

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

5:30 P.M.

MINUTES

Tuesday, March 3, 2015

REGULAR MEETING

Members	Officers	Visitors Signing in
Richard Anderson – Mayor	John Dougherty, City Manager	See attached list
Mark Wimpee, Sr. – Vice Mayor	Jackie Walker, Human Resource Director	
Mark Abram	Carl Cooper, City Attorney	
Larry Carver	Jake Rhoades, Fire Chief	
Jen Miles	Greg Henry, City Engineer	
Stuart Yocum	Rusty Cooper, Deputy Chief of Police	
Carole Young--- EXCUSED	Mike Meersman, Parks and Recreation Director	
	Diane Richards, Budget Analyst	
	Gary Jeppson, Development Services Director	
	Rob Owen, Public Works Director	
	Joe Clos, Information Services Director	
	Sydney Muhle, City Clerk and Recording Secretary	

CALL TO ORDER & ROLL CALL

Mayor Anderson called the meeting to order at 5:31 P.M. and roll call was taken. All councilmembers were present except Councilmember Young who was excused. The invocation was given by Paul Daniel of First Baptist Church after which the Pledge of Allegiance was said in unison.

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

The Regular Meeting minutes of February 17, 2015.

Councilmember Abram made a MOTION to APPROVE the Regular Meeting minutes of February 17, 2015. Vice Mayor Wimpee Sr. SECONDED and it was APPROVED by a vote of 6-0.

2. **APPOINTMENTS**

a. Golf Course Advisory Member Replacement

After discussion of current board and commission applications the members would like to recommend the appointment of James Powell to serve out the remainder of Edward Jones term.

The Golf Course Advisory Commission after considering Board and Commission Applications recommends the appointment of James Powell to replace Edward Jones who has resigned his position during his 1st term, or to provide staff with direction.

Parks and Recreation Director Mike Meersman addressed the Council and said that James Powell was on vacation and could not attend this meeting. He said that Mr. Powell golfs regularly and is a good person who is involved in the community.

Councilmember Miles made a MOTION to APPOINT James Powell to replace Edward Jones on the Golf Course Advisory Commission. Councilmember Yocum SECONDED and it was APPROVED by a vote of 6-0.

b. Parks & Recreation Member Replacement

After discussion of current board applications, the members would like to recommend the appointment of Corralyn Dunshie to finish out the term of Michael Powell at the end of 2015 and still be eligible for a first 3 year term on the Commission. The Commission Members would also like to recommend the appointment of Brenda Dehaan to replace Sydney Bailey who has served two terms on the Commission. **The Commission recommends the appointment of Corralyn Dunshie to finish out the term of Michael Powell and the appointment of Brenda Dehaan to fill Sydney Bailey's position, or to provide staff with direction.**

Corralyn Dunshie addressed the Council and said that she has lived in Kingman since 1976. She said that she enjoys the parks and thinks that the department does a great job. She said that she wants to serve the community and is semi-retired. She said that she works as an engineer, so she has a lot of experience in logistics. She said that she has also been a part of Rotary and Toastmasters. She said that she is looking forward to serving and hopes that she can add to the commission.

Councilmember Miles made a MOTION to APPOINT Corralyn Dunshie to replace Michael Powell on the Parks and Recreation Commission. Councilmember Abram SECONDED and it was APPROVED by a vote of 6-0.

Brenda Dehaan addressed the Council and said that she is willing to donate her time to the commission. She said that she has a lot of ideas that she hoped the commission would be open to and hopes to see more activity at the parks facilities.

Councilmember Miles said that she has known Ms. Dehaan for many years and knows the level of dedication she brings. She said that she would highly recommend Ms. Dehaan.

Councilmember Miles made a MOTION to APPOINT Brenda Dehaan to replace Sydney Bailey on the Parks and Recreation Commission. Councilmember Abram SECONDED and it was APPROVED by a vote of 6-0.

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.

There were no public comments.

