

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

5:30 PM

**MINUTES
REGULAR MEETING**

Tuesday, January 19, 2016

CALL TO ORDER AND ROLL CALL

Members	Officers	Visitors Signing in
Richard Anderson – Mayor	John Dougherty, City Manager	See attached list
Carole Young - Vice-Mayor	Jackie Walker, Human Resources Director	
Mark Abram	Carl Cooper, City Attorney	
Larry Carver	Jake Rhoades, Fire Chief	
Kenneth Dean	Greg Henry, City Engineer	
Jen Miles	Robert DeVries, Chief of Police	
Stuart Yocum	Mike Meersman, Parks and Recreation Director	
	Tina Moline, Finance Director	
	Gary Jeppson, Development Services Director	
	Rob Owen, Public Works Director	
	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 5:31 P.M. All councilmembers were present.

INVOCATION

The invocation will be given by Pete Ernst of Manzanita Baptist Church

Pastor Ernst provided the invocation 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. The Regular Meeting Minutes of December 15, 2015

Councilmember Abram made a MOTION to APPROVE the Regular Meeting minutes of December 15, 2015. Councilmember Miles SECONDED and it was APPROVED by a vote of 7-0.

b. The Regular Meeting and Executive Session minutes of January 5, 2016

Councilmember Miles made a MOTION to APPROVE the Regular Meeting and Executive Session minutes of January 5, 2016. Councilmember Yocum SECONDED and it was APPROVED by a vote of 7-0.

2. APPOINTMENTS

a. Consideration of appointing Jan Davis to the Tourism Development Commission (TDC)

The TDC has a vacancy with the expiration of the term of Jim Baker. The TDC met on January 7, 2016 and recommended appointing Jan Davis to a term from January 1, 2016 to December 31, 2018. **Staff recommends approval.**

Jan Davis stated she lived in Kingman for 18 years and was involved in tourism for the last 15 years with the Route 66 Association as a volunteer and currently a paid employee. Ms. Davis stated tourism brought people to Kingman and kept them there. Ms. Davis stated Kingman was on a good path and she wanted to keep the City on that path.

Councilmember Abram made a MOTION to APPOINT Jan Davis to the Tourism Development Commission. Vice-Mayor Young SECONDED and it was APPROVED by a vote of 7-0.

b. Consideration of appointing Economic Development and Marketing Commission (EDMC) members

The EDMC has two vacant terms that expire December, 2017. On January 13, 2016 the EDMC voted 5-0 to recommend appointing Alasandra Reynolds and Burt Dubin to fill the two vacant terms. **Staff recommends approval.**

Mayor Anderson stated Burt Dubin withdrew his application.

Alesandra Reynolds stated she went by "Alie" and was a graduate of Michigan State University. Ms. Reynolds stated she had teaching experience as well as experience operating retail boutiques and real estate offices. Ms. Reynolds stated she held real estate licenses in three different states and many real estate certifications, though she was retired from the real estate business. Ms. Reynolds stated she served on several public and private boards and had a reputation for being pro-business. Ms. Reynolds stated she wanted the opportunity to continue working in an official capacity by serving on the EDMC.

Councilmember Yocum made a MOTION to APPOINT Alesandra Reynolds to the Economic Development and Marketing Commission. Vice-Mayor Young SECONDED and it was APPROVED by a vote of 7-0.

c. Discussion and appointment of Council Liaisons to City of Kingman Boards and Commissions

Mayor Anderson read the list of City boards and commissions and the councilmembers volunteered for each one. The councilmembers were assigned to the following liaison positions:

- Board of Adjustment - Councilmember Abram
- Board of Appeals - Vice-Mayor Young
- Business License Review Board - Vice-Mayor Young
- Clean City Commission - Mayor Anderson
- Economic Development and Marketing Commission - Councilmember Abram
- Golf Course Advisory Commission - Councilmember Dean
- Historic Design Review Board - Councilmember Carver
- Historic Preservation Commission - Councilmember Miles
- Industrial Development Board - Councilmember Yocum
- Kingman Airport Authority - Vice-Mayor Young
- Public Safety Personnel Retirement Board - Councilmember Carver
- Municipal Property Corporation - Councilmember Abram
- Municipal Utilities Commission - Mayor Anderson
- Parks & Recreation Commission - Councilmember Carver
- Planning & Zoning Commission - Councilmember Yocum
- Tourism Development Commission - Councilmember Miles
- Transit Advisory Commission - Councilmember Yocum
- Western Arizona Council of Governments Executive Committee - Mayor Anderson
- Youth Advisory Commission - Councilmember Carver

d. Discussion and appointment of Council Liaison for the Western Arizona Council of Governments (WACOG) Executive Committee

This item was addressed in item "2c."

3. AWARDS/RECOGNITION

a. Promotion badge pinning/employee introduction

The fire department has recently promoted and/or hired numerous positions. The fire department would like to conduct badge pinning for the following ranks:

Oscar Lopez	Fire Prevention Specialist	11/9/2015
Justin Garcia	Firefighter	7/29/2015
Brett Wildebaur	Firefighter	10/19/2015
Cody Wood	Firefighter	10/19/2015
Robert Cole	Firefighter	1/5/2016
Chris Chavez	Firefighter	12/26/2015
Chris Angermuller	Battalion Chief – Training	1/4/2016
Len Dejoria	Battalion Chief – Prevention	10/12/2015
Andrew Rucker	Battalion Chief – Operations	10/5/2015
Dan Winder	Battalion Chief - EMS	10/19/2015
Chris Simpson	Captain	12/27/2015
Joey Meins	Captain	12/27/2015

Kingman Fire Department Assistant Chief Keith Eaton introduced each employee and

Kingman Fire Department Chief Jake Rhoades provided the badge to the employee's family member to pin to the employee's shirt.

Cody Wood was not present due to illness.

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.

4-H Extension Agent Gerald Olson asked the Council to table Ordinance 1810R until he could conduct research on allowing allowing livestock and certain poultry on smaller property parcels.

