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

5:30 P.M. **MINUTES** **Tuesday, April 7, 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	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	
	Erin Roper, Deputy City Clerk	

CALL TO ORDER & ROLL CALL

Mayor Anderson called the meeting to order at 5:29 P.M. and roll call was taken. All councilmembers were present. The invocation was given by Philip Shaw of Trinity Episcopal 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**

a. The Special Meeting minutes of January 23, 2015.

Councilmember Abram noted that these minutes stated that a list of the priorities set by Council during the meeting would be attached and it was not.

Councilmember Abram made a MOTION to APPROVE the Special Meeting minutes of January 23, 2015. Vice Mayor Wimpee Sr. SECONDED and it was APPROVED by a vote of 7-0.

b. The Work Session meeting minutes of March 3, 2015.

Councilmember Abram made a MOTION to APPROVE the Work Session meeting minutes of March 3, 2015. Vice Mayor Wimpee Sr. SECONDED and it was APPROVED by a vote of 7-0.

c. The Regular Meeting minutes of March 17, 2015.

Councilmember Carver said that he would abstain from any discussion and vote on this item as he did not attend the March 17, 2015, meeting.

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

2. EMPLOYEE RECOGNITION

In appreciation for their hard work, dedication, and loyalty the Mayor and Council would like to recognize employees who have reached years of service milestones, beginning at five years of service and continuing at each five year interval. Tonight the Mayor and Council hereby convey their earnest appreciation to:

Yrs of Service	Name	Title	Department
20	Marks, Gary	Irrigation Mechanic	Golf Course
20	Richards, Diane	Budget Analyst	Finance
20	Walker, Jacqueline	Human Resources/Risk Mgt Director	Human Resources/Risk Mgt
15	Pierce, Ricky	Electrician	Street Dept
15	Winn, Richard	Groundskeeper	Parks
10	Crain, Nissa	Customer Service Representative	Water Administration
10	Hinshaw, Gary	Chemical Applicator	Parks
10	Mitchell, Michael	Engineering Technician I	Engineering Dept
10	Osterman, Sean	Code Enforcement Officer	Police Support
10	Stewart, Melody	Administrative Assistant	Engineering Dept
5	Heidemann, Ronald	Survey Party Chief	Engineering Dept
5	Reynolds, Guy	Parks Superintendent	Parks
5	Terry, Charles	Pool Operator	Pools

Vice Mayor Wimpee Sr. presented Certificates of Appreciation to those employees present and thanked all of the employees for their service.

Mayor Anderson read the names of those employees not present.

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.

Resident Pat Ferrell addressed the Council and said that he and Terry Flannigan of the Marine Corps League wanted to present a flag to Parks Superintendent Guy Reynolds to replace a tattered one at Veterans' Park. Mr. Reynolds accepted the flag on behalf of the City.

Mayor Anderson moved to Item "6a" for discussion of the proposed regional Veteran's Court.

The Consent Agenda was reviewed after Item "6a".

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. Resolution No. 4940 - Membership renewal in Northwest Arizona Employee Benefit Trust (NAEBT)

On February 19, 2015, the NAEBT Board unanimously voted to offer renewal membership to the City of Kingman. Ratification of the resolution will continue the agreement between Kingman, Lake Havasu City and Bullhead City to pool resources and provide employee benefits at a lower rate than the Cities would be able to get solo. In the past the Trust Board has done an admirable job of keeping the program costs to a minimum. **Staff recommends approval.**

b. Special Event Liquor License Application

Applicant Samuel Pillsbury of Pillsbury Wine Company North, LLC has applied for a Series 16W Wine Fest/Wine Fair Liquor License for an event to take place Saturday, May 16, 2015 from 11 a.m. to 6 P.M. at Firefighter's Park, 2001 Detroit Ave. in Kingman. **Staff recommends approving the special event liquor license application.**

c. Special Event Liquor License Application

Applicant Garrison Ellam of the Village of Elgin Winery has applied for a Series 16W Wine Fest/Wine Fair Liquor License for an event to take place Saturday, May 16, 2015 from 11 a.m. to 6 P.M. at Firefighter's Park, 2001 Detroit Ave. in Kingman. **Staff recommends approving the special event liquor license application.**

d. Special Event Liquor License Application

Applicant Garrison Ellam of Tombstone Distillery has applied for a Series 16D Wine Fest/Wine Fair Liquor License for an event to take place Saturday, May 16, 2015 from 11 a.m. to 6 P.M. at Firefighter's Park, 2001 Detroit Ave. in Kingman. **Staff recommends approving the special event liquor license application.**

e. Special Event Liquor License Application

Applicant Gordon Dutt of Sonoita Vineyards has applied for a Series 16W Wine Fest/Wine Fair Liquor License for an event to take place Saturday, May 16, 2015 from 11 a.m. to 6 P.M. at Firefighter's Park, 2001 Detroit Ave. in Kingman. **Staff recommends approving the special event liquor license application.**

f. Special Event Liquor License Application

Applicant Barbara Pierce of Pierce Wines AZ has applied for a Series 16W Wine Fest/Wine Fair

Liquor License for an event to take place Saturday, May 16, 2015 from 11 a.m. to 6 P.M. at Firefighter's Park, 2001 Detroit Ave. in Kingman. **Staff recommends approving the special event liquor license application.**

g. Special Event Liquor License Application

Applicant Eric Glomski of Page Springs Vineyards & Cellars has applied for a Series 16W Wine Fest/Wine Fair Liquor License for an event to take place Saturday, May 16, 2015 from 11 a.m. to 6 P.M. at Firefighter's Park, 2001 Detroit Ave. in Kingman. **Staff recommends approving the special event liquor license application.**

h. Special Event Liquor License Application

Applicant Liza Nolan of Mohave Community College Foundation has applied for a Series 15 Special Event Liquor License for an event to take place Saturday, May 16, 2015 from 11 a.m. to 6 P.M. at Firefighter's Park, 2001 Detroit Ave. in Kingman. **Staff recommends approving the special event liquor license application.**

i. Special Event Liquor License Application

Applicant Keif Manning of Keif-Joshua Vineyards has applied for a Series 16W Wine Fest/Wine Fair Liquor License for an event to take place Saturday, May 16, 2015 from 11 a.m. to 6 P.M. at Firefighter's Park, 2001 Detroit Ave. in Kingman. **Staff recommends approving the special event liquor license application.**

j. Special Event Liquor License Application

Applicant John Patt of Desert Diamond Distillery, Inc. has applied for a Series 16D Wine Fest/Wine Fair Liquor License for an event to take place Saturday, May 16, 2015 from 11 a.m. to 6 P.M. at Firefighter's Park, 2001 Detroit Ave. in Kingman. **Staff recommends approving the special event liquor license application.**

k. Special Event Liquor License Application

Applicant John McLoughlin of Cellar 433 has applied for a Series 16W Wine Fest/Wine Fair Liquor License for an event to take place Saturday, May 16, 2015 from 11 a.m. to 6 P.M. at Firefighter's Park, 2001 Detroit Ave. in Kingman. **Staff recommends approving the special event liquor license application.**

l. Special Event Liquor License Application

Applicant Justin Ove of Arizona Stronghold Vineyards has applied for a Series 16W Wine Fest/Wine Fair Liquor License for an event to take place Saturday, May 16, 2015 from 11 a.m. to 6 P.M. at Firefighter's Park, 2001 Detroit Ave. in Kingman. **Staff recommends approving the special event liquor license application.**

m. Special Event Liquor License Application

Applicant Brian Predmore of Alcantara has applied for a Series 16W Wine Fest/Wine Fair Liquor License for an event to take place Saturday, May 16, 2015 from 11 a.m. to 6 P.M. at Firefighter's Park, 2001 Detroit Ave. in Kingman. **Staff recommends approving the special event liquor license application.**

n. Special Event Liquor License Application

Applicant Ann Gardner of Hannah's Hill Vineyard has applied for a Series 16W Wine Fest/Wine

Fair Liquor License for an event to take place Saturday, May 16, 2015 from 11 a.m. to 6 P.M. at Firefighter's Park, 2001 Detroit Ave. in Kingman. **Staff recommends approving the special event liquor license application.**

o. Resolution No. 4942 – Authorization for Banking Activities

Resolution No. 4942 adds Tina Moline, Financial Services Director, as an appointed signatory of the City of Kingman's bank accounts. It also adds Wendy Sherer, Accountant, as an authorized person on banking items. **Staff recommends Council adopt Resolution No. 4942 which provides a specific authorization relating to the City's banking activities.**

p. Special Event Liquor License Application

Applicant Stacy Hadley of Mohave County Friends of NRA has applied for a Series 15 Special Event Liquor License for an event to take place Saturday, April 11, 2015 from 5 to 10:30 P.M. at 201 N. 4th Street in Kingman. **Staff recommends approval.**

q. Resolution No. 4939: Authorizing the Mayor to sign a Cooperative Procurement Agreement with Strategic Alliance for Volume Expenditures (S.A.V.E.)