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. Liquor License Application

Applicant Diana M. Caldron of Diana's Cellar Door Wine Bar, LLC has applied for a Series 7 Liquor License for a wine bar at 414 E. Beale Street. **Staff recommends approving the Liquor License Application.**

b. Liquor License Application

Applicant Stacy L. Thomson of House of Hops (Kingman Club, LLC) has applied for a Series 6 Liquor License for an all spirituous liquor bar at 312 E Beale Street. **Staff recommends approving the Liquor License Application.**

c. Resolution No. 4934 - Approving a Delegation Agreement between the City of Kingman and the Arizona Department of Environmental Quality

The Arizona Department of Environmental Quality (ADEQ) is designated as the lead agency for reviewing the operation of water and sewer systems and the practices of governmental agencies which oversee and regulate them. ADEQ is responsible for reviewing and approving water and sewer extensions for systems throughout the state. ADEQ often delegates authority to Cities and Counties for those entities to assume the review and approval process. The City of Kingman has been a delegated agency for several years and follows standard review and approval practices as prescribed by ADEQ. The current Delegation Agreement will expire on June 30, 2015. The new Delegation Agreement includes a 35 year term which will allow the City to approve water and sewer extensions until June 30, 2050. Staff recommends approval of the Delegation Agreement. **Staff recommends Resolution No. 4934 be approved authorizing the attached Delegation Agreement between the City of Kingman and the Arizona Department of Environmental Quality.**

d. Expenditure from Local Court Enhancement Fund

The Court needs to replace two security cameras, one printer and a video conferencing unit. These items are beyond repair. Additionally we would be purchasing one iPad for remote video interpreting. This will enable us to provide better access to Court services for our non-English proficient and hearing impaired customers. The total costs for all purchases will be approximately \$8,000.00.

e. Consideration of Agreement with Freiday Construction, Inc. for Construction Manager at Risk services related to the installation of the Rattlesnake Tank Booster Pumps and 16" Rancho Santa Fe Parkway Transmission Main (ENG12-010)

On December 16, 2014, Council approved a design phase CMAR contract with Freiday Construction for the Rattlesnake Tank Booster Pumps and 16" Rancho Santa Fe Parkway Transmission Main

project. Staff has been working with the contractor to finalize the design for this project. In order to expedite the start of construction, staff is recommending that the project be broken into separate construction phases. The Phase 1 construction plans are now complete. Staff has requested a Guaranteed Maximum Price (GMP) for Phase 1 of this project from Freiday Construction. The Phase 1 work includes the installation of a 16" transmission main from the Rancho Santa Fe Tank to Louise Avenue. The negotiated GMP for Phase 1 is \$521,104.85. Work for Phase 1 will be complete within 90 days of a notice to proceed. It is expected that the Phase 2 GMP for this project will be forthcoming in the next 30 to 45 days. It is anticipated that future construction phases will be incorporated into the subject agreement by contract amendments. **Staff recommends the agreement with Freiday Construction, Inc. be approved.**

f. Special Event Liquor License Application

Applicant Rebecca Fawson of the Kingman Route 66 Rotary Foundation has applied for a Series 15 Special Event Liquor License for an event to take place Friday, March 20, 2015 from 5 to 9 P.M. at 400 W. Beale Street in Kingman. **Staff recommends approving the Special Event Liquor License Application.**

g. Special Event Liquor License Application

Applicant Steven C. Robinson of the Mohave County Republican Party – District 1 has applied for a Series 15 Special Event Liquor License for an event to take place Saturday, April 11, 2015 from 4 to 10 P.M. at 112 N. Fourth Street in Kingman. **Staff recommends approving the Special Event Liquor License Application.**

h. Report on an emergency purchase for pavement repair on Sycamore Avenue, east of Stockton Hill Road.

Sunland Asphalt had been hired to provide a mill and overlay of the Wal Mart parking lot. The parking lot is accessed from Sycamore Avenue, which is deteriorated from heavy traffic and storm water runoff. Engineering and Public Works staff concurred that the repair of Sycamore in conjunction with the parking lot repair would take advantage of existing traffic control, reduce inconvenience to the driving public, and provide needed repairs to a heavily congested roadway in the timeliest manner. Staff requested a proposal from Sunland Asphalt and per the city procurement code, requested the Mayor authorize an emergency purchase order. All work has been completed and Sycamore Avenue is open to traffic. This report is being filed with the Council in accordance with Section 2-160 of the Kingman City Code of Ordinances, governing procurement. **Staff recommends approval.**

Mayor Anderson said that he had received a request to pull item "4g".

Vice Mayor Wimpee Sr. made a MOTION to APPROVE the Consent Agenda as presented with the exception of item "4g". Councilmember Carver SECONDED and it was APPROVED by a vote of 6-0.

Mayor Anderson opened item "4g" for discussion and invited applicant Steve Robinson to speak.

Mr. Robinson addressed the Council and said that he would like to announce that Governor Ducey would be attending this event. He said that he spoke to several longtime residents who could not remember the last time a governor came to Kingman. He said that Mayor Anderson will introduce the governor at the event. He said that it will be a great night and the drinking will be in moderation.

Councilmember Wimpee Sr. made a MOTION to APPROVE item “4g” as presented. Councilmember Miles SECONDED and it was APPROVED by a vote of 6-0.

