judges on this, and bring that back to us as far as their feeling towards that.

Commissioner Woofter: Along that line, Mr. Mayor, I note that the recommendation was, along with Mr. Maurer's, for various members of the Police Department and Judges to meet, that also the City Commissioners to meet along with them. I would request, if the Board sees fit - especially you, Your Honor, to appoint myself (as being a former Judge) to sit in on this meeting because it has a high interest as far as I am concerned.

Mayor Briare: Commissioner Woofter, if you are willing, we would like to have you represent the City Commission at that meeting, and Mr. Maurer will keep you advised of his tentative dates and times for meetings. Thank you, Commissioner Woofter - that is going to be valuable to us. Also appropriate recognition to the members of this Committee are being prepared in the Graphic Arts Department.

See Page 49 of these Minutes - Annotated Agenda

See Page 50 of these Minutes - Resolution (Traffic)

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AGENDA

City of Las Vegas

BOARD OF CITY COMMISSIONERS

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COMMISSION CHAMBERS • 400 EAST STEWART AVENUE January 3, 1979

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ITEM

Commission Action

Department Action

V. RICHARD MAURER - CITY ATTORNEY

A. Report of Bail Bond Advisory Committee to the City Commission of the City of Las Vegas

Approved Report as presented. Comm. Woofter requested that Mayor Briare appoint him to represent the City Commission at all future meetings of this Bail Bond Advisory Committee
Lurie- unanimous

C/A to proceed

B. Resolution to annex to the City of Las Vegas property generally located on the southwest corner of Reiter Avenue and Decatur Boulevard.
A-13-78

Resolution on A-13-78 Adopted Christensen - unanimous

Clerk to proceed

C. Resolution by the Traffic and Parking Commission and the Traffic Engineer for additions and corrections of schedules pertaining to Title X of the City Code.

Adopted Resolution Lurie - unanimous

Mayor and Clerk authorized to sign

D. Contract between the City of Las Vegas and the Dept. of Motor Vehicles concerning the placement of a computer terminal in the Municipal Court which would provide vehicle registration and licensing information

Approved as presented Christensen - unanimous

Mayor and Clerk authorized to sign

C/A to proceed

APPROVED AGENDA ITEM

R E S O L U T I O N

WHEREAS, Ordinance No. 1589 allows for the additions and corrections of schedules pertaining to Title X of the City Code to be done by Resolution; and

WHEREAS, it has been determined and recommended by the Traffic and Parking Commission and the Traffic Engineer that the following additions and corrections be made in said schedules; and

WHEREAS, the City Commission deems it to be for the betterment of traffic and parking conditions to adopt said recommendations of the Traffic and Parking Commission and the Traffic Engineer.

NOW, THEREFORE, be it resolved by the Board of City Commissioners of the City of Las Vegas, Nevada, that the following schedules pertaining to Title X of the City Code be amended as follows:

Schedule 3-I, Page 1, be amended to include the following as parking meter zones:

10th Street - west side - from Fremont Street to Ogden Avenue

Schedule 14-II, Pages 7 and 14, be amended to include the following as required stops:

28th Street at Stewart Avenue

Stewart Avenue at 28th Street

Schedule 26-II, Page 52, be amended to include the following as one way alleys:

Alley - located between 19th Street and 21st Street north of Stewart Avenue, traffic shall move only in the easterly direction

PASSED, ADOPTED AND APPROVED this 3rd day of January, 1979

William H. Briare
WILLIAM H. BRIARE, MAYOR

Attest:

Edwina M. Cole
Edwina M. Cole, City Clerk

AGENDA

City of Las Vegas

BOARD OF CITY COMMISSIONERS

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COMMISSION CHAMBERS • 400 EAST STEWART AVENUE January 3, 1978

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ITEM

Commission Action

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VI. NEW BILLS TO BE REFERRED TO A STUDY COMMITTEE OR RECOMMENDING COMMITTEE

A. Bill No. 78-83 to amend the C-2 zone to require off-street parking for efficiency and one bedroom units at a one (1) space per unit rate in all C-2 areas.

1st Reading and Referred
Commissioners
Lurie and Christensen

Clerk to proceed with 1st Publication

B. Bill No. 78-85 to amend Title V, Chapter 9 of the Municipal Code of the City of Las Vegas by deleting therefrom Section 32 entitled "Pawnshop District" and amending Section 33 thereof entitled "Penalty" to be the new Section 32.

1st Reading and Referred
Commissioners
Lurie and Woofter

Same as above

C. Bill No. 78-86 to amend Title V, Chapter 18, Section 2(R) of the Municipal Code of the City of Las Vegas to provide for minimum quantities for sale of alcoholic liquors by grocery stores, drug stores and supermarkets in containers measured in the metric system.

1st Reading and Referred
Commissioners
Lurie and Levy

Same as above

AGENDA

City of Las Vegas

January 3, 1979

BOARD OF CITY COMMISSIONERS

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ITEM

Commission Action

Department Action

VII. VACANCIES - BOARDS & COMMISSIONS

A. PARKS & RECREATION ADVISORY BOARD - 3 yr. term

1. George Randall (resigned)
2. Wm. Southard (reappointed 11/1/78 - does not wish to continue)

(Abeyance from 12/20/78)

** Item 1
Item 2 -
Abeyance - - -

Clerk to
notify
1/17/79 Agenda

B. ELECTRICAL EXAMINING BOARD - 2 yr. term

The following members have terms expiring 2/2/79:

1. Raymond A. Larson
2. George Whitney
3. Duane Leary
4. Raymond Soard

Abeyance

1/17/79 Agenda

C. L.V. METROPOLITAN BEAUTIFICATION COMMITTEE - 3 yr. term

1. D.W. "Dub" Norman - term expires 2/4/79

Abeyance

1/17/79 Agenda

D. Lt. Governor Elect, Myron E. Leavitt, to be replaced on the following:

- *1. Student Mayor's Youth Advisory Bd.
- *2. Downtown Advisory Board
- *3. Urban Renewal Commission
4. L.V. Metro Police Commission
5. State Board of Health
6. Nevada League of Cities

*Entire City Commission serves

Commissioner Levy named to replace Myron E. Leavitt on L.V. Metro Police Commission, State Board of Health and Nevada League of Cities

Clerk to notify

- ** 1. Sandra Seiler
1804 Chapman Dr. 89104

Rev. Jerry Blankenship
705 N. 22nd St. 89101
P.O. Box 14157 89114

Appointed to replace George Randall

Clerk to notify

Appointed to replace Commissioner Levy on Solicitations Review Board

Clerk to notify

APPROVED AGENDA ITEM

AGENDA

City of Las Vegas

January 3, 1979

BOARD OF CITY COMMISSIONERS
 COMMISSION CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Commission Action

Department Action

VIII. REPORTS FROM RECOMMENDING COMMITTEES

A. BILL No. 78-77 - Regulating Loitering for the purpose of begging by providing a criminal penalty for its violation

Committee: Commissioners Lurie and Leavitt

1st Publication - L.V. SUN 12/23/78

B. BILL No. 78-78 - Requiring that an applicant for a Variance or a Rezoning submit certain plans, attachments and exhibits with the application

Committee: Commissioners Leavitt and Lurie

1st Publication - L.V. SUN 12/23/78

C. BILL No. 78-79 - To allow Pawnshops to operate in C-2, C-M and M Zones outside the present red-lined area in Downtown Las Vegas, with all locations subject to the securing of a Use Permit approved by the Board of Commissioners

Committee: Commissioners Lurie and Leavitt

1st Publication - L.V. SUN 12/23/78

2nd Reading and adopted Lurie - unanimous

Clerk to proceed with Final Publication

2nd Reading and adopted Lurie - unanimous

Same as above

2nd Reading and adopted as amended Lurie Mayor Briare voted "no"

Same as above

APPROVED AGENDA ITEM

APPEAL
V-84-78

APPEAL FILED BY ERNEST A. BECKER, JR., PROJECT MANAGER, BECKER INVESTMENT CO. to action of the Board of Zoning Adjustment in DENYING their request for a VARIANCE to allow open storage and accessory building storage of equipment and supplies, which is not a permitted use, on property generally located on the Northeast corner of Jones Blvd. and Upland Blvd. Zoning District P-R.

