

**CITY OF KINGMAN
MEETING OF THE COMMON COUNCIL
Council Chambers
310 N. 4th Street**

5:30 PM

AGENDA

Tuesday, March 15, 2016

REGULAR MEETING

**CALL TO ORDER AND ROLL CALL --- ALL COUNCILMEMBERS WERE PRESENT
EXCEPT COUNCILMEMBERS ABRAM AND MILES WHO WERE EXCUSED.**

INVOCATION

A moment of silence was observed in place of the invocation.

PLEDGE OF ALLEGIANCE

THE COUNCIL MAY GO INTO EXECUTIVE SESSION FOR LEGAL COUNSEL IN ACCORDANCE WITH A.R.S.38-431.03(A) 3 TO DISCUSS ANY AGENDA ITEM. THE FOLLOWING ITEMS MAY BE DISCUSSED, CONSIDERED AND DECISIONS MADE RELATING THERETO:

1. APPROVAL OF MINUTES

- a. The Regular Meeting minutes of March 1, 2016. MOTION TO APPROVE WAS PASSED BY A VOTE OF 5-0.**

2. APPOINTMENTS

- a. Consideration of appointing a new Economic Development and Marketing Commission (EDMC) member**

The EDMC has one vacant term that expires in December, 2017. On March 9, 2016 the EDMC voted 4-0 to recommend Phillip R. Forrest for appointment to the EDMC. **Staff recommends approval. MOTION TO APPOINT MR. FORREST TO THE ECONOMIC DEVELOPMENT AND MARKETING COMMISSION WAS PASSED BY A VOTE OF 5-0.**

3. CALL TO THE PUBLIC-COMMENTS FROM THE PUBLIC

Those wishing to address the Council should fill out request forms in advance. Action taken as a result of public comments will be limited to directing staff to study the matter or rescheduling the matter for consideration and decision at a later time. Comments from the Public will be restricted to items not on the agenda with the exception of those on the Consent Agenda. There will be no comments allowed that advertise for a particular person or group. Comments should be limited to no longer than 3 minutes.

4. CONSENT AGENDA

All matters listed here are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the CONSENT AGENDA and will be considered separately.

- a. Special event liquor license application**

Applicant Steven C Robinson of the Mohave County Republican Party has applied for a Series 15 Special Event Liquor License for an event to take place Saturday, March 19, 2016 from 4:00 P.M. to 12:30 A.M. at the Boys & Girls Club of Kingman at 301 N 1st

St in Kingman. **Staff recommends approval. THIS ITEM WAS PULLED FROM THE CONSENT AGENDA AT THE REQUEST OF THE APPLICANT AND WAS NOT CONSIDERED OR DISCUSSED.**

b. Proposed Resolution 5001: declaring the City's intent to collect paybacks for a sewerline extension in Pinal Street (ENG14-044)

The Engineering Department finalized a sewer payback calculation sheet for an extension of approximately 327 linear feet of 8-inch PVC SDR-35 sewer line extension with one (1) manhole cover in Pinal Street. The City intends to collect paybacks on behalf of the installing party on these sewer lines in accordance with the Municipal Utility Regulations. **Staff recommends approval. MOTION TO APPROVE WAS PASSED BY A VOTE OF 5-0.**

c. Approval of Resolution 5002: agreement for architectural services

The Kingman Fire Department has selected the professional services of Selberg Associates, Inc. for the design and development of documents for preparation of Fire Station 2 and Fire Station 5. Resolution 5002 approves the agreement for architectural services for the design and drawings of the fire stations. **Staff recommends approval. MOTION TO APPROVE WAS PASSED BY A VOTE OF 5-0.**

d. 2016 Governor's Office of Highway Safety (G.O.H.S.) grant award

The Kingman Police Department has been awarded \$1,000 from the G.O.H.S. The funding will support continued enforcement programs focused on safety belt and child passenger safety laws during the "Buckle Up Arizona....It's the Law!" campaign. **Staff recommends approval. MOTION TO APPROVE WAS PASSED BY A VOTE OF 5-0.**

e. Approval of transfer of funds from Contingency Account

The Dispatch Center is in need of new monitors for the dispatcher consoles in order to support recent equipment upgrades. **Staff recommends Council approves acceptance of the transfer from the Dispatch Center's excess contingency fund account in the amount of \$3,823.47 to cover the quote for monitors. MOTION TO APPROVE WAS PASSED BY A VOTE OF 5-0.**

f. Engineering Building improvements construction manager at risk (CMAR) design contract (ENG15-052)

Staff has completed the process for selecting a CMAR for the Engineering Building improvements. The selection committee, comprised of Staff and a licensed local contractor, has ranked T.R. Orr, Inc. as the most qualified contractor. Staff has requested a fee proposal from T.R. Orr, Inc. to cover the preconstruction/design phase of the project. T.R. Orr, Inc. has prepared a proposal to complete the design phase assistance for a not to exceed price of \$5,515.00. **Staff recommends that the agreement with T.R. Orr, Inc. be approved. MOTION TO APPROVE WAS PASSED BY A VOTE OF 5-0.**

g. Special event liquor license application

Applicant James Guillot of the Mohave County Fair Association has applied for a Series 15 Special Event Liquor License for an event to take place Thursday, April 28, Friday, April 29 and Saturday, April 30 from 9 A.M. to 6 P.M., at Mother Road Harley Davidson, 2501 E. Beverly in Avenue in Kingman. **Staff recommends approval. MOTION TO APPROVE WAS PASSED BY A VOTE OF 5-0.**