5. OLD BUSINESS

Update on negotiations to retain the Downtown Post Office

Councilmember Miles asked for an agenda item to update the Council on efforts to maintain the Downtown Post Office location.

Mayor Anderson said that he has been in contact with the United States Postal Service (USPS) and the USPS representatives in Denver, Colorado, in charge of contracting have opened a dialogue with Craig Graves regarding this location. He said that for five months USPS in Denver wanted a retail contract location and realized that it was best to keep what is in place. He said that there will be negotiations and hopes that an agreement can be reached.

6. NEW BUSINESS

a. Ordinance 1790 – Creating the Parks, Recreation & Aquatics Commission

The Parks & Recreation Commission voted to recommend reducing the size of the commission from nine (9) to seven (7) members, which requires revising the Kingman Municipal Code. Upon drafting the new Ordinance, staff discovered the commission was never formally established. Ordinance 1790 will create the commission in the Kingman Municipal Code. **Staff recommends adopting Ordinance 1790.**

Mr. Meersman addressed the Council and said that staff was looking into changing the Parks and Recreation Commission from nine members to seven and it was discovered that the commission was never formally voted on by Council. He said that he was given direction to bring this back to Council.

Councilmember Miles asked for clarification that Mr. Meersman was asking that this commission be formed with seven members, which Mr. Meersman confirmed.

Vice Mayor Wimpee Sr. made a MOTION to APPROVE Ordinance No. 1790. Councilmember Abram SECONDED and it was APPROVED by a vote of 6-0.

b. Ordinance 1794 - Transit Advisory Commission (TAC) – Request to reduce membership level

Kingman Area Regional Transit (KART) would like to reduce the number of members required to serve on the Transit Advisory Commission (TAC) due to lack of active members and applicants. Chapter 2, Article IX, Section 2-158.62 of the Kingman Code of Ordinances currently states: The transit advisory commission shall be composed of seven (7) members appointed by the mayor and council. Membership on the commission shall consist of: a representative of the elderly in the community; a representative of the disabled in the community; a representative of the passengers of the community; a representative of the social services agencies in the community; a representative of the businesses in the community; two (2) at-large members. There are currently just three (3) active TAC members. The existing membership level of seven (7) requires a minimum of four (4) members to be present to have a quorum. KART is requesting that Article IX, Section 2-158.62 be changed to state: The transit advisory commission shall be composed of five (5) members appointed by the mayor and council. Membership on the commission must

include representation from the elderly, disabled, local business, and other key stakeholder communities. This change would allow TAC to hold regular meetings with as few as three (3) members present for a quorum while still meeting ADOT requirements for Section 5311 grant funding. **Staff recommends adopting Ordinance 1794 and revising Article IX, Section 2-158-62 as requested.**

Kingman Area Regional Transit (KART) Superintendent Sheri Furr addressed the Council and said that there have been difficulties with the Transit Advisory Commission (TAC) meetings due to low membership. She said that vacancies on the commission have been advertised, but there was not much interest on the commission. She said that the KART grant requires that the commission meet quarterly. She said that TAC is a seven member commission and there are only three members right now. She said that staff would like to reduce the membership requirement to five members so that they can have a quorum at three members. She said that the commission will still be accepting applications, but do not want the lack of membership to prevent meetings.

Councilmember Miles asked if there was a requirement through the Arizona Department of Transit (ADOT) for a size requirement for the commission.

Ms. Furr said that the ADOT grant does require an advisory committee, though there is no size requirement. She said that she thinks the formality of a commission is good. She also said that the grant does require representation from different aspects of the community.

Councilmember Abram asked how well those requirements are represented on the commission.

Ms. Furr said that Commissioner Tabbert represents the ridership, Commissioner Walker represents the Western Arizona Council of Governments, and Chairperson Dobb represents the senior community.

Councilmember Miles made a MOTION to APPROVE Ordinance No 1794 to reduce the number of TAC members from seven to five. Vice Mayor Wimpee Sr. SECONDED and it was APPROVED by a vote of 6-0.

Ms. Furr said that the next TAC meeting would be on April 15, 2015, and invited the public to attend. She also said that the commission would welcome any applications.

7. REPORTS

Board, Commission and Committee Reports by Council Liaisons

Vice Mayor Wimpee Sr. said that he attended the Historic Preservation Commission meeting and the commission discussed a fund raiser to fix up the area and make it safer. He said that the commission will be holding a special meeting on this item.

