

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 18, 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 Mary Ann Shepherd of Unity Spiritual Center of Mohave Valley to deliver the invocation. Council Member Shutts 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

CITY CLERK: Susan Stein

POLICE CHIEF: Captain Dennis DeSantis

FINANCE DIRECTOR: Rudy Vera

PUBLIC WORKS DIRECTOR: Pawan Agrawal

HUMAN SERVICES/TRANSIT DIRECTOR: Susan Betts

PRESENTATIONS AND PROCLAMATIONS

None

OPEN CALL TO THE PUBLIC

Mayor Brady opened the call to the public.

Terry James said he believed the city's curfew ordinance had been in effect since 2009, and said he believed the ordinance was illegal. He said the Council did not have the right to take away every American's right to peacefully assemble after 10 p.m., and said the Council should uphold the U. S. Constitution. He said the Fort Mojave Tribal Chief offered a bribe to stop the Regatta, and said citizens had a right to float on the river any time.

Lorrie Duggins, Bullhead City Police Department Community Services Officer, invited the public to attend the "Walk Away From Drugs" event to be held at Ken Fovargue Park on October 26th at 5:00 p.m. She said it was "Red Ribbon Week" in honor of fallen DEA Officer Kiki Camarena.

Eva Corbett invited the public to attend the Howl-O-Ween Pet Parade and Fundraiser to be held at Tractor Supply on October 29th. She invited the public to attend the Republican Women's Luncheon to be held on October 18th at Chaparral Country Club.

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

AGENDA MODIFICATIONS

None

WAIVER MOTION

MOTION: Vice Mayor D'Amico 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. Corwin Road Traffic Study

Public Works Director Agrawal stated a traffic signal on Highway 95 at Corwin Road had been requested by the city for more than ten years. He said ADOT was opposed to a signal at Corwin for a long period of time, and said they had first rejected it and decided to perform additional studies at Sterling Road. He said the current ADOT staff had hired a consultant to perform a traffic study for a Corwin signal for the second time, which they recommended; but said sometime in the process ADOT ran out of funding. He said he had suggested the city perform the design phase and sign an Intergovernmental Agreement with ADOT under which the city could split the cost of the signal. He said ADOT was considering this, but said their consultant wanted \$115,000 for the study and ADOT wanted \$86,000 additional for design review. He suggested the city front the \$115,000, but did not agree to assist with the design review fee; because he felt the amount was too high. He said he believed the bureaucracy within ADOT would hold up the project for at least a few more years.

2. New Airline Service

City Manager Cotter stated American Airlines would begin daily commercial passenger service to and from Bullhead City and Phoenix on February 16, 2017. He said the city would provide some financial support through revenue guarantees, and said the new air service would help support and grow the local economy. He said Bullhead City would become the regional hub for Mohave County air service.

3. Greyhound Bus Service

City Manager Cotter stated that Greyhound has resumed daily service in the city. He said stops were co-located at a city bus stop near Sam's Club and Home Depot. He said passengers can board the buses at that location and tickets were available online.

4. Neighborhood Street Improvement Project

City Manager Cotter said the street improvement program had begun. He said the city's slurry machine was recently delivered, and said crews have started to perform slurry seal preservation work. He said the goal was to maintain 20 percent of the city's streets each year. He said the street crew was doing a great job. He requested cooperation from residents whose streets are scheduled to be re-sealed in order for the seal to set properly. He said signs and fence hangers would be posted

throughout those neighborhoods that were scheduled to be micro-surfaced in advance. He said the street improvement program information was available on the city's website.

5. General Election/Voting

City Clerk Stein said early voting was available from October 12th through November 4th at the Mohave County Public Library on Hancock Road. She said there was still time to request an early ballot. She said polls would be open on Election Day, November 8th, from 6 a.m. to 7 p.m., and said Bullhead City voters had the choice to vote at any of four polling places on Election Day.

MAYOR AND COUNCIL MEMBERS' REPORTS ON CURRENT EVENTS

Council Member Clark asked about the recent "Where to Retire" magazine article about Bullhead City. City Manager Cotter said Bullhead City was featured as one of the top places in America to retire, including affordability. He said this was great information for the city, and said Bullhead City was the most affordable city in Arizona for more than four years in a row.

Mayor Brady said a Volunteer Expo would be held on Saturday, October 22nd, in the City Council Chambers. He urged the public to sign up and volunteer in order to get involved in the community.

ITEMS WITHDRAWN FROM CONSENT AGENDA

None

CONSENT AGENDA

1. Approval of the Minutes of the Special Council Meeting held on October 4, 2016; and approval of the Minutes of the Regular Council Meeting held on October 4, 2016. (City Clerk Stein)

MOTION: Council Member Clark made a motion that Item No. 1 on the consent agenda be approved in accordance with the reports, certifications and recommendations furnished each Council Member and without further discussion. Council Member Bruck seconded the motion.