Mayor Briare (2:00 P.M.): Good afternoon, ladies and gentlemen, the first Public Hearing scheduled for the City Commission meeting this afternoon is an appeal filed by Ernest A. Becker, Jr. Mr. Foster, would you make an opening comment?

Harold Foster, Director, Dept. of Community Planning & Development: I am sure you are familiar with the property in question. It is located on the southeast corner of the Expressway and Jones Blvd. It was before you not too long ago for a Plot Plan Review. At that time there was some discussion about the open storage and accessory storage. The Plot Plan was approved with the condition that there be no outside or accessory building storage on the property.

The applicant subsequently applied for a Variance. It was denied by the Board of Zoning Adjustment and he is now appealing it to you. This is the Plot Plan (easel map) - this is the accessory building location - this is Jones Blvd. The applicant feels it is convenient for his office operation and he would like to have some temporary storage in connection with that operation as well as with his construction business. He would like to be permitted to have appliances and smaller vehicles brought to the property from time to time. There were about 15 protests from people in the area at the Board of Zoning Adjustment meeting.

Mayor Briare: Is the applicant present?

Response: My name is Ernie Becker, 4401 W. Washington: Our problem is that in our business we can't store the appliances - the garbage disposals - these things come to us in cartons - we can't store them on the job sites because they walk away from us. Everything we would have delivered there primarily would be in cardboard boxes - we have designed it so that people can't see the garage -

NOTE: The balance of Mr. Becker's comments at this point on the tape are inaudible - not speaking into the mike in a proper manner

Mayor Briare: Are there any questions of Mr. Becker?

Commissioner Woofter: Is it my understanding then, Mr. Becker, that one of the major points of protest at the BZA was that to allow open storage, and now you are representing to the Commission that this will not be the case - that it will be in enclosed storage. Everything will be within the structure.

Mr. Becker: Comments inaudible - not using hand mike -

Commissioner Christensen: How close is the Fire Station - that property line through there - how close does the Fire Station building come to that - do you recall?

Mr. Becker: I would guess twenty or twenty-five feet -

V-84-78
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(cont'd)

Commissioner Christensen: I mean on the side - - that corridor right down through there (easel map) - it seems to me there is enough room there - a lot of Fire Department employees park there on an angle parking basis, don't they? Alongside of that building?

Mayor Briare: Any other questions from the Commissioners?

(No response)

Mayor Briare: Is there anyone in the audience that wishes to be heard on this application?

Response: My name is David Rollins and I live at 1116 S. Jones Blvd. I have appeared before you before and Commissioner Christensen assured us that Mr. Becker was not going to do this. That it was not his intention, but yet we are back again with the same problem. He is asking what is specifically called open storage - accessory building storage - regardless of what he says he intends to do, he will be . . .

Commissioner Christensen: You understand that can be modified -

Mr. Rollins: What can be modified?

Commissioner Christensen: Well, in other words, if he represents that there will be no outside storage, and we so stipulate there shall be no outside storage, that's the way it would be. It can be modified at this meeting is what I am saying - so you can understand the mechanics - so if that does satisfy the problems, it can be put on it at this point.

Mr. Rollins: The basic problem we come to is that the citizens in that particular area coming down here time and time again and keep repeating the same thing - we do not want a commercial building in there. We compromised with P-R and he's got the biggest P-R I've ever seen - a 2-story outfit - I don't know where you are going to get parking for all the people who will be coming into this building. There is barely room to park for those who are going to work there. Now he wants to have - - OK - he has a big garage there and wants to park stuff inside there. What he does inside there is strictly a matter of his own affairs, as long as it is inside, whether he calls it storage or not, but as long as it is allowed outside, it is bad news. If it is allowed inside, legally, that means that any time he wishes he can bring his trucks in there - take stuff out - there is going to be a parking problem and a traffic problem as it is with the P-R zoning. This is merely enhance the same problem. We think we've been stabbed, is what it amounts to. We've been here so many times and he has been creeping and creeping and creeping and we are getting pushed right up against the wall. I don't like it.

Mayor Briare: Thank you, Sir. Is there anyone else who wants to speak?

Verlain Shardini: I live 195 Upland Blvd, right across the street from the property in question. When was it - a few meetings ago - that Mr. Becker assured us that they did not need storage - that they needed this garage building to park some of their cars in and to park the cars of tenants renting the office spaces. At that time he said . . . and at that time we were told by the Commission that they could not pre-judge what he was going to use this for on the basis of that was what he had asked for time and time again - that they had to assume he was

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(cont'd)

going to use this for the purpose of parking, and here we are now back again with this storage thing. As Mr. Rollins said, they just keep pushing a little further and a little further. Now, I have faith in the City Commission. I don't think that City ordinances are made without reason and the City ordinance, as I understand it, states that open storage - that accessory building storage - is not a use that is allowed in a P-R Zone. I don't think you make up these ordinances just off the top of your head. I think you have good reason for it and I think there might be a better reasoning for a Variance. The Planning Commission has rejected this unanimously. The Board of Zoning Adjustment rejected it unanimously and I don't think we should expect anything less of our elected representatives.

Mayor Briare: Thank you, Mrs. Shardini. Is there anyone else?

Jean Rollins, 1116 S. Jones Blvd.: I may be the only person here who came down to what I think was the first Master Plan meeting seventeen years ago as to how the neighborhood would be evolved and I remember there were not many builders or planners in the audience at that time. It was a very small audience and I think there was only one builder.

We bought that house as a home. Everyone on that street bought their houses for homes. We are working people - both husband and wife work. Mr. Becker has land he can use for storage almost anywhere, and these are our homes and if you are inclined to grant this - I think you ought to hold it in abeyance until you can study how the neighborhood would evolve if this is granted. If commercial zoning reaches this side of the Freeway, then surely Mr. Becker is going to ask that the property across the street from our homes be zoned commercial. We don't want the neighborhood to go to commercial. It is bad enough as it is by allowing semi-commercial - it would be the same thing that has occurred on Decatur and on Charleston - a sort of creeping professional and now commercial. I hope you won't grant it and that you will consider the neighborhood and the homes - not just Mr. Becker's application for zoning.

Mayor Briare: Thank you, Mrs. Rollins. Is there anyone else?

Linda Schmidt: Inaudible

I am very much against it and I am hopeful you will deny it.

Mayor Briare: Thank you, Mrs. Schmidt.

Harold Ortiz: Inaudible - protest - the fact is, he wants to use this as a convenience for his construction site.

Rene Rampton: Inaudible - protest.

Mayor Briare: Thank you, Mrs. Rampton. Is there anyone else?

(No response)

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BECKER
(cont'd)

Mayor Briare: There being no one else in the audience that wishes to be heard on this matter, we will declare the Public Hearing closed and I will ask if there are any questions or comments by members of the Commission.

Commissioner Christensen: Well, Mayor, I'm always sticking my foot in it for asking questions, but - because sometimes when I ask a question I am construed for or against something, and that is now always the case and I'm a little confused because I've heard some protestants that I am not sure whether they are protesting open storage - whether they are protesting enclosed storage - whether they are protesting Mr. Becker - whether they are protesting P-R - or residential - or what. I've really got to clear a couple of things up and if some of these protestants can answer a couple of questions I've got, I would appreciate it, because it would make it easier.

Number one, somebody made the comment that we had already gone part way - that this was supposed to be residential. Realistically speaking I find it difficult to believe that anyone would want to live on a corner of the Expressway and Jones Blvd., with a Fire Station in front of them. So I really think that takes it out of the residential realm when you built the Fire Station, which was long before I got on this Board. So, as far as I'm concerned, I think that pretty well locks residential, because I don't think anybody is going to want a home in front of a Fire Station - behind it.

Mr. Rollins: Commissioner Christensen, could I respond to that?

Commissioner Christensen: Yes - if you take exception to that, I would like to hear it, and your theory behind it.

