

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

5:30 PM

**MINUTES
REGULAR MEETING**

Tuesday, January 5, 2016

CALL TO ORDER AND ROLL CALL

Mayor: Richard Anderson; **Vice-Mayor:** Carole Young; **Council:** Mark Abram, Larry Carver, Kenneth Dean, Jen Miles, Stuart Yocum

Officers: John Dougherty, City Manager; Carl Cooper, City Attorney; Jackie Walker, Human Resources and Risk Management Director; Robert DeVries, Chief of Police; Jake Rhoades, Fire Chief; Greg Henry, City Engineer; Mike Meersman, Parks & Recreation Director; Tina Moline, Finance Director; Gary Jeppson, Development Services Director; Rob Owen, Public Works Director; Jack Plaunty, Streets Superintendent; Joe Clos, Information Services Director; Sydney Muhle, City Clerk; Erin Roper, Deputy City Clerk and Recording Secretary

Mayor Anderson called the meeting to order at 5:30 P.M. All councilmembers were present.

INVOCATION

The invocation will be given by Grif Vautier of Kingman Presbyterian Church.

The invocation was given by Reverend Vautier after which the Pledge of Allegiance was said in unison.

PLEDGE OF ALLEGIANCE

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

1. APPROVAL OF MINUTES

- a. **There are no minutes to approve this meeting.**

2. APPOINTMENTS

- a. **Consideration of appointing and/or reappointing Economic Development and Marketing Commission (EDMC) members**

EDMC members Chuck Waalkens' and Susan Yamaguchi's terms expired on December 31, 2015. Ms. Yamaguchi did not seek reappointment. Mr. Waalkens expressed interest in serving a second term. The EDMC also has two vacant terms that expire December, 2017. On December 9, 2015 the EDMC voted 4-0 to recommend reappointing Chuck Waalkens for a second full term and to appointment Eugene Kirkham to his first full term. **Staff recommends approval.**

Chuck Waalkens stated his first term went quickly and was very enjoyable. Mr. Waalkens stated the commission voted to appoint him as the Chair for 2016 and wanted the Council's approval in order to continuing serving.

Eugene Kirkham stated he was looking forward to the change of serving on the EDMC instead of the Planning & Zoning Commission and hoped the Council would approve his appointment.

Councilmember Abram made a MOTION to APPOINT Eugene Kirkham to his first three year term and REAPPOINT Chuck Waalkens to a second three year term on the Economic Development and Marketing Commission. Councilmember Miles SECONDED and it was APPROVED by a vote of 7-0.

- b. **Consideration of reappointing Krystal Burge to the Tourism Development Commission**

(TDC)

Krystal Burge's term ended December 31, 2015. The TDC met on December 3, 2015 and recommended on a four-to-one vote to reappoint Ms. Burge. Ms. Burge has served four terms and is willing to serve another term, which requires a super-majority vote of the Council. **The TDC recommends approval.**

Krystal Burge stated her purpose for continuing to serve on the commission was to make the Powerhouse a landmark in the community. Ms. Burge stated the TDC worked hard to save funds and make the remodel of the Powerhouse a priority.

Councilmember Carver stated Ms. Burge was valuable TDC member due to the upcoming changes in management of the Powerhouse, but at some point term limits should be enforced as the Council does an injustice to the commissions by continuing to reappoint the same individuals.

Councilmember Carver stated he was not aware of any other candidates at this time. Councilmember Carver stated he was conflicted on Ms. Burge's reappointment due to those factors.

Ms. Burge stated Jan Davis would be submitting an application and she agreed with Councilmember Carver's concerns. Ms. Burge stated her reason for seeking reappointment was to protect the Powerhouse funds and remodeling plans. Ms. Burge stated she would happily resign from the commission once the project was complete.

Mayor Anderson stated it was important to have Ms. Burge's experience on the commission due to the upcoming organizational change of the Kingman Visitors Center coming under direct City management in July, 2016. Mayor Anderson stated he otherwise agreed with Councilmember Carver's points.

Councilmember Carver made a MOTION to REAPPOINT Krystal Burge to the Tourism Development Commission. Councilmember Yocum seconded and it was approved by a vote of 7-0.

3. AWARDS/RECOGNITION

a. Employee service 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	Blum, Thomas	Equipment Operator B	Street Dept
30	White, Harry	Welder	Fleet
10	Ackerson, Ronald	Crew Leader	Golf Course
10	Linne, Cindy	Court Clerk	Magistrate Court
10	Reed, Danny	Police Officer	Police
10	Rodriguez, Carlos	Bluestake Coordinator	Water Operating
5	Osborn, Dustin	Firefighter	Fire
5	Payton, Judy	Customer Service Representative	Water Admin
5	Vandekrol, Pam	Payroll/Accts Payable Clerk	Finance

Mayor and Council would also like to congratulate the following retirees on their retirement:

Linda Dorado-Corwin who retired from Water Administration on December 11, 2015 with 19 years of outstanding service.

Vice-Mayor Young read the names of the employees who were present and Mayor Anderson presented certificates to them.

Mayor Anderson thanked retiree Linda Dorado-Corwin for her years of service and thanked all City employees for their hard work.

4. 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.

Kingman resident Herberta Schroeder stated the Council needed to understand how audience members and constituents viewed meetings. Ms. Schroeder stated councilmembers should ask Staff questions on items because a lack of questions gave the appearance the councilmembers did not care. Ms. Schroeder stated it was inhumane to expect Staff to be at their best the day after a seven hour meeting. Ms. Schroeder stated long meetings also gave the impression the Council did not want constituents present as most people did not have the time to commit to long meetings. Ms. Schroeder stated arguing with people during a meeting should not be allowed. Ms. Schroeder stated the Council should heed the City Attorney's advice and also understand that Staff may be terse during meetings because they have worked a full day addressing other problems. Ms. Schroeder stated the Council should announce commission vacancies every meeting in order to encourage people to apply.

Kingman resident Dean Wolslagel stated the public needed to know there were problems with the administration of the Human Resources (HR) Department. Mr. Wolslagel stated there was a lot of nepotism and cronyism in the City, which created a code of silence in the community. Mr. Wolslagel stated he discovered discrepancies in finances in the Water Department in 2007, but he was labeled a disgruntled employee by the City Attorney and HR for reporting it. Mr. Wolslagel stated he sent a letter to the City Attorney in 2008 that detailed the illegal activities. Mr. Wolslagel stated there was a small group of people controlling communication in the City and employees were afraid to speak up because they could be fired like he was. Mr. Wolslagel stated the City needed a second opinion of its operations, which was why audits were important. Mr. Wolslagel stated he provided copies of his letter to the City Clerk for distribution to the Council as well as extra copies for the public; a copy is included at the end of this report.

Kingman resident Don D'Angina stated he wished to address the topic of Central Christian Church's conditional use permit (CUP) for the Central Commercial Building. Mr. D'Angina stated many areas around the country were losing track of putting churches in commercial areas and the City should not do that. Mr. D'Angina stated the City should be willing to put churches where they needed to go and there was no reason why the church should not be allowed to utilize the Central Commercial Building. Mr. D'Angina stated there was a lot of parking, especially on Sunday, and there was a Federal law that ordered the City to honor the request. Mr. D'Angina stated there were already churches downtown. Mr. D'Angina asked the Council to give the public a good reason why the CUP was denied. Mr. D'Angina stated the CUP should be approved.

