

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 15, 2019, 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 Bill Jones of Bethel Community Church to deliver the invocation. Council Member Shutts led the assembly in the Pledge of Allegiance to the Flag.

**ROLL CALL**

Council Present

Brady, Bruck, D'Amico, Ring, Shutts, Wegmann

Council Absent

Clark

Staff Present:

CITY MANAGER: Toby Cotter

CITY ATTORNEY: Garnet Emery

CITY CLERK: Susan Stein

POLICE CHIEF: Brian Williamson

FINANCE DIRECTOR: Rudy Vera

INTERIM PUBLIC WORKS DIRECTOR: Absent

HUMAN SERVICES DIRECTOR: Absent

DEVELOPMENT SERVICES DIRECTOR: Glen Wiltse

**PRESENTATIONS AND PROCLAMATIONS**

1. Proclamation declaring Wednesday, October 23, 2019, as the "Walk Away From Drugs Day" in Bullhead City.

Mayor Brady read the proclamation and presented it to Lorrie Duggins of the Bullhead City Police Department.

**OPEN CALL TO THE PUBLIC**

Mayor Brady opened the call to the public.

Bob Stoeppelmann, a Bullhead City resident, said he has experienced constant problems with Suddenlink including maintenance, interruption of service, and billing. He said he has heard numerous similar complaints from other city residents. He asked if there were other cable service providers in the area.

Eva Corbett invited the public to attend the Sixth Annual Pet Costume Contest to be held on October 19th in order to raise funds for the Mohave County K-9 Unit.

Jamie Starr thanked the city for the recent improvements made to the Marina Boulevard medians. She said she would like the Council to re-address the high school kids' efforts to ban smoking in city parks, especially around the municipal pool and the splash park.

Dave Lords said the Bullhead City Mohave Valley Board of Realtors contributed \$15,000 to the H2O Committee political action committee. He said the funds were provided by the National Realtor Association political action committee. He said more efforts need to be made in order for the Proposition 415 measure to pass. He spoke in support of voting “yes” on Proposition 415.

Royanne Ortiz said a debate between EPCOR and the H2O Committee would be held on October 17th at the Realtors’ Conference Center. She said ballot harvesting was a felony.

Gene Quitmeyer said the “Advocacy for Victims’ Rights” group was recently formed to review victims’ case files. He said violations of constitutional rights and abuse of power could not be brushed under the table. He said elected officials should start watching their p’s and q’s, and said city employees were paid exorbitant salaries.

Nick Parsons said the affordability of the city was under attack from a foreign entity with the potential increase of water utility rates. He said he would not have been able to pay off his home without the affordable utility rates in the city. He said he had been supportive of kite festivals, space and robotic centers, and “ag-science,” and said he provided kite materials for the kids at MALC and the Builders Academy. He said the city did have compassion and helped its residents.

Scotty McClure said the Veterans’ Administration had recently banned smoking at all VA Hospitals. He suggested the Council review the topic. He asked if turn lanes could be constructed along Marina Blvd. at MALC. He said EPCOR ads were spreading lies, and said EPCOR would get back all the credits given to low income and veterans through their next rate increase. He spoke in support of Proposition 415.

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

### **AGENDA MODIFICATIONS**

None

### **WAIVER MOTION**

**MOTION:** Vice Mayor Wegmann made a motion to waive the reading in full of all ordinances and resolutions presented for adoption at this meeting. Council Member Ring seconded the motion.

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

**MOTION CARRIED**

### **MANAGER’S REPORT**

1. Proposition 415 – Mail in Ballot/November 5th

City Manager Cotter and City Clerk Stein provided information on the November 5, 2019, all-mail election.

2. Veterans' Treatment Court Grant

City Manager Cotter said he was happy to announce the city received a \$500,000 grant from the Federal Drug Court Discretionary Grant Program. He said the grant would assist in funding the treatment court operations over the next three years.

3. October/November Special Events and Sports Tournaments

City Manager Cotter reported on numerous events and tournaments that would be held in city parks over the next six weeks.

**MAYOR AND COUNCIL MEMBERS' REPORTS ON CURRENT EVENTS**

Council Member Bruck said Medicare Open Enrollment was currently taking place through December 7. She said she and others would be at the Senior Nutrition Center assisting those with questions about their Medicare and drug plans.

