

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, May 3, 2016, 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 David Maxson of Christian Joy Church of the Nazarene to deliver the invocation. Council Member D'Amico led the assembly in the Pledge of Allegiance to the Flag.

ROLL CALL

Council Present

Brady, Bruck, Clark, D'Amico, Duvall, Ring, Shutts

Council Absent

None

Staff Present:

CITY MANAGER: Toby Cotter

CITY ATTORNEY: Garnet Emery

DEPUTY CITY CLERK: Debie Ogden

POLICE CHIEF: Brian Williamson

FINANCE DIRECTOR: Rudy Vera

PUBLIC WORKS DIRECTOR: Pawan Agrawal

HUMAN SERVICES/TRANSIT DIRECTOR: Susan Betts

PRESENTATIONS AND PROCLAMATIONS

1. Proclamation declaring the week of May 1 through May 7, 2016, as "Elks Lodge Youth Week."

Mayor Brady read the proclamation commemorating Youth Week and presented it to Margaret and Andy Lopez representing the Elks Lodge #2408 of Bullhead City. Margaret Lopez stated their organization had participated strongly in the drug awareness program through scholarships and the Special Olympics that supported the youth and families of the community.

2. Proclamation declaring the week of May 15 through May 21, 2016, as "Peace Officers' Memorial Week," and May 18, 2016, as "Peace Officers' Memorial Day."

Mayor Brady read the proclamation and presented it to Police Chief Brian Williamson. Chief Williamson stated one of the reasons the Police Department had a good safety record was due to the support of the Mayor, City Council, and the community. Mayor Brady invited the public to join in the activities taking place during Peace Officers' Memorial Week.

OPEN CALL TO THE PUBLIC

Mayor Brady opened the call to the public.

Zach Spencer from Mohave Electric Cooperative (MEC) stated the member-elected Board of Directors recently approved capital credit check refunds to the members of the MEC in the total amount of \$1,306,377. He said 35,210 checks would be mailed on Friday. He asked their members to consider using their refund to make a contribution to the local school of their choice. Mayor

Brady stated this was a cooperative without shareholders, not out to make a profit, and said they were doing a terrific job.

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. Council Member Clark seconded the motion.

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

MOTION CARRIED

MANAGER'S REPORT

1. CDBG (Community Development Block Grant) Projects Update

City Manager Cotter stated the Arcadia/Black Mountain/Gold Rush Road project was in process and said they were working with the Arizona Department of Housing. He said they would finalize the drainage improvements portion of the project in the near future, and said construction should take place this fall. He said both residents and snowbirds looked forward to using this road as a mini-bypass to Highway 95.

City Manager Cotter stated the city had conducted all federally required environmental assessments and programs for the Food Bank project. He said all of the original bids were rejected, and said the project was being re-scoped and would out for a re-bid in the near future. He said the city would hopefully award the construction contract within the next 90 days. He said the project would fit into the original approved budget and move forward. He said construction would be completed by next March to serve the public.

Council Member Duvall asked why the original construction bids were rejected. City Manager Cotter stated the bids came in too high, the low bid was flawed, and said the original design was somewhat flawed. He said the size and design needed to be re-scoped in order to move forward with the project.

2. Budget Workshops - May 9-11

City Manager Cotter stated the Council budget work sessions would be held next week and be televised for public view, beginning at 3:00 p.m. on May 9, 10, and 11. Mayor Brady stated the entire budget document was available for public view on the city's website.

3. Parkway Crack Filling and Paving Update

City Manager Cotter stated the Public Works crew had made great progress on the Bullhead Parkway repair program, and said the repairs and crack filling would continue over the next few weeks. He said they were repairing the lane miles with the highest need with the budget they had to work with.

4. Second Bridge Update

City Manager Cotter stated the second bridge project was moving forward, and said the Nevada Department of Transportation and Clark County were taking the lead. He said the project design firm was selected. He said the total estimated cost for construction was \$39.5 million, and said the city was expected to pay \$2.1 for the Arizona improvements. He said they had been talking about a second bridge for a long time, and said most people did not think the bridge would happen in their lifetime. He said this project was anticipated to happen in the near future. He said the location of the bridge was near the Target Center at the end of Bullhead Parkway, and said no other sites for this bridge were being considered.

MAYOR AND COUNCIL MEMBERS' REPORTS ON CURRENT EVENTS

Mayor Brady offered the Council's condolences to the family of former Bullhead City Council Member Jacquie Jessie. He said she was very involved with city and the state, and did many nice things for the community.

