

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

5:30 P.M.

**ACTION AGENDA**

**Tuesday, April 7, 2015**

**REGULAR MEETING**

**CALL TO ORDER & ROLL CALL --- ALL COUNCILMEMBERS WERE PRESENT.**

**INVOCATION** was be given by **City Attorney Carl Cooper.**

**PLEDGE OF ALLEGIANCE**

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

**1. APPROVAL OF MINUTES**

- a. The Special Meeting minutes of January 23, 2015. **MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**
- b. The Work Session meeting minutes of March 3, 2015. **MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**
- c. The Regular Meeting minutes of March 17, 2015. **MOTION TO APPROVE WAS PASSED 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:

<b>Yrs of Service</b>	<b>Name</b>	<b>Title</b>	<b>Department</b>
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
			Pools
5	Terry, Charles	Pool Operator	

3. **CALL TO THE PUBLIC - COMMENTS FROM THE PUBLIC**

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

4. **CONSENT AGENDA**

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

a. **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. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

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. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

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. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

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. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

**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. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

**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. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

**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. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

**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. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

**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. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

**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. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

**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. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

**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. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

**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. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

**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. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

**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. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

**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. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

**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. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

**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. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

**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. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

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

On January 6<sup>th</sup>, 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. MOTION TO APPROVE WAS PASSED 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. **UPDATE ONLY.**

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 FOR INFORMATION AND DISCUSSION ONLY.**

**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. MOTION TO APPROVE WAS PASSED 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. MOTION TO APPROVE WAS PASSED 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. **THIS ITEM WAS TABLED TO MAY 5, 2015 REGULAR COUNCIL MEETING.**

**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. MOTION TO APPROVE WAS PASSED 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. MOTION TO APPROVE WAS PASSED 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. MOTION TO APPROVE WAS PASSED 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. MOTION TO DENY AND SEND BACK FOR REVISION WAS PASSED BY A VOT 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. **THIS ITEM WAS FOR INFORMATION AND DISCUSSION ONLY.**

**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. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

**7. REPORTS**

**Board, Commission and Committee Reports by Council Liaisons**

**8. ANNOUNCEMENTS BY MAYOR, COUNCIL MEMBERS, CITY MANAGER**

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

**If needed.**

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:

**MOTION TO GO INTO EXECUTIVE SESSION WAS PASSED BY A VOTE OF 7-0.**

**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 24<sup>th</sup>, 2015, any further screening processes and begin discussion of the interview process. Staff is requesting direction from Council on this item.

**ADJOURNMENT --- MOTION TO ADJOURN WAS PASSED BY A VOTE OF 7-0.**

Posted \_\_\_\_\_ by \_\_\_\_\_