Mr. Rollins: Very much so - I believe that we could say, as a statement, that it is unreasonable for somebody to live on a lot on the corner of . . .

Commissioner Christensen: I didn't say that - I said to expect somebody to build a home and live there - now -

Mr. Rollins: Now, yes, but what about the person who lives directly across the street from the Fire House, on the corner of Jones and Upland? That person lives there - it is a house -

Commissioner Christensen: Yes - but you've missed my point - he is not sandwiched between a Freeway and a 100 ft. major street with a Fire Station in his front yard and him looking at the back side of it. There isn't another house like that anywhere around.

Mr. Rollins: How about the lady who lives with the Freeway on her back and Mr. Becker's storage area beside here and the Fire House in front of her? You can live in a place like this. This is the thing we argued when we argued for so very long. If Mr. Becker had not held this property for so long to let that area build up, and put a house there, it would have sold in the beginning. People would live there. People live with their backs to Freeways all over southern California and they do here.

Commissioner Christensen: Am I mistaken as to where that Fire Station is?

Mr. Rollins: It's right here (easel map).

Commissioner Christensen: And who lives with that Fire Station in front of

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BECKER
(cont'd)

that Fire Station?

Mr. Rollins: This lady, right here -

Commissioner Christensen: I'm talking about on the same lot -

Mayor Briare: In any event, ladies and gentlemen, there is a Fire House there. There is an office building being constructed and there is a building in the back that is under construction. I think primarily what we are discussing today is whether or not inside, or outside, storage should be allowed. We can't change any of the buildings that are in existence.

Commissioner Christensen: You see - what I'm trying to get at - I'm still confused because I wouldn't build a house there -

Mr. Rollins: But people do. In fact, they move fire houses in in front of those people, and they are stuck with them. You move Freeways in front of people, and they are stuck with those -

Commissioner Christensen: Well - yes -

Mr. Rollins: Now you want to move an essentially piece of commercial property into . . .

Commissioner Christensen: No - wait just a minute - I asked a question and you offered to answer it. Instead it has become your chance to tear this application down again, without regard to the question. I believe my question, and my comment, was that there is no place where somebody has a Fire Station in their front yard without benefit of a street, or something, between them. Do you tell me that is not true? The map (easel map) shows me that this is true. The other question that came to my mind as I keep hearing about this "open storage" is if nobody heard the fact that he wants to modify the request to eliminate open storage. In fact, at one place he even made the remark that if we approve it, he can have open storage - without realizing that perhaps, even though it was pointed out, that if approved with no open storage, that's the way it is. It is modified at that time that there shall be no open storage. Now, does everybody understand that?

Mrs. Shardini: Please let me make one comment - Mr. Saylor pointed it out at one of the meetings with Mr. Becker - the fact that he made a promise at one time -

Commissioner Christensen: Who is "he"?

Mrs. Shardini: Mr. Becker - he made a promise at the time, as I understand it, at the time he donated the property that the Fire Station sits on - at that time he promised this would not be any reason for him to ever ask to change the zoning from what it was to something different - and I think that is relevant to your question about whether or not this should have been . . .

Commissioner Christensen: Well, it might - I can see what you are driving at, but, of course, I didn't look at it from that angle because he didn't ask for this based on the fact there is a Fire Station on the front of it. I was looking at the situation for my own edification - when I look at a piece of property, I say - what can that property be used for? Regardless of whether that was supposed to be part of the deal, or not - when I look at a piece of property I ask myself - would I live there?

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(cont'd)

Mrs. Shardini: We all decided the same thing and decided it was not good to put a house there, but that it would be good for an office building -

Commissioner Christensen: Right - now, there's the clue . . .

Mrs. Shardini: We decided, alright - an office building - but now we're getting further than that.

Commissioner Christensen: OK -

Mrs. Shardini: At the time the office building was asked for - he didn't ask for an office building - he didn't ask for P-R zoning in the first place. He asked for Commercial. He wanted to build a 7-Eleven Market there, plus his offices, plus his storage and that was changed to the office building and now he still wants the storage and the construction site. He promised at that time he would not ask for anything beyond residential if he donated this piece of property, and now here he is doing just that.

Mayor Briare: Thank you, Mrs. Shardini. Commissioner Christensen, do you have any other questions?

Commissioner Christensen: Well, I'm at a disadvantage because in order to try to get some questions answered . . . so I guess what I have to do is to make my decisions without the information because I can't ever get the protestors to answer the questions for me - we will have to re-open the whole Hearing if I ask a question - so I have no more questions.

Mayor Briare: Are there any questions from any of the other Commissioners?

(No response)

Mayor Briare: The matter that we are discussing, in many instances - not as it would relate to this particular matter - many times you are lead afield from what the specific issue is. The specific issue in this matter is to allow open storage in an accessory storage building - storage of equipment and supplies.

Several meetings ago, and I'm sure many of you folks will recall, there was also a discussion about what is going to be put into this building. A discussion even came up that - well, what does a person who is living out in the area put in their garage - what do they store in their garage? When they drive their automobile into their garage, what do they see that is stored in there? So then it got down to the point where it was going to be inside storage or outside storage.

Mr. Foster, is it a matter of record today that the request now by the applicant is to allow storage in an accessory storage building, equipment and supplies? Without regard to open storage?

Mr. Foster: Well, he is just amending his application now. He is agreeable to delete the open storage portion.

Mayor Briare: So it boils down to the only thing in question then is the use of the building - the use of that enclosed building - to store certain merchandise or goods. Is that specifically what we are talking about?

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(cont'd)

Mr. Foster: Yes, that's right.

Commissioner Woofter: Mr. Mayor, may I ask a question along that particular line: It is my understanding that the applicant is modifying his request to state that he is not asking for open storage at this time, but for boxed appliances to be stored inside - so that would eliminate the concern of the protestants as far as open storage is concerned. However, there were certain protestants that mentioned another factor, and I would like Mr. Becker's input as to whether he would modify that to eliminate the storage of some smaller vehicles and equipment in connection with his construction operation, because I believe a couple of the protestors are concerned about the additional traffic coming in and out of there and a possible traffic hazard as a result of such.

Mr. Becker: The largest truck that we own has four tires on the rear, two on the side and one up in front - a ton and a half. The only other vehicles we have are pick-up trucks.

Commissioner Woofter: Then it would be small equipment that is just utilized for the transfer of the appliances that you are going to store there, and such? Is that correct?

Mr. Becker: That's right.

Commissioner Woofter: No large construction equipment -

Mayor Briare: You are thinking of such equipment as back-hoes, skip-loaders, and such?

Commissioner Woofter: Yes, Your Honor.

Commissioner Lurie: Mayor, that's my concern - is that once this is approved, we don't have the people to really police it to see exactly what is going to be stored in the back as far as equipment is concerned, and we could have another situation like we had over on Highland with another person who was creating problems with outside storage. That's my concern. I am for the P-R and I supported P-R for that corner because I would much rather see it P-R than to have a 7-Eleven or another gas station, but I am concerned with the outside storage and who is going to police it once the application is approved by this Board.

Commissioner Woofter: I imagine, if it is conditional, if I am not mistaken, Mr. Foster, if that is the motion - as amended to eliminate all outside storage - there is a violation of such and in the future it is up to the Staff to bring it before this Board for further action. Am I correct?

Mr. Foster: There would have to be corrective action -

Commissioner Woofter: As well as heavy construction equipment of any type over what Mr. Becker has designated would be utilized there.

Mr. Foster: That is an enforcement matter - yes.

Mayor Briare: Are there any other comments or questions?

Commissioner Christensen: Let me clear that just a tab further, too - along

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BECKER
(cont'd)

those same lines. If the total application is denied, I don't think there is anything in the Code that says that a person can't build several hundred square feet of garage space for each office. I mean, what if he has real high renters that never let their cars see the light of day, and they have to park them inside all the time, then we would also have the enforcement problem because if someone were to run packing cases full of appliances into those garages, how would you ever find that out and enforce that?