Kingman resident Joe Longoria stated there was a lack of leadership in allowing former vice-mayor Mark Wimpee, Sr. to be attacked during a Council meeting. Mr. Longoria stated it showed a lack of decorum and a meeting was not the appropriate place to allow a person to be disparaged and his or her reputation torn apart. Mr. Longoria stated he knew Mr. Wimpee, Sr. had the opportunity to defend himself and it was admirable that he showed restraint and allowed the public to speak. Mr. Longoria stated he hoped the Council would not continue to allow the public to disparage people. Mr. Longoria stated Mohave County prohibited disparaging any member of the Board of Supervisors, Staff or audience during meetings and asked the Council to consider enacting this rule in order to prevent what happened to Mr. Wimpee, Sr. from happening again.

Kingman resident Marianne van Hasselt stated she appreciated the Council's vote on the Central Commercial Building conditional use permit (CUP). Ms. van Hasselt stated the Council was elected to represent what was best for Kingman and it appeared as if Central Christian Church expected preferential treatment. Ms. van Hasselt stated the church demanded to be allowed to park in the way of money or otherwise receive financial compensation. Ms. van Hasselt stated the church was not being a good neighbor by expecting everyone to support their religion through a property tax or an increase in sales tax.

5. 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. Utility easement agreement

The Kingman Police Department (KPD), with the assistance of the Parks & Recreation Department and Public Works Department, have expanded parking at KPD's facility. Staff removed shrubbery and graded an area to the north of the building; however, a utility pole and guide wire need to be removed to allow for barrier free parking. Unisource reviewed the site and agreed to remove the obstruction at no cost to the department upon completion of the attached utility easement agreement. **Staff recommends accepting the utility easement agreement.**

b. Liquor license application

Applicant Ruby Christina Duey of the Mohave Livestock Association has applied for a Series 15 Special Event Liquor License for an event taking place Saturday, February 13, 2016 from 4:30 P.M. to 2:00 A.M. at 301 N. 4th Street in Kingman. **Staff recommends approval.**

c. Liquor license application

Applicant Yvonne Woytovich of the Kingman Area Chamber of Commerce has applied for a Series 15 Special Event Liquor License for an event taking place Saturday, February 27, 2016 from 6:00 P.M. to 10:00 P.M. at 201 N. 4th Street in Kingman. **Staff recommends approval.**

d. Liquor license application

Applicant Jamie S. Taylor of the Route 66 Association of Kingman has applied for a Series 15 Special Event Liquor License for an event taking place Saturday, January 16, 2016 from 5:00 P.M. to 10:00 P.M. at 201 N. 4th Street in Kingman. **Staff recommends approval.**

e. Resolution 4988: authorization for banking activities

Resolution 4988 removes Diane Richards, Budget Analyst, and adds Aracely Rivas, Finance Administrator, as an authorized person to make wire transfers between the City's accounts. It removes the authorization for any person to make telephonic transfers between the City's accounts. **Staff recommends approval.**

Mayor Anderson stated item "5e" was pulled from the Consent Agenda as the individual identified in the resolution resigned.

Councilmember Yocum made a MOTION to APPROVE Consent Agenda items "5a" through "5d." Councilmember Young SECONDED and it was APPROVED by a vote of 7-0.

6. OLD BUSINESS

a. Public Hearing and consideration of Ordinance 1806: creating the Kingman Crossing Planned Development District (PDD) and applies this zoning district to the 151 acre area located south of Interstate 40 (I-40) in the Kingman Crossing area

The proposed Kingman Crossing PDD text has been revised since the public hearing held on November 3, 2015. The Planning and Zoning Commission held a public hearing on December 8, 2015 and recommended approval of the proposed district text with the exception to permit murals on exterior walls of buildings. Changes from the previous draft include: permission of poles in the area that are at least 1,000 feet from the section lines; more restrictive lighting standards; prohibition of mechanical lifts outside of buildings; requiring service bays to face north; and the permission of murals on exterior buildings. **The Planning and Zoning Commission and Staff recommend approval of Ordinance 1806.**

Development Services Director Gary Jeppson displayed the slides included in the agenda packet. Slide one was an introductory slide. On slide two Mr. Jeppson stated the 151 acre property was located south of Interstate 40 (I-40), west of Prospector Street and east of the power line on the

Sage Drive alignment. Mr. Jeppson reviewed slides three through five. Slide six showed a concept map developed in 2007. On slide seven Mr. Jeppson stated the map of the area to be rezoned had one minor correction, which was the removal of a small square of Unisource Engery Services property at the top left of the map. Mr. Jeppson reviewed slides 8 through 13. Mr. Jeppson reviewed slide 14 and stated the signage requirements would be similar to those enforced on Hualapai Mountain Road. On slide 15 Mr. Jeppson stated pole signs would be allowed in the boxed area on the map. Mr. Jeppson reviewed slides 16 through 20.

Councilmember Abram stated he believed citizens did not want to allow pole signs.

Mr. Jeppson stated the signs would only be permitted in the established area.

Councilmember Abram stated a monument sign would be preferable to a pole sign for aesthetic reasons.

Mr. Jeppson stated the signs would need 50 feet of skirting in order to reach 40 feet above the grade of I-40. Mr. Jeppson stated the skirting would need to be from the ground to the sign.

Councilmember Abram asked if there was a limit on the number of signs.

Mr. Jeppson stated a sign would only be allowed every 300 feet, which would equal a maximum of 8 signs for the area.

Vice-Mayor Young asked if there were any conditions for the design and color of murals.

Mr. Jeppson stated there was not and there were concerns regarding the point at which a mural becomes a sign.

Councilmember Carver asked if the pole signs would be allowed on the property to the north of I-40 and if the skirting was required. Councilmember Carver stated the sides should have uniform regulations.

Mr. Jeppson stated he would need to check on the regulations for the north side.

Councilmember Carver stated the issue of murals was contentious as some people liked them and others found them distracting.

Mayor Anderson opened the public hearing at 6:09 P.M.

Kingman resident Doug Dickmeyer stated Planning & Zoning Commissioner Angle suggested removing the language prohibiting pole signs and Mr. Jeppson made the changes to the ordinance. Mr. Dickmeyer stated allowing pole signs was contradicted the purpose of creating the PDD, which was formed to limit or prohibit items that were not compatible with the surrounding areas. Mr. Dickmeyer stated opposition to pole signs was heard at two public hearings. Mr. Dickmeyer stated the PDD ordinance was the cornerstone to Kingman Crossing and thanked the Staff for their hard work on it.

Ms. van Hasselt stated the skirting was a good idea and pole signs were necessary to attract people who were driving by on I-40. Ms. van Hasselt stated Mr. Jeppson spoke to the Sandbox Committee about murals, in particular the percentage of a mural that could pertain to a business without the mural becoming a sign. Ms. van Hasselt stated it would be beneficial to have signs and murals to tell people what shops were available.