The City of Kingman and other Cities procure similar products and services including office supplies, public safety supplies, parks and recreation supplies, pavement maintenance products, fuel and construction maintenance services. This proposed agreement would give the City of Kingman the option of utilizing existing and future Co-op contracts for products and services. The use of the Cooperative Procurement Agreement would be voluntary and would be evaluated on a case by case basis to ensure conformance with our Procurement Code and achieving the best pricing and timeliest delivery. **Staff recommends approval.**

r. Resolution No. 4938: Authorizing the Mayor to sign a Cooperative Procurement Agreement with the City of Tucson

The City of Kingman and other Cities procure similar products and services including office supplies, public safety supplies, parks and recreation supplies, pavement maintenance products, fuel and construction maintenance services. This proposed agreement would give the City of Kingman the option of utilizing existing and future Co-op contracts for products and services. The use of the Cooperative Procurement Agreement would be voluntary and would be evaluated on a case by case basis to ensure conformance with our Procurement Code and achieving the best pricing and timeliest delivery. **Staff recommends approval.**

s. Resolution No. 4943 Arizona Criminal Justice Commission Grant Award

On March 27, 2015 the Arizona Criminal Justice Commission (AJCJ) awarded the Kingman Police Department, on behalf of the Mohave Area General Narcotics Enforcement Team (MAGNET) a grant in the amount of $65,915.00 to fund a new initiative titled Mohave Opportunities, Rehab and Education (MORE). The MORE program, a collaborative partnership, will strive to impact substance abuse through prevention, intervention and case management. The Kingman Police Department Serves as the lead agency and the City of Kingman as the fiduciary for MAGNET. **Staff recommends approval of Resolution No. 4943, accepting the grant and authorizing the Mayor and City Attorney to sign the grant agreement.**

t. Authorization for purchase of up to 6,000 tons of cover aggregate for the 2014-2015 fiscal year chip seal project

On January 6th, 2015 Council approved Resolution 4928 authorizing the Mayor to enter into a Cooperative Purchase Agreement with Mohave County. This agreement allows the cooperative purchasing of goods and services through shared contracts. Acting as the Lead Agency, Mohave County solicited bids for aggregate cover material "chips" and awarded the Kingman area low bid to Desert Construction. **Staff recommends authorizing the purchase of aggregate cover materials utilizing the executed Mohave County contract.**

Councilmember Abram made a MOTION to APPROVE the Consent Agenda as presented. Vice Mayor Wimpee Sr. SECONDED and it was APPROVED by a vote of 7-0.

5. OLD BUSINESS

Update from City Manager on talks between Mohave County, Bullhead City, City of Kingman, and Western Arizona Humane Society

The City Manager will update the Council and public about discussions that have commenced between the interested parties concerning the insufficient shelter facilities in Kingman.

City Manager John Dougherty addressed the Council and said that the City of Kingman has been in talks with Mohave County, Bullhead City and the Western Arizona Humane Society concerning the shelter in Kingman which is undersized. He said that the Humane Society is moving animals around the state to make room and avoid killing them. He said that there has only been an initial meeting and this item will be discussed further at the budget Work Session on March 13, 2015.

Kerry Glancy addressed the Council and said that she is a third generation Kingman resident. She said that she is also the administrator of Kingman Pet Connection which has members in and around Kingman. She thanked the City for considering this item and supporting correction of this problem. She said that she is looking forward to what is being done as this is a serious problem. She said that this also reflects on the reputation of the community and thanked the Council for any consideration.

6. NEW BUSINESS

a. Presentation and Discussion of regional Veteran's Court

The Honorable Judge Mitch Kaluali of the Lake Havasu City Consolidated court will provide information to the Council on the Lake Havasu City Veteran's Court. The Council will discuss possible participation in a regional Veteran's Court.

This item was discussed before Item "4".

Lake Havasu Consolidated Court Magistrate the Honorable Mitch Kalauli addressed the council and thanked them for the opportunity to speak on the Veteran's Treatment Court and what is done in Lake Havasu City. He said that he was asked to speak and provide additional information on what can be done to bring this to Kingman. He said that President Lincoln said "the measure of our nation is taken in how we treat our veterans" and provided several statistics about American veterans returning from war including statistics on post-traumatic stress disorder (PTSD), homeless veterans, and veteran suicide rates. He said that these veterans have a hard time reengaging in society and part of the problem is that when there is a conflict in their life their training tells them it needs to be dealt with immediately and to be as hard as you need to be to accomplish this. He said that, unfortunately, the skills to get them back into society are not taught. He said that veterans may be masking an injury or PTSD with drugs and alcohol. He said that as veterans have come into the legal system they are not able get back out as they do not receive the

help they need.

Judge Kalauli said that part of the way to address these issues is through the drug and treatment courts but the veterans were not engaging with these. He said that a judge in New York in 2008 noticed that he could not get a veteran in treatment court to engage but had two employees who were veterans and asked them to help. He said that the employees talked to the gentleman for an hour and a half and he was a different person after. He said that the judge decided to create a separate docket as the treatment courts were not addressing the traumas and root issues veterans faced. He said that the first veterans' court was started in 2008 and there are now approximately 200 nationwide.

Judge Kalauli said that the rate of recidivism in a regular court is 70 to 85 percent. He said that recidivism in drug courts is 30 to 50 percent. He said that a report on veteran's court showed recidivism is ten percent which is unheard of. He said that he can say that Lake Havasu's veterans' court is at ten percent recidivism. He said that Lake Havasu's program has 40 participants right now and 18 graduates. He then explained the reoffenders making up the ten percent recidivism rate. He said that as the Council is looking at where to put money they look at where they can see results. He said that this program creates a huge drop and long term savings should not be dismissed. He said that two dollars in a treatment court equals seven dollars in a regular court. He said that the Mayor and City Manager attended one of their courts and provided statistics on homeless veterans helped through this program in Lake Havasu.

Judge Kalauli said that it is amazing to see people turn their lives around and the program is so successful because it brings participants back to a time when they had pride and served their country. He said that it was always a possibility that they could give their lives for their country and this brings them back to that. He said that the end result can't be argued with and it is amazing to participate in and see the difference in participants' lives. He said that we would never leave veterans on the battle field and don't want to leave them now. He said that participants need help. He said that they don't get a free ride and the program can last from six months to a year and a half. He said that many defense attorneys recommend not going through the program because it is hard and makes sure participants are doing what they are supposed to. He said that the veterans' court is held on the second and fourth Friday of every month and Lake Havasu would love to host and members of the Council who would like to come see it.

Judge Kalauli said that he was here to explain where the veterans' court currently is and where they would like it to be. He said that veterans throughout the country need help and this is a way that is effective to help them. He said that there was not a way to give a specific dollar amout on this right now and he is working with Mohave County to see if they will be involved in this and how the cities will be involved. He said that he is hoping Kingman will commit to the program one way or another.

Judge Kalauli then provided a list of statistics to the Council and said it is possible to do this within the current budget. He said that Kingman Municipal Court has 91 veterans which is about the same as the Lake Havasu Consolidated Court. He said that Lake Havasu is a good example of what could happen in Kingman and he had no idea how many veterans come through the court system. He said that he initially planned for five to ten participants and now has 40.

Judge Kalauli then went over the cost savings for the courts and the costs to house inmates at the

jail. He also discussed the options for veterans through this program and gave numbers for the potential savings to the city. He also explained the associated costs with any defendant and said that veterans don't go through the constant cycle. He said that he hopes he will have the opportunity to discuss ways to reallocate funds to pay for this service and he believes the program is worth whatever is put into it. He said that with what he has seen and the successes the program is more than worth it. He said that this does involve a lot of work up front but the goal is to get veterans out of the system and healthy. He said that veterans give more than regular members of society and are an asset to the community. He said that this allows veterans to address the issues they have.

Councilmember Young asked if it would be the City's responsibility to transport participants to Lake Havasu City.

Judge Kalauli said that he has reached out to various organizations and people are willing to donate their time and vehicles to transport participants. He said that participants would go to Lake Havasu City one time per month for court, but the treatment would happen in Kingman. He said that one time per month is just like going to the veterans' hospital in Prescott once a month.

Councilmember Young said that she wanted to ensure that the resources were here.

Judge Kalauli said that it would eventually make sense to bring the program to Kingman someday, but Kingman can piggy back off of Lake Havasu's program and look at bringing it here at a later date. He said that the key to making the program successful is that the city has to be invested.

Councilmember Young said that she saw Judge Kalauli's presentation at the Tri-City Council meeting and wanted to make sure that the programs have the same synergies.

Judge Kalauli said that there is a resource team meeting once per month to talk about all veterans and synergy happens. He said that they are willing to do whatever it takes to make this program happen in Kingman and there are people here willing to take the load on and make this happen.

Councilmember Miles thanked Judge Kalauli for what he is doing and asked about funding for trauma therapy and resource partners.

Judge Kalauli said that if participants are eligible for veteran's benefits then that is utilized. He said that if they are not eligible the program does not want to exclude them. He said that the program wants to provide services and partner with local services to address these issues. He said that the program does have an agreement with Mohave Mental Health (MMH) and the key is to organize it.

Mayor Anderson said that discussions have been going on for some time between the three cities to identify veterans and get Mohave County more involved. He said that the issue is that it is not all centrally located here and he is looking hard at trying to come up with a procedure to be a part of this. He said that for Lake Havasu City to take over other areas they would need additional resources. He said that there are a lot of moving pieces to the proposal until there is a commitment. He said that maybe eventually Bullhead City and Kingman can have their own but this will not happen overnight.