In other words, what I'm saying is that there is also the possibility - if you want to talk about enforcement - that it would be prohibitive to enforce no storage, if it was inside because that gets back to the same kind of situation we had once before - if that were the case, we had better start checking everybody's garage all over town, because there are a lot of things stored, I bet, that are not legal - flammables, and you name it.

Mayor Briare: What is the pleasure of the Commission on this application? Is any Commissioner desirous of making a motion? I keep going back - the basic question before us is - shall the Becker Investment Company be allowed to store equipment and supplies in enclosed building?

Commissioner Christensen: Let me ask this question of Staff, Mayor: Is there any way we can prevent him from doing it?

Mr. Foster: Technically, it would be a violation . . .

Commissioner Christensen: I understand that, technically, but realistically is there a way we can prevent it if we wanted to do it?

Mayor Briare: Let me offer an answer, Commissioner Christensen - that if this application is denied, you are going to have some people who are going to keep a close eye to see that nothing is being stored in there, and if anything is being stored in there, I am confident that someone is going to let Mr. Foster know.

Commissioner Christensen: Well, I'm aware of that - but what I'm getting at is that the wheels of justice grind very slowly to discover something like this and somebody files a complaint and action on it - you might get something done about it a year and a half later - might!

Mayor Briare: I am also convinced of this: That if Mr. Becker is denied, in no way, shape or form is he going to be in violation of the law -

Commissioner Christensen: No - I don't anticipate that either. I'm am just trying to introduce a realm of realism into it because a lot of times these things slip out of the realm of being realistic, and that's what bothers me.

Mayor Briare: The procedure, Ladies and gentlemen, is that if no Commissioner chooses to make a motion on a matter that is before them, that is an indication that no decision is at hand and, consequently, by rule of the Chairman, it would be held over until the next meeting, at which time the matter would be brought up as a matter that has been tabled and if any Commissioner, at that time, feels that he then wishes to make a decision, he can bring it up at that time. Conceivably, it could go on forever like this. I don't know because I don't know what the desire of the Commission is, but I have asked several times if there was any motion. I will ask once more, and if there is none, then we're going to go on to the

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(cont'd)

next order of business.

Motion

Commissioner Woofter: Mr. Mayor - I know you can't make everybody happy in a situation like this, but, again, to try to strike a happy medium, in light of all the representation made by the protestors, as well as members of the Commission and Mr. Becker - in light of even certain letters I have received, and every letter I have received expresses the real objection being to open storage. My feeling is that I am going to make a motion to amend the action of the Board of Zoning Adjustment of turning down the request filed by Mr. Becker, and make my motion to approve the appeal filed by Mr. Becker on the basis that it will not allow any open storage or accessory building storage of equipment and supplies; also that the limited use would be small vehicles of a pickup nature, and no other vehicles or equipment in connection with construction operations to be stored there.

Mayor Briare: Are there any questions on the motion?

Commissioner Christensen: I am going to suggest something else, Commissioner Woofter on your motion - how about putting a time limit on it and then look at it so that we can check it and see if there is a problem. If there is a problem, we can change it. If it is not a problem, everybody can find out it is not a problem and live with it, or whatever.

Amended
Motion

Commissioner Woofter: I have no objection to that amendment.

Mayor Briare: What kind of a time limit are you thinking of, Commissioner Christensen? Six months?

Commissioner Christensen: Yes - I hadn't pursued it that far, but I think six months would be fine. That way Mr. Becker can prove to his neighbors that there is no problem, or the neighbors can prove that there is a problem. In six months we ought to know.

Commissioner Woofter: I understand, further, that the wall has been built, or increased, in regards to the adjacent property owners on that property behind the Fire Station. Is that correct?

Mr. Becker: Make the time limit for nine (9) months - we won't even be in there until the end of March.

Commissioner Woofter: Alright, nine (9) months then.

Mayor Briare: Commissioner Woofter's motion includes a nine (9) months limitation, at which time it will be reviewed. Are there any further comments or questions by the Commissioners?

Commissioner Levy: Could we hear the motion?

Mayor Briare: In essence, Commissioner Levy, it is to allow Mr. Becker to go ahead with this. His storage will be limited to small vehicles - inside storage for equipment and supplies, for a period of nine (9) months, at which time the whole matter is subject to review. Are there any other comments or questions on the motion?

(No response)

Motion carried by the following vote: Commissioners Christensen,

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BECKER
(cont'd)

Levy, Woofter and Mayor Briare voting aye; noes, Commissioner Lurie

The motion is approved to allow the appeal under the conditions that were set.

See Page 64 of these Minutes - Annotated Agenda

BLOCK GRANT FUNDS Mayor Briare: This is the time set for the first of two (2) Public Hearings on Community Development Block Grant Programs for the 5th Year proposals. I am first going to request that Mr. Blue outline for the Commission the scope of work that was undertaken by the Committee members and some of the procedures that we follow with respect to reviewing the numerous applications that come before us. But, just before you do that, Mr. Blue, I would like to take this opportunity, which we get about twice a year, to thank on behalf of the Commissioners, and myself, the Committee members - Tom Tait, Anne Lynch, Lucile Hughes, John Oliver, Deloy Martinez, Sheyrl Leonard, Charlie Williams, Bil Ainsworth, Jose Vasquez and Barbara Lawson. This has been a very hard-working Citizens Participation Review Committee and, to all of you, and especially to those of you who are in the audience today, we extend our deepest appreciation for the work you have done. And it is not like you are through yet - there is still work - it is an on-going Committee but it has proven to be a very hard-working Committee. They have done a real job here and we appreciate it. Now, Mr. Blue, would you outline for the Commission and for those who are here attending this Public Hearing, the scope of work that we are approaching.

Richard Blue: Thank you very much, Mr. Mayor. I would like, first, for the record, indicate that this Public Hearing was published in accordance with rules and regulations for the Community Development Block Grant Program at least ten (10) days prior to this Public Hearing - in the L.V. Review-Journal, the L.V. Sun, the L.V. Voice and La Verdad.

This meeting and the one scheduled for January 17, 1979 marks the end of the of the 5th Year Community Development Block Grant funding cycle. This cycle began August 18 with notification to the local media that the City of Las Vegas, through the Department of Funds & Coordination was accepting proposal for 5th Year Community Development Block Grants. This particular funding source, as well as other Federal funding sources, requires that we have in place an on-going Citizens Participation Project. The City of Las Vegas has such a process in place.

We solicited community input, both on a neighborhood level and also on the City-wide level. This was done during the month of September, with a series of four (4) public meetings and five (5) public hearings held at various locations throughout the City, particularly in our target areas, of which we have three (3); also within these chambers.

We accepted proposals for the Community Development Block Grant Program's 5th year as of October 20, 1978. The City received forty-three (43) proposals totaling in excess of Four Million Dollars. The amount of money available to the City of Las Vegas, beginning July 1st, is \$1.9 Million. So, as you can see, the Committee had a tremendous task in front of it in terms of each selection and selecting projects which they felt would be worthy of Community Development Block Grant funds.

Part of the process in selection, we used several things to develop our yardstick, or benchmark. #1 was the results of surveys which we solicited

ITEM

Commission Action

Department Action

IX. 2:00 P.M. - PUBLIC HEARINGS

A. APPEAL FILED BY ERNEST A. BECKER, JR., PROJECT MANAGER, BECKER INVESTMENT CO. V-84-78
to action of the Board of Zoning Adjustment in DENYING their request for a VARIANCE to allow open storage and accessory building storage of equipment and supplies, which is not a permitted use, on property generally located on the NE corner of Jones Blvd. and Upland Blvd. in Zoning District P-R

Motion to approve appeal providing there shall be no open storage - accessory building storage allowed subject to limitation of cartons and small equipment such as "pick-up" trucks and that the appeal be approved for a 9-month period only, after which it shall be brought back before the City Commission for review
Woofter -
Commissioner
Lurie voted "no"

Planning Staff
to proceed

B. ANNEXATION - A-6-78 - CITY OF LAS VEGAS, A MUNICIPAL CORP.

Property generally located on the south side of Lone Mountain Road, west of Rainbow Blvd. (Fire Station #9)

*Approved (no protest)
Levy - unanimous

Staff
to proceed

C. To consider applications for 5th Year Community Development Block Grant Funds. The Mayor and Board of Commissioners will review all applications submitted for 5th Year Community Development funding, and to consider the recommendations of the Community Development Block Grant/Citizen Participation Review Committee.

