

**MINUTES
CITY OF NORTH LAS VEGAS
CITY COUNCIL REGULAR MEETING**

September 15, 2021

Website - <http://www.cityofnorthlasvegas.com>

CALL TO ORDER

4:10 p.m., Council Chambers, 2250 Las Vegas Boulevard North, North Las Vegas,
Nevada 89030

ROLL CALL

COUNCIL PRESENT

Mayor Lee
Mayor Pro Tempore Cherchio
Councilwoman Goynes-Brown
Councilman Barron
Councilman Black

STAFF PRESENT

City Manager Juden
City Attorney Moore
Acting City Clerk Rodgers
Assistant City Manager Melesio
Assistant City Manager Goldberg
Finance Director Harty
Human Resources Director Ihmels
Information Technology Director Moriarity
Land Development and Community Services Director Jordan
Library Director Lewis
Neighborhood & Leisure Services Palmer
Public Works Director Daffern
Utilities Director Brady
Chief of Staff Gipson
Government Affairs Director Luke
Grants Development and Administration Director Easter
Public Information Officer Walker
Deputy City Clerk Tapia-Rojas
Deputy City Clerk Ramey
Deputy City Clerk McDowell

WELCOME

Mayor John J. Lee

VERIFICATION

Jackie Rodgers
Acting City Clerk

INVOCATION

Reverend John Caprine
Summit Ridge Church

PLEDGE OF ALLEGIANCE - BY INVITATION

Mayor Pro Tempore Cherchio

PROCLAMATIONS

PROCLAMATION RECOGNIZING NINO GALLOWAY FOR RECEIVING THE ST. JUDE HOPE AWARD.

Mayor Pro Tempore Cherchio presented a proclamation to Nino Galloway for receiving the St. Jude Hope Award for all his hard work and involvement in the community.

COUNCIL ITEMS

Mayor Pro Tempore Cherchio announced the following:

- Military, Veterans and First Responders Appreciation Day on Saturday October 16, 2021, between the hours of 10:00 a.m. – 4:00 p.m. at Craig Ranch Regional Park.
- Attended the 9/11 bell ringing at Las Vegas Station #5 at 6:45 a.m. on Saturday September 11, 2021 to remember and honor those who died 20 years ago.
- Paws in the Park event on Saturday October 23, 2021 between the hours of 9:00 a.m. - 11 a.m. at Nature Discovery Park.
- Bingo with the seniors at the Skyview YMCA on Saturday November 6, 2021 between the hours of 10:00 a.m. -11:30 a.m.

Councilman Barron announced the following:

- Mexican Independence and Hispanic Heritage celebration on Wednesday September 15, 2021 between the hours of 5:00 p.m – 8:00 p.m at Liberty Park with live entertainment, community resources, food and interactive booths.

- Councilman Barron thanked the following sponsors:
 - Fiesta 98.1 FM
 - Buscando Estrellas TV by Janet Revere
 - Agora Realty and Management, Inc.
 - Alliance Insurance Solutions
 - Cano Health
 - Aeroméxico

Councilman Black announced the following:

- Save the Date: Community park cleanup on November 13, 2021 further details forthcoming.

Councilwoman Goynes-Brown announced the following:

- The STEM Center facility tour on Monday, September 13, 2021.

PUBLIC FORUM

There was no participation.