Judge Kalauli said that to set the program up Lake Havasu City Mayor Mark Nexsen saw the program in another court and spoke with Judge Kalauli about it. He said that they had to garner support for it as it will not be as successful otherwise. He said that they spoke with various groups and the scope anticipated was limited. He said that it took about a year to get everything in place and the connections made and the program started about a year ago on Veteran's Day 2013 with one veteran. He said that by January the program had three and continued to grow to the current size of 40 where it seems to be stabilizing. He said that the program is still being developed and adapted to suit being in a rural area. He said that the program is still adapting. He said that Kingman has a veterans' clinic and Lake Havasu City has a veterans' clinic and veteran's center. He said that the center has been able to re-task to assist with veterans' court. He said that the goal is to get into the cities and has been a matter of what services are available and what can happen. He said that it has been a pleasure to be a part of the program.

Mayor Anderson asked if any authorization had to be received for the program.

Judge Kalauli said that the state legislator passed legislation allowing defendants to be transferred for veterans' court and these can now be done regionally. He said that Lake Havasu has the first rural veterans' court in the state and if this became regional it would be the first in the country. He said that it is exciting to be on the cusp of something that hasn't been done. He said that he appreciated the Council's time.

Mayor Anderson said that Mr. Dougherty will be looking for direction from Council on whether this is something the Council would like to pursue.

Mr. Dougherty said that this program has a place holder in the budget and will be discussed further at the special budget meeting on Monday, April 13, 2015.

b. Discussion and possible ratification of agreement between the City of Kingman and Kathryn Heidenreich Adult Center, Inc.

The current agreement between the City and Kathryn Heidenreich Adult Center, Inc. will expire at the end of this fiscal year. It is desired by both the City and the Heidenreich Center to continue to operate the Senior Center. It is also requested by the Kathryn Heidenreich Adult Center, Inc. to extend the contract from an annual renewal to every two years. **Staff recommendation is to continue the agreement with the Kathryn Heidenreich Adult Center, Inc. and to expand the time frame for renewal to every two years.**

Mr. Dougherty said that this is a renewal for an existing contract as the current is set to expire. He said that staff is recommending Council renew the contract.

Councilmember Young asked if this would impact the City's budget.

Mr. Dougherty said that it would not. He said that the only change is that the contract would be renewed for two years instead of one. He said that there is no cost increase.

Councilmember Miles said that this organization does a lot of programs for the community with a lot of partners. She said that the City contributes to it and asked that the City of Kingman be referenced as a supporter.

Councilmember Carver asked for clarification that the $57,000 was per year which Mr. Dougherty said was correct.

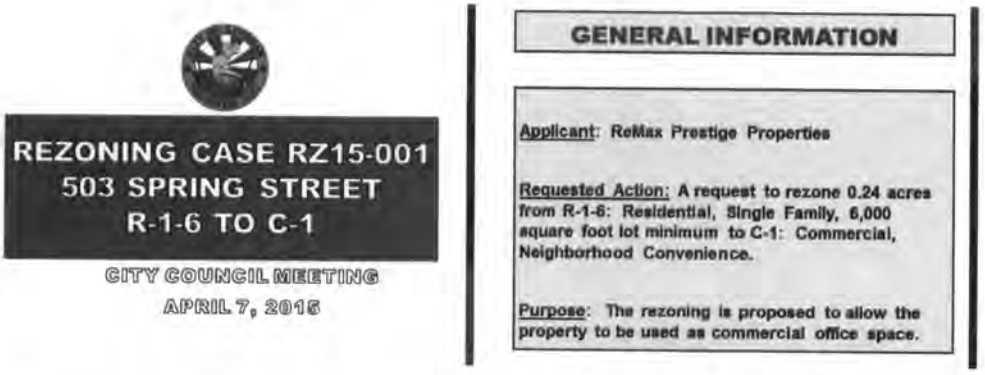
Vice Mayor Wimpee Sr. made a MOTION to APPROVE renewal of the contract with the Kathryn Heidenreich Adult Center, Inc. and expanding the contract to two year. Councilmember Miles SECONDED and it was APPROVED by a vote of 7-0.

c. Public Hearing and consideration of Ordinance No. 1795 to approve the rezoning of a 0.24 acre lot located at 503 E. Spring St. (Lot 1 and West Half of Lot 2, Block 20, Kingman Townsite Addition) from R-1-6 to C-1 (Case No. RZ15-001)

This is a request from ReMax Prestige Properties, applicant, and Leora Hammer, property owner, to rezone a 0.24 acre lot located at 503 E. Spring Street from R-1-6: Residential Single-Family, 6,000 square foot lot minimum to C-1: Commercial, Neighborhood Convenience. The property has a single family home which is listed on the National Historic Register and the Kingman Historic Property Survey 1979. The property owner intends on remodeling the interior of the home for general office use. The exterior of the home will be preserved to keep its historic character. The Planning and Zoning Commission held a public hearing and reviewed the Goals and Objectives of the Kingman General Plan 2030, the Standard for Review and the applicant's request. There were some objections from nearby property owners during the public testimony. Concerns included preserving the historic character of the neighborhood and subject property, customers parking in front of homes on Spring Street and privacy of the neighbor to the east. The Planning and Zoning Commission voted 4-1 to recommend approval of the rezoning to C-1 as requested with certain conditions. **The Planning and Zoning Commission recommends approval of the rezoning request.**

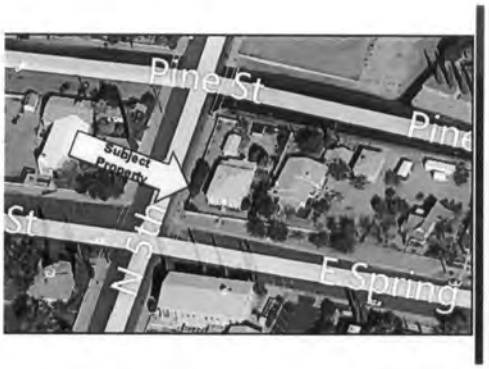
Vice Mayor Wimpee Sr. recused himself as he is the buyer for this property.

Development Services Director Gary Jeppson gave a PowerPoint Presentation.



Slide 1 – This was an introductory slide.

Slide2 – Mr. Jeppson gave a synopsis of this slide.



Slide 3 – This slide showed an aerial photo of the property.

Slide 4 – This slide showed a front view of the building. Mr. Jeppson said that the property was residential and the applicant would like to change it to an office space.

Slide 5 – This slide showed a photo of the rear of the property.

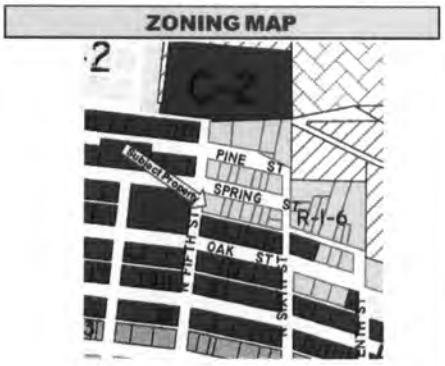
Slide 6 – This slide showed a photo of the side of the property.

EXISTING AND PROPOSED ZONING

- **Existing Zoning: R-1-6. Single Family Residence**
- **Proposed Zoning: C-1. Neighborhood Commercial**
- **There are properties nearby zoned C-2.**

Slide 7 – This slide showed a photo of the rear yard of the property.

Slide 8 – Mr. Jeppson gave a synopsis of this slide.



ZONING AND DEVELOPMENT HISTORY

- This area was part of the original Kingman Townsite plat.
- The subject property was zoned R-1-6 when the City of Kingman Zoning Ordinance was passed in 1971.
- The subject property is listed in the National Historic Register as 8601115
- The subject property is listed in the Kingman Historic Property Survey 1979.

Slide 9 – This slide showed the zoning map for the area. Mr. Jeppson said that there are residential properties to the east of the subject property.

Slide 10 – Mr. Jeppson gave a synopsis of this slide.

PHYSICAL CHARACTERISTICS

The subject site gradually slopes towards the south.

There are flooding issues to the rear of the property that will need to be addressed during the building permit stage of review.

PHYSICAL CHARACTERISTICS

Public Utilities:

- Existing water lines in N. Fifth Street and Pine Street.
- Existing sewer lines located in Spring Street.

Transportation:

- The subject site is accessible from Spring Street and N. Fifth Street which are paved with curb, gutter and sidewalk.
- The subject site is also accessible from Pine Street which is paved without curb, gutter or sidewalk.

Slide 11 – Mr. Jeppson said that there are flooding issues in the back of the property. He said that these issues would be addressed if the property is rezoned.

Slide 12 – Mr. Jeppson gave a synopsis of this slide.

PUBLIC AND DEPARTMENT REVIEW COMMENTS

Public:

- One comment in opposition was received from Craig Graves.
- One comment in opposition was received at the P&Z Hearing on March 10th from the resident to the east concerning the public defenders office on-street parking and smoking on the sidewalk.

Department and Agency Review:

- Engineering Dept.: Recommends curb, gutter and sidewalk on Pine St.
- Building Dept.: Building will need to meet commercial building code standards.
- Historic Preservation: Drainage issue needs to be resolved.
- Unisource: Electrical issue over garage needs to be resolved.

Slide 13 – This slide showed an aerial photo of the property.

Slide 14 – Mr. Jeppson gave a synopsis of this slide and said that area resident Craig Graves gave a negative comment regarding this proposal. He also said that comments were received at the Planning and Zoning Commission meeting regarding concerns over parking and the like.

Slide 15 – Mr. Jeppson gave a synopsis of this slide. He said that there was concern that the historic look of the property would be changed which is not allowed.

Councilmember Young asked if the parking issue had been addressed.