Mayor Brady stated he has learned that many people watch the City Council meetings online and on Channel 4. He said the exact information in the Council's meeting agenda packets were posted online for public view. He encouraged members of the public to participate in the process.

ITEMS WITHDRAWN FROM CONSENT AGENDA

None

CONSENT AGENDA

MOTION: Council Member 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. Council Member Duvall seconded the motion.

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

MOTION CARRIED

Items on the consent agenda were approved as follows:

1. Approval of the Minutes of the Special Council Meeting/Work Session held on April 19, 2016; and the Minutes of the Regular Council Meeting held on April 19, 2016. (City Clerk Stein)

2. Approval of Addendum No. 4 to the Employee Agreement with the City Clerk, directing the Mayor to execute the Addendum and City staff to take all actions consistent with the intent of the Addendum. (Human Resources/Risk Manager Brusso)

PUBLIC HEARINGS ON ITEMS PULLED FROM CONSENT AGENDA

None

BOARD/COMMISSION/COMMITTEE APPOINTMENTS

None

PUBLIC HEARINGS ON LIQUOR LICENSE APPLICATIONS

3. **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 New Series 10 Liquor License #10083298 submitted by Clare Hollie Abel on behalf of DG Retail, LLC, (Dollar General), a retail business located at 832 Landon Drive in Bullhead City. (City Clerk Stein)

City Manager Cotter stated there was a need for additional retail on the north side of the city. He said the recently constructed Dollar General Store located on Landon Drive offered an additional convenience to the neighborhood.

Clare Hollie Abel stated she represented the applicant, and thanked the Council for their consideration of the application.

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

MOTION: Council Member Ring made a motion to make a recommendation to the Arizona Department of Liquor Licenses and Control to approve the Application for a New Series 10 Liquor License #10083298 submitted by Clare Hollie Abel on behalf of DG Retail, LLC, (Dollar General), a retail business located at 832 Landon Drive in Bullhead City. Council Member D'amico seconded the motion.

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

MOTION CARRIED

ACTION ITEMS

Building, Planning and Zoning Items

4. Discussion regarding the Abatement Process and Opportunities for Abandoned Buildings in Bullhead City. No Council action is required. (Public Works Director Agrawal)

City Manager Cotter stated Edward Brockbank, the citizen who requested this item be discussed at the last Council meeting, was not present. Council Members requested the discussion move forward.

City Manager Cotter stated the city's process for cleaning up properties was different from other communities, as the city did not collect property tax in order to foreclose on properties. He said the city used an abatement process to tear down dangerous buildings. He said after a building was torn down, they would file a lien on the property to reimburse the city for the cost of demolishing that property. He said they have torn down more than 100 vacant, abandoned, and dangerous buildings in the community over the last few years. He said staff would be requesting \$150,000 in next year's budget in order to continue the abatement of dangerous and nuisance properties.

Council Member Ring stated she was in favor of the abatement process, and said she could see how it was improving the community.

Council Member Bruck asked about the amount of funds recovered from the process. City Manager Cotter stated approximately 40 percent of the city's costs was redeemed. He said eventually they would recover all of the funds, but said it takes time. He said some of the land owners did not go through the abatement process, and either fixed up or demolished the properties themselves.

Mayor Brady said the federal government had recently appropriated \$25 million to begin a pilot program to rehabilitate homes for homeless veterans.

Council Member Duvall stated the homes that had been demolished in Bullhead City through the abatement process were beyond repair, dangerous, and not structurally sound.

No action was taken by the City Council on this item.

Bid Awards, Contracts, Intergovernmental Agreement, and Purchases

5. Discussion and possible action to adopt RESOLUTION NO. 2016R-18 approving the Intergovernmental Agreement between the Bullhead City Pest Abatement District and the City of Bullhead City. (City Manager Cotter)
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City Manager Cotter stated last fall, Mayor Brady and he began discussions with Don Hendren, Chairman of the Pest Abatement District Board, regarding the increasing number of caddisflies and mosquitoes in the community. He said the Pest Abatement District had done an outstanding job of getting rid of the blackflies (gnats) from the community. He said the city would partner with the Pest Abatement District to hire an individual that could study the environment and determine the most effective, efficient and safest treatment methods for eliminating the blackflies, caddisflies and

mosquitoes. He said the employee would be funded by the Pest Abatement District, and said the city would provide some ancillary items.

Don Hendren, Chairman of the Pest Abatement District Board, stated in February they met with scientists from the North American Blackfly Association in Laughlin. He said they hoped to hire a scientist associated with that organization with the required knowledge and experience. He said this would be a win-win situation for both sides of the river.