**ITEMS WITHDRAWN FROM CONSENT AGENDA**

None

**CONSENT AGENDA**

**MOTION:** Council Member Bruck 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 Shutts seconded the motion.

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

**MOTION CARRIED**

Items on the Consent Agenda were approved as follows:

1. Approval of the Minutes of the Regular Council Meeting held on October 1, 2019. (City Clerk Stein)

**PUBLIC HEARINGS ON ITEMS PULLED FROM CONSENT AGENDA**

None

**BOARD/COMMISSION/COMMITTEE APPOINTMENTS**

None

**PUBLIC HEARINGS ON LIQUOR LICENSE APPLICATIONS**

None

**ACTION ITEMS**

**Building, Planning and Zoning Items**

2. Discussion and possible action to approve Resolution No. 2019R-40 authorizing the partial abandonment of a public utility easement located on the east side of a parcel of land described as Parcel 3 of Parcel Plat Book 5, Page 8, Sec 13, T20N, R23W, and located at 209 Riverfront Drive, Bullhead City, AZ. (Development Services Director Wiltse)

Planning Manager Loera said the applicant was requesting a 20-foot public utility abandonment in order to build an RV garage. He said there were no objections from the utility companies.

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

**MOTION:** Council Member D’Amico made a motion to approve Resolution No. 2019R-40 authorizing the partial abandonment of a public utility easement located on the east side of a parcel of land described as Parcel 3 of Parcel Plat Book 5, Page 8, Sec 13, T20N, R23W, and located at 209 Riverfront Drive, Bullhead City, AZ. Council Member Ring seconded the motion.

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

**MOTION CARRIED**

3. **PUBLIC HEARING.** Discussion and possible action to adopt Ordinance No. 2019-14 approving the request for an amendment to Zoning Map Change Z15-008, Ordinance No. 2017-17, Stipulation No. 7, to allow the applicant additional time (two years) to obtain permits for a project on a parcel of land that is described as a portion of Section 9, T20N, R22W, Petersens Acres, Unit 2, Block A, Lots 13, 14, and the southerly 300 feet of Lot 15, Bullhead City, AZ. (Development Services Director Wiltse)

Planning Manager Loera said the proposed zoning change would allow mixed use of the property. He said this agenda item and the next agenda item were for the same property and would need to be combined in order to meet the two-acre size requirement.

Rob Sampson of Selberg Associates said he represented the applicant. He said more progress had been seen in the residential market over the last few years, and said the owner was confident that the project could be moved forward within the next two years.

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 adopt Ordinance No. 2019-14 approving the request for an amendment to Zoning Map Change Z15-008, Ordinance No. 2017-17, Stipulation No. 7, to allow the applicant additional time (two years) to obtain permits for a project on a parcel of land that is described as a portion of Section 9, T20N, R22W, Petersens Acres, Unit 2, Block A, Lots 13, 14, and the southerly 300 feet of Lot 15, Bullhead City, AZ. Vice Mayor Wegmann seconded the motion.

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

**MOTION CARRIED**

4. **PUBLIC HEARING.** Discussion and possible action to adopt Ordinance No. 2019-15 approving the request for an amendment to Zoning Map Change Z-15-009, Ordinance No. 2017-18, Stipulation No. 7, to allow the applicant additional time (two years) to obtain permits for a project on a parcel of land that is described as a portion to Section 9, T20N, R22W, Petersens Acres, Unit 2, the northerly 304 feet of Lot 15, Bullhead City, AZ. (Development Services Director Wiltse)

Planning Manager Loera said this item was related to Agenda Item No. 3.

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

**MOTION:** Vice Mayor Wegmann made a motion to adopt Ordinance No. 2019-15 approving the request for an amendment to Zoning Map Change Z-15-009, Ordinance No. 2017-18, Stipulation No. 7, to allow the applicant additional time (two years) to obtain permits for a project on a parcel of land that is described as a portion to Section 9, T20N, R22W, Petersens Acres, Unit 2, the northerly 304 feet of Lot 15, Bullhead City, AZ. Council Member Bruck seconded the motion.

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

**MOTION CARRIED**

**Bid Awards, Contracts, Intergovernmental Agreement, and Purchases**

5. Discussion and possible action to adopt Resolution No. 2019R-41 approving an Intergovernmental Agreement with the cities of Lake Havasu and Kingman, and the Mohave County Sheriff's Office for the administration of 911 System Grant Funds. (Police Chief Williamson)

Police Chief Williamson said the State of Arizona provided funds to 911 centers for the administration of 911 services. He said cities, along with the counties, had to coordinate a system administrator position. He said the Mohave County Sheriff's Office had provided the system

administrator for the last 18 years. He said this agreement ensured the administrator position was rotated every two years, and said Lake Havasu City would serve the first term. He said the Mohave County Finance Department would be the fiduciary to perform 911 bill payments.