Mr. Jeppson said that it had and showed the map of the proposed change. He said that parking would be at the rear of the property.

Councilmember Miles asked if preserving the historic appearance would carry over if the property is sold in the future which Mr. Jeppson said that it would.

Councilmember Young stated that there are other office buildings along this street.

Applicant Bill Barnes addressed the Council and said that the intent is to eliminate street parking and address the drainage issues to the rear of the building. He said that the current garage will be removed and any changes will comply with all requirements.

Councilmember Carver asked if there would be any issues with standing water for the properties to the east once these changes are made.

Mr. Barnes said that the proposed changes would help the issues with the property to the east and direct water away from both properties.

Mayor Anderson opened the public hearing at 6:24 P.M.

Mayor Anderson called twice for public comment. No public comments were received.

Mayor Anderson closed the public hearing at 6:25 P.M.

Councilmember Yocum made a MOTION to APPROVE Ordinance No. 1795. Councilmember Abram SECONDED and it was APPROVED by a vote of 6-0 with Vice Mayor Wimpee Sr. ABSTAINING.

d. Discussion and possible action concerning disbanding the Tourism Development Commission (TDC) and partnering with Kingman Visitor Center Inc. Under the current arrangement all request for funding of tourism related activities are reviewed and recommended/denied by the TDC. The TDC Chairperson and Vice Chairperson are proposing that such requests be handled

by the Council and the Kingman Visitor Center Board for Tourism Development and operations of the Powerhouse Visitor Center.

Mr. Dougherty said that this item was brought forward by the chair and vice chair of the Tourism Development Commission (TDC). He said that the City would contract with the visitor's bureau and would take over management of the Visitor's Center. He said that staff is in favor of this proposal and has asked Josh Noble of the visitor's bureau to handle management until this matter is worked out. He said that this item is asking for Council to approve the plan. He said that future requests for seed money for events would come directly to the Council and not through the TDC. He said that both the chair and vice chair were present if there were any questions.

TDC Chairperson Krystal Burge addressed the Council and said that this was brought forth as the TDC is handling bed tax monies which the Visitor's Bureau could handle through their 501(c)(3). She said that there were different layers to handling these funds previously and Council did not always have the background information on it. She said that she felt this would provide better information to the public on how these monies are spent. She also proposed that funding requests be processed through the Visitor's Center to make the process clearer.

Councilmember Young asked if this proposal went through the TDC.

Ms. Burge said that it did. She also said that the Kingman Tourism Board is a 501(c)(6) and doing this will reduce City staff operations to help organize monthly meetings that this board is already doing.

Councilmember Young asked for clarification that TDC voted to disband.

Ms. Burge said that the other TDC commissioners know about it but did not vote on it. She said that she feels this would streamline the process and reduce City staff time. She said that Mr. Noble would make a monthly presentation to the Council so they are aware of what is going on. She said that this would bring more information.

Councilmember Young asked what money would be used for this.

Ms. Burge said that this would use the bed tax dollars that are currently handled by the TDC. She said that it would be like the two year agreement just approved with the Kathryn Heidenreich center. She said that the tourism board would operate under the City's regulations. She said that Lake Havasu City and Bullhead City operate this way. She said that streamlining operations will reduce the cost to the community.

Councilmember Young said that there would be no recourse if seed money was denied by the board.

Ms. Burge said that the board would give a recommendation to Council which the TDC currently does. She said that the Tourism Director would report to Council and Council can then provide direction.

Councilmember Young stated that the board would give money to a group if it was decided they should be funded.

Ms. Burge said that this was correct. She said that Council is responsible for this money. She said that she feels this would be a better way to take care of the bed tax and the Powerhouse.

Councilmember Young said that this would eliminate a lot of obstacles and the bed tax is City money so she wanted to be sure of how it would be handled.

Ms. Burge said that the board would be stewards of these funds.

Councilmember Young said that she feels the TDC and Mr. Noble have done a great job. She said that she wanted to clarify this for the budget and that Powerhouse decision would still be made by the Council.

Ms. Burge said that the Powerhouse can be a tourism destination and noted that the Chamber of Commerce is house there. She said that she feels this is a great partnership and the group wants to make Kingman a tourism destination. She said that Mr. Noble has worked with the City on the electric car display at the Powerhouse which is a better use than renting the facility.

Councilmember Young said that she wanted to ensure there would be transparency.

Mayor Anderson said that he is looking forward to working with the board for coordination and future events.

Councilmember Miles thanked the group for attempting to streamline operations. She said that there are a lot of entities involved with these funds. She said that this is a substantial amount of money and a lot of it can be used for seed money. She said that there are different goals for that money within the budget framing and this changes the nature of what those funds can be used for. She said that this would limit the amount of funds available for events and asked if the City is going to gain those funds back from the General Fund.

Ms. Burge said that the ultimate goal of the bed tax is to take care of tourism. She said that the tourism board realizes the constraints on funding the budget and they felt it would make more sense to take a bigger role in this piece. She said that the funds would be used to help manage and maintain the Powerhouse and the board is asking to still use the same maintenance teams to care for the building. She said that any additional funds would go to the building.

Councilmember Miles said that there is a give and take with how these funds are used. She said that she feels this is moving in the right direction but would like to see a budget.

Ms. Burge said that she wanted Council to see the concept and then if the Council wanted them to the group would put together a budget presentation.

Councilmember Miles said that she wants to see the budget for the City and tourism to see the returns.

Ms. Burge said that funds in the TDC budget are earmarked for the building to help with repairs to the building. She said that the same accounting prepared for the TDC would be produced by this group and presented to Council.

Councilmember Young said that statute requires that two-percent of these funds have to be used for tourism and the General Fund has always been separate. She said that the maintenance should be done by the City. She also said that other entities, like the Bonelli House, some out of tourism funds.

Ms. Burge said that she has not seen anything that says those other entities would not continue to be funded. She said that this is an offer to help the City continue to reduce costs and the group to take care of these funds.

Tom Spear addressed the Council and said that he was involved with the inn keepers to help implement the bed tax. He said that the original purpose of this was to assist tourism. He said that he see this as the ultimate goal of that effort. He said that the group is working with Mr. Noble to see information on the number of heads in beds and to see the results of how the money is spent. He said that this is a direct line to help promote Kingman.

Councilmember Young said that she has complete confidence in the group and knows that the commission has worked hard to have a contingency fund.

Mr. Spear said that he didn't see anything changing and that working with Mr. Noble this way can get more done.

Councilmember Young said that her only concern is what the thoughts of the rest of the commission are.

Mr. Spear said that he has reached out to other members of the commission and Commissioner Baker is in favor of this. He said that Ms. Burge also talked to Commissioner Pettit about this. He said that there is no way of knowing what the other commissioners thing about it.

Councilmember Young asked if this item should be voted on by the commission.

City Attorney Carl Cooper said that this is a Council decision.

Councilmember Miles asked if this item is for direction for designing a contract.

Mr. Cooper said that it was if that was the direction the Council would like to pursue.

Mayor Anderson asked if Mr. Noble had anything to add.

Mr. Noble said that everything presented is what has been discussed by the board. He said that this is what is being offered as an outline right now.

Councilmember Young said that she appreciates what Mr. Noble has done for tourism and the visitors' center.

Councilmember Abram asked how often the board meets which Mr. Noble said was once per month. He also asked about the billboard held by the Chamber of Commerce.

Mr. Noble said that the billboard has been discussed for years and many Chamber members are not aware of the history of it. He said that the billboard is to promote tourism and provide information to promote Kingman. He said that the back side of the billboard is rented out to help fund tourism.

Mr. Spear said that the billboard was built with bed tax dollars to promote tourism. He said that the back side is rented out to maintain this. He said that it will be maintained to promote Kingman.

Councilmember Abram said that he would like to see more details and make sure everyone involved is amicable to this.

Councilmember Carver asked if there were any restrictions with turning tax dollars over to another organization.

Mr. Cooper said that the details still need to be hammered out. He said that the City would basically be contracting with another entity and moving funding sources. He said that this eliminates the middle man and amounts would need to be addressed. He said that the finance department would have to determine how this process would go.

Councilmember Young clarified that this is the same type of appropriations as contracting.

Mr. Cooper said that the Council will have to set budget amounts and will be able to address that.

Councilmember Abram asked if the other entities housed in the Powerhouse pay rent.

Ms. Burge said that they do pay rent to the City. She said that this goes through the same source as the bed tax. She said that this will produce better access to the funds and show what money is being spent on. She said that the Powerhouse will be taken care of as a tourism destination. She said that the City has control of the funds which are always accounted for. She said that spending would be presented through Mr. Noble.

Councilmember Young said that two-percent of these funds have to go to tourism and there has to be a contingency for tourism. She asked what would become of any additional funding.

Ms. Burge said that the board would not get involved in the other two-percent as Council says where that is spent. She said that the board will provide reports on how funds are handled.

Mayor Anderson asked for a recommendation from the Council.

Mr. Dougherty said that he would look at bringing this back for the next meeting.

Councilmember Young said that Councilmember Abram's concerns need to be addressed.

Councilmember Miles said that she wants to see the contract and the proposed budget.

Mr. Dougherty said that he would try to bring this back for the May 5, 2015, regular meeting.

Councilmember Young asked when the next quarterly tourism report is due which Mr. Noble said was in May.

e. Discussion and possible action concerning donation of railcar wheel park benches from Nucor Steel and the Chamber of Commerce.