Report accepted -

1/17/79 Agenda

Set date for
2nd Public
Hearing
2:00 P.M.
1/17/79

SET DATE FOR PUBLIC HEARING - 2:00 P.M.,
JANUARY 17, 1979

*Commissioner Lurie requested City Manager's staff to verify that County residents are being assessed the current rate for fire protection.

APPROVED AGENDA ITEM

COMMUNITY
DEVELOPMENT
BLOCK
GRANT
FUND -
5TH YEAR
(cont'd)

from persons attending our public meetings, as well as the results of the surveys were published in the local newspapers. #2 were comments that were received during the public meetings held in month of September from the community at large, and also from citizens living in the affected neighborhoods. #3 was the National objectives of the Community Development Block Grant Programs and #4 was the worthiness of each proposal that was submitted and the limited amount of funds we had to dispense.

Each proposal was rated according to the following manner. First it was rated on the Scale of 1 to 5, with 5 being the highest and 1 being the lowest. The average score for each project was obtained by summing the individuals which sponsored some of the committee members and dividing that by the number of voting members. That is the way we received our priority ratings. I must say that each proposal we received - all 43 of them - were, indeed, worthwhile and represented very sincere efforts on the part of all persons concerned in trying, in their own way, to better the quality of life in Las Vegas and especially those individuals who are affected by the Block Grant Programs.

I would like to remind the Commissioners again that we have a very limited amount of money to dispense and the Committee members sitting behind me spent long hours - long days - since February, evaluating our on-going Programs; also evaluating each of the recommended Programs before you, and it was not an easy decision.

If you have any questions, I would be glad to answer them.

Mayor Briare: Do you have any questions of Mr. Blue?

Commissioner Lurie: At this meeting today, this is just information for us - and then we have another Public Hearing on the 17th?

Mr. Blue: The meeting today, Commissioner Lurie, is to receive comments on the recommendations made by the Citizens Participation Review Committee on all the proposals submitted and which are before you. The meeting proposed for the 17th of January is to vote on Community Development Block Grant package that we may include in our application to HUD.

Commissioner Lurie: Is everybody familiar with what the Committee recommended?

Mr. Blue: Yes, Sir - we have for public information, a package representing the memo from myself to the Mayor and Board of Commissioners and also the memo from the Citizens Review Committee to the Mayor and Board of Commissioners, and the recommended Projects, as well as the priority ratings of each of the programs submitted.

Mayor Briare: Thank you, Mr. Blue. Mr. Tait, would you care to make any comments? And then we are going to ask if there is anyone else who would like to comment. Mr. Tait is the Chairman of this hard-working Committee that we congratulated earlier.

Mr. Tait: Thank you very much for those comments, Your Honor. I think to provide an addendum to what Mr. Blue stated, there was a number of factors taken into consideration beyond the general factors established not only by HUD but also by authorization of the Commission. Those factors that we used, I feel, were not in any priority - however, just for the record - the location of the program, the proposed duration for the existence

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(cont'd)

of a given program; the potential number of people served by a proposed program and the availability of funds from additional sources. All those factors were taken into consideration besides the general and specific guidelines established by this Commission and by Housing & Urban Development.

Mayor Briare: Thank you, Mr. Tait. Ladies and gentlemen, for those of you who are here for this Public Hearing, you are aware that the Commission is not going to take any action today whatsoever. The purpose of today's meeting is to receive input from any of you who wish to make any comments relative to your application. I would assume that those of you who wish to speak - I am going to ask in a moment if you would raise your hands - for those of you who wish to speak, that you probably represent the application, so you are best equipped to make comments along the lines which would be reflecting upon your application, but I would like to advise you that each Commissioner, and myself, have had for a number of days, a rather detailed analysis of the applications, and there has been a wealth of material presented to us by our Staff as the result of the Committee's work.

The reason I mention this to you is to impress upon you the fact that we are knowledgeable and aware of your application, so your comments could be confined, perhaps, to things that might not be included in the written portion of your application, as opposed to beginning at day one and trying to go through a total explanation of your application. Believe us when I tell you that we have given careful review and study to all of the applications, so we are aware of them.

For those of you who wish to address the Commission today, so I can get an idea of what the best orderly process would be, would you please raise your hand if you intend to address the Commission? I see from here there are 5 or 6 persons. Mrs. Duncan came forward first so we will go right ahead and start with Mrs. Duncan, and then the other five people, and anybody else, will be invited to come forward and make comments.

Ruby Duncan: Good afternoon. My name is Ruby Duncan and a Happy New Year to all of you. I thought I would come forward because OPERATION LIFE was left out of the community programs this year. First, I want to congratulate the Committee, and I know they gave their whole heart to it, but I would like to ask the Committee to make sure that we work along with you and would like to be included in the granting procedure later in January - since we have been a program of the City, we would like to continue to be one. I would just like to work along with you.

Commissioner Lurie: Did you use the money that we gave you last year?

Mrs. Duncan: Most of it hasn't been used yet.

Mayor Briare: Mr. Hoggard, I saw your hand up first - then there is a gentleman here - a couple here.

David Hoggard: Mr. Mayor and members of the Commission. I am certainly satisfied with the rating that EOB has in priorities for the programs we have, except that we lost #26 from the recommendations. Be that as it may, on the restoration of the West Side building - you will recall that we've been going through this for a couple of years trying to get matching money, and the latest estimate is that it will take \$425,000.00 to restore that building as an historical site. I understand that we will be able to get some money from the State. It is my understanding from the minutes of

COMMUNITY
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5TH YEAR
(cont'd)

last year will reflect that the City indicated they would be willing to match whatever other money we could get and I would like to see in your deliberations to half of that \$425,000.00 instead of the \$125,000.00 as shown here.

Mayor Briare: Thank you, Mr. Hoggard.

Mr. Ortega: I also would like to wish the Commissioners a Happy New Year and a Propoerous New Year, and I would like to welcome Mr. Levy to the City Commission. In our proposal, we have not had the opportunity to see what our rating is -

Mayor Briare: Mr. Ortega, would you tell us which one that is?

Mr. Ortega: That is the John Mendoza Youth Center - I represent the sponsors of Nevada -

Commissioner Lurie: It is No. 34 - 1.57.

Mr. Ortega: As I have said, we did not have the opportunity to know how we were rated, but I would like to remind this Commission that 85% of the participants who would benefit in this program are Hispanic children living in the Kelso Turner Project. A lot of people have done a lot of work in getting this on and I have been working in conjunction with Mr. Levy from the Housing Authority and with Mr. Sartini. To sum it up, these children have to have a place to congregate. Within three years the project will be strictly for Senior Citizens. This is only a temporary project and with other community organizations, for the next two years, we will have fund-raising drives. All we need is the first year's funding to get these children out of the way of construction that is going on in the Kelso Turner area right now. We did negotiate with Mr. Mekolitz, who owns the old bus depot to refurbish it and the Feds will not be paying the refurbishing funds. This has come from construction contractors - I have commitments from them that they will refurbish the building and make it a desirable building for the deprived area.

Mayor Briare: Would that change your initial request, Mr. Ortega?

Mr. Ortega: No, it will not. Basically, what we are asking for are operational funds. When you talk of how much it would cost to refurbish the unit, you are talking about thousands of dollars. I'm getting all of this donated - free.

Commissioner Woofter: Mr. Blue, would you apprise the Commission again - I notice there was sort of a re-evaluation by the Screening Committee where, for example, John Mendoza Youth Center might have had more consideration as far as rating was concerned, and it was based on something relating to the length of the program. Was that the reason for the lower rating?

