

Upon notice duly given under Arizona Revised Statutes, Section 38-431, et seq., as amended, the City Council of the City of Bullhead City held a regularly scheduled meeting on Tuesday, October 6, 2015 in the City Council Chambers, 1255 Marina Boulevard, Bullhead City, Arizona.

CALL TO ORDER, INVOCATION AND PLEDGE OF ALLEGIANCE

Mayor Brady called the meeting to order at 5:30 p.m. and invited Pastor Jeff Peters of the Anointed Word Fellowship to deliver the invocation. Vice Mayor Shutts led the assembly in the Pledge of Allegiance to the Flag.

ROLL CALL

Council Present

Brady, Clark, D'Amico (via telephone), Duvall, McClure, Ring, Shutts

Council Absent

None

Staff Present:

CITY MANAGER: Toby Cotter

HUMAN SERVICES/TRANSIT DIRECTOR: Susan Betts

CITY ATTORNEY: Garnet Emery

CITY CLERK: Susan Stein

POLICE CHIEF: Brian Williamson

FINANCE DIRECTOR: Rudy Vera

PUBLIC WORKS DIRECTOR: Pawan Agrawal

PRESENTATIONS AND PROCLAMATIONS

1. Update on the Moss Mine project by Dick Whittington, Golden Vertex Corp.

Dick Whittington stated the project was moving forward, even though it looked like it was standing still. He said the site was currently on hold with care and maintenance with 24-7 security. He said the company put out a feasibility study in late July, and said that study pronounced the economic feasibility of the project. He said they would take the favorable study to investors and raise equity money. He said a major mining bank had signed an engagement letter with them looking to lend \$20 million to go toward construction of the Moss Mine site. He said they would then have to raise \$7.5 million through the stock market. He said they hoped to have the agreement with the bank signed by the end of the year. He said this was a huge endorsement for the project, as well as Bullhead City.

Mayor Brady thanked Mr. Whittington on behalf of the community, and said the Little Red Schoolhouse was a welcome addition to Community Park.

2. Proclamation recognizing the 47th Anniversary of the signing of the Fair Housing Act and promoting equal housing opportunity in Bullhead City.

Mayor Brady read the proclamation promoting equal housing opportunity in Bullhead City.

OPEN CALL TO THE PUBLIC

Mayor Brady opened the call to the public.

Amy Sparrow stated that she was the owner of The Rink and Fresh FroYo businesses located at the Riverview Mall. She invited the community to attend a “First Friday” event to be held at the Riverview Mall on November 6. She said the purpose was to bring a sense of community to the area and celebrate local talent, vendors, and craftsmen.

Mike Villagran stated he supported Ms. Sparrow and everything she has accomplished within the community. He said the “First Friday” event would be an asset to the community. He invited the public to attend the Rotary Club Oktoberfest and Slab-O-Rama events to be held on October 9-10 at Rotary Park.

Julie Hassett stated she was excited to hear about the upcoming events happening in Bullhead City, and urged the public to support local events. She invited the public to attend the Colorado River Concert Association’s first concert of the season in celebration of their 40th Anniversary.

Eva Corbett stated the Mohave County Sheriffs’ K-9 unit would hold a Pet Parade at Tractor Supply on October 24. She said Saving Animals In Need Together would hold a Wag and Wine fund raiser on October 10.

Having no one else present wishing to speak, Mayor Brady closed the call to the public.

AGENDA MODIFICATIONS

None

WAIVER MOTION

MOTION: Vice Mayor Shutts made a motion to waive the reading in full of all ordinances and resolutions presented for adoption at this meeting. Councilor Clark seconded the motion.

VOTE: AYES: Brady, Clark, D’Amico, Duvall, McClure, Ring, Shutts NAYS: None
ABSENT: None

MOTION CARRIED

MANAGER’S REPORT

Police Chief Williamson invited the public to attend the National Night Out events being held that evening located at the Target Store and Mohave Electric Cooperative parking lots.

City Manager Cotter

1. Little Red Schoolhouse

City Manager Cotter stated the city held a grand opening of the Little Red Schoolhouse on September 26. He said the Schoolhouse was moved from its previous location to the heart of Community Park. He said minimal resources have gone into this project and said many donors and volunteers helped bring this project forward. He said the city was grateful for everyone that helped get the Schoolhouse moved to its new permanent location. He said the Colorado River Historical Society would manage the facility for the city.

2. Quarterly Report

City Manager Cotter stated the most recent quarterly report was provided on the city's website. He said the report included data on sales tax collection, employment, and the finances of the city and the community.

MAYOR AND COUNCIL MEMBERS' REPORTS ON CURRENT EVENTS

Mayor Brady stated the Neighborhood Street Improvement Project 27 would begin this week as soon as the rain stopped. He said micro surfacing on the neighborhood streets located north of Hancock Road and west of Lakeside Drive would be completed within the next few weeks.