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. Consideration of Ordinance 1810R: permitting substitution of livestock allowances on properly zoned properties and clarifying pig and bird allowances

Section 3-22 of the Kingman Code of Ordinances has been modified to permit livestock substitutions on properly zoned properties. The language has further been clarified to resolve ambiguities with regards to birds which has caused enforcement difficulties in the past for the Kingman Police Department (KPD). It is anticipated that the clarification will reduce or eliminate these difficulties. **Staff recommends approval.**

b. Letter of appointment

With approval, the designee from the Kingman Fire Department will be authorized by the State of Arizona to inspect state owned, leased, or otherwise occupied buildings for fire code compliance. The letter of approval appoints one person who meets the standards required by the A.R.S. Statute 41-2162 (A) (2) to act as Assistant Fire Marshal for the State Fire Marshal's Office. This appointment will be for Battalion Chief - Prevention Len DeJoria. **Staff recommends approval.**

c. Consideration of grant of public utility easement

John and Vonda Neal have requested a sewer extension to their property located at 7 Palo Christi Road. Since a portion of of the proposed sewer main will be located within a private street, a public utility easement is required to allow for City maintenance of the main. The owners of the private street have executed the attached grant of public utility easement. **Staff recommends approval.**

d. Resolution 4988: authorization for banking activities

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

e. Replace Court fax machine

The Court's fax machine is 10 years old and beyond repair due to age and degradation. The Court would like to purchase a Xerox MFC3325 from Copier Source. **Staff recommends approval.**

f. Electronic Crimes Task Force award

The Kingman Police Department has been awarded \$1,000 for training, which will be used to partially cover costs associated with smartphone forensics training and certification. Remaining costs for the training and certification will be covered by the department training line item budget. **Staff recommends approval.**

g. Proposed Resolution 4990: approving the final subdivision plat and improvement plans for Southern Circle, Tract 1968

A request from Fripps Mohave Land, LLC, property owner and subdivider, and Raymond W. Stadler, P.E., project engineer, for the approval of a final subdivision plat and improvement plans for Southern Circle, Tract 1968. The subject property is zoned R-2: Residential, Multiple Family, Low Density and is located along the north side of Southern Avenue east of Harrod Way. The subdivision is proposed to have six residential lots on 1.21 acres and will include one new public street, Paula Place, which will connect to Southern Avenue. The final plat, final drainage report, improvement plans, retaining wall analysis and design, and engineer's opinion of probable cost have been reviewed by the City Engineer, Development Services Department, and other concerned agencies and was found to be in compliance with the Subdivision Ordinance and other applicable regulations. The final plat is also in accordance with the requirements of Resolution 4886 which approved the preliminary plat for Southern Circle, Tract 1968 on April 1, 2014. The subdivider is proposing to construct the required subdivision improvements prior to recording the final plat; therefore, an assurance agreement is not being offered. Once all improvements are completed and accepted by the Council the final plat will be recorded. An 18-month time frame is proposed for the completion of the improvements. **Staff recommends approval.**

h. Proposed Resolution 4991: declaring the City's intent to collect paybacks for a sewerline extension in Cypress Street and Airfield Avenue (ENG14-068)

The Engineering Department finalized a sewer payback calculation sheet for an extension of approximately 548 linear feet of eight-inch PVC SDR sewer line extension in Cypress Street and Airfield Avenue. The City intends to collect paybacks on behalf of the installing party on these sewer lines in accordance with the Municipal Utility Regulations. **Staff recommends approval.**

i. Proposed Resolution 4992: declaring the City's intent to collect paybacks for a waterline extension in Florence Avenue east of La Salle Street (ENG15-055)

The Engineering Department finalized a water payback calculation sheet for an extension of approximately 386 linear feet of six-inch water line extension in Florence Avenue east of La Salle Street. The City intends to collect paybacks on behalf of the installing party on these water lines in accordance with the Municipal Utility Regulations. **Staff recommends approval.**

j. Resolution 4989: Arizona Department of Transportation (ADOT) Grant E6F2S

Resolution 4989 accepts ADOT Grant E6F2S for \$70,527 for the reconstruction of

Taxiway C and Aircraft Parking Apron; the local match for the Federal Aviation Administration (FAA) grant was previously approved. **The Kingman Airport Authority (KAA) respectfully requests the Council accept ADOT Grant E6F2S and adopt Resolution 4989.**

k. Selection of audit firm to perform professional auditing services for FY2015 - FY2019

In November 2015, the City terminated its relationship with its audit firm, Heinfeld Meech. The City's Fiscal Year (FY) 2015 audit had not been completed prior to the termination. A request for proposal (RFP) to hire an audit firm to perform professional auditing services for FY2015 - FY2019 was submitted on December 11, 2015. Interested proposers were able to submit proposals until January 8, 2016. On January 12, 2016, an evaluation committee reviewed, discussed and scored each proposer's submission. Of the six proposers, two proposers, HintonBurdick and CliftonLarsonAllen, responded to all mandatory elements, provided responses to all technical requirements, and included hours and rates for all schedules. Those proposers were also scored highly (above 90%) by each evaluator. **Staff recommends Council award the professional auditing services contract to CliftonLarsonAllen.**

Councilmember Carver asked that item "5a" be removed from the Consent Agenda.

Mayor Anderson stated Finance Director Tina Moline asked that item "5k" be removed from the Consent Agenda.

Councilmember Yocum asked that item "5e" be removed from the Consent Agenda.

Councilmember Miles made a MOTION to APPROVE Consent Agenda items "5b" through "5d" and items "5f" through "5j." Councilmember Abram SECONDED and it was APPROVED by a vote of 7-0.

Councilmember Carver stated people approached him about item "5a." Councilmember Carver directed City Attorney Carl Cooper to talk to the 4-H Extension on possible allowances for raising poultry. Councilmember Carver stated there were currently no allowances for City residents to raise poultry for showing, which promoted violating the law to children involved with the 4-H program. Councilmember Carver stated there should be an exemption for 4-H type programs.

Mr. Cooper stated the Council would need to make allowances for everyone, not just a specific group of people.

Councilmember Miles stated the ordinance would provide an opportunity to examine urban agriculture efforts.

Councilmember Carver made a MOTION to RETURN Ordinance 1810R to the City Attorney's Office for further review on allowing City residents to raise poultry on residential lots. Councilmember Miles SECONDED and it was APPROVED by a vote of 7-0.

Councilmember Yocum addressed item "5e" and asked why the City was not purchasing a fax machine locally. Councilmember Yocum stated he did not like the City was taking its business to Lake Havasu City as Lake Havasu City was probably not

doing a lot of shopping in Kingman. Councilmember Yocum stated Staff was supposed to be drafting procurement revisions.

Mr. Cooper stated he was researching procurement revisions.