AGENDA

1. APPROVE CITY COUNCIL REGULAR MEETING AGENDA OF SEPTEMBER 15, 2021. (FOR POSSIBLE ACTION)

ACTION: APPROVED

MOTION: Councilman Barron

AYES: Mayor Lee, Mayor Pro Tempore Cherchio, Council Members Barron
Goynes-Brown and Black

NAYS: None

ABSTAIN: None

CONSENT AGENDA

2. APPROVE CITY COUNCIL REGULAR MEETING MINUTES OF AUGUST 18, 2021. (CITYWIDE) (FOR POSSIBLE ACTION)

ACTION: APPROVED

MOTION: Councilman Black

AYES: Mayor Lee, Mayor Pro Tempore Cherchio, Council Members Barron
Goynes-Brown and Black

NAYS: None

ABSTAIN: None

3. APPROVE CHANGE OF OWNERSHIP FOR A BEER-WINE-SPIRIT-BASED PRODUCTS ON-SALE BUSINESS LICENSE FOR EL CAZADOR LIMITED LIABILITY COMPANY DBA EL CAZADOR, 1108 EAST LAKE MEAD BOULEVARD, NORTH LAS VEGAS, NEVADA 89030. (WARD 1-BARRON) (FOR POSSIBLE ACTION)

ACTION: APPROVED

MOTION: Councilman Black

AYES: Mayor Lee, Mayor Pro Tempore Cherchio, Council Members Barron
Goynes-Brown and Black

NAYS: None

ABSTAIN: None

4. APPROVE FULL LIQUOR OFF-SALE BUSINESS LICENSE FOR UP IN SPIRITS LLC DBA XO LIQUOR MLK, 1374 WEST CHEYENNE AVENUE, SUITES 107-108, NORTH LAS VEGAS, NEVADA, 89030. (WARD 2-GOYNES-BROWN) (FOR POSSIBLE ACTION)

ACTION: APPROVED

MOTION: Councilman Black

AYES: Mayor Lee, Mayor Pro Tempore Cherchio, Council Members Barron
Goynes-Brown and Black

NAYS: None

ABSTAIN: None

5. APPROVE LIQUOR MANUFACTURER-BREW PUB AND BEER-WINE-SPIRIT-BASED PRODUCTS ON-SALE BUSINESS LICENSES FOR NORTH 5TH BREWING CO LLC DBA NORTH 5TH BREWING CO, 60 WEST MAYFLOWER AVENUE, NORTH LAS VEGAS, NEVADA 89030. (WARD 2-GOYNES-BROWN) (FOR POSSIBLE ACTION)

ACTION: APPROVED

MOTION: Councilman Black

AYES: Mayor Lee, Mayor Pro Tempore Cherchio, Council Members Barron Goynes-Brown and Black

NAYS: None

ABSTAIN: None

6. APPROVE PURCHASE AGREEMENT WITH ALLSTAR FIRE EQUIPMENT INC., IN AN AMOUNT NOT TO EXCEED \$168,912 FOR THE PURCHASE OF FIREFIGHTER TURNOUT GEAR AND PERSONNEL PROTECTIVE EQUIPMENT FOR THE FIRE DEPARTMENT, CIP PROJECT NO. 22023. (CITYWIDE) (FOR POSSIBLE ACTION)

ACTION: APPROVED

MOTION: Councilman Black

AYES: Mayor Lee, Mayor Pro Tempore Cherchio, Council Members Barron Goynes-Brown and Black

NAYS: None

ABSTAIN: None

7. AWARD BID NUMBER 1638 AND APPROVE CITYWIDE TREE TRIMMING SERVICES AGREEMENT WITH AFFORDABLE TREE SERVICE, INC. IN A TOTAL AMOUNT NOT TO EXCEED \$500,000; \$100,000 ANNUALLY FOR A THREE-YEAR PERIOD WITH TWO OPTIONAL YEARS TO CONDUCT TREE TRIMMING SERVICES THROUGHOUT THE CITY. (CITYWIDE) (FOR POSSIBLE ACTION)

ACTION: AWARDED AND APPROVED

MOTION: Councilman Black

AYES: Mayor Lee, Mayor Pro Tempore Cherchio, Council Members Barron Goynes-Brown and Black