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

MOTION CARRIED

2. Approval of Resolution No. 2016R-47 authorizing the abandonment of the 10-foot public utility easement located on the south side of the parcel of land described as Desert Sky at Fox Creek, Tract 5048, Lot 1, located at 2534 Whispering Ridge Drive, Section 31, T20N, R21W, Bullhead City, Arizona. (Public Works Director Agrawal)

Council Member Ring declared a conflict of interest pertaining to Consent Agenda Item No. 2 and abstained from voting on this item.

MOTION: Council Member Clark made a motion that Item No. 2 on the consent agenda be approved in accordance with the reports, certifications and recommendations furnished each Council Member and without further discussion. Council Member Bruck seconded the motion.

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

MOTION CARRIED

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 Special Event Liquor License Application submitted by Michael A. Bell on behalf of the Rotary Club of Bullhead City for the Slab-O-Rama fundraiser to be held on Friday, January 20, and Saturday, January 21, 2017, in Rotary Park located at 2315 Balboa Drive in Bullhead City, Arizona. (City Clerk Stein)

Michael Bell invited the public to attend the Third Annual Slab-O-Rama in January. He said this was a Kansas City BBQ Society event with a \$10,000 prize. He said all proceeds would go back into the community.

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

MOTION: Council Member Shutts 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 Slab-O-Rama fundraiser to be held on Friday, January 20, and Saturday, January 21, 2017, in Rotary Park located at 2315 Balboa Drive in Bullhead City, Arizona. Council Member Ring seconded the motion.

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

MOTION CARRIED

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 Michael A. Bell on behalf of the Rotary Club of Bullhead City for the Burro Barbeque fundraiser to be held on Saturday, April 8, 2017, in Rotary Park located at 2315 Balboa Drive in Bullhead City, Arizona. (City Clerk Stein)

Michael Bell invited the public to attend the 67th Annual Burro Barbeque to be held in April. He said there would be vendors, a water slide, and beef and pork cooked on the barbeque.

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

MOTION: Council Member 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 Michael A. Bell on behalf of the Rotary Club of Bullhead City for the Burro Barbeque fundraiser to be held on Saturday, April 8, 2017, in Rotary Park located at 2315 Balboa Drive in Bullhead City, Arizona. Council Member Shutts seconded the motion.

VOTE: AYES: Brady, Bruck, Clark, D'Amico, Duvall, 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 application for a new Series 10 Liquor License No. 10083301 submitted by Tanya Hermez Kannu for Riviera Beer and Wine located at 506 Riviera Boulevard in Bullhead City, Arizona. (City Clerk Stein)

Tanya Kannu thanked the Council for their consideration of her liquor license 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 No. 10083301 submitted by Tanya Hermez Kannu for Riviera Beer and Wine located at 506 Riviera Boulevard in Bullhead City, Arizona. Council Member Bruck seconded the motion.

VOTE: AYES: Brady, Bruck, Clark, D'Amico, Duvall, 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 an Interim Permit and new Series 12 Liquor License No. 12083562 submitted by Jerri Mae Gaultney for Buffalo Wild Wings located at 2040 Highway 95 in Bullhead City, Arizona. (City Clerk Stein)

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

MOTION: Council Member Bruck made a motion to make a recommendation to the Arizona Department of Liquor Licenses and Control to approve the application for an Interim Permit and new Series 12 Liquor License No. 12083562 submitted by Jerri Mae Gaultney for Buffalo Wild Wings located at 2040 Highway 95 in Bullhead City, Arizona. Council Member Ring 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

7. Discussion and possible action to adopt Ordinance No. 2016-13 approving the amendments and additions to Chapter 17.04, Definitions; and Chapter 17.36, RP Residential Park District; of the Bullhead City Municipal Code by reference and declaring the ordinance a public record pursuant to Resolution No. 2016R-48. (Public Works Director Agrawal)

Public Works Director Agrawal stated staff prepared the proposed amendment in response to a request from the developer of the Sun Mission Resort subdivision. He said, as currently written, the code did not allow for the construction of accessory dwelling units on designated recreational vehicle spaces in the residential park zoning district. He said there was a demand for people with recreational vehicles to have accessory structures. He said the code amendment would add a definition for accessory dwelling units and provide size restrictions, usage restrictions, and setbacks. He said they believed the proposed changes would allow further development of residential parks, and could help make the city a more attractive destination for part-time residents and visitors. He said the Planning and Zoning Commission voted in favor of the proposed code amendment.