ITEMS WITHDRAWN FROM CONSENT AGENDA

None

CONSENT AGENDA

MOTION: Councilor Clark made a motion that items 1 and 2 on the consent agenda be approved in accordance with the reports, certifications and recommendations furnished each Councilor and without further discussion. Councilor Duvall seconded the motion.

VOTE: AYES: Brady, Clark, D'Amico, Duvall, McClure, Ring, Shutts NAYS: None
ABSENT: None

MOTION CARRIED

Items on the consent agenda were approved as follows:

1. Approval of the minutes of the Regular Council Meeting held on September 15, 2015. (City Clerk Stein)
2. Approval of the final extension to the contract for financial auditing services with Fester & Chapman, P.C. in the amount of \$47,000 through June 30, 2016; and authorize the City Manager to execute the agreement on behalf of the city. (Finance Director Vera)

PUBLIC HEARINGS ON ITEMS PULLED FROM CONSENT AGENDA

None

BOARD/COMMISSION/COMMITTEE APPOINTMENTS

3. Discussion and possible action to appoint a citizen to serve on the Bullhead City Planning and Zoning Commission to fill one partial term beginning immediately upon Council approval and expiring on June 30, 2016. (City Clerk Stein)

City Clerk Stein stated the City Clerk's office received four applications to fill one partial term on the Planning and Zoning Commission. She said two of the applicants were in attendance.

Carl Adams stated he recently moved from San Diego County where he spent 25 years employed at the Department of Planning and Land Use, and said he wanted to serve the city.

Norma Brummett stated Bullhead City felt like "home," because of the amenities planned by city officials, city staff, and the Planning and Zoning Commission. She said she served on the City Council of Mount Vernon, Washington, for 16 years. She said she wanted to give back to the community that she lived in.

Mayor Brady stated both candidates were very qualified, and encouraged the candidate that was not selected to re-apply to serve the city in the future.

MOTION: Councilor Duvall made a motion to appoint Norma Brummett to serve on the Bullhead City Planning and Zoning Commission to fill one partial term beginning immediately upon Council approval and expiring on June 30, 2016. Councilor Ring seconded the motion.

**VOTE: AYES: Brady, Clark, D'Amico, Duvall, McClure, Ring, Shutts NAYS: None
ABSENT: None**

MOTION CARRIED

PUBLIC HEARINGS ON LIQUOR LICENSE APPLICATIONS

4. **PUBLIC HEARING.** Discussion and possible action to make a recommendation to the Arizona Department of Liquor Licenses and Control to approve the Special Event Liquor License Application submitted by Rick Southey on behalf of the Kiwanis Club of Bullhead City Morning Community Service Foundation for an event to be held on October 25, 2015 at the Bullhead Area Chamber of Commerce located at 1251 Highway 95 in Bullhead City, Arizona. (City Clerk Stein)

Sabrina Welborne stated she represented the Bullhead City Morning Kiwanis Club and invited the public to attend the annual "Pumpkin Moon" fundraiser to be held on October 25.

Mayor Brady opened the public hearing. Having no one present wishing to speak, Mayor Brady closed the public hearing.

MOTION: Councilor Clark made a motion to make a recommendation to the Arizona Department of Liquor Licenses and Control to approve the Special Event Liquor License Application submitted by Rick Southey on behalf of the Kiwanis Club of Bullhead City Morning Community Service Foundation for an event to be held on October 25, 2015 at the Bullhead Area Chamber of Commerce located at 1251 Highway 95 in Bullhead City, Arizona. Councilor Duvall seconded the motion.

VOTE: AYES: Brady, Clark, D’Amico, Duvall, McClure, Ring, Shutts NAYS: None
ABSENT: None

MOTION CARRIED

5. **PUBLIC HEARING.** Discussion and possible action to make a recommendation to the Arizona Department of Liquor Licenses and Control to approve the Special Event Liquor License Application submitted by Michael A. Bell on behalf of the Rotary Club of Bullhead City for the “First Friday” fundraising event to be held on November 6, 2015, at the River View Mall located at 2350 Miracle Mile Road in Bullhead City, Arizona. (City Clerk Stein)

Amy Sparrow stated all proceeds would go toward the fundraising efforts of the Rotary Club of Bullhead City.

Mayor Brady opened the public hearing. Having no one present wishing to speak, Mayor Brady closed the public hearing.

MOTION: Councilor Ring made a motion to make a recommendation to the Arizona Department of Liquor Licenses and Control to approve the Special Event Liquor License Application submitted by Michael A. Bell on behalf of the Rotary Club of Bullhead City for the “First Friday” fundraising event to be held on November 6, 2015, at the River View Mall located at 2350 Miracle Mile Road in Bullhead City, Arizona. Councilor Clark seconded the motion.