Kingman resident Harley Petit stated the property was landlocked and it would take a lot of money to open up. Mr. Petit stated many years ago he suggested expanding Airway Avenue as a way to provide access. Mr. Petit stated the Kingman Crossing property should be used for a park, flood management and a new fire station. Mr. Petit stated there should be a crossing at Prospector Street as well as land set aside for an annual fireworks display. Mr. Petit stated the crossing could be a start to an interchange, which would allow the project to be completed in more manageable stages.

Mr. Petit stated the area would be visible from the freeway and draw people in, much like the Kingman Golf Course. Mr. Petit stated he hoped the Council would discuss his suggestions and postpone decisions if necessary.

Ms. van Hasselt asked why the ordinance required the City to wait to implement the PDD until the Arizona Department of Transportation (ADOT) put forth money for the interchange. Ms. van Hasselt stated the City should not have to wait if a person came forward with the money.

Mayor Anderson closed the public hearing at 6:17 P.M.

Councilmember Carver stated he wanted to know what the restrictions were on the north side of I-40 before making a decision as well as revisit the inclusion of murals and pole signs.

Councilmember Abram stated the conditions for the properties should be uniform, but he felt the skirting solved the aesthetic problem of pole signs. Councilmember Abram stated the City contained many murals that some people appreciated and others did not. Councilmember Abram stated murals on commercial buildings was part of the mystique of the City.

Councilmember Miles stated she agreed with uniform restrictions. Councilmember Miles stated she wanted to know if pole signs containing the names of several businesses would be required as a way to avoid an overcrowded frontage. Councilmember Miles stated murals were characteristic of historic downtown, but may not be appropriate for the new area.

Councilmember Miles made a MOTION to TABLE item "6a" until information on the conditions for the north side were known, the sign portion of the ordinance was reworked, and unified conditions for both sides of I-40 were developed. Councilmember Carver SECONDED and it was APPROVED by a vote of 7-0.

b. Adoption of Ordinance 1810: amendments to City Code Chapter 3, Article II, Section 3-22

On October 6, 2015, the Council directed Staff to amend the ordinance at the request of resident Amber Novak in order to permit livestock allowances on properly zoned property to be interchangeable. For the sake of efficiency, Staff also implemented further alterations to increase uniformity of language throughout the ordinance and clarify bird allowances in response to enforcement issues encountered by KPD personnel. **Staff recommends adopting Ordinance 1810.**

City Attorney Carl Cooper stated a citizen came forward and asked for the ability to swap out goats for other animals on properly zoned property. Mr. Cooper stated Assistant Attorney Lee Hocking revised some language in the ordinance and added the ability to make those substitutions.

Councilmember Miles made a MOTION to APPROVE Ordinance 1810. Councilmember Yocum SECONDED and it was APPROVED by a vote of 7-0.

c. Discussion and possible decision on work session

The Council will discuss and possibly direct staff to set a date for a work session to discuss the property tax levy, visioning, budget goals and annexation. Council must decide the levy amount by the second meeting in January, 2016. **Staff recommends setting a date for a work session between January 7-15, 2016.**

Mayor Anderson stated a work session was scheduled for January 7, 2016 at 3:30 P.M. at the Kingman Police Department.

7. NEW BUSINESS

a. Presentation and funding request from Help Animals Lives Today (H.A.L.T.)

Lotti Benker of H.A.L.T. is requesting the Council grant funding in the 2016-17 fiscal budget. Ms. Benker is also proposing the City ban the sale of puppies within the City limits unless a business license is granted and maintained. **While sympathetic to the lives of animals, Staff recommends denying the funding request as there are several adoption agencies in the area.**

Lotti Benker stated the agenda was incorrect and she did not suggest paying for a permit to breed dogs. Ms. Benker stated the issue of people breeding dogs and not being able to afford to have them vaccinated or spayed/neutered needed to be addressed. Ms. Benker stated there should be an ordinance that addressed the problem of people giving away unvaccinated dogs in parking lots. Ms. Benker stated canine parvovirus (parvo) was out of control in Kingman. Ms. Benker stated she was asking for three hours of manpower on Saturday or Sunday to patrol the parking lots where people gave away puppies. Ms. Benker stated she did not want anymore sick animals to circulate in the population and if there was an ordinance in place it may help to curb the problem. Ms. Benker stated there may come a time in the future where the City had the money available for people that could not afford to spay/neuter their pets.

Councilmember Miles stated it was a complicated request and enforcement must be considered when proposing new ordinances. Councilmember Miles stated this type of ordinance could cause people to continue the behavior outside of City limits or dump the animals in the desert. Councilmember Miles asked Ms. Benker if she worked with the other animal welfare agencies to form a unified request or suggested ordinance language.

Ms. Benker stated she did not want to involve law enforcement agencies because many of the officers did not know about laws relating to animals. Ms. Benker stated she was arrested for attempting to take a dog to a veterinarian instead of the animal shelter. Ms. Benker stated she was requesting outside monitoring of the situation such as a volunteer to patrol the areas for three hours on Saturdays and Sundays.

Councilmember Miles stated the issue needed to be referred back to the animal welfare groups in order to devise a unified approach. Councilmember Miles asked City Manager John Dougherty if he could coordinate the effort as he belonged to the board of the Western Arizona Humane Society. Councilmember Miles stated it would be excellent if Ms. Benker could take the lead on the project.

Mr. Cooper stated he and Mr. Dougherty would be involved as it would be a multi-step process.

b. Consideration of waiving Subsection 2.2(8)(iv) of the Subdivision Ordinance to permit Kingman Crossing LLC to seek a preliminary plat extension on Kingman Crossing Plat 1993

Kingman Crossing Tract 1993 Preliminary Plat is a 1,154 lot subdivision located south of Airway Avenue, east of the Castle Rock alignment, west of Prospector Street, and north of the Hualapai Campus of the Kingman Regional Medical Center. The preliminary plat was approved August 2, 2004 and the latest two year preliminary plat extension expired on November 6, 2014. Granting an extension of the existing preliminary plat allows the owner to plat without necessary right-of-way and then subsequently requires the City to acquire the houses and property necessary to construct the Kingman Crossing Boulevard as identified in the Kingman Crossing Design Concept Report. In the past the applicant has claimed no involvement with the commercial aspect of the Kingman Crossing area north of I-40, but Kingman Crossing LLC was the applicant on the General Plan amendment to designate this area as "Regional Commercial" in 2004. **Staff recommends not waiving Subsection 2.2 98)(iv) of the Subdivision Ordinance and thereby requiring the subdivider to apply for a new preliminary plat that includes the 130-foot wide right-of-way for Kingman Crossing Boulevard.**

Mayor Anderson stated item "7b" was pulled from the agenda.

c. Public hearing and consideration of Resolution 4987: approval of a one-year renewal of a conditional use permit (CUP) approved under Resolution 4860 to expand a mini-storage complex at 3442 Hualapai Mountain Road

