

CITY OF KINGMAN
MEETING OF THE COMMON COUNCIL
Council Chambers
Council Chambers, 310 N. Fourth St. Kingman, AZ

6:00 P.M.

ACTION AGENDA

Tuesday, August 6, 2019

A member of the Common Council may be attending the meeting telephonically

REGULAR MEETING

CALL TO ORDER AND ROLL CALL --- ALL COUNCILMEMBERS WERE PRESENT EXCEPT COUNCILMEMBER WAYT WHO WAS EXCUSED.

INVOCATION

Invocation will be given by Jessica Cooper of Hope City 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. APPOINTMENTS

a. Appointment to Clean City Commission

Jennifer Buoncuore has applied for appointment to the Clean City Commission. The CCC currently has one vacant position. This position must be filled by someone who lives within the city limits of Kingman because the CCC currently has two members who live outside the city limits, the maximum number allowed. **Staff recommends the appointment of Jennifer Buoncuore to the Clean City Commission to a term expiring December of 2021. MOTION TO APPOINT JENNIFER BUONCOURE TO THE CLEAN CITY COMMISSION WAS APPROVED BY A VOTE OF 6-0.**

b. Appointment to the Parks, Aquatics, Recreation and Golf Commission

Roger Jacks has applied for the Parks, Aquatics, Recreation and Golf (PARG) commission currently has two vacancies. A maximum of two non-city residents are permitted to serve on the commission. **Staff recommends appointing Mr. Jacks to a 2 year term on the PARG commission. MOTION TO APPOINT ROGER JACKS TO THE PARKS, AQUATICS, RECREATION AND GOLF COMMISSION WAS APPROVED BY A VOTE OF 6-0.**

2. 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.

3. 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. **Kingman Industrial Park Land Sale**
Parcels IV-U-E-E, 2 acres at the Kingman Airport & Industrial Park, was auctioned on July 31st at 3:00 PM at the appraised value of \$96,000. There is one qualified and winning bidder, Import Corner, LLC. **Staff recommends acceptance of the bid as presented and authorizing Mayor to sign Quit claim deed. MOTION TO APPROVE WAS PASSED BY A VOTE OF 6-0.**
- b. **The Work Session Minutes of July 16, 2019. MOTION TO APPROVE WAS PASSED BY A VOTE OF 6-0.**
- c. **Regular Meeting Minutes of June 18, 2019. MOTION TO APPROVE WAS PASSED BY A VOTE OF 6-0.**
- d. **Work Session Meeting Minutes of June 29, 2019. MOTION TO APPROVE WAS PASSED BY A VOTE OF 6-0.**
- e. **Approval of Job Order Proposal from Freiday Construction for the extension of a sewer main ranging in diameters from 12 Inch to 15 Inch from Thompson Avenue, along the west bank of the Mohave Channel then along Devlin Avenue terminating at the it intersection with Bank Street, ENG17-0038**
On September 4, 2018 the City Council approved a Job Order Contract with Freiday Construction for Underground Utility Pipeline Construction and Related Infrastructure, ENG18-0016. Staff asked Freiday Construction for a Job Order Proposal for project ENG17-0038, which consists of installing approximately 2962 linear feet of 15 inch sewer line and 3100 linear feet of 12 inch sewer line along with 107 sewer service connection stub-outs. **Staff recommends approval of the attached Job Order Proposal from Freiday Construction for the GMP amount of \$868,377.00, and authorizing the Mayor to sign on behalf of the City. MOTION TO APPROVE WAS PASSED BY A VOTE OF 6-0.**
- f. **Approval of Resolution 5328 for Lease and Program Coordination Agreement with Western Arizona Vocational Education CTED for Provision of Career Technological Education Course**
Approval of Resolution 5328 for Lease and Program Coordination Agreement with Western Arizona Vocational Education CTED for Provision of Career Technological Education Course. The program will begin in August and after conducting interviews, initial enrollment from Kingman High School, Lee Williams High Schools, Kingman Academy of Learning, as well as students who recently graduated or are home school is at 18. **Staff recommends the approval of Resolution 5328 for Lease and Program Coordination Agreement with Western Arizona Vocational Education CTED for Provision of Career Technological Education Course. MOTION TO APPROVE WAS PASSED BY A VOTE OF 6-0.**
- g. **Consideration of Ordinance No. 1892 amending Section 3.3 of the Subdivision Ordinance of the City of Kingman to allow Property Escrow Agreements as a Form of Assurance for Subdivision Improvements**
Doug Angle, of Angle Homes Inc., has requested that the City of Kingman consider a text amendment to Section 3.3 of the Kingman Subdivision Ordinance to allow property escrow agreements to be used as a method of assurance for the completion of required subdivision improvements. The current forms allowed are letter of credit, cash escrow agreement or completion of all improvements prior to recordation of the final plat. The Planning and Zoning Division does not object to this requested subdivision text amendment. The original language related to the property escrow agreement that was removed from the Subdivision Ordinance in 2014 is included in Ordinance No. 1892 for the Council to consider. **Staff recommends approval of Ordinance No. 1892. MOTION TO APPROVE WAS PASSED BY A VOTE OF 6-0.**