City Magistrate Jeffrey Singer stated his Staff searched for the best machine at the best price. Judge Singer stated the current fax machine was originally purchased 10 years ago for \$2,000, which showed prices had dropped. Judge Singer stated Staff felt the identified fax machine was the best price and quality.

Councilmember Yocum asked if the City could get the same fax machine through Staples and if Copier Source in Lake Havasu City would deliver.

City Clerk Sydney Muhle stated many chain retailers required machines to be purchased outright. Ms. Muhle stated Copier Source offered leasing options with maintenance and supplies.

Judge Singer stated there was a monthly service charge of \$28.88 for the machine.

Councilmember Dean asked if the City was paying \$700 plus \$28.88 per month.

Ms. Muhle stated she was not sure as she did not have the full contract.

Judge Singer stated he could return with a proposed lease.

Councilmember Dean stated he wanted to know if the City was buying or leasing.

Councilmember Abram stated monthly fees usually covered supplies such as toner. Councilmember Abram stated it would be best to return with full details.

Councilmember Yocum made a MOTION to TABLE item "5e" until details were delivered at the February 2, 2016 Regular Meeting. Councilmember Carver SECONDED and it was APPROVED by a vote of 7-0.

Ms. Moline reviewed the agenda summary for item "5k." Ms. Moline stated bids were generally awarded to the lowest qualified bidder, which was HintonBurdick. Ms. Moline stated Staff conducted reference checks on CliftonLarsonAllen and HintonBurdick and received three outstanding references for CliftonLarsonAllen and one positive and one negative review for HintonBurdick. Ms. Moline stated the reviewers made their original decision based on this information; however, she received additional information including outstanding reviews for HintonBurdick and a news article for CliftonLarsonAllen. Ms. Moline stated CliftonLarsonAllen was the auditor involved in a large embezzlement scandal in Dixon, Illinois. Ms. Moline stated the selection for the City's auditing services was revised from CliftonLarsonAllen to HintonBurdick. Ms. Moline stated HintonBurdick charged approximately \$43,000 per year, which was significantly lower than all other bidders.

Councilmember Miles asked if HintonBurdick was a national firm.

Ms. Moline stated it was a regional firm operating in Utah and Flagstaff, Arizona and it had the highest scores from evaluators.

Councilmember Abram made a MOTION to AWARD the professional auditing services contract to HintonBurdick . Councilmember Yocum SECONDED and it was APPROVED by a vote of 7-0.

6. OLD BUSINESS

a. **Review of Kingman Police Department (KPD) Lieutenant exempt classification**

On November 17, 2015 the Council reviewed a proposal from the Fire Department to reclassify three (3) Battalion Chiefs from exempt status to hourly status in pay grade 221. The agenda item was tabled when concerns were expressed by the Police Department Lieutenants. On December 15, 2015 the agenda item was returned to Council and the reclassification was approved. Council requested a report from the Police Department at the second meeting in January to reflect department challenges. The department has prepared a report that highlights current staffing levels, demand for service, challenges and a proposal that will keep Lieutenants at exempt status under pay grade classification 221. **Staff recommends implementing a change to the Lieutenant position, pay grade classification 221, with the addition of overtime under a "operational/situational call out" method or referring the proposal to the Management Team Compensation Committee for further review.**

Chief of Police Robert DeVries displayed the slides included in the agenda packet. Slide one was an introductory slide. On slide two Chief DeVries stated the Kingman Police Department had three lieutenants and reviewed Lieutenant Jim Brice's job duties. Chief DeVries reviewed Lieutenant Mark Chastain's job duties on slide three and stated Lieutenant Chastain had one of the highest hazardous materials (hazmat) certifications in the department. Chief DeVries reviewed Lieutenant Bob Fisk's job duties on slide four. On slide five Chief DeVries reviewed the information and stated all employees in the department were picking up extra duties. Chief DeVries stated exempt employees do have the ability to adjust schedules, but the lieutenants had a blended role that included field operations. Chief DeVries stated the department had minimum staffing levels and had not followed necessary staffing levels in the recent past due to budget constraints, which was now impacting their operations. On slide six Chief DeVries stated the department was trying to mentor younger Staff to step into roles with increased responsibility, but the loss of overtime pay was detrimental to employees and challenging for purposes of employee retention. Chief DeVries stated the department experienced a loss of \$67,000 for every officer that left for another agency. Chief DeVries reviewed the information on the slide and stated the department would have a difficult time getting any officers if it became the lowest paid agency in Mohave County. Chief DeVries stated losing tenured officers also hampered recruitment efforts. On slide seven Chief DeVries stated the department was currently able to attract people, but struggled with retention. Chief DeVries reviewed the information on the slide. Chief DeVries stated serious incidents that involved injury or loss of life, such as the recent prison riots or officer involved shootings, were very time consuming and did not allow the lieutenants to adjust hours worked.

Councilmember Yocum stated the fiscal impact of the proposed change would be dependent on demand. Councilmember Yocum asked Chief DeVries to estimate the overtime demand on the lieutenants in the past year.

Chief DeVries stated it was difficult to determine and the department was fortunate that the call volume did not skyrocket during the recession, allowing the department to remain within budget. Chief DeVries stated there was a 10% increase in call volume

since last year and if the trend continued the department would exceed its overtime budget. Chief DeVries stated the severe crime the department was dealing with was related to domestic violence and substance abuse. Chief DeVries stated he could not guarantee the department would remain within budget even without the proposal, but the department needed the experienced personnel in the field.

Vice-Mayor Young asked if the Mohave County Sheriff had a specific pay scale for law enforcement.

Chief DeVries stated he did not know, though Staff has discussed separating public safety from other pay scales.

Vice-Mayor Young asked if other City departments had call out pay or standby pay.

Mr. Dougherty stated the Kingman Fire Department had paid on call personnel and the wastewater employees received standby pay.

Chief DeVries stated Lieutenant Chastain's overtime would be covered by Racketeer Influences and Corrupt Organizations (RICO) Act money with the remaining two lieutenants' overtime coming from the General Fund.

Councilmember Abram asked if there were intergovernmental agreements (IGA) for reimbursing employees on large scale operations like the prison riot.

Chief DeVries stated the IGA only reimbursed hourly employees.

Councilmember Dean asked if the department was in danger of losing the lieutenants if the proposal did not pass.

Chief DeVries said no, but one lieutenant was looking at retirement in the near future. Chief DeVries stated the department saw the proposal as equitable based on the use of their time.

Councilmember Dean asked if the department was short a lieutenant.

