

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

5:30 PM

AGENDA

Tuesday, January 5, 2016

REGULAR MEETING

CALL TO ORDER AND ROLL CALL --- ALL COUNCIL MEMBERS WERE PRESENT.

INVOCATION

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

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. MOTION TO APPOINT EUGENE KIRKHAM AND REAPPOINT CHUCK WAALKENS TO THE ECONOMIC DEVELOPMENT AND MARKETING COMMISSION WAS PASSED 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. MOTION TO REAPPOINT KRYSTAL BURGE TO THE TOURISM DEVELOPMENT COMMISSION WAS PASSED 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	e 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.

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.

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

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

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

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

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. THIS ITEM WAS PULLED FROM THE AGENDA. NO ACTION WAS TAKEN.**

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. MOTION TO TABLE WAS PASSED 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. MOTION TO APPROVE WAS PASSED 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 ANNOUNCED THAT A WORK SESSION WAS SCHEDULED FOR JANUARY 7, 2016, AT 3:30 P.M. AND WOULD TAKE PLACE 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. This item was referred back to local animal rights groups to find a unified approach and bring back proposed ordinance language to the City Attorney and City Manager.**

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. THIS ITEM WAS PULLED FROM THE AGENDA BY THE APPLICANT. NO ACTION WAS TAKEN.**

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. MOTION TO APPROVE WAS PASSED BY A VOTE OF 6-1 WITH COUNCILMEMBER 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. MOTION TO APPROVED WAS PASSED BY A VOTE OF 7-0.**

8. REPORTS

Board, Commission and Committee Reports by Council Liaisons

9. ANNOUNCEMENTS BY MAYOR, COUNCIL MEMBERS, CITY MANAGER

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

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

DIRECTION WAS PROVIDED TO STAFF TO MEET WITH THE APPLICANT TO SEE IF THEY COULD REACH AN EQUITABLE SOLUTION.

ADJOURNMENT