Mr. Blue: There were two passes at each of the proposals submitted. The first thing the Committee did was to review each project and to vote on them on the conceptional form as to (1) if a project is exceptionally sound. The 2nd indication was a more detailed ranking, taking into consideration the amount of funds requested and the benefits - the persons benefiting from the programs - to be funded. On the Mendoza Youth Center (and, Ton Tait, correct me if I'm wrong) the program, in concept, was accepted very highly, but Mr. Ortega made a presentation to that body

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(cont'd)

and indicated that the life expectancy of the program would be, I believe, no more than four years, at best. Given the dollar amount involved, I feel this is one of the reasons - \$110,000.00 to get the program started and possibly any operating monies collected in subsequent years, would make it a little difficult to provide this program with a high rating for funding.

Commissioner Woofter: Thank you, Mr. Blue.

Mr. Ortega: I would like to, again, emphasize that the money we are requesting is the first year's funding, and we plan to carry it the next three years until Kelso Turner is an all Senior Citizen project. All we want to do is to keep these kids off the streets and keep them occupied. Thank you very kindly.

Mayor Briare: Thank you, Mr. Ortena. There was a gentleman back here, I think, that wanted to be heard . . . I saw a hand up -

Johnnie Oliver: I am very happy that you gentlemen discussed our proposals that we sent in for West Las Vegas and I would like to say, very much, this is the right step in the right direction in helping our community where I live on the West Side of town. I sure hope we can continue that because it is so vitally needed. I have a couple I would like to call your attention to: No. 6; the Jefferson Recreation Center - West Side Community Development. You have sent some ladies over there - young ladies - to start to train them in that - and they have done a lot for those Senior Citizens over there. Those people are very much in need of weatherization - you did a wonderful thing over there. I work for EOB and I work for the Senior Center there and I drive around and I pick those people up - I take them to the Center and I take them to the store and I would like to say - thank you very much. You do a wonderful job and you are really doing something for the West Side.

Mayor Briare: Thank you. Is there anyone else now that wishes to make any comments at this Public Hearing?

Nancy Sutton: I am with Temporary Assistance for Women. We applied for a Community Block Grant and we are somewhere down there - 2.71, I think. I would just like to remind the Commission that at this time Temporary Assistance for Women is the only shelter provided to women and their children in Southern Nevada. We are asking for the purchase price of the house we are using right now, to house the women and children who are threatened in domestic situations. I would just like to remind the Commission - that's what we are - we are there to provide shelter for women and children in Southern Nevada. The purchase price of the house would be very instrumental in staying open. Thank you.

Mayor Briare: Thank you, Mrs. Sutton. Is there anyone who wants to be heard?

(No response)

Mayor Briare: There being no one else that wishes to address the Commission at this Public Hearing, we will declare the Public Hearing closed. It will be set again for January 17, 1979 at the time certain of two o'clock.

AGENDA

City of Las Vegas

January 3, 1979

BOARD OF CITY COMMISSIONERS

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COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

X. COMMUNITY PLANNING & DEVELOPMENT DEPT.
HAROLD P. FOSTER, ACTING DIRECTOR

The items listed below, where appropriate, have been reviewed by the various City departments including sanitary sewer, storm drainage, Traffic Engineering, Public Services, Fire and Building, and their comments and/or recommendations and requirements incorporated into the action.

All zoning items shall conform to the following general conditions:

- (1) Conformance to the plot plan;
- (2) Landscaping and a permanent underground sprinkler system shall be provided as required by the Planning Commission and shall be permanently maintained in a satisfactory manner. Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license;
- (3) Submittal of a landscaping plan prior to or at the same time application is made for a building permit, license, or prior to occupancy;
- (4) All mechanical equipment, air conditioners and trash areas shall be screened from view from the abutting streets. (Excluding single family development);
- (5) Satisfaction of City Code requirements and design standards of all City departments.

All subdivision items shall conform to the following general conditions:

- (A) Tentative Maps - (1) Approval of the tentative map shall be for no more than twelve (12) months. If a final map is not recorded on all or a portion of the area embraced by the tentative map within twelve (12) months of the approval of the tentative map, or an extension of time up to one year, is not granted for the tentative map, a new tentative map must be filed. If a final map is recorded within twelve (12) months of the original approval of the tentative map, or within the extension of time

ITEM

Commission Action

Department Action

X. COMMUNITY PLANNING & DEVELOPMENT DEPT.
(CONTINUED)

of the tentative map for only a portion of the area embraced by the tentative map, the Planning Commission may require that a new tentative map be filed and approved prior to any further final maps being approved.

(2) Street names to be provided in accord with the City's Street Name Policy. (3) Subject to all conditions of City departments and State Sub-division Statutes.

(B) Final Maps - Conformance with the tentative map.

All Vacations shall conform to the following general conditions:

(1) Satisfaction of the requirements of the various utility companies.

(2) Conformance to code requirements and design standards of all City departments. (3) Vacation shall not be recorded until all of the above conditions have been met.

All Variances and/or Use Permits shall conform to the following general conditions: (1) Conformance to the plot plan; (2) Satisfaction of City Code requirements and design standards of all City departments.

Z-103-78

ZONE CHANGE Z-103-78 - RICHARD E. THURMOND (Abeyance Item)

Mayor Briare: The first is an item that was held in abeyance ~ Z-103-78 -

Mr. Foster: This involves a 10-acre strip of land west of Lamb - immediately south of that mobile home park - you can see that orange area (screen) - an existing mobile home park. They would like to develop a small mobile home park to the south of it. The Planning Commission felt that the application was in accordance with the established land use in the area and recommended approval.

Mayor Briare: Is there anyone present who wishes to be heard on this application?

Response: I am Bruce Halsey and I am here just to answer any questions, if there is any.

Mayor Briare: Do the Commissioners have any questions?

Commissioner Lurie: What was the reason this was held over? Was it because the applicant was not present?

Commissioner Woofter: There was no representation - one of the Commissioners - I'm not sure whether it was Commissioner Leavitt, or not - but he had some concern about the commercial aspect of the area. Somebody brought that up.

Commissioner Lurie: How many mobile homes will be in this mobile park?

Mr. Halsey: Approximately 78 -

Commissioner Lurie: Do you have a recreation area?

Mr. Halsey: There will be no Club House, but there will be a pool and a Manager's office. It will be a lovely facility. It's a real small - comparatively small - mobile home park. It's exactly the same size as the one in yellow there (screen) even though it don't look like it.

Commissioner Woofter: You are really going to "stem the tide" with this mobile home park - give a good rate to Senior Citizens - and what have you . . . I would make a motion to approve it as recommended by the Planning Commission.

Motion

Motion carried by the following vote: Commissioners Christensen, Levy, Lurie, Woofter and Mayor Briare voting aye; noes, none.

See Pages 72 and 73 of these Minutes - Annotated Agenda

Z-111-78

ZONE CHANGE Z-111-78 - CHARLESTON CONTINENTAL VILLAGE

Mr. Foster: This parcel is located on the west side of Lamb Blvd., a couple of hundred feet south of Stewart Avenue. Originally this development was to be part of the planned development to the south - where you see the R-PD-8. That never materialized. They came in with a separate application for 40 ft. wide lots. Essentially what we have on this Plot Plan (easel map) is a zero lot line development - it looks like a duplex, with a common wall with a side yard on one side of the

ITEM

Commission Action

Department Action

X. COMMUNITY PLANNING & DEVELOPMENT DEPT.
(CONTINUED)

A. ABEYANCE ITEM - ZONE CHANGE - Z-103-78
RICHARD E. THURMOND

Property generally located on the west side of Lamb Boulevard, 660 ft. south of Bonanza Road.

From: R-E (Residence Estates)

To: R-T (Trailer Residence)

Proposed Use: Mobile Home Park

Planning Commission recommends APPROVAL (3-yes, 1-no), subject to the following conditions:

1. Resolution of Intent to be restricted to a twelve (12) month time limit.
2. Dedication of 10 ft. of right-of-way on Lamb as required by the Department of Public Services, within sixty days after approval of the zoning.
3. Construction of a 6 ft. block wall on the east, west, north and south property lines.