5. OLDBUSINESS

a. Consideration of Resolution 5000: declaring 10,133 square feet of right-of-way located at Monroe Street and Karen Avenue as surplus property and authorizing the City to deed such right-of-way to the adjoining property owner, which is the Loyal Order of the Moose Lodge #1704

This is a request from KC Orr Builders, Inc., applicant, and Loyal Order of the Moose Lodge #1704, abutting property owner, to vacate (abandon) a portion of Monroe Street located between Marlene Street and Karen Avenue. The request is to facilitate construction of a parking lot, landscaping, retention area, and street improvements

associated with the renovation of the fire damaged lodge facilities. The Planning & Zoning Commission held a public hearing on February 9, 2016 and voted 6-0 to recommend approval of the vacation of the portions of Monroe Street as requested by the applicant. Staff report conditions included a recommended value of the vacated right-of-way to be no less than \$6,000. The Planning and Zoning Commission recommended to Council that the \$6,000 be waived for the Moose Lodge due to the street and sidewalk improvements they intend to construct along their property. This waiver would violate Article 9, Section 7 of the Arizona Constitution related to the Gift Clause if a public benefit is not found by deeding the property without payment. Two options of Resolution 5000 have been prepared for the Council's consideration. Option "A" abandons the right-of-way without the \$6,000 acquisition cost if the Moose Lodge agrees to make the street, curb, gutter, and sidewalk improvements along the respective street frontages. Option "B" abandons the respective right-of-way upon payment of the \$6,000 by the applicant. **Staff recommends approval of option "A" of Resolution 5000. MOTION TO APPROVE WITH OPTION "A" WAS PASSED BY A VOTE OF 5-0.**

b. Consideration of acceptance of an offer of dedication of right-of-way at the southeast corner of Monroe Street and Marlene Avenue

A right-of-way has been offered to the City for certain property located at the southeast corner of Monroe Street and Marlene Avenue. The property owner, Kingman Lodge No. 1704 Loyal Order of Moose, is offering to dedicate the right-of-way for roadway, utilities, and other public purposes in conjunction with the abandonment of a portion of Monroe Street south of this location. **Staff recommends accepting the deed of dedication. MOTION TO APPROVE WAS PASSED BY A VOTE OF 5-0.**

c. Proposed modifications to animal ordinances

Staff, at the direction of Council and with input from interested parties, has modified Chapter 3, Article II, Section 3-22 of the Code of Ordinances and created Chapter 3, Article III, Section 3-45 of the Code of Ordinances with options relating to number of animals per residence, number of poultry and fowl permitted per square feet of residence, definition of types of birds, and livestock substitutions relating to goats, sheep and horses. **Staff recommends approval of Ordinance 1810R and recommends that Council choose and approve one of the two options for Ordinance 1811. Staff alternatively requests further direction in the event that Council desires rewording or further modifications to the ordinances currently being reviewed. MOTION TO APPROVE ORDINANCE NO. 1810R AND 1811 OPTION "A" WAS PASSED BY A VOTE OF 3-2 WITH VICE MAYOR YOUNG AND COUNCILMEMBER DEAN VOTING NAY.**

6. NEWBUSINESS

a. Presentation of Interstate 40 (I-40) crossing alternatives (ENG15-042)

On August 4, 2015, the City hired AECOM Technical Services to prepare a Feasibility Study to evaluate potential crossings of I-40 at Prospector Street and Kingman Crossing Boulevard. The City is in need of a crossing of I-40 to meet public safety and transportation demands on the east side of town. The Feasibility Study examines a total of five alternatives for crossing I-40, including four alternatives for Prospector Street and one alternative for Kingman Crossing Boulevard. Dale Wiggins, PE, the Project Engineer for AECOM, will provide a presentation of the study and will be available to answer any questions. **Staff recommends review and direction from Council. MOTION TO DIRECT STAFF TO PROCEED WITH OBTAINING DESIGN AND CONSTRUCTION COSTS FOR ALTERNATIVE THREE WAS PASSED BY A VOTE OF 3-2 WITH MAYOR ANDERSON AND COUNCILMEMBER YOCUM VOTING NAY.**

b. Discussion on future annexation

Mayor Anderson and Vice-Mayor Young would like to have an open discussion with the Council concerning annexation in the future. Annexation of Butler is not being proposed. **Staff recommends the discussion take place and Council direct Staff to investigate the potential annexation of specific areas. DIRECTION WAS**

**PROVIDED TO STAFF TO PROVIDE COUNCIL WITH A MAP OF VACANT
LAND AVAILABLE FOR ANNEXATION AND THE COSTS ASSOCIATED
WITH ANNEXATION.**

7. REPORTS

a. Board, Commission and Committee reports by Council Liaisons

8. ANNOUNCEMENTS BY MAYOR, COUNCIL MEMBERS, CITY MANAGER

Limited to announcements, availability/attendance at conferences and seminars, requests for agenda items for future meetings.

ADJOURNMENT --- MOTION TO ADJOURN WAS PASSED BY A VOTE OF 5-0.