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

MOTION: Vice Mayor D'Amico made a motion to adopt Ordinance No. 2016-13 approving the amendments and additions to Chapter 17.04, Definitions; and Chapter 17.36, RP Residential Park District; of the Bullhead City Municipal Code by reference and declaring the ordinance a public record pursuant to Resolution No. 2016R-48. Council Member Ring seconded the motion.

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

MOTION CARRIED

Bid Awards, Contracts, Intergovernmental Agreement, and Purchases

8. Discussion and possible action to adopt Resolution No. 2016R-49 approving the Intergovernmental Agreement between Mohave County Flood Control District and Bullhead City to facilitate FEMA Cooperating Technical Partners (“CTP”) Grant Funding for Federal Fiscal Year 2016-2017; and authorize the Mayor to execute the agreement on behalf of the city. (Public Works Director Agrawal)

Public Works Director Agrawal stated staff was requesting approval for grant funding to conduct flood risk analysis, hydraulic and hydrological evaluation of numerous watercourses, and prepare updated flood plain mapping. He said the program provided federal funding to local agencies for a variety of technical activities focused on improving flood protection. He said this year, staff would conduct a detailed hydraulic analysis of the Secret Pass, Dump, and Soto Washes and prepare flood plain mapping for up to five miles of washes. He said the total cost of the work was \$225,000. He said the city’s share was approximately 15 percent, or \$55,500; and the remaining cost of \$169,500 came from federal funds. He said Mohave County had requested a five percent fee of \$11,250 to cover its expense, and said this was a fair and reasonable amount. He said the total cost to the city for this project would be \$66,750, and would be paid with Flood Control funding.

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-49 approving the Intergovernmental Agreement between Mohave County Flood Control District and Bullhead City to facilitate FEMA Cooperating Technical Partners (“CTP”) Grant Funding for Federal Fiscal Year 2016-2017; and authorize the Mayor to execute the agreement on behalf of the city. Council Member Bruck seconded the motion.**

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

MOTION CARRIED

9. Discussion and possible action to approve the contract with Manhole Coatings, LLC, of Scottsdale, Arizona for the 2017 Manhole Rehabilitation Project in an amount not to exceed \$74,155.00 and to authorize the City Manager to execute all appropriate documents and approve resultant payments. (Public Works Director Agrawal)

Public Works Director Agrawal said staff solicited bids for the rehabilitation of ten sewer manholes and one manhole base in September 2016. He said Manhole Coatings LLC of Scottsdale, Arizona, provided the lowest bid of \$74,155. He said Manhole Coatings had satisfactorily performed manhole rehabilitation projects in the past for the city. He said this project would be funded by the

Enterprise Fund. He said the pricing was comparable to amounts other cities spend for this type of work and within reason.

Mayor Brady said a \$10,000 contingency was included, which would not necessarily be spent; and said the actual cost might be less than the total bid amount. Public Works Director Agrawal confirmed.

Mayor Brady asked if anyone from the public wanted to speak.

Eva Corbett asked if the manhole work was a part of the street maintenance project, or included in flood control. Public Works Director Agrawal stated this work was not a part of the street maintenance or flood control budget, but was included in the Enterprise Fund budget.

MOTION: Council Member Shutts made a motion to approve the contract with Manhole Coatings, LLC, of Scottsdale, Arizona for the 2017 Manhole Rehabilitation Project in an amount not to exceed \$74,155.00 and to authorize the City Manager to execute all appropriate documents and approve resultant payments. Vice Mayor D'Amico seconded the motion.

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

MOTION CARRIED

Other Business

10. Discussion and possible action to approve Resolution No. 2016R-50 supporting Epcor Water's efforts to expand its service area within Bullhead City. (City Manager Cotter)

City Manager Cotter said this item was to consider approval of a resolution supporting Epcor Water in their efforts to expand their service area in Bullhead City. He said water for the vast majority of the city was currently provided by Epcor Water. He said a small area in Laughlin Ranch was serviced by a smaller water utility, and said they have had some problems. He said Epcor came forward and requested the city's support to take over this small area. He said essentially Epcor Water owned the entire water rights to the city, except for a small area covered by Bermuda Water located at the far south end of the city. He said the resolution would help Epcor with their efforts when they came before the Arizona Corporation Commission, proving there was city support. He said staff recommended approval of the resolution.

Council Member Clark said residents from that small area of Laughlin Ranch have complained about their current water service, and said they looked forward to having a professional water company provide quality service.

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 approve Resolution No. 2016R-50 supporting Epcor Water's efforts to expand its service area within Bullhead City. Council Member Ring seconded the motion.

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

MOTION CARRIED

COUNCIL REQUESTED ITEMS

None

ADJOURNMENT

MOTION: Vice Mayor D'Amico made a motion to adjourn. Council Member Ring 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 6:21 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 18th day of October 2016. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 1st day of November 2016.



Susan Stein, MMC, CPM
City Clerk