Councilmember Miles said that she attended the Municipal Utilities Commission meeting and thanked City Clerk Sydney Muhle for providing Open Meeting Law training to the commission. She said that there were several items discussed that will be coming on the next agenda. She said that one was on Council's embellishment on the commission's decisions. She said that there was also a discussion on rate reduction options. She said that this involved a lot of information from the budget and the item was tabled and will be reviewed at the next meeting. She said that they will also discuss

commercialization and Kingman Crossing. She said that the commission is an excellent mindful group with good questions.

Councilmember Yocum said that he attended the Clean City Commission and Parks and Recreation Commission meetings. He said that the Clean City Commission meeting was lively and the commission discussed a ban on plastic bags which needs more public input. He said that the Parks and Recreation Commission heard a presentation on the proposed splash pad which will move forward over the next several months. He said that Mr. Meersman also reported to the commission on the golf course and water use.

8. ANNOUNCEMENTS BY MAYOR, COUNCIL MEMBERS, CITY MANAGER

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

If needed.

City Manager John A. Dougherty said that there would be a waste collection at the Public Works department on March 7, 2015. He said that there would be a group of Route 66 Cruisers from Illinois arriving in Kingman on June 26, 2015, for lunch. He said that he would like to see the group welcomed again like they were last year. He also said that he would be in Phoenix all day on March 4, 2015.

Councilmember Miles thanked the City staff for their work on the pre-budget meeting the day before this meeting. She said that staff explained their budgets and requests and the meeting was informative and it was helpful to have input. She asked that additional information be provided on the proposed Eastern Avenue/Airway Avenue improvements and the possible Prospector Street underpass at the next Council meeting. She said that it would be good to have more in depth information and public information provided.

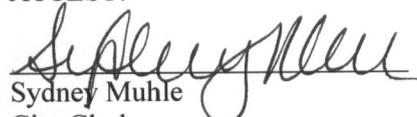
Councilmember Carver said that he heard Mr. Meersman make a comment about property located at the sewer plant being used for a park. He said that he would like to see what the cost would be for an activity area at this location as it looks useless now. He said that, regarding the Golf Course Advisory Commission, he would like to have a discussion on which direction to take the commission and possibly increasing the frequency of the commission's meetings. He said that golfers feel like input is not being provided and he would like to see the commission given more authority. He said that there is a lot going on at the golf course and the City wants in to be profitable.

Mayor Anderson said that he would be in Phoenix on March 4, 2015, for the Tri-City Council Legislative Day. He said that he received a letter announcing the retirement of Magistrate Kathy McCoy effective June 30, 2015. He thanked the staff for the pre-budget meeting on March 2, 2015, and there was a lot of good discussion and tough questions. He said that general priorities and the Capital Improvement Plan were discussed. He said that the budget will be discussed with Council in April. He said that he attended the Women Making History dinner and a lot of fantastic people were recognized. He said that he attended the Kingman Airport Authority meeting last month and their executive board has three positions open. He said that there were no applications received initially, so the application period has been extended to the middle of March. He said that anyone interested in applying can get more information from the Kingman Airport Authority website.

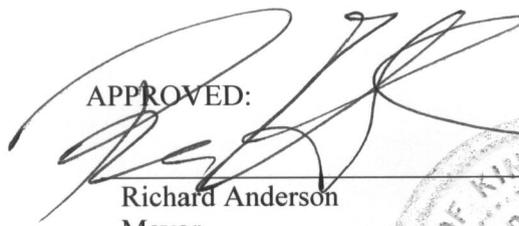
Vice Mayor Wimpee Sr. made a MOTION to ADJOURN. Councilmember Carver SECONDED and it was APPROVED by a vote of 6-0.

ADJOURNMENT --- 5:59 P.M.

ATTEST:


Sydney Muhle
City Clerk

APPROVED:


Richard Anderson
Mayor

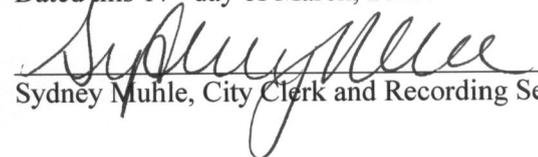


STATE OF ARIZONA)
COUNTY OF MOHAVE)ss:
CITY OF KINGMAN)

CERTIFICATE OF COUNCIL MINUTES

I, Sydney Muhle, City Clerk and Recording Secretary of the City of Kingman, Arizona, hereby certify that the foregoing Minutes are a true and correct copy of the Minutes of the Regular Meeting of the Common Council of the City of Kingman held on March 3, 2015.

Dated this 17th day of March, 2015.


Sydney Muhle, City Clerk and Recording Secretary