NAYS: None

ABSTAIN: None

8. AUTHORIZE SUBMITTAL OF GRANT APPLICATION AND ACCEPTANCE OF THE RESULTING GRANT AWARD FROM THE UNITED STATES DEPARTMENT OF JUSTICE OFFICE OF JUSTICE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM, UNDER THE FFY2021 - FFY2024 IN THE TOTAL AMOUNT OF \$207,233 IN SUPPORT OF THE VOLUNTEER IN POLICE SERVICES PROGRAM EXPANSION AND A DE-ESCALATION VIRTUAL REALITY TRAINING SYSTEM WITH HEADSETS FOR CAPACITY BUILDING TO SUPPORT DE-ESCALATING TRAINING TO MEMBERS OF NORTH LAS VEGAS POLICE DEPARTMENT LAW ENFORCEMENT; AND AUTHORIZE THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE VARIOUS CONTRACTS AND PURCHASE ORDERS. (CITYWIDE) (FOR POSSIBLE ACTION)

ACTION: AUTHORIZED AND ACCEPTED

MOTION: Councilman Black

AYES: Mayor Lee, Mayor Pro Tempore Cherchio, Council Members Barron Goynes-Brown and Black

NAYS: None

ABSTAIN: None

9. APPROVE FIRST AMENDMENT TO SERVICE AGREEMENT WITH J & J ENTERPRISES SERVICES INC., A TOTAL AMOUNT NOT TO EXCEED \$60,580 FOR THE DEMOLITION AND REPLACEMENT OF THE BRUCE RECREATION CENTER PARKING LOT AND STRIPPING OF PARKING STALLS. (WARD 1-BARRON) (FOR POSSIBLE ACTION)

ACTION: APPROVED

MOTION: Councilman Black

AYES: Mayor Lee, Mayor Pro Tempore Cherchio, Council Members Barron Goynes-Brown and Black

NAYS: None

ABSTAIN: None

10. APPROVE SECOND AMENDMENT TO THE CLARIFLOC WE-1154 PURCHASE AGREEMENT WITH POLYDYNE INC., TO INCREASE THE TOTAL AMOUNT OF THE AGREEMENT BY \$135,000 ANNUALLY FOR THE REMAINING THREE YEARS OF THE TERM, FUNDED BY THE UTILITIES ENTERPRISE FUND, FOR THE PURCHASE OF CLARIFLOC WE-1154 FOR THE WATER RECLAMATION FACILITY. (CITYWIDE) (FOR POSSIBLE ACTION)

ACTION: APPROVED

MOTION: Councilman Black

AYES: Mayor Lee, Mayor Pro Tempore Cherchio, Council Members Barron
Goynes-Brown and Black

NAYS: None

ABSTAIN: None

11. APPROVE PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH NEWFIELDS COMPANIES, LLC, IN AN AMOUNT NOT TO EXCEED \$65,945, FUNDED BY THE UTILITIES ENTERPRISE FUND TO PROVIDE ENVIRONMENTAL SUPPORT SERVICES FOR WATERLINE MAINTENANCE WITHIN NELLIS AIR FORCE BASE. (CITYWIDE) (FOR POSSIBLE ACTION)

ACTION: APPROVED

MOTION: Councilman Black

AYES: Mayor Lee, Mayor Pro Tempore Cherchio, Council Members Barron
Goynes-Brown and Black

NAYS: None

ABSTAIN: None

PUBLIC HEARINGS

12. APPROVE VAC-09-2021 (TROPICAL & CHRISTY INDUSTRIAL PARK) FOR APPLICANT: CRMM, LLC TO VACATE A PUBLIC RIGHT-OF-WAY ON REISS LANE BETWEEN CASTLEBERRY LANE AND CHRISTY LANE. (WARD 1-BARRON) (FOR POSSIBLE ACTION)

Land Development and Community Services Director Jordan read VAC-09-2021 into the record as published on the agenda.

Tony Celeste, 1980 Festival Plaza Drive, Las Vegas, NV represented the applicant, provided additional background on the project, and thanked staff for their recommendations.