Chief DeVries stated the department was short a deputy chief.

Councilmember Dean asked if it would be cheaper to fill the position instead of granting overtime pay.

Chief DeVries stated he did request to fill the position, but he could not know the cost benefit as the lieutenants had not tabulated their time beyond 40 hours.

Councilmember Dean asked if approving the proposal would open the floodgates for other employees to ask for the same treatment.

Chief DeVries stated there were many employees in other departments in the City that worked beyond their exempt status and it was a sign of the economic times that the City was shorthanded.

Councilmember Abram asked if there would be guidelines to prevent abuse.

Chief DeVries stated he did not create a specific policy, however all overtime requests were approved by him or the deputy chief. Chief DeVries stated the request must also be for operational functions in the field, not administrative tasks. Chief DeVries stated an example of approved operational overtime would be search or arrest warrants, which were not conducted during business hours for safety reasons.

Councilmember Dean asked if there was a way to flex time out by having an assistant help the lieutenants with administrative duties.

Chief DeVries stated the department did not have the staff as everyone was already picking up extra work. Chief DeVries stated employees already lost vacation hours and maxed out comp time.

Councilmember Miles asked if the proposal would add to the problem of exceeding the overtime budget.

Chief DeVries stated he could not know, though the previous six months were very busy.

Councilmember Miles asked if a protocol could be developed to determine what was and was not worthy of overtime pay.

Chief DeVries stated it was hard to create a protocol because the job was not very clear. Chief DeVries stated it would be possible to create some criteria, but it needed to be flexible and allow for case by case decisions.

Mr. Cooper stated the Council would need to give direction on alterations to be made to the pay scale, which would allow some questions to be answered through the process.

Councilmember Carver stated employees should be compensated for the time they worked. Councilmember Carver stated the lieutenants should be compensated for their hours worked if the battalion chiefs were compensated. Councilmember Carver stated he appreciated the proposal, but wanted to see the lieutenants reclassified as non-exempt. Councilmember Carver stated there was a lot of extra work that was being done by all City employees.

Vice-Mayor Young asked if the lieutenants would lose any benefits if they were reclassified as non-exempt.

Chief DeVries stated the lieutenants would lose some insurance benefits.

Councilmember Miles asked if the lieutenants had the ability to hire and fire employees.

Chief DeVries stated the lieutenants had the ability to discipline, but final action was up to Mr. Dougherty and the Human Resources Department.

Councilmember Miles asked if the lieutenants directed employees.

Chief DeVries said yes.

Councilmember Miles stated she was conflicted because the lieutenants were

management. Councilmember Miles stated she worked for Mohave County and saw many people absorbing tasks without altering pay structures. Councilmember Miles stated she would prefer avoiding piecemeal changes to City pay scales.

Mayor Anderson asked Mr. Dougherty for his opinion on the concerns about opening the floodgates and his stance on the proposal.

Mr. Dougherty stated it would open the floodgates. Mr. Dougherty stated he would have a problem differentiating between the lieutenants and the finance director who worked a solid eight hours on a City holiday. Mr. Dougherty stated exempt employees went into the position knowing they would work more than 40 hours a week. Mr. Dougherty stated if the lieutenants received the compensation than the administrative battalion chiefs should also receive it as they responded to fires.

Councilmember Carver stated he did not know of any regulations that allowed all exempt employees to move to non-exempt status.

Mr. Cooper stated managers did not have to be exempt. Mr. Cooper stated the requirements were in place to determine what positions could become exempt, but all employees could remain non-exempt.

Councilmember Miles stated she was uncomfortable with the decision because of the degree of supervision the employees exercised. Councilmember Miles stated she wanted a holistic compensation assessment so issues could be addressed equitably and legally.

Chief DeVries stated he researched the legality of the proposal and across the state there were many different classifications depending on a community's needs.

Councilmember Abram stated it was a great proposal as it would have a lesser impact than non-exempt status.

Deputy Chief Rusty Cooper stated certain incidents required a lieutenant to respond, such as an officer involved shooting. Deputy Chief Cooper stated the overtime pay only applied to operational calls outside of business hours.

Councilmember Miles stated the operations battalion chiefs were approved to receive pay for meetings that occurred off their assigned shift.

Chief DeVries stated the lieutenants worked 10 hour shifts, 4 days a week as a way to offset increased demands.

Councilmember Miles asked if the lieutenants would not receive pay for any administrative work they completed on a fifth day.

Chief DeVries stated that was correct.

Councilmember Dean asked for the pay difference between the next lowest position.

Chief DeVries stated the sergeants were non-exempt.

Mayor Anderson stated he wanted more clarification on the fiscal impact of the

proposal.

Chief DeVries stated the department could not predict when overtime needs would arise and the lieutenants had never tracked their time.

Councilmember Abram stated he supported the proposal, but wanted a definition of what constituted an operational call out.

Councilmember Miles stated the City Attorney or Human Resources Department needed to create the position since the City did not have any hybrid positions at this time. Councilmember Miles agreed the proposal was better than full non-exempt status.

Councilmember Carver asked what the lieutenants preferred.

Chief DeVries stated the lieutenants favored non-exempt status, but they understood the financial challenges and supported the proposal.

Councilmember Carver made a MOTION to DIRECT Staff to work with Chief DeVries to reclassify the three lieutenant positions to non-exempt status. Councilmember Abram SECONDED.

Mayor Anderson called for a ROLL CALL VOTE and it was APPROVED by a vote of 4-3 with Councilmember Abram, Councilmember Carver, Councilmember Yocum and Mayor Anderson voting AYE and Councilmember Dean, Councilmember Miles and Vice-Mayor Young voting NAY.

b. Consideration of Ordinance 1806: Kingman Crossing Planned Development District (PDD)

At its January 5, 2016 meeting, the Council tabled action on Ordinance 1806 to allow Staff to provide the Council with information concerning pole signs in the Kingman Crossing area located north of the proposed Kingman Crossing Traffic Interchange. There are three zoning districts in this area. The first zoning district, Ordinance 1600 is for the hospital property north of Santa Rosa Boulevard and west and east of Kingman Crossing Boulevard. The other two zoning districts are located north of Interstate 40 (I-40) and south of Santa Rosa Boulevard. All three zoning districts allow freestanding signs; 300-square feet to be located 40-feet above the finished grade of I-40. Murals are permitted in the zoning districts on the north side. **Staff recommends approval.**

Development Services Director Gary Jeppson reviewed the agenda summary.