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

**MOTION: Council Member Bruck made a motion to adopt Resolution No. 2019R-41 approving an Intergovernmental Agreement with the cities of Lake Havasu and Kingman, and the Mohave County Sheriff's Office for the administration of 911 System Grant Funds. Council Member Ring seconded the motion.**

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

## **MOTION CARRIED**

### **Other Business**

6. Discussion and possible action to approve Resolution No. 2019R-42 supporting Mohave Electric Cooperative's broadband initiative for its members in the City of Bullhead City and surrounding communities. (City Manager Cotter)

City Manager Cotter said additional broadband service was needed as the city continued to grow. He said the proposed resolution would support Mohave Electric Cooperative's (MEC) broadband initiative and requests for federal funding. He read the resolution. He said MEC conducted a recent poll regarding pursuing additional broadband opportunities and determined there was a definite need for more connectivity in the community. He said the more connective options the city had, the more productive businesses could be.

Zen Markowski from the Mohave Electric Cooperative said there were additional benefits such as online education and training that required high speed internet access.

Mayor Brady said he heard the majority of people were in favor of this.

Mr. Markowski said the survey indicated 90 percent of the respondents would use the service. He said the long term goal would be 100 percent coverage for MEC members.

Mayor Brady said he was glad that MEC was looking into this. He asked about the timeline.

Mr. Markowski said the process would begin with the grant application, and said it would take some time to implement the service.

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

Scotty McClure asked if the additional service would affect electric rates.

Mr. Markowski said it would not affect electric rates at all, and said it would be a separate service.

Mr. Steoppelmann asked if the proposed broadband would include phone service.

City Manager Cotter said as technology evolved, some subscribers would use the internet for phone service; and said a surplus of broadband would be required in the future.

**MOTION:** Council Member Ring made a motion to approve Resolution No. 2019R-42 supporting Mohave Electric Cooperative's broadband initiative for its members in the City of Bullhead City and surrounding communities. Vice Mayor Wegmann seconded the motion.

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

**MOTION CARRIED**

7. Discussion and possible action to approve Resolution No. 2019R-43 supporting passage of the Rural Act of 2019 (H.R.2147) to maintain cost-effective electricity for Mohave Electric Cooperative members in Bullhead City. (City Manager Cotter)

City Manager Cotter said this resolution would recognize the Council's support of the Rural Act in order to maintain cost efficient electricity for Mohave Electric Cooperative members in Bullhead City. He said a change in the federal tax laws from 2017 had unintentionally placed at risk the tax-exempt status of 900-plus electric cooperatives including MEC. He said the Rural Act of 2019 was a bill to amend the Internal Revenue Code of 1986 to modify the definition of income for purposes of determining the tax-exempt status of certain corporations.

Mr. Markowski asked the public to express their support of the Rural Act online at [action.coop/ruralact](http://action.coop/ruralact).

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

Eva Corbett said the public could also express their support to their Arizona State Senators.

**MOTION:** Council Member Ring made a motion to approve Resolution No. 2019R-43 supporting passage of the Rural Act of 2019 (H.R.2147) to maintain cost-effective electricity for Mohave Electric Cooperative members in Bullhead City. Vice Mayor Wegmann seconded the motion.

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

**MOTION CARRIED**

8. Discussion and possible action to approve Resolution No. 2019R-44 supporting the Arizona Peace Trail and supporting the Arizona Peace Trail passing through the City of Bullhead City. (City Manager Cotter)

City Manager Cotter said the Arizona Peace Trail Organization had requested the resolution in support of the Peace Trail coming into the city. He said the Peace Trail was an off-road track connecting Yuma to Bullhead City and beyond with 210 miles of dirt track traveling along US95. He said this was the beginning of their master plan.

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

Billy Pershing asked if the Peace Trail would travel over State land near Punta de Vista.

City Manager Cotter said the trail maps could be viewed online. He said the trails were primarily located on Bureau of Land Management and Arizona Game and Fish land.

**MOTION: Vice Mayor Wegmann made a motion to approve Resolution No. 2019R-44 supporting the Arizona Peace Trail and supporting the Arizona Peace Trail passing through the City of Bullhead City. Council Member Shutts seconded the motion.**

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

**MOTION CARRIED**

**COUNCIL REQUESTED ITEMS**

None

**ADJOURNMENT**

There being no further business to come before the Council, the Mayor declared the meeting adjourned at 6:36 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 15th day of October 2019. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 5th day of November 2019.

  
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Susan Stein, MMC, CPM  
City Clerk