Mayor Lee opened the public hearing and having no requests to speak closed the public hearing.

Councilman Barron stated that this project would provide viable real estate, for development that would bring more employment opportunities to the city.

ACTION: APPROVED

MOTION: Councilman Barron

AYES: Mayor Lee, Mayor Pro Tempore Barron, Council Members Cherchio,
Goynes-Brown, Black

NAYS: None

ABSTAIN: None

13. APPROVE ZOA-01-2021 AND PASS AND ADOPT ORDINANCE NO. 3090, AMENDING TITLE 17 OF THE MUNICIPAL CODE, RELATING TO ZONING (ZOA-01-2021, APEX LANDSCAPING REQUIREMENTS); BY AMENDING THE REQUIREMENTS WITHIN THE INDUSTRIAL-APEX OVERLAY DISTRICT, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (WARD 1-BARRON) (FOR POSSIBLE ACTION)

Land Development and Community Services Director Jordan read ZOA-01-2021 into the record as published on the agenda.

Mayor Lee opened the public hearing and having no requests to speak closed the public hearing.

ACTION: APPROVED

MOTION: Councilman Barron

AYES: Mayor Lee, Mayor Pro Tempore Barron, Council Members Cherchio,
Goynes-Brown, Black

NAYS: None

ABSTAIN: None

BUSINESS

14. APPROVE SUBAWARD TO THE NEVADA SYSTEM OF HIGHER EDUCATION, BOARD OF REGENTS ON BEHALF OF THE UNIVERSITY OF NEVADA LAS VEGAS FUNDED BY THE AMERICAN RESCUE PLAN STATE AND LOCAL FISCAL RECOVERY FUND IN THE TOTAL AMOUNT OF \$458,660 TO ESTABLISH AND ADMINISTER A SMALL BUSINESS DEVELOPMENT AND SUPPORT CENTER ON THE FIRST FLOOR OF CITY HALL. (CITYWIDE) (FOR POSSIBLE ACTION)

Mayor Lee asked Staff to elaborate on plans to establish and administer a Small Business Development and Support Center, funded by the American Rescue Plan State and Local Fiscal Recovery Fund.

Grants Development and Administration Director Easter responded by stating that there is a need for small and disadvantaged business assistance throughout the Valley, which was intensified during the COVID-19 pandemic. He stated that this is an innovative way to use funds to assist in an equitable and resilient recovery for the City. He continued by stating that with the American Rescue Plan, State and Local Fiscal Recovery Funds available, geographic location, and the services offered at City Hall, the City has the unique ability to create a program that is the first of its kind throughout the Valley. This subaward would include a satellite office of the UNLV Small Business Development Center posted at the City Hall. It would be staffed with two fulltime UNLV employees, and interns within UNLV's Business program. A suite of resources and support will be available to businesses, such as support for federal grant opportunities, businesses interested in diversifying or expanding, business planning and guidance in starting a new business. He stated that this is part of a larger approach to creating an ecosystem at City Hall, which would equip businesses in the City to survive and thrive.

Mayor Lee asked whether residents seeking employment could benefit from these services.

Grants Development and Administration Director Easter responded that at the City Council meeting to be held on October 6, 2021, the Workforce Connection aspect of the program will be introduced and is focused on labor resources. He stated that currently, the City's partnership with Workforce Connections allows residents that are seeking employment, to use the resources at the Library. Residents are able to seek jobs and enhance their skills. This subaward will provide the ability for business owners seeking employees to directly connect with residents seeking employment and benefit from federal incentives for hiring labor through the process.

Councilman Barron stated that there is a need for Municipal leadership in providing assistance to small and disadvantage businesses. He continued by stating that those resources are intended to be Latino and Minority friendly, and residents would be able to view City Hall as a place to start a new way of life.

Mayor Lee asked about how new, existing and relocating residents would be informed about the opportunities available to them.