A proposal has been made by the Chamber of Commerce to place railcar wheel park benches in Locomotive Park. Nucor Steel has graciously offered to make the benches out of dismantled rail cars they have on their grounds. **Staff recommends approval.**

Mr. Dougherty showed pictures of the proposed donations. He said that this idea was proposed by the Chamber and Nucor is willing to donate and put the benches together. He said that the donation would come from the Chamber and Nucor but they wanted approval before beginning work on the benches.

Councilmember Young asked how many benches would be donated.

Parks and Recreation Director Mike Meersman said that the department would take however many they can get.

Councilmember Young recommended starting with accepting two benches.

An unidentified representative from Nucor said that the benches were being built and the company has plenty of supplies.

Councilmember Abram said that he appreciated the donation.

Councilmember Young said that this is a unique idea and would like to see what two would look like so as not to overwhelm the area.

Councilmember Young made a MOTION to ACCEPT the donation of two benches from Nucor Steel and the Kingman Area Chamber of Commerce. Councilmember Abram SECONDED and it was APPROVED by a vote of 7-0.

f. Discussion and possible action on renewal of new four year contract between the Mohave County Historical Society and the City of Kingman to operate the Bonelli House, the Route 66 Museum and the Historic Electric Vehicle Museum, the latter two both located in the Powerhouse.

A proposal has been submitted by the Mohave County Historical Society to continue the agreement which has been in place for a number of years, with the exception of the addition of the Historic Electric Vehicle Museum, which was added to this agreement. **Staff recommends approval.**

Councilmember Young asked where the funds for this are coming from and if the amount was staying the same.

Mr. Dougherty said that there are no changes to the amount of the contract. He said that this is a renewal of the contract and now includes operation of the electric vehicles display at the Powerhouse.

Councilmember Abram asked if this would affect the possible agreement with the Kingman Visitors' Center, which Mr. Cooper said that it would not.

Councilmember Young made a MOTION to APPROVE the contract renewal with the Mohave County Historical Society. Vice Mayor Wimpee Sr. SECONDED and it was APPROVED by a vote of 7-0.

g. Splash Pad; Memorandum of Understanding between the City of Kingman and the Venture Club of Kingman.

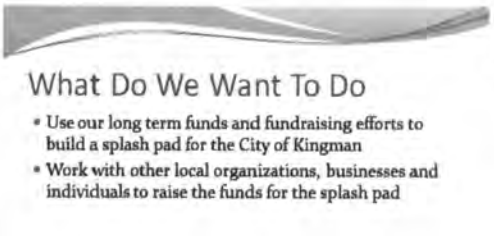
The Venture Club of Kingman has requested to enter in to a Memorandum of Understanding with the City of Kingman to raise funds to build a Repurpose Potable Water to Surface Irrigation; Splash Pad. This will enable them to raise the funds necessary to complete this project. At the February 18, 2015 meeting of The Park and Recreation Commission the Venture Club of Kingman gave a presentation explaining this project. There were several very positive comments from the Commission members and they voted unanimously to send this to council with their full endorsement. **Staff recommends approval.**

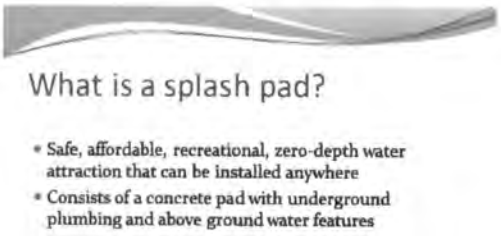
Citizen Lisa Bruno addressed the Council and said that she is the president of the Venture Club of

Kingman. She said that the group is asking the Council for action to sign a memorandum of understanding (MOU) for the splash pad. She said that the Venture Club is a 501(c)(3) women's service club and explained what they do. She then presented a PowerPoint presentation.

Slide 1 – This was an introductory slide.

Slide 2 – Ms. Bruno said that the club has held fundraisers over the years with a long term fund, but have not identified what to use those funds for. She said that they would like to use this to fundraise for a splash pad. She said that the club will need help from other organizations but they want to take the lead on it. She said that this would need to be a budgeted item and is something that can be added to the budget. She said that this has been on the parks list for a long time.





Slide 3 – Ms. Bruno gave a synopsis of this slide and said that this will get the kids outside without the risks of a swimming pool.

Slide 4 – Ms. Bruno provided an example of the splash pad recently installed by Bullhead City. She said that splash pads are getting more affordable and are cheaper than pools.

Ms. Bruno then provided several examples of splash pads, including a mockup from a prospective splash pad company.

Examples of splash pads

Examples of Splash Pads

Examples of Splash Pads

Why/Purpose

- Free activity for children of all ages
- Encourages kids and families to get outside
- An enhancement to our city and our parks
- Safe alternative for children that don't swim
- Minimal maintenance and upkeep
- They are fun!

Where and Why?

- Cecil Davis Park
  - Not an overtasked park
  - Has flat areas ideal for a splash pad
  - Great visibility
  - Parking all around
  - Bathroom facilities

Slides 8 and 9 - Ms. Bruno said that this is a good alternative to get kids outside but not too hot. She said that this will enhance the city and parks and is a lot of fun. She said that a location has not been committed yet and the group is open to different locations. She said that the splash pad would be visible and easily patrolled.

Cecil Davis Park

Slide 10 - This slide showed an aerial view of the park.

Slide 11 - This slide showed a mockup of what is currently at the park and the proposed splash pad area.

Slide 12 - This slide showed the size and cost of the project, mirroring Bullhead City.

Slide 13 - Ms. Bruno said that the group has already raised $25,000 and feel they will be able to raise the additional funds within a year. She said that the group would then seek a development agreement with the City.

Slide 14 - Ms. Bruno said that the group polled different communities on the continuing maintenance costs for their splash pads and gave a synopsis of the results. She said that Bullhead City is in its first year with a splash pad so did not have hard costs yet. She said that the maintenance costs do not take into consideration type of watering system to be used. She said that Mr. Meersman has come up with a watering system and explained the process. She said that the water would be used to water the grass at night creating a lower footprint and keeping the maintenance costs down. She said that Mr. Meersman is worried about employee costs and the like. She said that the proposed watering system is unique and makes sense.

Slide 15 - Ms. Bruno gave a synopsis of the proposed Council action. She said that a development agreement would be brought back in a year.

Councilmember Abram noted that the MOU is set for $200,000.

Mr. Cooper said that this can be changed. He said that the group is planning on raising more

money and the amount can be changed to accommodate this.

Councilmember Young said that this is a great thing for the community and keeps kids more active.

Ms. Bruno said that the most common complaint is that there is nothing for kids to do. She said that this is a great thing for smaller kids.

Vice Mayor Wimpee Sr. asked if any other cities with splash pads have issues with liability.

Ms. Bruno said that she imagines there is some liability though the surface is supposed to be non-slip to help prevent accidents.

An unidentified member of the audience said that keeping the pad maintained helps prevent slipping.

Councilmember Miles asked if there were things, such as park benches, that could help enhance the appearance of the splash pad.

Mr. Meersman said that there are some benches at the proposed location. He said that Bullhead City found they needed more shade structures near theirs. He said that this can be added in the future or if additional funds are raised.

Councilmember Young asked what maintenance would include.

Mr. Meersman said that some electricity would be involved but not more than is already being used. He said that there would be an increase to some of the City expenditures including labor and maintenance costs. He also said that the parks department will need additional staffing.

Councilmember Young said that she likes the idea of having the pad at Cecil Davis park as there is nothing aquatic on that side of town.

Ms. Bruno said that if the City wanted to allocate funds for the splash pad those funds would go toward the maintenance costs.

Mayor Anderson said that this project is minimal cost and the water would be used for irrigation.

Mr. Meersman said that the majority of the water used would be sent to the drain. He said that Bullhead City treats theirs like a pool and the water is reused. He said that the proposed water system will be repurposing the water and there will be a lot less maintenance involved.

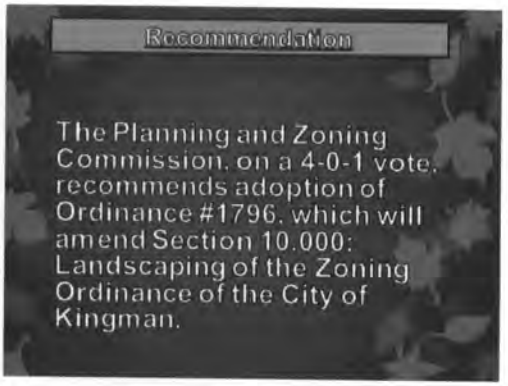
Councilmember Miles made a MOTION to APPROVE entering into the Memorandum of Understanding with the Venture Club of Kingman for the proposed splash pad. Councilmember Young SECONDED and it was APPROVED by a vote of 7-0.

h. Public Hearing and Consideration of Ordinance No. 1796 to amend Section 10.000 LANDSCAPING of the Zoning Ordinance of the City of Kingman

Section 10.000 LANDSCAPING of the Zoning Ordinance of the City of Kingman, adopted in

1998 provides a minimal amount of landscaping for new commercial, industrial and multiple family developments. It also requires minimal landscaping for remodels and expansions of existing developments where the improvement costs exceed $20,000 and/or the developed portion of the property increases by 25-percent or more. The ordinance has not been changed since its adoption. Over several months the ordinance was reviewed by staff and the Planning and Zoning Commission at several meetings and a workshop to consider possible changes. Ordinances from area cities were reviewed and local landscaping businesses and nurseries were consulted for input. On February 10, 2015, the Planning and Zoning Commission initiated a public hearing for the proposed text amendment. The proposed amendment would repeal the appeal process and the 2:1 credit for landscaping in the right-of-way, revise the recommended plant list and create parking lot design standards for new development. Also 10% of the gross lot area for new development and 5% of the gross lot area for remodels and expansions would be required to be landscaped and irrigation standards and plan submittal requirements would be revised. The ordinance would permit some artificial turf, require dead plants to be removed within 45 days and exempt remodeled properties over 95% developed from the landscaping requirements. The Planning and Zoning Commission held the public hearing on March 14, 2015 to consider this request. Public testimony was heard. The commission voted 4-0-1 to recommend approval of the proposed text amendment as written. Commissioner Angle abstained from the vote. **Staff recommends approval.**

Mr. Jeppson gave a PowerPoint presentation.