Robert E. & Judith Bennett, applicants and property owners, requested approval of a one-year renewal of a CUP originally approved on October 15, 2013 to expand a mini-storage complex at 3442 Hualapai Mountain Road. The CUP allowed approximately 210 mini-storage units of varying sizes as well as an office, manager's residence, and garage as additions to the existing facility. Because a building permit was not obtained within one year, the applicant requested and received a one-year renewal of the CUP from the Council on December 2, 2014 with direction to Mr. Bennett that he must begin construction in one-year. On October 20, 2015, the City issued a grading permit for the subject

site; however, a building permit has not been obtained and grading has not taken place. The property owner is requesting another one-year renewal of the CUP. The Planning and Zoning Commission met on December 8, 2015 and held a public hearing on this request. There was no public opposition to this request for renewal. **The Planning and Zoning Commission voted 3-2 to recommend approval of the request for the one-year renewal of the CUP.**

Mr. Jeppson displayed the slides included in the agenda packet. Slide one was an introductory slide. Mr. Jeppson read slide two. On slide three Mr. Jeppson stated the property was located on Hualapai Mountain Road. Slide four was an aerial photo of the property. Mr. Jeppson reviewed slide five and stated copies of a letter from Mohave Engineering were supplied to the Council; a copy is included at the end of this report. Mr. Jeppson stated slide six was a previously displayed graphic of the applicant's plan for the property. Mr. Jeppson skipped to the recommendation slide and read the text.

Councilmember Abram asked if there was a stipulation that no further renewals would be granted.

Mr. Jeppson stated the Council made that stipulation in December, 2014.

Applicant Robert Bennett stated he apologized for asking the Council for another renewal, but he encountered civil engineering problems that created substantial delays. Mr. Bennett stated he made minor revisions to the grading plan and submitted it as well as the foundation and plumbing plans. Mr. Bennett stated he still needed an electrical plan and the building plans.

Councilmember Abram asked when the building plans would be completed.

Mr. Bennett stated it would take two months for the building plans and two weeks for the electrical plan. Mr. Bennett stated one of the problems with the CUP process in new construction was that it could take months to find an engineer or contractor after the permit was obtained and at that point people were hesitant to work with the applicant because the permit was close to expiring. Mr. Bennett stated engineers and contractors feared the permit would not be extended. Mr. Bennett stated there was only about eight months of working time. Mr. Bennett stated the CUP process needed to be revised and that while the fees were not an issue, the deadlines were too tight, especially in Kingman.

Vice-Mayor Young asked what problems Mr. Bennett encountered in the second year of the extension.

Mr. Bennett stated 90% of his problems were related to civil engineering. Mr. Bennett stated there were not a lot of civil engineers or qualified people in town. Mr. Bennett stated the extension should be approved due to the fact that the property had a CUP instead of the original zoning. Mr. Bennett stated he cooperated with the City and the right thing to do would be to approve the extension.

Mayor Anderson asked when the applicant would be able to submit the required information.

Mr. Jeppson stated the plans were submitted at 4:30 P.M. that afternoon, which did not leave enough time for review; however, they were not complete.

Mayor Anderson opened the public hearing at 6:45 P.M. There were no comments. Mayor Anderson closed the public hearing at 6:45 P.M.

Mayor Anderson stated he understood the shortage of civil engineers in Kingman, however, the project had been going on for over two years.

Councilmember Abram stated there was a long process in place after getting a CUP, however, many buildings in town were built without issue. Councilmember Abram stated the applicants had put a lot of money into the project.

Councilmember Dean asked what would happen if the Council did not grant an extension.

Mr. Jeppson stated Mr. Bennett would have to start the process over again by applying for another CUP.

Councilmember Miles asked if the documents Mr. Bennett submitted today would be able to be resubmitted.

Mr. Jeppson stated it was hard to determine as the plans were not reviewed. Mr. Jeppson stated it would also depend on whether the building codes remained unchanged.

Mayor Anderson asked if it was easier to start the process over or grant another extension.

Mr. Jeppson stated restarting the process would require the same time frame, property owner notifications, postings and publications. Mr. Jeppson stated there was no comment made at the public hearing tonight, which was much different than the hearing in December, 2014 when multiple property owners opposed the extension.

Councilmember Carver asked if it cost money to extend the CUP.

Mr. Jeppson stated it did not as the City already spent money on publishing.

Councilmember Carver made a MOTION to APPROVE an extension of the conditional use permit. Councilmember Yocum SECONDED and it was APPROVED by a vote of 6-1 with Vice-Mayor Young voting NAY.

d. Pavement management study

The Street Department would like approval to hire The Barnhardt Group, a pavement management consultant, to conduct a pavement management study. Asphalt treated roads within the City Limits will be inspected and rated with a PCI (pavement condition index) and the quantity center line miles of asphalt will be established. This information will be used with a software program to outline which roads need maintenance work, the appropriate treatment, and estimated cost. **Staff recommends approval.**

Streets Superintendent Jack Plaunty displayed slides, which are included at the end of this report. Slide one was an introductory slide. On slide two Mr. Plaunty reviewed the information and stated the program could extend the life of pavement at the most cost effective price. On slide three Mr. Plaunty stated the City's pavement inventory was outdated. Mr. Plaunty reviewed slide four. On slide five Mr. Plaunty stated most chip seal labor was completed with City personnel, though some labor was contracted out during 2015 due to City staffing shortages. On slide six Mr. Plaunty stated the first part of the illustration showed the declining pavement condition. Mr. Plaunty stated the second large curve tracked major rehabilitation work and the smaller curve was preventative maintenance. Mr. Plaunty stated low cost repair was eventually not feasible due to the age of the asphalt, but the goal was to extend that date. On slide seven Mr. Plaunty stated the condition of the asphalt dictated the repair options on the decision tree. Mr. Plaunty stated the average cost for crack repair was less than \$1.00, though it was very labor intensive, while chip seal cost \$1.50 per square yard and overlays \$30 or more per square yard. On slide eight Mr. Plaunty stated well maintained roads improved the appearance of the community as well as prevented hidden costs such as damage caused by potholes and shoulder blowouts. On slide nine Mr. Plaunty stated the analysis step would consist of data collection on every road in the City. Mr. Plaunty stated the survey results would allow a PCI between 1 and 100 to be assigned to each road. Mr. Plaunty stated the goal was to have the highest realistic PCI. Mr. Plaunty stated the information would then be used to select an appropriate treatment and the lower the PCI number the higher the cost of treatment. Mr. Plaunty stated the next issue was funding and the system could help the City budget for different repair scenarios for all roads in the City limits. Mr. Plaunty stated the maintenance portion of the graphic referred to the actual work to be completed and the information gathered would tell Staff what work needed to be done and what could be completed in a year. Mr. Plaunty stated the feedback process involved taking all the gathered information and putting it back into the database to create the inventory. Mr. Plaunty stated the cycle would repeat with the new information and generate new recommendations based on that information. On slide 10 Mr. Plaunty stated the goal of preservation was to restore serviceability and prevent aging. Mr. Plaunty reviewed slide 11. On slide 12 Mr. Plaunty stated the

commitment portion of the process would require multiple departments. Mr. Plaunty stated the information would need to be updated every year. Mr. Plaunty stated the initial inventory would encompass every street in the City limits, however, once it was established one-third of the City would be completed each year. Mr. Plaunty stated training would be vital to the success of the program as well as funding. Mr. Plaunty stated the City spent \$90,000 per day on chip seal material alone during the 2015 project. Mr. Plaunty stated the City may never be able to reduce funding needs, but the road conditions would improve. Slide 13 was a conclusion slide.