Grants Development and Administration Director Easter responded that the City intends to embark on a robust marketing campaign across the City, that will target new and existing businesses, and that there will be a dedicated page on the City's website.

Councilwoman Goynes-Brown asked whether assistance and resources for leasing of commercial property would be included in the resources provided.

Grants Development and Administration Director Easter responded that the subject matter experts that would be available with this program would be able to offer those connections and resources.

ACTION: APPROVED

MOTION: Councilman Barron

AYES: Mayor Lee, Mayor Pro Tempore Barron, Council Members Cherchio,
Goynes-Brown, Black

NAYS: None

ABSTAIN: None

15. APPROVE SUBAWARD TO ACCESS COMMUNITY DEVELOPMENT FINANCIAL INSTITUTION (CDFI) FUNDED BY THE AMERICAN RESCUE PLAN STATE AND LOCAL FISCAL RECOVERY FUND IN THE TOTAL AMOUNT OF \$2,101,800 TO ESTABLISH AND ADMINISTER A REVOLVING LOAN FUND TO PROVIDE CAPITAL TO NORTH LAS VEGAS SMALL BUSINESSES. (CITYWIDE) (FOR POSSIBLE ACTION)

ACTION: APPROVED

MOTION: Councilman Barron

AYES: Mayor Lee, Mayor Pro Tempore Barron, Council Members Cherchio,
Goynes-Brown, Black

NAYS: None

ABSTAIN: None

16. PASS AND ADOPT RESOLUTION NO. 2675, EXPRESSING CITY COUNCIL'S INTENT TO LEASE EIGHTY-FOUR (84) SQUARE FEET OF OFFICE AND WINDOW SPACE LOCATED ON THE FIRST FLOOR OF NORTH LAS VEGAS CITY HALL TO WORKFORCE CONNECTIONS PURSUANT TO NRS 268.064. (WARD 1-BARRON) (FOR POSSIBLE ACTION)

City Manager Juden read into the record the title for Resolution No. 2675 as published on the agenda.

ACTION: PASSED AND ADOPTED

MOTION: Councilman Barron

AYES: Mayor Lee, Mayor Pro Tempore Barron, Council Members Cherchio,
Goynes-Brown, Black

NAYS: None

ABSTAIN: None

17. PASS AND ADOPT RESOLUTION NO. 2676, EXPRESSING ITS INTENT TO LEASE FOUR HUNDRED FIFTY-FIVE (455) SQUARE FEET OF OFFICE SPACE LOCATED ON THE FIRST FLOOR OF NORTH LAS VEGAS CITY HALL TO THE NEVADA SYSTEM OF HIGHER EDUCATION, BOARD OF REGENTS, ON BEHALF OF THE UNIVERSITY OF NEVADA, LAS VEGAS PURSUANT TO NRS 268.064. (CITYWIDE) (FOR POSSIBLE ACTION)

City Manager Juden read into the record the title for Resolution No. 2676 as published on the agenda.

Mayor Lee stated that this is a major asset for the community and asked for City Manager Juden's point of view.

City Manager Juden responded by stating that this is a groundbreaking and innovative program. He continued by stating that during the pandemic, the City recognized various needs of small businesses within the community. The City's investment into small businesses provided support for the City's tax base and employment for residents.

ACTION: PASSED AND ADOPTED

MOTION: Councilman Barron

AYES: Mayor Lee, Mayor Pro Tempore Barron, Council Members Cherchio, Goynes-Brown, Black

NAYS: None

ABSTAIN: None

18. REVIEW AND DISCUSSION OF COVID 19 VACCINATION LEAVE FOR CITY OF NORTH LAS VEGAS EMPLOYEES. (CITYWIDE) (FOR POSSIBLE ACTION)

City Manager Juden stated that the City received queries from the Media, various employees and employee groups regarding the COVID-19 vaccination mandate. He stated that the City believed that regular testing for unvaccinated employees was not a valid approach due to the ability for the virus to be carried by both unvaccinated and vaccinated individuals. He continued by stating that the City intends to implement an incentivized approach. Employees who presented their vaccination cards to the Human Resources department would be allotted one day of annual leave. Employees that are not vaccinated, upon vaccination, would be allotted annual leave hours for each vaccination dose received.