h. Resolution #5237 Intergovernmental Agreement with Northern Arizona Consolidated Fire District #1 Utilization of Preemption Devices

The City desires to enter into an Intergovernmental Agreement as the City and District have a mutual aid and automatic aid agreement currently in force for the City has installed traffic light preemption devices with in the city limits. During the term of this Agreement and without limiting the District's indemnification of the City, the District shall provide and maintain at its own expense a program of insurance having the coverages and limits that shall conform to the establishment requirements contained within the agreement. **Staff recommends the approval of Resolution #5237 Intergovernmental Agreement with Northern Arizona Consolidated Fire District #1 Utilization of Preemption Devices. MOTION TO APPROVE WAS PASSED BY A VOTE OF 6-0.**

i. Regular Meeting Minutes of June 4, 2019. MOTION TO APPROVE WAS PASSED BY A VOTE OF 6-0.

j. Special Meeting Minutes of June 18, 2019. MOTION TO APPROVE WAS PASSED BY A VOTE OF 6-0.

k. Acceptance of Grant of Water Line Easement from Pilot Travel Centers, ENG18-0083

Pilot Travel Centers (Flying J) has recently completed a water line relocation at 3300 Andy Devine Avenue on parcel 311-19-004A. Flying J submitted plans to relocate the water line and fire hydrant in order to allow construction of a new building. The property owner is offering to grant a public water line easement to accommodate the relocation, as required by the Municipal Utility Regulations. **Staff recommends that the Mayor be authorized to sign the Acceptance Statement for the Grant of Public Water Line Easement. MOTION TO APPROVE WAS PASSED BY A VOTE OF 6-0.**

l. Intergovernmental Agreement with U.S. Drug Enforcement Administration

The Kingman Police Department and the U.S. Drug Enforcement Administration (DEA) are active partners in the Mohave Area General Narcotics Enforcement Team (MAGNET). The Kingman Police Department desires to have our assigned investigator receive designation as a Federal DEA Task Force Officer. The designation allows for up to \$18,649.00 in federal funding for overtime and permits access into intelligence data bases. **Staff recommends approval of the IGA and Resolution #5235 and allow the Chief of Police to sign the attached IGA and U.S. Department of Justice Certification regarding Debarment. MOTION TO APPROVE WAS PASSED BY A VOTE OF 6-0.**

m. Proposed Resolution No. 5233 approving a release of assurances for Eagle View Subdivision, Tract 1997-A and acceptance of subdivision improvements for city maintenance

In January, 2006 the City of Kingman Common Council approved the final plat, improvement plans, and property escrow assurance agreement for Eagle View Subdivision, Tract 1997-A, a 46-lot single family residential subdivision located north of Grace Neal Parkway. The original developer lost the property and the current developer and property owner is Kingman Land Development, LLC. The remainder of the required subdivision improvements has been completed "at risk" by the current developer who has requested a release of the previous assurance agreement. The completed improvements have been inspected by the City Engineer and Public Works Inspectors and were found to be in compliance with the terms of the final plat, improvement plans, and the requirements of the City of Kingman Subdivision Ordinance. **Staff recommends approval of Resolution No. 5233. MOTION TO APPROVE WAS PASSED BY A VOTE OF 6-0.**

- n. **The Regular Meeting Minutes of July 16, 2019. MOTION TO APPROVE WAS PASSED BY A VOTE OF 6-0.**