Councilmember Abram asked for the overall funding impact.

Mr. Plaunty stated there was a yearly software fee of \$1,500 per year, though the first year was included in the initial startup costs. Mr. Plaunty stated the City could integrate the system into the sign inventory program, which would cost \$3,000 per year. Mr. Plaunty stated the overall estimate of the project was \$30,000 to \$50,000 per year, but it was hard to estimate because the City did not have a current inventory and that was the bulk of the expense.

Councilmember Abram asked if there were any examples of how much the program saved other communities.

Mr. Plaunty stated there was a list of communities, home owners' associations (HOA) and reservations that Staff could call and ask questions.

Councilmember Abram asked if the inventory took traffic into consideration.

Mr. Plaunty stated there was an algorithm that could be applied to the models to account for traffic. Mr. Plaunty stated the goal was to maintain a high PCI for all roads and there were indirect problems caused by roads in poor conditions even if the roads did not receive a lot of traffic.

Councilmember Miles asked about the 10 year management plan outlined in the supporting material.

Mr. Plaunty stated the system would create management plans and models based on the City's goals and PCI. Mr. Plaunty stated the City's PCI would most likely be low due to the lack of information and maintenance. Mr. Plaunty stated ample training was also included.

Vice-Mayor Young asked what the price included.

Mr. Plaunty stated it included the software, data collection and input, follow up presentation, and training.

Councilmember Miles asked why the City was receiving a 50% discount on the system.

Mr. Plaunty stated he received notification of the discount from the company and the City was one of three agencies to receive the discount. Mr. Plaunty stated the inventory and management system was a project the department intended to eventually complete and the excellent opportunity came about with the discounted price.

Councilmember Dean asked how Mr. Plaunty knew it was a discounted price if he did not have prices from other companies.

Mr. Plaunty stated Assistant Engineer Frank Marbury helped him verify it was a good price through his contacts at a pavement management association.

Councilmember Dean asked how Mr. Plaunty knew the price would not change without having a completed inventory.

Mr. Plaunty stated he back calculated the number of lane miles and rounded up. Mr. Plaunty stated the City would not be charged the full amount if the number of miles was under the estimate.

Councilmember Miles asked if bids were required.

Mr. Plaunty stated professional services did not require bids.

Mayor Anderson stated 2006 was the last time the City spent a lot of money on roads and maintenance was not performed until 2015. Mayor Anderson stated many new roads were created due to increased construction. Mayor Anderson stated road conditions were the next priority after police and fire services and he recognized that the Streets Department had not spent a lot of highway user revenue funds (HURF) this year. Mayor Anderson stated the City needed the inventory and management system, which would not include dirt roads.

Mr. Plaunty stated it was correct that the system only addressed pavement and not grading or drainage. Mr. Plaunty stated the department was working towards including those areas as the requirements for these issues were increasing and would continue to do so as the City expanded.

Councilmember Abram made a MOTION to APPROVE the contract with The Barnhardt Group to conduct a pavement management study. Councilmember Yocum SECONDED and it was APPROVED by a vote of 7-0.

8. REPORTS

Board, Commission and Committee Reports by Council Liaisons

Vice-Mayor Young stated it was time to reassign liaison positions.

Mayor Anderson directed Staff to create an item on the next agenda to reassign liaison positions.

9. ANNOUNCEMENTS BY MAYOR, COUNCIL MEMBERS, CITY MANAGER

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

Mr. Dougherty asked if Council wanted Staff to look into Mr. Longoria's suggestion.

Mayor Anderson said yes.

Councilmember Miles stated the Council should consider implementing some norms and protocols. Councilmember Miles stated she and Mr. Cooper were researching the topic and it would hopefully be an agenda item in the near future.

Mayor Anderson stated he would attend the rural transportation meeting next week.

10. EXECUTIVE SESSION

a. Executive Session

Pursuant to ARS 38-431.03(A)(4), the City Attorney requests the Council enter executive session to discuss a Notice of Claim filed by the Central Christian Church regarding the City's denial of a CUP.

Councilmember Abram made a MOTION to ENTER Executive Session. Vice-Mayor Young SECONDED and it was APPROVED by a vote of 7-0.

The Council entered Executive Session at 7:27 P.M. The Council returned from Executive Session at 8:23 P.M.

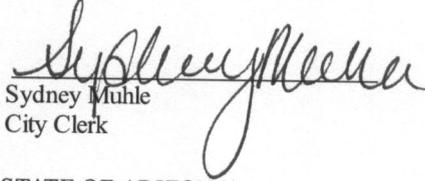
Mayor Anderson directed Staff to discuss an equitable solution with the applicant.

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

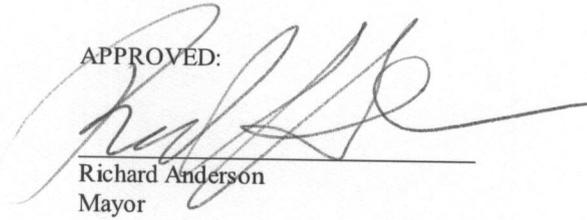
ADJOURNMENT - 8:24 P.M.

ADJOURNMENT

ATTEST:


Sydney Muhle
City Clerk

APPROVED:

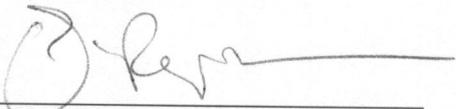

Richard Anderson
Mayor

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

CERTIFICATE OF COUNCIL MINUTES

I, Erin Roper, Deputy 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 January 5, 2016.

Dated this 19th day of January, 2016.


Erin Roper, Deputy City Clerk and Recording Secretary



3

2008

4-3-08
City of Kingman City Council
Mayor and City Council
City Of Kingman, Arizona

Dear City of Kingman City Council,

This letter is in response to actions by key city staff that appear to be in violation of our City, State and Federal laws. As a Public employee/official and a servant of the public I must follow the law. I took an Oath when I became an employee of the city(ARS 38-231) and I must honor it.

I submitted a complaint to the city attorney over 2 months ago .With this I submitted 30+ photographs and a 7 page report which described over 30 possible violations of Arizona and Federal Clean Water laws and 2 that even showed possible violations under the criminal code as a class 6 felony. No action was taken by the city on 90% of the issues.

It is very clear Mr. George Sedich, Mr. Jack Kramer and Mrs. Jackie Walker are very good friends, but they all fail to understand this is a Government body, not a private business.

Attempts at intimidating a public official who is performing his sworn duty by creating false accusations is punishable by a \$25,000 fine. As a public water worker and certified water operator, I find it very disturbing that a small group of city staffers has formed what can only be called a protective network that seems to operate outside our laws.

Protection of the water system is required under federal law. It's very clear that Mr.Sedich was put in his position because of friendship, but water operations is very serious requiring honest services by trained experienced staff. Mr.Sedich was promoted from purchasing...how does that qualify one to operate a class 4 Water system? He admitted to me he has never supervised workers before. Another major concern is why didn't Mr.Kramer make sure the system is operated by a class 4 operator as required and not by the current class 3 operator? Friendship is fine, but the public must get honest services.