Mayor Anderson asked Mr. Jeppson to clarify the signage allowances.

Mr. Jeppson stated pole signs were allowed 40 feet above the road grade of I-40 in the outlined area. Mr. Jeppson stated signs outside of the designated area were allowed to be a maximum height of six feet. Mr. Jeppson stated the PDD proposed similar sign restrictions to those in the Hualapai Mountain Road corridor.

Councilmember Abram asked if there could potentially be eight large pole signs in area.

Mr. Jeppson stated that was correct and there was a triangle of land along the interstate corridor that would potentially allow eight signs.

Councilmember Abram stated a maximum of 8, 40 foot pole signs was not appropriate. Councilmember Abram stated there should be one monument sign with many businesses listed. Councilmember Abram stated it should not look like Stockton Hill Road.

Mr. Jeppson stated the number of signs was limited to one per property unless a property was over 600 feet. Mr. Jeppson stated the signs could be taller than 40 feet in order to allow it to clear 40 feet above the interstate grade.

Councilmember Abram asked if a developer could ask for a variance if signs were not allowed.

Mr. Jeppson stated it was possible, but a lot of criteria was required with strict requirements. Mr. Jeppson stated it would most likely require rezoning the area.

Kingman resident Doug Dickmeyer stated Staff did a lot of work taking into account what would be needed to lessen the impact on surrounding residential areas. Mr. Dickmeyer stated the PDD was designed to make sure commercial property was compatible with residential areas and pole signs would have an undesirable effect on the surrounding property.

Councilmember Carver made a MOTION to APPROVE Ordinance 1806 excluding the allowance for pole signs. Councilmember Miles SECONDED.

Councilmember Yocum asked if murals were included.

Mr. Jeppson stated murals were allowed, though there was some question as to when a mural became a sign. Mr. Jeppson stated 20% of a mural could be attributed to the contributing entity; however, the question was whether the type of business could be included in a mural, such as a large mural of a car on a car dealership building. Mr. Jeppson stated the City could not legally control the content of the mural.

Councilmember Carver made an AMENDMENT to his MOTION to EXCLUDE murals.

Mayor Anderson called for a VOTE and it was APPROVED by a vote of 7-0.

Councilmember Carver requested a short recess at 7:23 P.M. The Council returned at 7:38 P.M.

c. Determine a property tax base levy and use of revenues for the May 17, 2016 election

Over the past several months, Council has had many discussions surrounding the consideration of a primary property tax. At the January 7, 2016 Council work session, the general consensus was to move forward with the primary property tax initiative, but the property tax base levy and use of revenues were not determined. In order to meet the May 17, 2016 election timelines, Council must determine the primary property tax base levy and use of revenues at the January 19, 2016 Council meeting. **In order to meet deadlines, Staff recommends Council approve a primary property tax base levy and use of revenues.**

Ms. Moline displayed the slides included in the agenda packet. On slide one Ms. Moline stated there were a lot of unanswered questions related to the use of funds, the amount of property tax to be levied, how the City used transaction privilege tax (TPT) funds, and the impact a property tax would have on "fixed income" property owners. Ms. Moline reviewed the figures on slide two and stated revenue in 2013 declined significantly from revenue in 2007. Ms. Moline stated the decline resulted in budget cuts including cuts to the number of employees, equipment, street improvements, and salaries. Ms. Moline stated the TPT was increased by 0.5% in 2013. Ms. Moline stated there was a population increase of 2,000 people from 2007 to 2013. Ms. Moline reviewed the information on slide three. On slide four Ms. Moline stated she was not able to find information on the number of "fixed income" households, but she did find information on poverty levels, which showed that the City poverty rate was lower than Mohave County's poverty rate. Ms. Moline stated slide five outlined a few projects to provide an example between two possible levy amounts of \$4.5 million and \$6 million. On slide six Ms. Moline stated a full levied amount would leave \$2.7 million to fund the projects. Ms. Moline stated slide seven showed the average limited property value of property in the City. Ms. Moline stated the question of exemptions was raised during the work session and her research showed individuals could not receive full exemptions. Ms. Moline stated certain governmental and non-profit organizations were fully exempted and widows, widowers, and disabled individuals could receive a max reduction of \$3,000. Ms. Moline stated senior citizens also had the option to freeze the value of their property for three years in order to avoid increased taxes with increased property value. Ms. Moline stated the three years could be renewed if a senior citizen reapplied. Ms. Moline stated the figures she included were FY 2015 values. Ms. Moline stated the Council could assess as much or as little of the base levy amount, though they may need to hold a public hearing.

Councilmember Miles asked why the 2013 Council removed the bar and restaurant tax.

Ms. Moline stated it was removed because the extra 0.5% TPT was added.

Councilmember Dean asked why public safety retirement contributions doubled.

Ms. Moline stated the City had to comply with mandated contribution increases. Ms. Moline stated the compression adjustments approved by the Council also added to that expense.

Councilmember Dean stated a new fire station would affect personnel costs.

Mayor Anderson stated there were proposals to address the retirement contributions for new hires, but older employees were still entitled to the retirement system they were originally hired under.

Councilmember Miles stated the proposed levy amounts would result in a higher tax rate than Mohave County's rate.

Mayor Anderson asked how online buying would impact the City's retail base.

Ms. Moline stated online purchasing had a negative impact that was already evident when current and historical data were compared.

Councilmember Miles stated Staff was directed to look into implementing a fuel tax.

Ms. Moline stated Staff was researching the issue.

Mayor Anderson stated he wanted the information before the Legislative Day. Mayor Anderson stated he believed the tax had to be implemented through a county and could not be implemented by a city

Kingman resident Harley Petit stated the Council was originally looking to replace the sales tax, but was now looking to collect more money at the expense of the property owners. Mr. Petit stated the ballot measure was unfair because non-property owners would be able to vote on an issue that only affected property owners. Mr. Petit stated out-of-state property owners would not be able to vote on the property tax. Mr. Petit stated the City should only mail ballots to property owners. Mr. Petit stated the poll in the Kingman Daily Miner newspaper showed that people did not view the tax favorably. Mr. Petit stated the City should not hold the election and it should cut unnecessary expenses, such as studies, or outsource entities.