PROTESTS: 0

B. ZONE CHANGE - Z-110-78 - RAINBOW TOWN AND COUNTRY SHOPPING CENTER

Property generally located on the south side of Westcliff Drive (Las Vegas Expressway) between Rainbow Boulevard and Lorenzi Street.

From: R-E (Residence Estates)

To: C-1 (Limited Commercial)

Proposed Use: Shopping Center

Planning Commission unanimously recommends DENIAL.

If approved, following are the recommended conditions:

Approved as recommended by Planning Commission
Woofter - unanimous

Clerk to notify Planning to proceed

Denied as recommended by Planning Commission (Applicant not present nor represented)
Lurie - unanimous

Clerk to notify Planning to proceed

ITEM

Commission Action

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X. COMMUNITY PLANNING AND DEVELOPMENT
(CONTINUED)

See Page 29

See Page 29

1. Resolution of Intent to be restricted to a twelve (12) month time limit.
2. Dedicate 30 feet of right-of-way on Lorenzi, 60 feet of right-of-way on Westcliff and a 50 ft. radius corner at Lorenzi and Westcliff, and a cul-de-sac for Nunca Street as required by the Department of Public Services, within sixty days after approval of the zoning.
3. Construction of a 6 ft. block wall along the south property line and along the easterly portion of the property to provide for a 5 ft. landscaped planter between the block wall and the east property line as required by the Department of Community Planning and Development.

PROTESTS: Approx. 353

C. ZONE CHANGE - Z-111-78 - CHARLESTON
CONTINENTAL VILLAGE

Property generally located on the west side of Lamb Boulevard between Manor Green Lane and Stewart Avenue.
From: R-1 (Single Family Residence)
To: R-PD7 (Residential Planned Development)
Proposed Use: Medium Low Density Residential

Approved as recommended by Planning Commission
Woofter - unanimous

Clerk to notify
Planning to proceed

(Herbert Jones, Counsel for applicant)

Planning Commission unanimously recommends APPROVAL, subject to the following conditions:

1. Resolution of Intent to be restricted to a twelve (12) month time limit.
2. Redesign the plot plan as required by the Department of Community Planning and Development.

PROTESTS: 4

Z-111-78
(cont'd)

development. At the time they came for the 45 ft. lots, our proposal was to dedicate a common area, which is a 3-acre park. That application expired and they came back with a similar type of development, except that the lots were 6100 sq. ft. and no park. It was approved on the basis that all the lots were comparable to the R-1 and there was no need for a park site.

They are now proposing to go back to the 40 ft. wide lots without any park site. Again, you can see the layout of the area - there is a planned development to the south. The Planning Commission felt that the proposal was acceptable and did recommend approval.

We did have four protestants. There were scattered around - they would just like to see it developed on an R-1 basis.

Mayor Briare: Are any of the protestants present today that were present at the Planning Commission meeting, or are there any other people present that wish to speak on this application?

(No response)

Mayor Briare: Mr. Jones (Herb Jones, Attorney) would you care to make any statements?

Mr. Jones: In view of their recommendation. I have nothing. I do have the developer here in case you have any questions, but we have nothing more to offer at this time.

Motion

Commissioner Woofter: Mr. Mayor, I move to follow the recommendation of the Planning Commission and approve the request for the zone change under Z-111-78.

Mayor Briare: Are there any comments or questions on the motion?

(No response)

Motion carried by the following vote: Commissioners Christensen, Levy, Lurie, Woofter and Mayor Briare voting aye; noes, none.

Z-112-78

ZONE CHANGE Z-112-78 - JOYCE E. SMITH

Mayor Briare: The next application is a zone change request for property located at 308 E. Sahara Ave. and 2408 Santa Paula, from P-R to C-1 for a Photo Studio and Office. The Planning Commission's recommendation for approval was on the south lot only, and denial of any zone change on the north lot. Is the applicant present? Or a representative of the applicant?

(No response)

Mayor Briare: Mr. Foster, which lot is P-R and which is C-1?

Mr. Foster: Both lots are P-R presently - the one that fronts on Sahara and the one that fronts on the interior street - on Santa Paula -

Mayor Briare: That's the north lot - the one on Santa Paula?

Mr. Foster: Yes.

Z-112-78
(cont'd)

Mayor Briare: The recommendation of the Planning Commission was for denial of the north lot -

Mr. Foster: There is also P-R next door and a couple across the street. The Planning Commission felt if you start the Commercial pattern on an interior street, it would be difficult to control, so they just recommended approval on the south lot and the applicant was in agreement.

Mayor Briare: So the recommendation of the Planning Commission . . .

Commissioner Levy: A Photo Studio needs a C-1?

Mr. Foster: Yes - and she indicated she eventually wanted to expand it into the north lot. That is why she was asking for that, but said she would restrict it to the south lot.

Commissioner Lurie: What type of Photo Studio is going in there? I get a little nervous as to the type - we have had some types of Photo Studios that are not desirable -

Mr. Foster: There is no indication on the application as to what type of Photo Studio it will be.

Commissioner Lurie: She should be here to answer questions, if we have some. I think we have the right to ask those questions.

Mayor Briare: Do you want to hold this off, Commissioner?

Commissioner Lurie: Not necessarily - I'm just thinking if she was concerned about her application, she should be here to answer some questions - we could at least ask her what kind of a Photo Studio she is going to be operating.

Commissioner Levy: I would like to make a comment - I can see a Photo Studio, if that's what they want to put in there. If she was here I would have asked her if she could go for a Variance to put a Photo Studio in that area. I don't care to zone this property for Commercial.

Mayor Briare: Can you restrict C-1 zoning to a Photo Studio and Office?

Mr. Foster: You could limit it to that and they would have to come back for review.

Mayor Briare: The Planning Commission's recommendation was for approval to C-1, but it is not subject to any condition. Can this Commission place a condition on it?

City Attorney, Richard Mauer: I think once you approve it, you are going to have a Commercial use - putting that one condition on it I think would cause a problem. There is no reason you couldn't put it on . . .

Commissioner Lurie: You can include a condition that that zoning applies strictly to that use, and if that business was to sell, or move, then that zoning would revert back -

Motion

Commissioner Levy: I would like to make a motion that we follow the recommendation of the Planning Commission.

Z-112-78
(cont'd)

Commissioner Christensen: Which leaves the north lot as P-R and the South lot to become Commercial - which means she can do as she wishes in the Commercial zone on the south lot, but the north lot she has to maintain the P-R status.

Mayor Briare: That's right - she can put a Photo Studio, or any other commercial use in the C-1. If she sold the property tomorrow the new owner could come in and ask for the use of that building for any use that was C-1. Are there any further comments on the motion?

(No response)

Motion carried by the following vote: Commissioners Christensen, Levy, Woofter and Mayor Briare voting aye; noes, Commissioner Lurie.

See Pages 77 thru 80 of these Minutes - Annotated Agenda

PARKWOOD
7, 8 AND 9

TENTATIVE MAP - PARKWOOD 7, 8 AND 9

Mayor Briare: This has unanimously been recommended for approval.

Mr. Foster: I would like to make one comment on this, Your Honor: There was a recent Subdivision Ordinance amendment that requires lots that front on secondary or major streets, that you have 100 ft. frontage to have access to the street. These lots are proposed at some 65 ft. and some 70 ft. and that is on the basis that across the street, prior to this Ordinance amendment, they front on the street and they would like to continue that same pattern. The Planning Commission felt it would be a better pattern if would allow these homes to front on Marion. There are waiver provisions in the Subdivision Ordinance and they did grant that waiver.

Commissioner Christensen: How wide a street is Marion?

Mr. Foster: 80 ft.

Mayor Briare: Are there any other comments?

(No response)

Motion

Commissioner Christensen: I move we follow the recommendation of the Planning Commission.

Motion carried by the following vote: Commissioners Christensen, Levy, Lurie, Woofter and Mayor Briare voting aye; noes, none.