VOTE: AYES: Brady, Clark, D’Amico, Duvall, McClure, Ring, Shutts NAYS: None
ABSENT: None

MOTION CARRIED

6. **PUBLIC HEARING.** Discussion and possible action to make a recommendation to the Arizona Department of Liquor Licenses and Control to approve the application for a person transfer and location transfer of Series 7 Liquor License Number 07080054 submitted by Jared Michael Repinski for Coveu located at 2247 Clearwater Drive in Bullhead City, Arizona. (City Clerk Stein)

City Clerk Stein stated this item has been recommended for approval. David Rubio stated that he and his partner were excited about bringing a new business to the city.

Mayor Brady opened the public hearing. Having no one present wishing to speak, Mayor Brady closed the public hearing.

MOTION: Councilor Clark made a motion to make a recommendation to the Arizona Department of Liquor Licenses and Control to approve the application for a person transfer and location transfer of Series 7 Liquor License Number 07080054 submitted by Jared Michael Repinski for Coveu located at 2247 Clearwater Drive in Bullhead City, Arizona. Councilor Clark seconded the motion.

VOTE: AYES: Brady, Clark, D'Amico, Duvall, McClure, Ring, Shutts NAYS: None
ABSENT: None

MOTION CARRIED

ACTION ITEMS

Building, Planning and Zoning Items

None

Bid Awards, Contracts, Intergovernmental Agreement, and Purchases

7. Discussion and possible action to approve the purchase of one (1) 2015 Chevrolet Tahoe Police Patrol Vehicle in the amount of \$32,656.05 and a Full Patrol Build/Upfit in the amount of \$13,774.10 for a grand total of \$46,430.15. (Police Chief Williamson)

Police Chief Williamson stated this purchase was included in the fiscal year budget, and said the vehicle would be purchased through the state purchasing contract. He said the vehicle to be replaced would be taken out of service and moved to the detective's unit to replace a 1997 Dodge Neon.

Councilor Ring asked if it would be easier to locate the 2015 vehicles if they were ordered earlier in the year. City Manager Cotter confirmed, and said if they could not locate another 2015, they would purchase a 2016. He said there was a high demand for a limited supply of this type of vehicle.

Mayor Brady asked if anyone from the public wanted to speak. No one from the public spoke.

MOTION: Councilor Duvall made a motion to approve the purchase of one (1) 2015 Chevrolet Tahoe Police Patrol Vehicle in the amount of \$32,656.05 and a Full Patrol Build/Upfit in the amount of \$13,774.10 for a grand total of \$46,430.15. Councilor Ring seconded the motion.

VOTE: AYES: Brady, Clark, D'Amico, Duvall, McClure, Ring, Shutts NAYS: None
ABSENT: None

MOTION CARRIED

8. Discussion and possible action to approve the purchase of two (2) Police Department Chevrolet Express Cargo Vans in the amount of \$29,304.70 each for a grand total of \$58,609.40. (Police Chief Williamson)

Police Chief Williamson stated these vans would be used for prisoner transport, and would replace the two vehicles currently in service that had more than 300,000 miles on them. He said the new vans did not require any upfit as the existing equipment would be moved into the new vehicles.

Mayor Brady asked if anyone from the public wanted to speak. No one from the public spoke.

MOTION: Vice Mayor Shutts made a motion to approve the purchase of two (2) Police Department Chevrolet Express Cargo Vans in the amount of \$29,304.70 each for a grand total of \$58,609.40. Councilor Clark seconded the motion.

VOTE: AYES: Brady, Clark, D'Amico, Duvall, McClure, Ring, Shutts NAYS: None
ABSENT: None

MOTION CARRIED

Other Business

9. Discussion and possible action to adopt RESOLUTION NO. 2015R-45 in support of Congressman Gosar's Bipartisan Bill H.R. 3345 to ensure justice for downwinders exposed to government radiation testing. (City Manager Cotter)

City Manager Cotter stated this item was similar to Agenda Item No. 10. He said the Mohave County Board of Supervisors adopted a resolution on September 8, 2015 in support of Congressman Gosar's efforts. He said Mohave County Supervisor Watson had approached Mayor Brady to request the Bullhead City Council's support for both Congressman Gosar's and Senator McCain's proposed bills which would assist those downwinders in Mohave County.

Councilor McClure stated he was a downwinder and grew up in Needles, California. He said he remembered, as a child, that the skies were dark for a few days when the blasts occurred. He said the skin cancer rate was very high in Needles and Mohave County.

Mayor Brady asked if anyone from the public wanted to speak. No one from the public spoke.