Mr. Dickmeyer stated a levy amount and comprehensive plan for use of the revenue was not agreed on. Mr. Dickmeyer stated there was not enough time to put the proposal together and the City would not lose police and fire service if the property tax did not pass. Mr. Dickmeyer stated the Kingman Daily Miner survey showed the citizens did not want a tax or a cut to services. Mr. Dickmeyer stated the topic should have been discussed two years ago if it was important and the Council should bring the issue back when it had a plan.

Mohave County resident Ron McJunkin stated the tax was targeting the wrong people. Mr. McJunkin stated property owners would pay for increased services though travelers and Mohave County residents would utilize City properties. Mr. McJunkin stated putting the burden on property owners was wrong and the revenue should come from a sales tax. Mr. McJunkin stated property values were low, but they could increase which would result in increases in taxes. Mr. McJunkin stated the property tax would hurt property owners and benefit non-property owners.

Mayor Anderson stated he spoke at a meeting that afternoon and no one wanted to pay a property tax and wanted the travelers to carry the burden of paying for services. Mayor Anderson stated there were many out of state property owners who did not pay any money for the services they received as well as property owners that owned multiple lots and only paid on one lot. Mayor Anderson stated the average property value was \$80,000 and he did not care about the people who owned lots valued at \$200,000 and \$300,000. Mayor Anderson stated he was worried about the \$80,000 lot owner's ability to pay. Mayor Anderson stated people told him the sewer rate was very high and asked if reducing the sewer rate and letting the 0.5% TPT increase expire would alleviate some financial burden on tax payers while still collecting revenue from out-of-state property owners. Mayor Anderson stated the Council wanted to expand retail options, but it needed to be targeted retail. Mayor Anderson stated the question was whether the City wanted a stabilized revenue source. Mayor Anderson stated there was no easy solution, but the Council needed to consider the big picture. Mayor Anderson stated services were not free and someone had to pay for them .

Kingman resident Herberta Schroeder stated reducing the sewer rates would take money from infrastructure and loans and the property tax would not necessarily cover the loans. Ms. Schroeder stated the Council had the option to retain the 1% TPT increase

and opted to come down to 0.5%. Ms. Schroeder stated the extra 0.5% could have accrued a lot of revenue with the influx of tourists. Ms. Schroeder stated it was not right to make the property owners accept the brunt of the financial responsibility. Ms. Schroeder stated vacant lots did not have expenses. Ms. Schroeder stated the Council could not take from one funding source and expect it to even out.

Mayor Anderson stated he examined the condition of the sewer fund and would not have proposed lowering the rate if he did not know the level of the sewer fund.

Councilmember Dean stated he agreed the City needed financial stability, but felt the timing was bad due to the poor economy and recent embezzlement scandal. Councilmember Dean stated the citizens did not have confidence in the City right now and he did not believe a property tax would pass. Councilmember Dean stated the Council needed a plan that would win the people over. Councilmember Dean stated the Council needed more than two hours to discuss the topic and he wanted a meeting with unlimited time to discuss it. Councilmember Dean stated it was not worth risking money on an election and the Council needed time to educate the public or it would not pass.

Mr. Cooper stated it would be possible to hold a special election any year as long as it was in May; however, the cost could be higher if there was not another election at the same time.

Vice-Mayor Young stated the City did have a plan in the capital improvement plan, which required millions of dollars and prioritized a new fire department and road improvements. Vice-Mayor Young stated the Council needed to stipulate that the money would go to those projects. Vice-Mayor Young stated the City had a five year strategic plan. Vice-Mayor Young stated businesses would not consider relocating to a community with high sales tax. Vice-Mayor Young stated \$3 million would keep the City in the same place and not allow for a new fire station. Vice-Mayor Young stated the Kingman Daily Miner survey was not foolproof and she knew many business owners that agreed the City needed a property tax. Vice-Mayor Young stated the City needed a stable revenue source or the Council would have to raise the sales tax or implement a food tax, which no one would like. Vice-Mayor Young stated the community would continue to grow. Vice-Mayor Young stated even if the property tax did not pass the community would at least know the Council tried to avoid a food tax.

Councilmember Dean stated the election would be a waste of \$40,000.

Councilmember Miles stated the City did not have a strategic plan and capital improvement projects did not constitute a plan. Councilmember Miles stated the City needed a plan that had buy in potential. Councilmember Miles stated there were other options for revenue that were unpopular, though they would keep the City from catastrophe. Councilmember Miles stated the City ultimately needed a property tax but the timing and buy in was poor. Councilmember Miles stated Lake Havasu City had an excellent revitalization plan that included many letters of community support from different organizations, which is what the City needed in order to have voter support for the property tax.

Councilmember Abram stated the City needed a property tax, but also needed a plan. Councilmember Abram stated the City would not be able to annex land without a property tax and it needed to stabilize its revenue; however, the City needed to show what it would do with the funds.

Councilmember Carver stated he was sorry the Council did not start the property tax discussion two and half years ago and the Council failed its citizens by not beginning the process. Councilmember Carver stated it was easy to talk about a plan in a town that already had a primary property tax. Councilmember Carver stated the City's funding was decreasing and the property owners were the ones receiving services. Councilmember Carver stated property owners paid nothing different than a tourist that spent a short time in Kingman. Councilmember Carver stated the only option would be to cut services if the City did not have adequate funding. Councilmember Carver stated the City's residential growth was exceeding revenues and more people were consuming the products the City offered. Councilmember Carver stated it was insulting to City employees to lump them together because of one dishonest employee. Councilmember Carver stated the employees did the best job possible for the City and the Council just heard information on how many hours employees give to the City without pay. Councilmember Carver stated the City needed a stable and reliable revenue stream. Councilmember Carver stated the Council knew what the City needed but the citizens did not due to the length and detail of the annual budget. Councilmember Carver suggested tabling the issue of a property tax due to the negative press, defeatist attitude of some councilmembers, and lack of time to educate the public. Councilmember Carver stated the City did have a strategic plan and the Council knew what it wanted to spend the money on.

Councilmember Dean stated no one had a problem with extending the 0.5% TPT.

Councilmember Carver stated businesses may disagree.

Councilmember Yocum stated he agreed the City needed a property tax and the property owners needed to take ownership of their City in order to maintain City infrastructure and quality of life.

Mayor Anderson stated he agreed the City had a strategic plan. Mayor Anderson stated delaying the property tax was probably a good idea, but if it was deferred the Council needed to work together to establish a plan all councilmembers could agree on and advocate to the community.

Councilmember Carver made a MOTION to TABLE the determination of a property tax base levy and use of revenues. Councilmember Miles SECONDED.