The failure of Human resources to fulfill their obligation to train managers on the selection process is the root of this problem. If HR had done their job this whole mess would never have come up. If Mr.Cooper had done his job by simply asking a professional water expert about my concerns I would not have to file another complaint with the State Attorney Generals office as what I am seeing is a direct danger to the publics' welfare.

I reported a foreign substance in a water line in the county area to Mr.Sedich and he simply refused to have the sample tested. Why in the world would we not test ??? Look at the 7 page report carefully and you'll find some very serious items ..but who has been written up and reprimanded ...only me.

77

of Kingman City Council
or and City Council
ty Of Kingman, Arizona
Continued...

I have never been written up in my career and to have this group act in what can only be called collusion and conspiracy to protect themselves' at the risk of the publics health simply makes me sick.

Recently I received an email from a School District #20 official who stated that Mr.Sedich told him that the Water Well(Santa Fe) which had excessive Nitrates was off and not running prior to the test and it was only turned on during the water test. According to Well log sheets Mr.Sedich did not tell the truth...the well was on prior to being tested and 2 of our operators verified that with me. Honest services must be provided to the public!

I'm sorry but the public will not be happy if this situation leaks out .I am required by law to keep it only to the public agencies involved in the investigations, but I don't control everything.

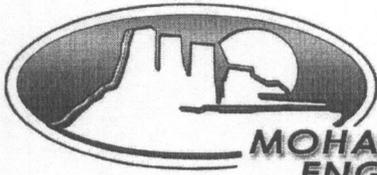
Protecting the water supply for 46,000 people outweighs any concerns I have for work relationships and I don't want to go jail for getting people sick from water borne problems. I tried to work with the internal staff but they only seem to make it worse, so I must file documents with State and Federal officials in order to provide for the general welfare of the community.

Sincerely,

Dean Wolslagel
Water Conservation Coordinator
City of Kingman

PS Please do not have Carl erase the tape of todays (4-4-08) meeting...it will be needed.

78



**MOHAVE
ENGINEERING
ASSOCIATES, INC.**

Land Development Consultants

*Civil Engineering
Land Surveying
Materials Testing*

December 29, 2015

The Honorable Richard Anderson, Mayor of Kingman
and Members of the Kingman City Council
Kingman City Hall
310 N Fourth St
Kingman, AZ 86401

RE: Hualapai Storage Units Phase II
3442 Hualpai Mtn Rd, Kingman, AZ
COK Project #GRD 14-0010

Dear Mayor Anderson and Members of the City Council,

The offsite street improvement and onsite grading plans for this project were approved by the City of Kingman on 06/15/15 and 04/30/15 respectively. As of the date of this letter Mohave Engineering Associates, Inc (MEAI) has not been fully compensated for the completion of these plans. Repeated attempts have been made to reconcile this account with the project developer.

Until the past due balance against the account has been resolved, these plans are considered the property of MEAI. The City of Kingman should be aware that MEAI will not authorize the use of these plans or provide required future services related to said project until payment for the completed services to date has been made.

Sincerely,



Peter Proffit, P.E.

President

Pavement Management System

City of Kingman
Public Works



What Is A Pavement Preservation And Management System (PMS)?

Pavement preservation is a planned system of treating pavements to maximize the life cycle as cost effectively as possible.

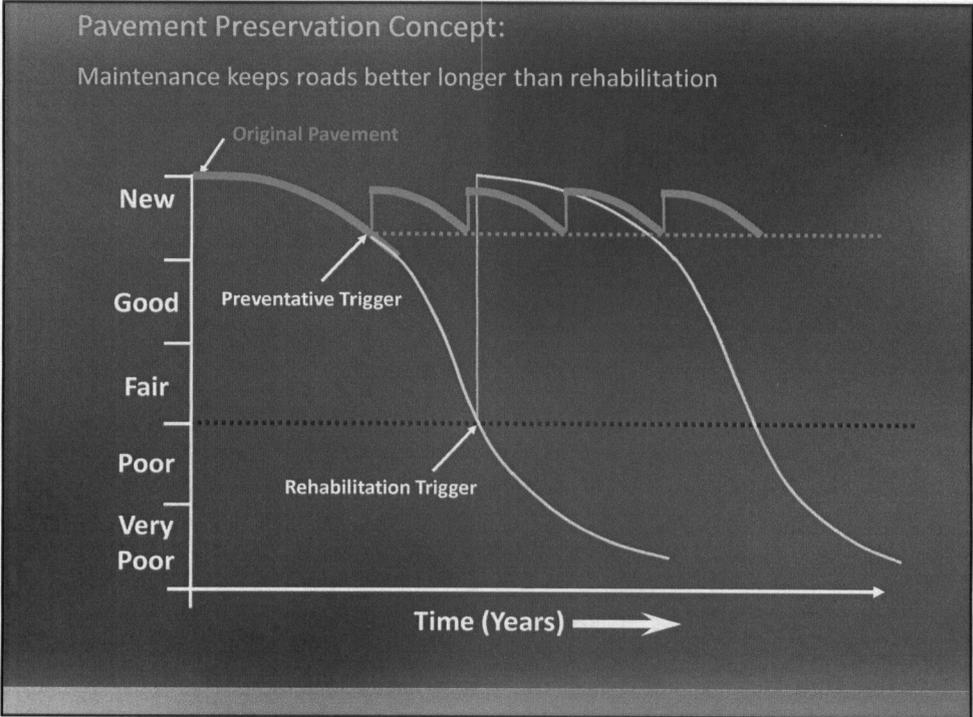
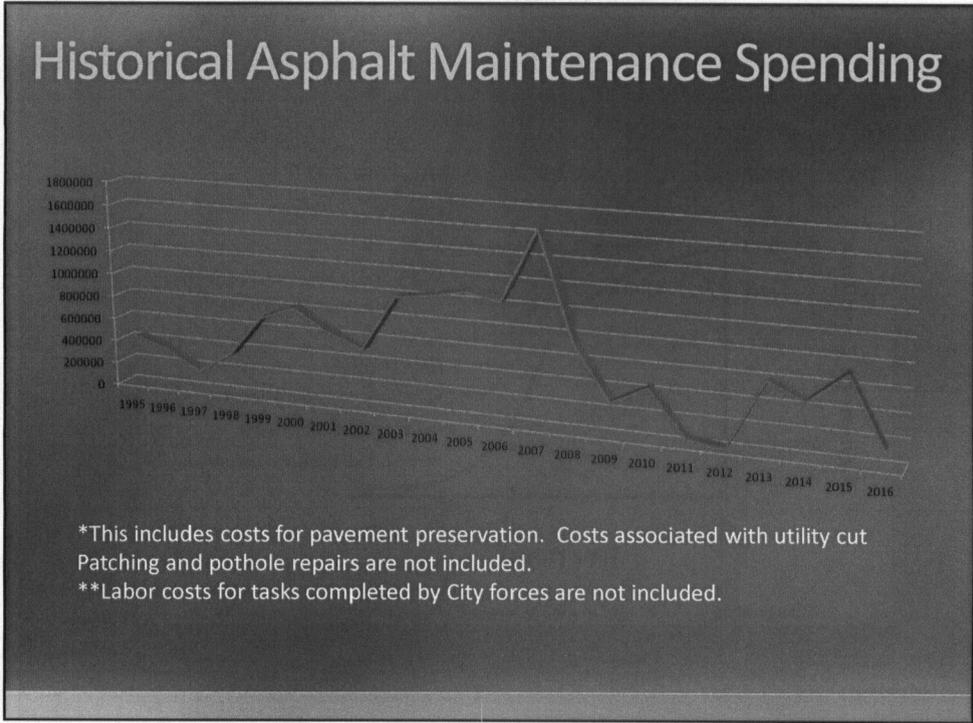
- Helps to make informed decisions and budget for the work required to maintain asphalt.
- This requires completing pavement maintenance early, and proactively, to achieve the lowest maintenance cost possible.
- In short a pavement management system is Asset Management.