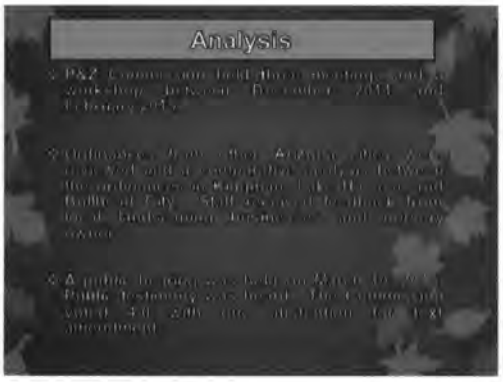


Slide 1 – This was an introductory slide.

Slide 2 – Mr. Jeppson gave a synopsis of this slide.

Slide 3 – Mr. Jeppson explained the proposed changes. He said that the current ordinance was adopted in 1998 in Ordinance No. 1171. He said that there have been no changes to the landscape requirements since Ordinance No. 1171 was adopted.

Slide 4 – Mr. Jeppson gave a synopsis of this slide and said that the Planning and Zoning Commission studied this proposal for a number of months. He said that this was to clarify what the landscaping standards are.

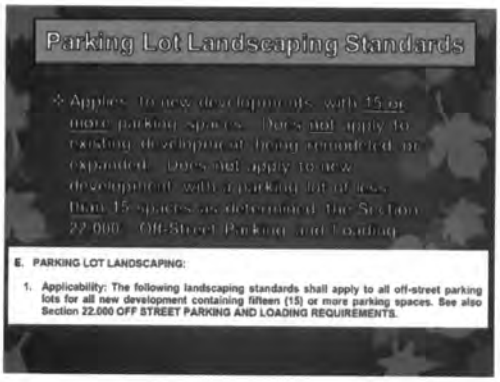


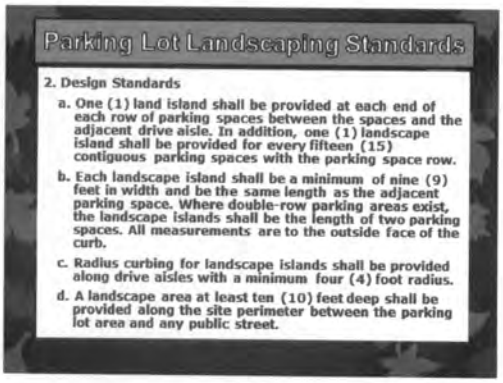
Slide 5 – Mr. Jeppson gave a synopsis of this slide.

Slide 6 – Mr. Jeppson discussed the text amendment changes to the landscaping ordinance. He said that appeals would go through the Board of Adjustments rather than the Planning and Zoning Commission.

Slide 7 – Mr. Jeppson gave a synopsis of this slide.

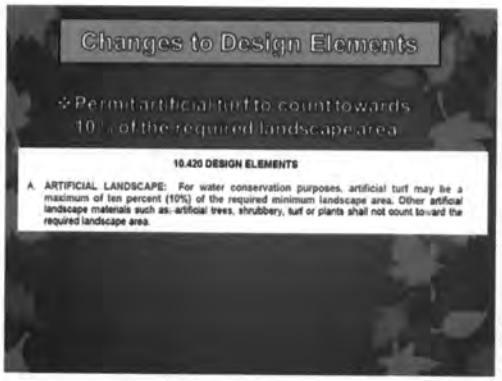
Slide 8 – Mr. Jeppson said that the current ordinance grants a two-to-one credit if landscaping in the right of way. He said that this portion would be eliminated.

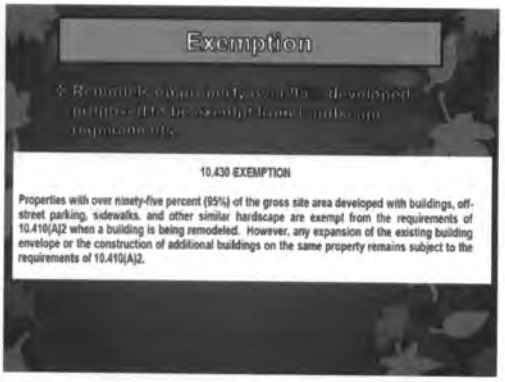




Slide 9 – Mr. Jeppson gave a synopsis of this slide.

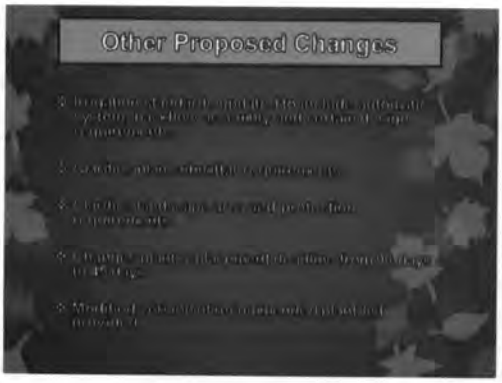
Slide 10 – Mr. Jeppson gave a synopsis of this slide.

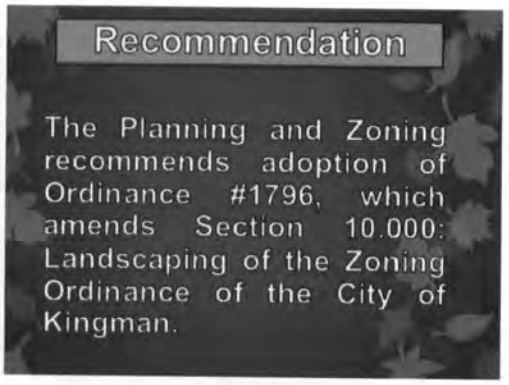




Slide 11 – Mr. Jeppson gave a synopsis of this slide which contained information on the design standards required.

Slide 12 – Mr. Jeppson said that landscaping companies were consulted with on this and said that artificial turf has been upgraded and can be well maintained and attractive.





Slide 13 – Mr. Jeppson gave a synopsis of this slide and said that this would reduce some of the time requirements.

Slide 14 – Mr. Jeppson gave a synopsis of this slide.

Mayor Anderson asked for clarification on the 95 percent lot development and what this means.

Mr. Jeppson said that the 95 percent covers the percentage of the lot that has been built on and paved or covered with concrete.

Councilmember Abram asked how buildings that are within ten feet of the property line would be addressed.

Mr. Jeppson said that the requirement would be for the parking lot.

Councilmember Abram asked for clarification that this requirement would not be applied when the parking lot is behind the building.

Mr. Jeppson said that this was correct and this would only be for the portion of the parking lot bordering the street.

Councilmember Abram said that his concern was that people would not purchase available properties if they have to make these changes.

Mayor Anderson opened the public hearing at 7:26 P.M.

Citizen Toby Orr addressed the Council and said that he was there representing the contractors as well as speaking personally because he has a passion for Kingman. He said that he has lived in Kingman most of his life and while the Council may pass this with great intentions they would not be looking at the long term. He said that $20,000 is not a lot of money. He said that Kingman already has tough restrictions in place and when this is considered together a lot of commercial land will not be able to be used. He then showed pictures of landscaping that he said is in compliance with the current ordinance. He said that one was of Freiday Construction on Fox Street which is an industrial area that does not have a lot of traffic. He said that the landscaping is beautiful and is within the existing requirements. He said that if the current regulations are enforced it would do a great job of improving the appearance of Kingman. He said that one block away (from Freiday Construction) Great West Truck Center has a lot of beautiful trees but no traffic and the employees are the only ones who see the landscaping. He said that the City forced the property owner to put in the landscaping. He recommended the City make more of an effort to bring people into compliance with the current regulations and encourage the current standards. He said that the Frontier building was an eyesore until it was developed by Wadsworth Development. He said that they would have had to redo their entire parking lot if they had to comply with the proposed regulations. He said that he thinks the extra expense would have caused them to not do the project which is something the City needs to consider. He said that there are no exceptions allowed and asked how this will affect car dealerships. He said that a lot of space is needed for a lot of businesses and he does not think this is very practical. He said that this is not the kind of thing that will create a lot of passion but will cause real problems in the future. He said that people will try to get around these requirements or build in the county. He said that the City of Surprise lost a law suit over restrictions like these. He then asked the Council to think about the long term consequences.