Mayor Brady stated the district and the city have met 11 times, and said they had been working diligently in order to solve the problem. He said it was intolerable for those living along the river, and said the insect population was getting out of hand. He said Mohave County, along with the Pest Abatement District, was contributing to abating the insects. He said trout were being restocked to eat the caddisfly larvae that hatch, but said this was probably not enough to solve the problem. He said they needed someone who could identify the problem in order to scientifically resolve the issues. He said the process would take some time, but said they were on the right track and moving in the right direction.

City Manager Cotter said an agenda item would be coming forward soon requesting approval of an Intergovernmental Agreement with Mohave County to assist in eliminating the mosquito population in the community.

Mayor Brady thanked Mohave County Supervisors Hildy Angius and Steve Moss for their assistance with this issue.

MOTION: Council Member Bruck made a motion to adopt Resolution No. 2016R-18 approving the Intergovernmental Agreement between the Bullhead City Pest Abatement District and the City of Bullhead City. Council Member Ring seconded the motion.

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

MOTION CARRIED

Other Business

6. Discussion and possible action to adopt RESOLUTION NO. 2016R-19 approving the Resolution of the Mayor and City Council of the City of Bullhead City objecting to the recent decision and actions of the U. S. Fish and Wildlife Service in relation to the boating restrictions planned for the Havasu National Wildlife Refuge. (City Manager Cotter)

City Manager Cotter read parts of the resolution opposing the recent decision and actions of the U.S. Fish and Wildlife Service in relation to the boating restrictions planned for the Havasu National Wildlife Refuge. He said local businesses and the economy were dependent upon boating, and said Pirates' Cove, Lake Havasu City, and Topock 66 would be negatively impacted. He said if the U.S. Fish and Wildlife Service was allowed to make arbitrary orders in the Havasu National Wildlife Refuge without completing necessary studies and assessments, many will be asking what would stop them from making other arbitrary decisions on other waters of the United States.

Mayor Brady stated the city had to abide by the Federal government's rules and regulations. He said the U.S. Fish and Wildlife Service performed a compatibility determination which required no public comment. He said they believed they were circumventing the environmental assessment process by declaring a safety issue, which would give them the authority to close a 17-mile stretch to a no-wake area in Topock Gorge. He said public meetings were held at the request of Lake Havasu Mayor Nexsen, Congressman Gosar, and Senator McCain. He said over 700 people attended to protest the compatibility determination at the Lake Havasu Aquatic Center. He said today Council Members Bruck, Duvall, and he spoke in opposition at a meeting held at the Avi Casino, along with about 200 others. He said this was the Council's effort to support Lake Havasu City and all the citizens in Mohave County who use the river, and to ask the Federal government to comply with their own regulations.

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

MOTION: Council Member Clark made a motion to adopt Resolution No. 2016R-19 approving the Resolution of the Mayor and City Council of the City of Bullhead City objecting to the recent decision and actions of the U. S. Fish and Wildlife Service in relation to the boating restrictions planned for the Havasu National Wildlife Refuge. Council Member Duvall seconded the motion.

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

MOTION CARRIED

7. Discussion and presentation regarding the proposed Heritage Trail alignment from the Laughlin Bridge to Davis Dam. No Council action is required. (City Manager Cotter)

City Manager Cotter stated they were completing the environmental assessment for the Heritage Trail alignment. He said the trail would be located on the Arizona side of the river and constructed of hardened surfaces, 12-feet wide, approximately 3.5 miles long. He said the trail would include spur trails that would provide access to Lake Mohave, Davis Camp, Colorado River Historical Museum, and scenic overlooks. He said once completed, the trail would become a 7-mile loop from the bridge to the dam, with two trailheads and parking areas. He said the trail would become a "crown jewel" tourist attraction as residents and visitors would be seeking additional recreational opportunities. He said their partners from the Bureau of Reclamation, Bureau of Land Management, and the National Park Service were very supportive of this project.

Council Member Clark stated this was the "perfect storm," with partners who were excited and supportive of the project. He said there was a great park system on the Laughlin side, and said this trail would make a great addition to the community.

Mayor Brady said Mohave County had been a great partner in the project as well.

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

No action was taken by the City Council on this item.

COUNCIL REQUESTED ITEMS

None

ADJOURNMENT

MOTION: Vice Mayor Shutts made a motion to adjourn. Council Member Bruck seconded the motion.

VOTE: AYES: Brady, Bruck, Clark, D'Amico, Duvall, 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 6:37 p.m.

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct record of the regular meeting of the City Council of the City of Bullhead City held on the 3rd day of May 2016. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 17th day of May 2016.


Susan Stein, MMC, CPM
City Clerk