MOTION: Councilor McClure made a motion to adopt Resolution No. 2015R-45 in support of Congressman Gosar's Bipartisan Bill H.R. 3345 to ensure justice for downwinders exposed to government radiation testing. Councilor Ring seconded the motion.

VOTE: AYES: Brady, Clark, D'Amico, Duvall, McClure, Ring, Shutts NAYS: None
ABSENT: None

MOTION CARRIED

10. Discussion and possible action to adopt RESOLUTION NO. 2015R-46 in support of Senator McCain's Bipartisan Bill S. 1895 to ensure justice for downwinders exposed to government radiation testing. (City Manager Cotter)

Mayor Brady stated this resolution was basically the same as Agenda Item No. 9 only this bill was supported by Senator John McCain.

Mayor Brady asked if anyone from the public wanted to speak. No one from the public spoke.

MOTION: Councilor McClure made a motion to adopt Resolution No. 2015R-46 in support of Senator McCain's Bipartisan Bill S. 1895 to ensure justice for downwinders exposed to government radiation testing. Councilor Clark seconded the motion.

VOTE: AYES: Brady, Clark, D'Amico, Duvall, McClure, Ring, Shutts NAYS: None
ABSENT: None

MOTION CARRIED

11. **PUBLIC HEARING.** Discussion and possible action to adopt ORDINANCE NO. 2015-12 by reference; approving changes to Chapter 9.24, Fireworks, of the Bullhead City Municipal Code as set out in the "Fireworks Revisions 2015;" and declaring the revisions to be a public record pursuant to RESOLUTION NO. 2015R-47. (Police Chief Williamson)

City Manager Cotter stated this ordinance brings the city in conformance with recent state law changes. He said the state has deemed that fireworks legislation was of statewide concern. He said the city had modified the local fireworks ordinance three times over the last five years.

City Attorney Emery stated the proposed ordinance defined the dates for which fireworks could be used and when they could be purchased within the city. He said they drafted the minimum, or the most restrictive, dates as outlined by the statute. He said the time frames to use fireworks were June 24 through July 6, and December 24 through January 3. He said fireworks sales were authorized between May 20 to July 6, and December 10 through January 3. He said the city has preserved the prohibition of fireworks use at the Colorado River Nature Center in the ordinance.

A video and flyer were presented regarding state-approved fireworks for use in Arizona. Descriptions of the permissible fireworks, as well as illegal fireworks, were provided.

Councilor McClure stated he found it interesting that the state has expanded the use and sale dates for fireworks.

Mayor Brady cautioned those purchasing fireworks in Nevada to be aware of the Arizona state fireworks laws.

Mayor Brady opened the public hearing.

Eva Corbett asked if the fireworks laws were the same for Mohave County residents. City Manager Cotter confirmed, but said the time frames for use and sales might be different. He said the

counties could implement additional restrictions due to extremely dry conditions. Ms. Corbett asked about the fines associated with illegal use. Mayor Brady stated violating the fireworks code was a class I misdemeanor resulting in a \$2,500 fine or jail time.

Larry Trainor asked if the city has made many arrests for fireworks non-compliance. Police Chief Williamson stated they respond to many gunshot calls, and said it was a difficult ordinance to enforce. He said they have issued citations for illegal fireworks, but said they received many more calls than arrests.

Councilor Duvall stated he was a retired police officer, and said enforcement of the fireworks ordinance was always a nightmare. He said the Police Department did the best they could to control the use of fireworks.

Having no one else present wishing to speak, Mayor Brady closed the public hearing.

MOTION: Vice Mayor Shutts made a motion to adopt Ordinance No. 2015-12 by reference; approving changes to Chapter 9.24, Fireworks, of the Bullhead City Municipal Code as set out in the “Fireworks Revisions 2015;” and declaring the revisions to be a public record pursuant to Resolution No. 2015R-47. Councilor Ring seconded the motion.

VOTE: AYES: Brady, Clark, D’Amico, Duvall, McClure, Ring, Shutts NAYS: None
ABSENT: None

MOTION CARRIED

COUNCIL REQUESTED ITEMS

None

ADJOURNMENT

MOTION: Vice Mayor Shutts made a motion to adjourn. Councilor McClure seconded the motion.

VOTE: AYES: Brady, Clark, D’Amico, Duvall, McClure, Ring, Shutts NAYS: None
ABSENT: None

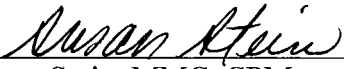
MOTION CARRIED

There being no further business to come before the Council, the Mayor declared the meeting adjourned at 6:40 p.m.

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct record of the minutes of the regular meeting of the City Council of the City of Bullhead City held on the 6th day of October 2015. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 20th day of October 2015.



Susan Stein, MMC, CPM
City Clerk