Vice-Mayor Young stated the City made serious budget cuts and retaining the 0.5% TPT would only keep the City at the same point financially. Vice-Mayor Young stated the Council would need to look at other options because there were people that wanted more services and the City would need to fund them somehow.

Councilmember Dean asked if there was any information on implementing a fuel tax.

Mr. Dougherty stated a fuel tax would need to be implemented through Mohave County.

Mr. Cooper stated a fuel tax would also be a ballot issue.

Mayor Anderson called for a VOTE and it was APPROVED by a vote of 7-0.

7. NEW BUSINESS

a. **Fireworks**

At the Council work session on January 7, 2016, there was discussion on whether the Council was interested providing a block party or fireworks display for the July Fourth celebration. The direction provided was that Council was more interested in a block party than fireworks display. The Council also heard a presentation from Judith Landells regarding an invitation for Kingman to come to Valle Vista for a fun filled day of events and a fireworks display. Since the work session, Erin Cochran has stepped forward and volunteered to raise the funds if the City is willing to put on the show. The Council will need to decide whether or not to put funds into the 2016-2017 budget. If approved, Ms. Cochran will begin raising funds and turning them over to the City to cover costs. **While it will be labor intensive, Staff recommends providing both as long as a safe location can be secured for the fireworks display and funds can be secured from private sources.**

Mr. Dougherty read the agenda summary.

Kingman resident Erin Cochran stated fireworks brought a community together and encouraged people to spend money in the community to celebrate. Ms. Cochran stated people would drink alcohol and then drive to Valle Vista. Ms. Cochran stated she was willing to help raise the funds for a fireworks display.

Councilmember Dean stated the fireworks should be held in Kingman.

Councilmember Abram stated the City should have a display if it could get the funding.

Ms. Cochran stated the community had shown for the past three years that they were willing to support a fireworks display.

Vice-Mayor Young asked what liability the City could incur.

Mr. Cooper stated the same issues applied such as giving a private individual money and finding a safe location.

Mayor Anderson asked if there was any contact with the Mohave County Fairgrounds.

Ms. Cochran stated she would go before the Fairgrounds board on Thursday. Ms. Cochran stated the money would need to go through the City in order to allow contributions to be tax deductible.

Councilmember Miles stated the Council needed to determine a location before agreeing to fund the display.

Ms. Cochran stated the deadline for raising funds was generally March in order to arrange bids. Ms. Cochran stated the Council would need to decide tonight if it wanted the community to have time to fund the display. Ms. Cochran stated funding deadlines would not be as big an issue if the City agreed to pay for the entire show.

Mr. Dougherty stated there was no money set aside for fireworks in the budget yet. Mr. Dougherty stated the City could find a place to hold the fireworks. Mr. Dougherty stated the City could have a low altitude show from the top of the City Complex after the Block Party or in Centennial Park. Mr. Dougherty stated Staff needed to know if the

Council wanted to hold a show so it could be placed in the budget and Ms. Cochran could start fundraising.

Assistant Chief Eaton stated the size of the show dictated the size of the facility. Assistant Chief Eaton stated the show could have 2 inch shells that went 250 feet in air and required a 200 foot setback, which was what Valle Vista used. Assistant Chief Eaton stated these shows cost approximately \$8,500 to \$10,000. Assistant Chief Eaton stated South Side Little League Park was a good place for a display, however, Centennial Park was not due to the trees in Centennial Park that would block people's views. Assistant Chief Eaton stated another issue to consider was set up time; smaller shells required three hours of set up versus five days to set up for large shells. Assistant Chief Eaton stated he spoke with a vendor in Lake Havasu City and the absolute deadline to know if the City wanted to hold a display was that night. Assistant Chief Eaton stated timing was important and there were options to hold a show on City property. Assistant Chief Eaton stated he also spoke with the Fairgrounds and their decision would be made on Thursday. Assistant Chief Eaton stated agreements between the City and the Fairgrounds could take a long time.

Councilmember Miles stated South Side Little League Park was not a good location due to the nearby animal shelter. Councilmember Miles stated the other parks or the golf course were a good idea.

Assistant Chief Eaton stated less explosive fireworks could be shot off the top of buildings, which would bring people down to the Block Party.

Valle Vista resident Judith Landells stated Valle Vista did not want money from the City, just City residents to attend the Valle Vista celebration and fireworks show.

Valle Vista resident Stephanie Ewig stated 3,000 people from the City came to the fireworks show in Valle Vista last year. Ms. Ewig stated Valle Vista wanted its community to be a part of Kingman. Ms. Ewig stated Valle Vista provided games for kids and transportation. Ms. Ewig asked the City to join Valle Vista.

Mr. Dickmeyer stated the City should celebrate July Fourth with fireworks since it was America's birthday. Mr. Dickmeyer stated the City should put the display in its budget and Mohave County should donate funds.

Ms. Cochran stated Kingman Rotary could be an option for funding if the City did not want to be the agency to fund it.

Kingman Rotary member William Wales stated he would talk to the Rotary board. Mr. Wales stated a special account was already set up, but the board needed to approve its use.

Councilmember Abram made a MOTION to MOVE FORWARD with arrangements for a Block Party and fireworks display using private funds with the assistance of Erin Cochran and the Kingman Rotary to be dependent on the availability of the Mohave County Fairgrounds for a high altitude fireworks display in the amount of \$25,000, and with the caveat to hold a close proximity show at a location to be determined if the Mohave County Fairgrounds was not available. Councilmember Yocum SECONDED and it was APPROVED by a vote of 7-0.

Assistant Chief Eaton stated the City would need to conduct two requests for qualifications (RFQ) as not all vendors were capable of providing a high altitude show with six inch shells.

8. REPORTS

Board, Commission and Committee Reports by Council Liaisons

a. Engineering Department report and capital project updates

Engineering Services will provide a report on the department and its functions and responsibilities. There will also be an update and review of current capital improvement projects (CIP). This presentation is for informational purposes.

City Engineer Greg Henry displayed the slides included in the agenda packet. On slide one Mr. Henry stated Mr. Dougherty asked each department to give a brief presentation on its goals and responsibilities. On slide two Mr. Henry stated the Engineering Department was located in the original post office in downtown Kingman. Mr. Henry stated the 4,800 square foot building was shared with Development Services and Representative Paul Gosar, who rented a small office. Mr. Henry stated the Engineering Department relocated from the current City Complex mail room to the current building in 1978. On slide three Mr. Henry reviewed the department's organizational chart and stated it had 15 full time employees. Mr. Henry reviewed the information on slide four.