Citizen Richard Hamilton addressed the council and said that he would like to stress a couple of Mr. Orr's points. He said that he is here as a property owner in the city and knows that a lot of

effort was put in on this. He said that this is not best for Kingman at this point. He said that the city is trying to build and bring businesses in. He said that as a property owner his business is really close to the street and can't come into compliance with the new ordinance. He said that a developer at the Planning and Zoning Commission meeting noted that these requirements would increase costs. He said that the city wants to bring businesses in and does not want them to incur any future costs. He said that another business is talking about tearing down their current building and would lose parking spots. He said that Mr. Orr brought up Wadsworth Development and parking was an issue at that location and would not have near the parking it does now. He asked why there is an appeal process and said that the City needs to enforce what is there now. He said that property rezoning would be affected as will property owners who will have to come into compliance. He asked that this be revisited as he does not believe this will be good for the growth of the city.

Citizen Dwayne Patterson addressed the Council and said that he is a local real estate broker and property owner. He noted that the Planning and Zoning Commission contacted local landscaping companies about this and applauded them for trying to make the city more appealing. He said that the city isn't there and has gotten better over the last few years. He said that the city had a reputation that people couldn't do anything through the City. He said that any additional costs to developers are additional hoops for them to jump through. He said that Mr. Hamilton noted this would affect remodels. He said that this will also cut into parking spaces which adequate parking is required in Kingman. He said that there are plenty of rules now that need to be enforced. He said that the proposal would hinder future development and prevent future business from coming in.

Ms. Burge addressed the Council and said that she was speaking as a business owner. She said that she would like clarification on how this will affect fast food locations that have to be remodeled after a certain amount of time. She said that if she understands this correctly it will be too hard to get large businesses to come in. She said that she wants the landscaping to be beautiful but too many regulations override businesses coming in. She also asked for clarification on parking spaces as it is hard for businesses to lose parking.

Citizen Cere Tabbert addressed the Council and said that she was speaking as a consumer. She said that she has observed that landscaping causes issues and gravel accumulates in low lying areas for the City to clean up. She said that she shares the opinions of the others who spoke.

Ms. Glancy addressed the Council and said that she was speaking as a resident. She said that she wanted to touch on some of the landscaping requirements and noted that it is difficult to see oncoming traffic at the new Goodwill store. She said that this often happens along major roads and people cannot see around shrubs. She said that this will cause more accidents. She said that she has stopped using certain businesses because you can't see to get out of the parking lot.

Mayor Anderson closed the public hearing at 7:44 P.M.

Mayor Anderson said that he would like Mr. Jeppson to address the concerns brought up by the speakers.

Mr. Jeppson said that the $20,000 requirement is not new and is in the current ordinance. He said that the change in appeals is because there are circumstances that require a variance and this

process is the same throughout the Zoning Ordinance. He said that locations with 95 percent or more developed or paved are exempt from these requirements. He said that the 10 feet requirement is for parking lots, not buildings. He said that landscapers were consulted to update the plant and irrigations systems list.

Councilmember Abram asked about the exemption for 95 percent development.

Mr. Jeppson said that if there is room to expand then there is room to landscape. He said that Council can change the provisions of the ordinance. He said that if a business is going to expand onsite then there is room for landscaping.

Councilmember Abram said that it is feasible to believe that a building will be expanded to where they would have 95 percent developed.

Mr. Jeppson said that if it is expanded into the landscaping then they can eliminate the landscaping. He also said that the developer discussed at the Frontier building had a significant amount of parking on the property that was repurposed. He said that there needs to be enough parking.

Councilmember Young said that the City always wants to be business friendly and losing parking spaces means losing customers and tax dollars to the City. She asked if the landscaping islands were needed.

Mr. Jeppson said that the landscaping islands would enhance the City, but their necessity was unknown.

Councilmember Miles asked if these changes would enhance visibility.

Mr. Jeppson said that there are requirements that there need enforcement today if there is an issue.

Councilmember Miles said that the landscape ordinance is not new and asked if there was anything in this proposal that is not controversial such as the appeal process which seemed different from parking lot requirements.

Mr. Jeppson said that there are things that can be worked on. He said that the appeals proposal is the proper procedure and needs to happen.

Councilmember Abram said that going from five percent to ten percent seemed to be the biggest issue as it will cost more for landscaping.

Vice Mayor Wimpee Sr. asked if there is any way to compromise on this.

Mr. Jeppson said that Council can decide that. He said that Council can provide direction or this matter can be taken back to the Planning and Zoning Commission.

Vice Mayor Wimpee Sr. said that he has no problem with changing plants; however, by doubling the percentage a remodeling project would require reconfiguration of the entire parking lot. He

said that this will be hard for businesses and new buildings may have to reduce their size.

Councilmember Young said that from an economic development standpoint this will prohibit the sale of existing buildings and will prohibit new businesses. She said that the costs will be passed on to consumers.

Councilmember Carver asked if this will affect the City if it has to remodel a building.

Mr. Jeppson said that it would and gave the example of the golf course having pavement up to the sidewalk.

Councilmember Carver said that he believes in common sense and shrubs and watering them can increase the maintenance costs of landscaping.

Councilmember Miles noted that the current ordinance has shrub requirements. She said that she feels this needs to go back with direction to look at whether this enhances the City, water use, etc., and whether it promotes economic development. She said that some of this may be good, but it needs to enhance the city and not deter economic development.

Mayor Anderson said that the Council heard requests for more enforcement of the current ordinance. He asked how much this could be improved.

Mr. Jeppson said that the feedback he is receiving as a staff member is that the City should not be requiring more of what is already developed and should be looking more at enforcing what is currently in place.

Councilmember Abram said that he applauded the staff for what it is doing and is in agreement with the intent. He said that this would be hard on economic development. He said that he would like to see examples of current buildings that are not following the current requirements or examples from contractors of cost analysis for pre- and post-ordinance to see the impact. He said that cutting parking spaces is tough and noted that Mr. Hamilton would have to redesign his lot as it does not have the ten feet required. He said that he is all for keeping Kingman beautiful and it is unfortunate that a lot of land owners choose not to.

Mayor Anderson said that his perception is that he does not see this having the magnitude of impact on new development, but he sees the impact in mixed purpose areas and older areas where there are more confines. He said that he is concerned about how to get people in those areas to upgrade and occupy.

Vice Mayor Wimpee made a MOTION to DENY Ordinance No. 1796. Councilmember Carver SECONDED.

Mayor Anderson said that outright denial is saying that there is no need for improvement. He said that he would like to refer this back to see what can be accommodated. He said that he would like to see a joint discussion between staff and the builders.

Councilmember Miles agreed and said that a lot of work has been done by the Planning and Zoning Commission and staff, parts of which may be beneficial. She said that she would like to

send this back.

Mr. Cooper said that the motion can be amended to be denying the ordinance and sending it back for review.

Councilmember Carver said that government needs to work with the private sector for economic development for the benefit of the city. He said that what is being presented needs to be denied.

Vice Mayor Wimpee Sr. said that he would like to include that the five percent requirement should remain.

Mayor Anderson said that this should be discussed.

Vice Mayor Wimpee Sr. made a MOTION to AMEND the ORIGINAL MOTION to be to send back to staff with the recommendation to reduce the requirement to five percent.

Councilmember Carver asked if the entire ordinance should be revised.

After some discussion on procedure, Councilmember Carver SECONDED the AMENDED MOTION.

Vice Mayor Wimpee Sr. clarified that the motion was to send the ordinance back to staff to integrate the comments from the public and the Council.

Mayor Anderson called for the vote.

The MOTION was APPROVED by a vote of 7-0.

i. Reversion Clause General Plan Amendments and Zoning Changes

The Mayor requested the topic of reversion clauses in General Plan Amendments and Zoning changes. This is for general discussion.

Mayor Anderson said that he requested this item because of the discussions on the sale of City owned land. He said that there is a group of three people representing a cross section of the city. He said that there have been discussions of other options to consider in the future and gave an example that there has been a suggestion that rezoning of the property is being looked at. He said that there have been questions on what would happen if the property is put up for sale and no bids are received and whether city would consider taking the land back to its original designation. He said that there have also been questions concerning development of the property, which there are procedures for. He said that if the property is not developed within a certain period of time the permits have to be renewed. He said that this was discussed a few months ago with a privately owned property that failed to meet the time deadlines. He said that there are a lot of people looking at this in the community and asked that this be kept in mind when listening to community input. He said that the property being sold is a different issue than the General Plan Amendment. He said that this item is for discussion only.

Mr. Cooper said that there was a request for a reversion clause to be added to the rezoning of the property. He said that the City can only do what statue says it can. He said that a Major General

Plan Amendment has to go through the legal process and there cannot be reversion in the General Plan. He said that zoning allows for this, but it is not automatic. He said that a hearing can be held to modify the terms, but automatic reversion is not allowed.

Mayor Anderson said that the City would consider reversion if it gets to that point, but this cannot be part of the amendment.

Mr. Cooper said that this is just legal background on that specific issue.

Councilmember Young said that it was her understanding this could be a stipulation.

Mr. Cooper said that the Council can only pledge to look at it in the future.

Mayor Anderson encouraged the Council to talk to people and get information about the proposal. He said that these issues will come up in the public hearing and the Council owes it to the public to listen to what they have to say.

Councilmember Young said that the Council needs to listen to the residents of Kingman.