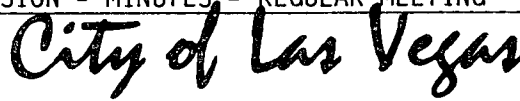
Mayor Briare: Do you have anything else, Mr. Foster?

Mr. Foster: No, Your Honor.

Mayor Briare: I believe we have a couple of items held over from this morning - Motor Vehicles and the Municipal Court. (See Page 49 of these Minutes)

City Attorney, Richard Maurer: Yes - I requested that it be removed from our agenda and held over to this afternoon. I have had a chance to review it

AGENDA



BOARD OF CITY COMMISSIONERS

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT (CONTINUED)

D. ZONE CHANGE - Z-112-78 - JOYCE E. SMITH

Property located at 308 East Sahara Avenue and 2408 Santa Paula.

From: P-R (Professional Offices & Parking)

To: C-1 (Limited Commercial)

Proposed Use: Photo Studio and Office

Planning Commission unanimously recommends APPROVAL on the south lot only (Lot 45) and DENIAL of the north lot, subject to the following condition:

1. Resolution of Intent to be restricted to a twelve (12) month time limit.

PROTESTS: 1

E. PLOT PLAN REVIEW - Z-100-64(107) - FRANKLIN R. PIPER

Request for a plot plan review to allow a 29 unit apartment complex on property located at 922 South 3rd Street, R-4 zone (under resolution of intent to C-2).

Planning Commission unanimously recommends DENIAL.

F. ANNEXATION - A-18-78 - FLOYD DAVIS, ET AL

Petition to annex property generally located on the north side of Alexander Road between Lorenzi Blvd. on the east and Rainbow Expressway on the west.

Planning Commission unanimously recommends APPROVAL.

Approved as recommended by Planning Commission Levy
Commissioner Lurie voted "no"

Application withdrawn

Approved
Lurie - unanimous

Clerk to notify
Planning to proceed

City Attorney to prepare Resolution and Notice

Clerk to proceed

AGENDA

City of Las Vegas

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X. COMMUNITY PLANNING AND DEVELOPMENT
(CONTINUED)

G. TENTATIVE MAP - LEWIS HOMES-SAHARA
NO. 7

Property generally located on the southeast corner of O'Bannon Drive and Verdinal Drive, R-1 zone.

Owner/Subdivider: Lewis Homes of Nevada

No. of Acres: 5.1922

No. of Lots: 20

Planning Commission unanimously recommends APPROVAL.

Approved as recommended by Planning Commission

Clerk to notify

Planning to proceed

H. TENTATIVE MAP - PARKWOOD 7, 8, AND 9

Property generally located on the northeast corner of Marion Drive and Stewart Avenue, R-1 zone.

Owner/Subdivider: Metropolitan Nevada Corp.

No. of Acres: 40±

No. of Lots: 182

Planning Commission unanimously recommends APPROVAL, subject to the following conditions:

1. That there be no vehicular access to Stewart Avenue from the abutting lots.
2. If a wall is constructed on an exterior boundary street, the CC&R's shall contain wording to the effect that each property owner of a lot backing up to said wall shall be responsible for the continued maintenance of the exterior side of the wall and the ground area at the exterior base of the wall.
3. That a sewer easement be provided by separate instrument, if necessary, so that a proper connection is made to an existing sewer.

Approved as recommended by Planning Commission Christensen - unanimous

Clerk to notify

Planning to proceed

AGENDA

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X. COMMUNITY PLANNING & DEVELOPMENT
(CONTINUED)

- 4. That a six ft. block retaining wall be provided adjacent to the Cedar Drainage Channel.

See Page 32

See Page 32

DEPT. OF
MOTOR
VEHICLES
(cont'd)

and I see absolutely no problems with it. It is routine and I would recommend that it be accepted.

Along with that, on Page 17 (Page 42 of these Minutes) there is a Purchase Order to fulfill that contract. That was also held and Mr. Cathcart could not stay with us all afternoon for this one item. Therefore, I would ask that they both be approved.

Commissioner Christensen: I would move for approval on both items.

Mayor Briare: Are there any comments on the motion?

(No response)

Motion carried by the following vote: Commissioners Christensen, Levy, Lurie, Woofter and Mayor Briare voting aye; noes, none.

Mayor Briare: The next item was before us this morning for certain attachments, exhibits, and so forth - plans - on Board of Zoning Adjustment applications.

Commissioner Christensen: Yes - I've still got a question that perhaps the Attorney can enlighten us on here very quickly. This indicates they are amending by adding this subsection and then on the next page - amending by adding. What is the requirement now? Normally you can see what is being taken away and what is being added, but what is the requirement now? No requirements now?

Mr. Foster: The requirements are essentially this, but it had a lot of "policy" basis and we would like to put it in the Code because in case someone were to bring in an application without these they could say - show me in the Code where these are required. Right now we have to indicate it is policy only.

We feel that in order to be in a position to properly evaluate these applications, we should have this type of information.

Commissioner Christensen: I don't worry about this type of thing with developers, and so forth, because they have to have this information anyway for their lending agencies, and so forth. The question I have is - how much is this going to filter down and affect the individual home owner that comes in and wants to add a room to his house and all of a sudden he is forced into the position of hiring an architect to accomplish a very small change to his home.

Mr. Foster: In the past, the property owner usually does it himself and that is acceptable. He does not have to have it prepared by an architect or an Engineer.

Commissioner Christensen: In other words I could still come in, technically, to the Building Department and say - I'm going to remodel my house - here's my plot plan - I'm 30 ft. from the lot line and draw you a sketch right there on the counter -

Mr. Foster: Well, you are talking about a Building Permit - this would apply to Use Permits, Variances and Zoning Applications -

BILL
No. 78-78
(cont'd)

Commissioner Christensen: OK - the same thing - if I wanted to come in for a Variance to go 2 ft. closer to the property line than I am allowed, then I can draw it out and show you where it will be 2 ft. closer and all that type of thing - and that would be adequate without having to come in with a blue-print, and so forth -

Mr. Foster, That's right - as long it is clear -

Commissioner Levy: I really have no problem with this.

Motion

Commissioner Lurie: The Recommending Committee has recommended adoption of this Ordinance.

Mayor Briare: It was read by title this morning, so the motion before us is to adopt Bill No. 78-78.

Motion carried by the following vote: Commissioners Christensen, Levy, Lurie, Woofter and Mayor Briare voting aye; noes, none.

Mayor Briare: Ms. Shawbridge, do you want to talk to us under the Agenda item of "Citizen Participation"?

Claudette Shawbridge: I think everybody here knows me except Commissioner Levy. In the ensuring hassle in the papers over this CB station last Friday, I understand that a lot of the CB'ers did call up the Commissioners and the Mayor's office. Things were taken out of context and they did not realize that the City of Las Vegas is basically not responsible for the funding. The funding should come from the Highway Safety Act, and will be in the future.

This is more in the nature of an apology to the Commissioners' and also the Mayor's office and their staff for having to take all those phone calls. I have directed the CB'ers to place them to the Congressman and Senators and to Governor List's office. As I say, this is more in the nature of an apology. Also, we would like to say "Thank You" for your assistance you have given us in the past and we hope you will continue to give us in the future.

Mayor Briare: Thank you, Claudette. I have the impression that we're going to try to resolve that situation one way or another because as Commissioner Lurie aptly pointed out before you gave him that little shot in the side there, at one time this Commission approved a request of Commissioner Lurie to put phones all over the Freeway. His heart was willing, but the dollars were weak. The REACT does the thing even better, so the fact we have been sympathetic and supportive of your program all along would lead me to believe, and perhaps yourself too that there is going to be continued effort to try to resolve this problem.

Ms. Shawbridge: How it will affect some of these programs as far as some of these programs awareness is concerned, I am not sure. It does affect us basically inasmuch as we have to bring people in off the road to monitor the station over there, and they are unskilled.

Mayor Briare: Thank you, Claudette. As the City's representative on the Las Vegas Metropolitan Police Commission, as well as the County Board of Health, and also you are willing to serve as one of the representatives on the Nevada League of Cities, I will appoint Commissioner Al Levy. We have