Mayor Anderson asked if the Kingman Airport Authority (KAA) cooperated with providing water and sewer records.

Mr. Henry stated they did and Mohave County also assisted by contacting the department when permits were pulled in areas where water and sewer lines existed. Mr. Henry reviewed the figures on slide five. On slide six Mr. Henry stated the information was separated to show what the department accomplished inside and outside of the City limits as well as in residential and commercial properties. Mr. Henry reviewed the slide and stated the data was current to January 8, 2016. Mr. Henry reviewed the project list on slide seven. On slide eight Mr. Henry stated he included a printout of the list that was included at the end of the report in the agenda packet. Mr. Henry stated he would explain the projects highlighted in yellow. Mr. Henry stated the pedestrian signal at the Powerhouse was advertised by the Arizona Department of Transportation (ADOT) since they were administering the grant and project. Mr. Henry stated the goal was to have the signal completed before the next Route 66 Festival, but it may not happen due to the short timeline. Mr. Henry stated there were only two signal manufacturers in the United States and they did not complete orders quickly. Mr. Henry stated the Eastern Street improvements were funded through the design portion, but additional funds would need to be borrowed from project three to complete the work. Mr. Henry stated there would be public meetings on the design in March in order to obtain input on how wide the street should be. Mr. Henry stated there were many challenges with the project including drainage, ADOT issues, railroad considerations, and expenses to consider, but the goal was to have a multi-pathway design. Mr. Henry stated the design should be completed by fall and the department may ask for funding to purchase right-of-way if the Council wanted to proceed. Mr. Henry stated Eastern Street was the top street project. Mr. Henry stated project three was an I-40 feasibility study to look at connecting roadways in the east bench at Prospector Street or Kingman Crossing. Mr. Henry stated the study would account for right-of-way, drainage constraints, and

potential issues for connecting to existing roadways. Mr. Henry stated there would be a presentation to the Council on the findings. Mr. Henry stated the last project was the Fourth Street sidewalk block replacements. Mr. Henry stated there were two more panels to replace this year and the work would take place in February. Mr. Henry stated the panels were the closest match to the existing blocks, though the most noticeable difference was the extra friction added to the blocks for liability issues. Mr. Henry stated the water projects primarily involved replacing lines and working to mitigate water hammer issues. Mr. Henry stated the water master plan was approved and the plan would examine the City's water system and recommend future capital improvement projects. Mr. Henry stated the reclaimed water use study was 60% complete and included three alternatives to study. Mr. Henry stated the cheapest option would most likely be groundwater injection. Mr. Henry stated the connection between the Rancho Santa Fe and Rattlesnake tanks was complete and would lead to lower costs by reducing surges that caused line breaks. Mr. Henry stated the sewer master plan update should be completed in near future and would address the issue of the above ground sewer line to the Downtown Wastewater Treatment Plant (DWWTP). Mr. Henry stated the flood control projects had constantly shifting priorities based on the effects of last season's monsoons. Mr. Henry stated the fee study would examine the feasibility of fees and would be presented to Council in the future. Mr. Henry stated the Federal Emergency Management Agency (FEMA) grant for mapping would provide new aerial contour maps. Mr. Henry stated the maps would also be useful for developers. On slide nine Mr. Henry stated the department had great employees and did not experience a lot of turnover.

b. Board, Commission and committee reports by Council liaisons

There were no reports.

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 stated the January Tri-City Council (TCC) meeting was cancelled. Mr. Dougherty stated the TCC Legislative Dinner would be February 11, 2016 and the City Clerk's Office needed to know whether councilmembers were attending.

Councilmember Miles stated the Kingman and Mohave Manufacturing Association (KAMMA) Monday agenda would contain the reclaimed water survey. Councilmember Miles stated she attended a KAA seminar last Friday and listened to a presentation on their work at the airport and industrial park over the last decades. Councilmember Miles stated the KAA had secured over \$28 million of grant money.

Councilmember Abram stated KAA had accomplished many things that were not published, which led to criticism. Councilmember Abram encouraged KAA to be more vocal of their accomplishments when appropriate.

Vice-Mayor Young stated KAA was under many regulations which had a lot to do with what they could and could not promote.

Mayor Anderson stated he would attend the Rural Transport Summit in Yuma, Arizona. Mayor Anderson stated he met with the Board of Directors of Realtors and heard there were 20 companies looking to relocate to Kingman when I-11 was constructed. Mayor Anderson

stated he would provided the opening remarks at the Democratic caucus at La Senita on January 23, 2016.

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 potential litigation regarding the Central Christian Church and the City's denial of a conditional use permit (CUP).

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

The Council entered Executive Session at 9:44 P.M. The Council returned from Executive Session at 10:15 P.M.

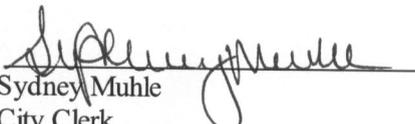
Councilmember Abram made a MOTION to RECONSIDER the conditional use permit for Central Christian Church with the conditions of a one year review, a five year expiration by a vote of the Council, and excluding the operation of soup kitchens, methadone clinics, etc. Vice-Mayor Young SECONDED and it was APPROVED by a vote of 7-0.

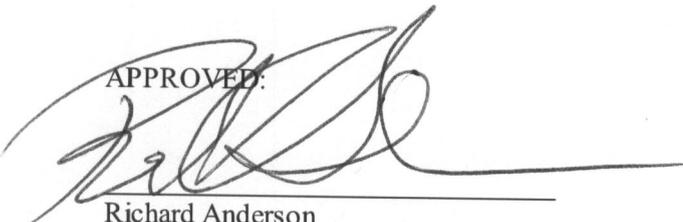
Councilmember Abram made a MOTION to ADJOURN. Vice-Mayor Young SECONDED and it was APPROVED by a vote of 7-0.

ADJOURNMENT - 10:16 P.M.

ADJOURNMENT

ATTEST:


Sydney Muhle
City Clerk

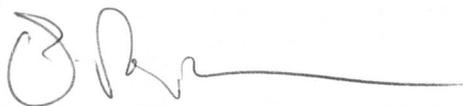
APPROVED:

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 19, 2016.

Dated this 2nd day of February, 2016.


Erin Roper, Deputy City Clerk and Recording Secretary