Mayor Anderson encouraged residents to talk to the Council.

j. Public Hearing and Consideration of Resolution No. 4944 authorizing the Mayor to sign any and all documents to submit applications for funding Kingman Area Regional Transit through FFY 2015/2016 Federal Section 5311 Grant Program

Annually, ADOT requires an application and negotiations for the next funding period along with a Resolution approved by the Mayor and Council. Kingman Area Regional Transit (KART) would like to continue to offer public transportation to residents and visitors in the City of Kingman and Greater Kingman Butler Area at the same level as FFY 2014/2015. Capital requests include two transit vehicles and GPS enabled upgrades to video surveillance equipment. Application deadline is April 17, 2015. **Staff recommends approval.**

Transit Superintendent Sheri Furr addressed the Council and said that she is seeking approval which will allow the Mayor to sign any documents for the grant. She said that this will allow the City to receive federal funding to operate the Kingman Area Regional Transit (KART) system. She said that they are looking to operate at the same level as the current year. She said that they are asking for additional vehicles and video surveillance and GPS for the buses.

Mayor Anderson opened the public hearing at 8:17 P.M.

Mayor Anderson called for public comment twice and no members of the public came forward to speak.

Mayor Anderson closed the public hearing at 8:17 P.M.

Councilmember Young asked if what was discussed was already budgeted.

Ms. Furr said that the grant would be effective October 1, but is already reflected in this budget.

Vice Mayor Wimpee Sr. made a MOTION to APPROVE Resolution No. 4944. Councilmember Miles SECONDED and it was APPROVED by a vote of 7-0.

7. **REPORTS**

Board, Commission and Committee Reports by Council Liaisons

No reports were given.

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.

Councilmember Miles said that she attended a roundtable meeting with the Arizona Commerce Authority and Department of Labor to discuss the manufacturing work in Mohave County and Kingman as recognition for the collaborative work in the region. She also requested an agenda item for the next meeting for the Kingman Youth Coalition Beating Up Teen Tobacco (KYC BUTT) proposal for an ordinance regarding smoking in vehicles. She also said that there would be a community garden initiative meeting on Saturday. She said that this is in the startup stages and a good group of leaders are working with the City on this. She said that she looks forward to hearing from this group in the future.

Councilmember Young said that the high school robotics team is going to the national competition.

Mayor Anderson welcomed the City's new finance director. He said that he would be attending a transportation town hall April 19 through 22. He also said that this will cover all transportation and funding and he is looking forward to being there. He said that because of this he will not be at the April 21 Regular Meeting or the Tri-City Council meeting on April 22.

9. **Executive session**

THE COUNCIL MAY GO INTO EXECUTIVE SESSION IN ACCORDANCE WITH A.R.S.38-431.03(A)(1) TO DISCUSS ANY AGENDA ITEM. THE FOLLOWING ITEMS MAY BE DISCUSSED, CONSIDERED AND DECISIONS MADE RELATING THERETO:

Follow-up City Magistrate Recruitment

The Council will review the ad placed for the City Magistrate position as well as the next step in the hiring process with regard to the application review process following the close date of April 24th, 2015, any further screening processes and begin discussion of the interview process. Staff is requesting direction from Council on this item.

Councilmember Miles made a MOTION to MOVE into Executive Session. Vice Mayor Wimpee Sr. SECONDED and it was APPROVED by a vote of 7-0.

Council went into Executive Session at 8:23 P.M.

Council returned from Executive Session at 8:45 P.M.

Vice Mayor Wimpee Sr. made a MOTION to PROCEED as discussed. Councilmember Young

SECONDED and it was APPROVED by a vote of 7-0.

Councilmember Miles made a MOTION to ADJOURN. Councilmember Young SECONDED and it was APPROVED by a vote of 7-0.

ADJOURNMENT --- 8:45 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 April 7, 2015.

Dated this 5th day of May, 2015.

Sydney Muhle, City Clerk and Recording Secretary

CITY OF KINGMAN INCORPORATED 1952 ARIZONA

VISITORS IN ATTENDANCE

City of Kingman

Meeting of the Common Council

Council Chambers – 310 N. 4th Street – Kingman, Arizona

Meeting Date: 4/7/15

	NAME - PLEASE PRINT	EMAIL ADDRESS AND PHONE NUMBER
1	Gene Kirkham	P+Z
2	Melba Kirkham	
3	"C" & Nannette Russell	The.russells@live.com
4	JERZY (GEORGE) LATAWIEC	JERZYJ@EARTHLINK.NET
5	Richard Mickle	RichardMickle
6	Casey Farrell	president@AVVA975.org
7	Pat Farrell	president@javc.org
8	Dick Dobson	dickdobson@yahoo.com
9	Jolene Fulton	jolenefulton@rocketmail.com
10	Posey Flowers	hflowers@hazcare.org
11	TOBY ORR	TOBY@TR-ORR.COM
12	Dwayne Patterson	remaxdwayne@gmail.com
13	Leroy A. ELDER	LEROY.ELDER@va.gov
14	Krystal K Burgl	Krystalb@tacos.com
15	LARRY IMUS	480-284-2649 LARRYPIMUS@GMAIL.COM
16	Joshua Noble	josh@gokingman.com
17	Tom Spear	spearfl@gmail.com
18	TERRY FLANAGAN	WAICHCOM@CITLINK.NET
19	Mitch Kalauli	mkalauli@courts.az.gov
20	Jim Baker	
21	Kerry Glancy	KCGlancy@gmail.com
22	Cere Tabbert	Ctabbert@gmail.com
23	Bill Wales	billwales1@aol.com
24	Kristina Michelson	kamichelson@hotmail.com
25	Bill Barrow	

REQUEST TO ADDRESS COUNCIL & COMMISSION MEETINGS

Date: 4/7/15

If you wish to speak during the meeting you are required to complete all sections marked *.
Failure to complete all mandatory sections may result in your request to address meetings being denied.

DETAILS OF APPLICANT

Resident of Kingman Yes X No ____

*Name: Tom Spear *Phone Number: 716-6101
*Address: 225 Greenway Dr

*Representing: TPC

*Topic: 6-D

Agenda Item #
6d

REQUEST TO ADDRESS COUNCIL & COMMISSION MEETINGS

Date: 4/7/15

If you wish to speak during the meeting you are required to complete all sections marked *.
Failure to complete all mandatory sections may result in your request to address meetings being denied.

DETAILS OF APPLICANT

Resident of Kingman Yes ✓ No ___

*Name: TOBY ORR
*Phone Number: 928-279-1491
*Address:

*Representing: CONTRACTORS ASSN

*Topic: LANDSCAPING ORDINANCE

Agenda Item #

REQUEST TO ADDRESS COUNCIL & COMMISSION MEETINGS

If you wish to speak during the meeting you are required to complete all sections marked *.
Failure to complete all mandatory sections may result in your request to address meetings being denied.

DETAILS OF APPLICANT

Date: 4/7/15

Resident of Kingman Yes ___ No ✓

*Name: RICHARD HAMILTON
*Phone Number: 928-279-1090
*Address: 2789 CATTLE CASTLE

*Representing: SELF

*Topic: LANDSCAPING

Agenda Item #

6h

REQUEST TO ADDRESS COUNCIL & COMMISSION MEETINGS

Date: 4-7-15

If you wish to speak during the meeting you are required to complete all sections marked *.
Failure to complete all mandatory sections may result in your request to address meetings being denied.

DETAILS OF APPLICANT

Resident of Kingman Yes ✓ No ___

*Name: Dwayn Patterson *Phone Number: 727-7369

*Address: 2404 5th St Kingman

*Representing: RE/MAX Prestige

*Topic: _____

Agenda Item #

6h

REQUEST TO ADDRESS COUNCIL & COMMISSION MEETINGS

Date: April 7 2013

If you wish to speak during the meeting you are required to complete all sections marked *.
Failure to complete all mandatory sections may result in your request to address meetings being denied.

DETAILS OF APPLICANT

Resident of Kingman Yes X No ____

*Name: Pat Farrell *Phone Number: 928-753-5239
*Address: 2715 Pasadena Ave Kingman

*Representing: JAVC/VVA

*Topic: Donate Flag For Veterans Park,

Agenda Item #
3

REQUEST TO ADDRESS COUNCIL & COMMISSION MEETINGS

Date: 4-7-2015

If you wish to speak during the meeting you are required to complete all sections marked *.
Failure to complete all mandatory sections may result in your request to address meetings being denied.

DETAILS OF APPLICANT

Resident of Kingman Yes X No ____

*Name: Posey Flowers *Phone Number: 928-293-5150
*Address: 412 Kiser St. Kingman, AZ 86401

*Representing: NAZCARE, Inc (Homes 4 Heroes)

*Topic: Needy Vets.

Agenda Item #

REQUEST TO ADDRESS COUNCIL & COMMISSION MEETINGS

Date: 4/7/15

If you wish to speak during the meeting you are required to complete all sections marked *.
Failure to complete all mandatory sections may result in your request to address meetings being denied.

DETAILS OF APPLICANT

Resident of Kingman Yes ____ No ____

*Name: Krystal Burge *Phone Number: 757-8250
*Address: _____

*Representing: TDC

*Topic: TDC ITEM

Agenda Item # 6d

REQUEST TO ADDRESS COUNCIL & COMMISSION MEETINGS

Date: 4-7-15

If you wish to speak during the meeting you are required to complete all sections marked *.
Failure to complete all mandatory sections may result in your request to address meetings being denied.

DETAILS OF APPLICANT

Resident of Kingman Yes X No ____

*Name: Kerry Glancy *Phone Number: 928-530-4571
*Address: 2001 Western Ave, Kingman AZ

*Representing: Kingman Pet Connection

*Topic: Kingman Shelter Needs

Agenda Item #
#5