City Manager Juden stated that if a vaccinated employee contracts Covid-19, the policy would allow them to utilize a special leave bank during quarantine. However, employees who choose not to be vaccinated would utilize their annual

leave banks for quarantining. He stated that as customary, any policy in development for implementation is brought before the City Council for feedback prior to implementation.

Mayor Lee asked Human Resources Director Ihmels to approach the podium for questions, and asked Councilman Black for his feedback.

Councilman Black responded that he is in support of the incentive-based approach, which would allow employees to make their own decisions based on the incentives presented to them.

Mayor Lee asked whether vaccination records are private, and the manner in which the information should be submitted to the Human Resources Department.

Human Resources Director Ihmels responded that employees can submit their vaccination cards to the Human Resources Department via email, and would be confidential.

Mayor Lee asked about accommodations made for individuals unable to receive the vaccine due to religious and medical reasons.

City Manager Juden responded that the City would need to recognize employees unable to take the vaccine due to medical and religious reasons. He continued by stating that not providing an exemption could result in potential liabilities for the City.

Mayor Lee asked City Attorney Moore about the Americans with Disabilities Act of 1990 requirements for employees unable to receive the Covid-19 vaccinations due to health concerns.

City Attorney Moore responded that a dialogue between the Human Resources department and the employee is recommended, in order to determine exemption eligibility, and would be addressed on a case-by-case basis.

Human Resources Director Ihmels responded that there is an interactive process in accordance with the law, for employees that require Americans with Disabilities Act of 1990 accommodations.

Mayor Lee requested that medical and religious exemptions for the Covid-19 vaccination be further studied and the City Council be briefed prior to implementing the policy.

ACTION: PRESENTATION ACCEPTED

ORDINANCES - INTRODUCTION ONLY

19. **INTRODUCE ORDINANCE NO. 3089, AMENDING TITLE 15 OF THE MUNICIPAL CODE BY REPEALING EXISTING CHAPTER 15.04 OF THE MUNICIPAL CODE BY REPEALING ORDINANCE NO. 3004 AND BY ADOPTING THE INTERNATIONAL BUILDING CODE, 2018 EDITION, AND ADOPTING A REVISED VERSION OF THE SOUTHERN NEVADA AMENDMENTS TO THE 2018 INTERNATIONAL BUILDING CODE AS AMENDED BY NORTH LAS VEGAS TO INCLUDE REQUIREMENTS REGARDING SINGLE-STALL RESTROOMS AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO. (CITYWIDE) (SET FINAL ACTION FOR OCTOBER 6, 2021)**

ACTION: FINAL ACTION SET FOR OCTOBER 6, 2021

CITY MANAGER'S REPORT

City Manager Juden stated that he is enthusiastic about launching the Small Business Development and Support Center here at the City Hall, and look forward to revealing future programs being developed.

PUBLIC FORUM

Roseanna Henderson, 650 E. Azure Ave, North Las Vegas stated that she recently moved from Los Angeles, and as a new resident, she has viewed various documentaries to learn more about Las Vegas. She stated that Las Vegas has more to offer than casinos and shows. She continued by stating that she has observed how much Las Vegas has developed and thrived and believes that Las Vegas well-known identity as Sin City should be changed to represent a City that is evolving and growing.

ADJOURNMENT

Mayor Lee adjourned the meeting at 5:09 PM.

APPROVED: November 3, 2021

/s/ John J. Lee
Mayor John J. Lee

ATTEST:

/s/ Jackie Rodgers
Jackie Rodgers
Acting City Clerk