Where Are We Now?

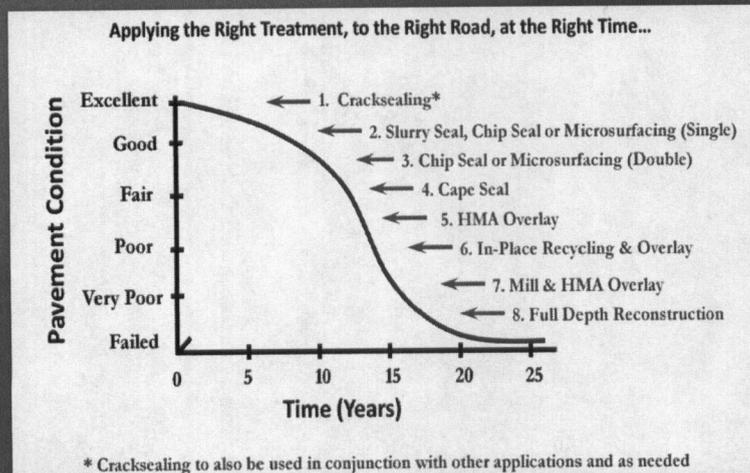
- Kingman Public Works has approximately 4 million square yards of paved roads.
- We do not have an up to date inventory of paved streets.
- We do not have a database with pavement conditions.
- The City primarily utilized a chip seal and overlay program for pavement preservation but, due to budget cuts pavement preservation was drastically cut in 2008. Two projects, in 2014 and 2015, have been completed totaling 663,464 square yards.

Where Are We Now?

- The most recent projects were completed on a priority basis. Arterial and collector streets were completed due to the volume of traffic they carry.
- Due to the lack of funding there is a 13 year maintenance backlog of untreated roads.
- Current funding does not address the backlog of roads which require maintenance.



Treatment Selection Sample The "Toolbox"



*As the PCI decreases, the cost of the treatment required to restore the asphalt condition increases.

Benefits of A PMS

Improved Customer Satisfaction

- Improves Level of Service.
- Keeps them (and you) happy.

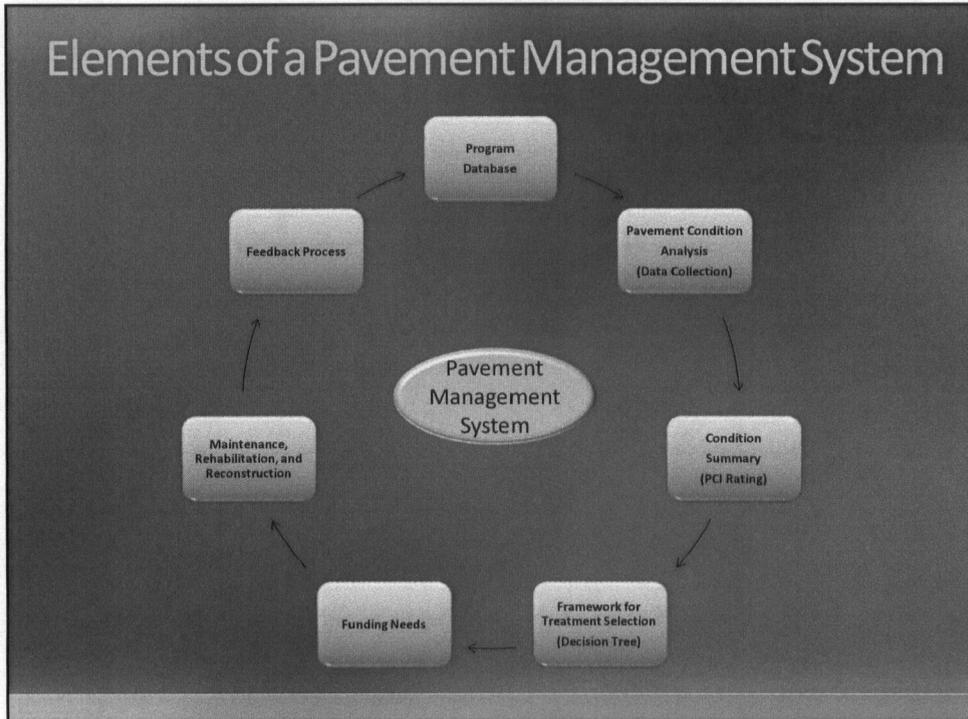
Informed Decision Making

- The right treatment, done on the right road, at the right time.
- Maintenance can save 15% to 65% over rehabilitation and also, provides a lower life cycle cost.
- Saves them (and you) money.

Improved Safety

- Keeps them (and you) safer.

Elements of a Pavement Management System



Categories of Pavement Preservation

Type of Activity	Increase Capacity	Increase Strength	Reduce Aging	Restore Serviceability
New Construction	X	X	X	X
Reconstruction	X	X	X	X
Major Rehab		X	X	X
Structural Overlay		X	X	X
Minor Rehab			X	X
Preventative Maintenance			X	X
Routine Maintenance				X
Corrective Maintenance				X
Catastrophic Maintenance				X

How Will The Current Pavement Management Survey Proposal Help US?

Inventory

- The Consultant will inspect and inventory every paved road within the City Limits. This will provide an accurate inventory and quantity of asphalt.

PCI Ratings

- Current pavement condition index will allow informed decisions to be made in regards to pavement maintenance needs.

Budgeting

- Identify maintenance and rehabilitation strategies based on the current budget or by a target driven objective. A sample of a target would be increasing your PCI to a predetermined level over a 5 year period.
- Having an accurate inventory, PCI and maintenance program will help estimate funding needs.
- Lower life cycle costs of paved streets .

Customer Satisfaction

- Maintenance will improve the serviceability and appearance of our paved streets.

What Will Be Required In The Future?

Commitment

- Both long and short term commitment is required for a successful pavement management system.
- A pavement management system will require multiple departments to maintain and keep up to date.

Annual inspection

- Annual inspection of a portion paved streets will be required to keep the database current. This is typically 1/3 of paved streets per year.