4. OLDBUSINESS

- a. **Approval Of Resolution 5236 Intergovernmental Agreement with Northern Arizona Fire District #1 For Management Services**
Northern Arizona Consolidated Fire District has approached the Kingman Fire Department for management services which includes Fire Chief Services. The department has conducted an analysis for the services provided. **Staff recommends the approval of Resolution 5236 for Intergovernmental Agreement with Northern Arizona Fire District #1 For Management Services. MOTION TO APPROVE WAS PASSED BY A VOTE OF 6-0.**

- b. **Sunbelt Park Master Plan**
This is the revised Sunbelt Park drawing C-5 based on the latest input. This offers multiple field layout options. With the elimination of many trees, and the removal of the one volleyball and one basketball court this proposal includes much more turf area. The parking area is undersized for amount of traffic pre the number of available fields. **Staff recommends moving forward with Concept C-5. MOTION TO APPROVE WAS PASSED BY A VOTE OF 6-0.**

5. NEWBUSINESS

- a. **Consideration of Ordinance No. 1890 for the rezoning of certain property on N. Kenneth Road and N. Adams Street from C-3: Commercial Service Business to R-2: Residential Multiple Family, Low Density**
A request from Mike Fetrow, applicant, and Pioneer Title Tract 9030A/Brilliant Diamond LLC, owner, for the rezoning of certain property located on the east side of N. Kenneth Road and the west side of N. Adams Street from C-3: Commercial, Service Business to R-2: Residential Multiple Family, Low Density. The rezoning is requested to allow for the development of two single family residences on two 5,000 square foot lots. The Planning and Zoning Commission held a public hearing on July 9, 2019. The commission voted 6-0 to recommend approval of the rezoning request. **Staff recommends approval of Ordinance No. 1890. MOTION TO APPROVE WAS PASSED BY A VOTE OF 6-0.**

- b. **Consideration of Ordinance No. 1891 for the rezoning of certain property located at 3958 N. Rainbow Drive from R-2: Residential Multiple Family, Low Density to R-R: Rural Residential**
A request from Gary and Charlotte Sherwood, applicant and property owner, for the rezoning of certain property located at 3958 N. Rainbow Drive from R-2: Residential Multiple Family, Low Density to R-R: Rural Residential. The rezoning is requested to allow a manufactured home and garage to be placed on the subject site which is 1 acre. The Planning and Zoning Commission held a public hearing on July 9, 2019. The commission voted 6-0 to recommend approval of the rezoning request. **Staff recommends approval of Ordinance No. 1891. MOTION TO APPROVE WAS PASSED BY A VOTE OF 6-0.**

- c. **Resolution No. 5234, Approval of Water Service to Parcel 330-20-011 for one Single Family Home, ENG19-0047**
The City has received a request from Nick Main for water service to unsubdivided parcel 330-20-011 for the construction of a new single family home at 400 Camelback Boulevard. Parcel 330-20-011 is a 196.70 acre property

located west of Stockton Hill Road, south of Camelback Boulevard and adjacent to the Kingman Camelback subdivision. Section 3.3 of the City Utility Regulations requires that water service requests to unsubdivided properties receive City Council approval after review by the Municipal Utility Commission. The Commission reviewed this request at their July 25 meeting and voted 4-0 to recommend approval with the conditions noted in Resolution No. 5234. **Staff recommends approval of Resolution No. 5234. THIS ITEM WAS WITHDRAWN BY THE APPLICANT. NO ACTION WAS TAKEN BY THE COUNCIL.**

6. DEPARTMENT REPORTS

a. Public Relations Update on Social Media and Best Practices

7. ANNOUNCEMENTS BY MAYOR, COUNCIL MEMBERS, CITY MANAGER

Limited to announcements, board and commission liaison reports, availability/attendance at conferences and seminars.

8. COUNCIL REQUESTS FOR FUTURE WORK SESSION AGENDA ITEMS AND/OR CALENDAR ADJUSTMENTS

9. EXECUTIVE SESSION

a. Kingman Crossing Development Agreement

The City Attorney requests that Council go into executive session pursuant to ARS 38-431.03(A)(4) to discuss the development agreement between the City of Kingman and the Kingman Regional Medical Center.

Discussion and/or action.

MOTION TO GO INTO EXECUTIVE SESSION WAS APPROVED BY A VOTE OF 6-0.

ADJOURNMENT --- MOTION TO ADJOURN WAS PASSED BY A VOTE OF 6-0.