Personnel

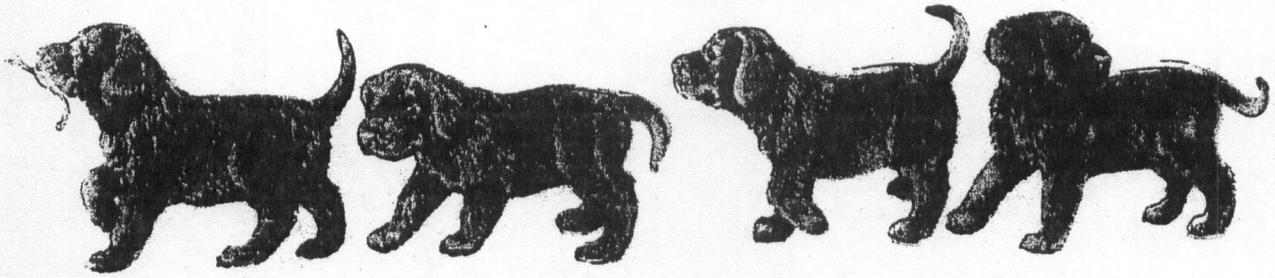
- Ensuring there is enough personnel to complete required pavement maintenance tasks as well as other maintenance activities.
- Training personnel in the functions and use of a pavement management system.

Funding

- Money to complete required maintenance and maintain the pavement management system.



Questions?



HAPPY

PAWS

*Presented by Help Animals Lives Today (HALT)
and all of the members and kind volunteers*

Fall 2015

A note from our President: Lotti B. Benker

Hello Kingman

We are proud to inform you, that we have saved over 5.500 pets (cats and dogs) in the last 15 years , saved from euthanasia and found them good and caring homes, thanks to all our volunteers, who have helped to display them at adoption sites, who conducted transports to southern Ca, who came to walk dogs on leashes, played with them and socialized as well.

All of these functions are vital for the success of our organization. And if we had more help, we could even save more lives Would this not be a challenge for you? If it is, please fill out a volunteer application found on our website: www.haltaz.net And we would be happy to introduce you to our lonely pets. The more they are socialized and regain trust in mankind again – the better their chances will be for adoption.. Sometimes it takes months before a pet is ready to accept us. Would you please help us? Thank you.

According to national statistics every 10 seconds a pet will die in shelters, because it did not find a home. Please help us to change that. We cannot change the world, but we can change our own community. They say it takes a village to raise a child, I say it takes a community to band together to take care of all the lost and abandoned (and mostly frightened) pets in their own neighborhood,

Did you know?

To spay or neuter your pet is the best solution?

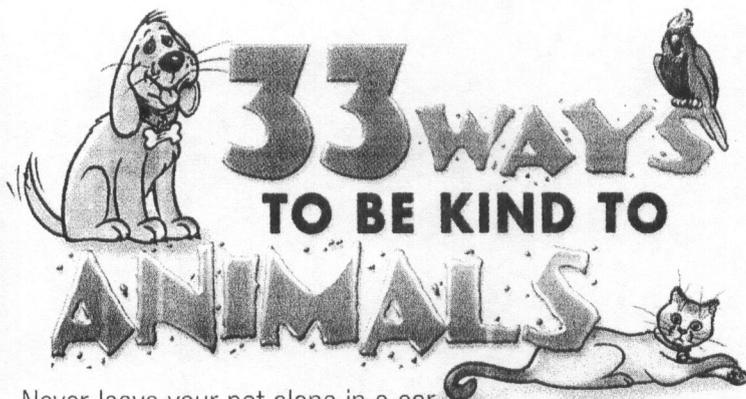
If you have a stray or abandoned pet in your household after 7 days it is legally yours.

A puppy 4 months of age is required to have a rabies vaccine

If your dog ever bites a person, you have the right to choose if you want it quarantined at the local shelter or brought to your veterinarian clinic for the next 10 days for observation.

This is AZ law our local law enforcement did not know this, but arrested me and threw me in jail over night for

“interfering with the police.” Sadly the 10 week old puppy involved developed distemper at the pound and had only a very short life. His name was “Andy” I will never forget him.



33 WAYS TO BE KIND TO ANIMALS

Never leave your pet alone in a car

- Spay or neuter your dog or cat
- Adopt pets from an animal shelter
- Never kick, hit or spank a pet
- Spend quality time with your pet daily
- Use a non-choking collar on your dog or cat
- Provide nutritious food and constant fresh water for your pets
- Keep chocolate away from pets; it can poison them
- Take pets for annual health exams and recommended vaccinations
- Only provide toys approved for their use
- Keep pets away from toxic household chemicals
- Make sure they always wear up-to-date ID tags
- Read books as a family about animal care
- Quit smoking; secondhand smoke can cause allergies in animals
- Provide pets with plenty of exercise
- Make sure they have constant access to shade in the summer, heat in the winter, and a place that's always dry
- Brush your dog's and cat's teeth
- Groom your pet often
- Never give pets any medicine without a vet's approval
- Don't let pets eat string, yarn and rubber bands; they can cause an intestinal blockage
- Keep your vet's office and emergency numbers handy
- Learn CPR and choking rescue for pets
- Volunteer to help care for a busy or elderly neighbor's pet
- Be alert when driving to avoid hitting animals
- Volunteer at an animal shelter
- Buy from companies that don't use animals in testing
- Report animal abuse to proper authorities
- Report injured dogs and cats you find to an animal shelter and injured wildlife to a wildlife rehabilitation center
- Pick up litter that might hurt animals
- Put up a bird feeder
- Never buy anything made from wild animals
- Leave all wild animals, including insects, in their natural homes
- Plant trees and shrubs in your back yard to make birds and other wildlife feel welcome.

Printed in the U.S.A. © The Positive Line™ #79930

Help Animals Lives Today

Please spay or neuter your Pet



Lotti B. Benker - President

*Member of SAWA
(Society of Animal Welfare Administrators)*

6625 Massachusetts Drive
Kingman, AZ 86409

Phone: 928-692-8940

Fax: 928-692-5277

E-mail: lottibnkr@citlink.net
Website: www.haltaz.net

We Love Volunteers!



H.A.L.T.

an all volunteer organization,
everything we do depends on the efforts
of people from our community. Please
consider helping us save lives.

Help From Home:

- promote our adoptable pets on Facebook
- donate vests and other accessories to
help our pets get noticed at events

Help In Town:

- bring a leash at Petco/PetSmart at our
biweekly adoption events.
- Fundraise / Gather Donations
- Staff our rummage sales
- Foster a pet

Help At The Sanctuary

- answer phones and help in the office
- Train and socialize pets
- Walk dogs
- Clean and care for animals
- basic maintenance and repair
around the kennels
- provide a transport of pets to California

For more information on how you can
please call us at 928-692-8940
or a volunteer form on our website

www.haltaz.net



To laugh often and much;
To win the respect of intelligent
people and affection of children;
To earn the appreciation of
honest critics and endure the
betrayal of false friends;
To appreciate beauty, to find the
best in others, to leave the world
a little better whether by a
healthy child, a garden patch or
a redeemed social condition;
To know even one life has
breathed easier because you
have lived, this is to have
succeeded.

Ralph Waldo Emerson