

Upon notice duly given under Arizona Revised Statutes, Section 38-431, et seq., as amended, the City Council of the City of Bullhead City held a Special Meeting on Tuesday, April 3, 2018, in the Council Chambers, 1255 Marina Blvd., Bullhead City, Arizona.

CALL TO ORDER

Council Member Shutts called the special meeting to order at 3:00 p.m.

ROLL CALL

Council Present

Brady (joined the meeting at 4:12 p.m.), Bruck, D'Amico, Ring, Shutts, Wegmann

Council Absent

Clark

Staff Present:

CITY MANAGER: Toby Cotter

CITY ATTORNEY: Garnet Emery

DEPUTY CITY CLERK: Debie Ogden

INTERIM PUBLIC WORKS DIRECTOR: Keegan Littrell

HUMAN SERVICES DIRECTOR: Jeff Tipton

DISCUSSION ITEMS

1. City Council Members will board a city bus and tour Community Park (Section 12) at 3:00 p.m.
2. Immediately following the bus tour, the Council will meet in a work session regarding Section 12.

The Council Members ended their tour of Community Park at 3:50 p.m. and returned to the Council Chambers. The work session discussion began immediately thereafter.

City Manager Cotter said they would discuss the plan of development for this summer and for the long term. He said there was quite a bit of enthusiasm for the marina. He said at one time an island was added to the long term plan, and said they would consider the expense of the island versus what they wanted to accomplish with the marina. He said the marina might be better served without an island.

Interim Public Works Director Littrell said the construction of an island would require hundreds of thousands of dollars to build and require the construction of a retaining wall and a bridge to the island. He said if they removed the island, the swim beach area could be pushed out as well as provide more parking and better access to the water.

City Manager Cotter said they should consider the cost and the permitting process for an island, and asked if this was something in which the city should invest the time and money to permit and build, or if the marina would be sufficient for the future.

Council Member D'Amico said originally the island sounded like a good idea, but said the island would be very expensive to build. He said at this time, he did not think it would be worth the investment.

Council Member Wegmann said she agreed with Council Member D'Amico.

Council Member Shutts said she agreed, and said the money invested in building an island would be better spent in improving the beaches and providing additional park amenities.

Council Member Ring said she agreed with what had been discussed.

City Manager Cotter said the Council's input would assist staff in the planning process. He said the consultant was currently working on the design, and said they should go back to the Parks and Recreation Commission and revise the plan to take the island out. He said the island was part of the original discussion, but said no particular citizen had advocated for the island. He said everyone involved was in favor of having a marina. He said going through the process with the consultant, they quickly learned the island would not really work as they had originally planned.

City Manager Cotter said the design would take at least another year, and said they wanted to keep the public safe by including blocking off the beaches from vehicles. He said mounds could be built similar to some in the national parks, where vehicles would have to stop at the mound and not be parked right on the water's edge.

Council Member Shutts said they needed to consider the cost of the improvements. Interim Public Works Director Littrell said berms could be constructed for little additional cost.

City Manager Cotter said Mayor Brady's concept was to pull back the mounds in order for the river to be seen better by the public. He said the river was currently hidden from view by a slope, but said as it was brought back, some of the originally planned amenities would be lost. He said as they were getting into the actual engineering of the plan, some of the smaller amenities would need to be relocated. He said they could all agree that maximum exposure to the river was very important.

City Manager Cotter said the new Laughlin Ranch Boulevard extension from the Bullhead Parkway would intersect with Highway 95 across from Community Park. He said this additional access point to the park would be very helpful. He said they could consider the addition of some artwork at that new intersection as well as additional signage throughout the park.

EXECUTIVE SESSION

MOTION: Council Member Wegmann made a motion to adjourn the special meeting and convene into executive session at 4:36 p.m. Council Member Shutts seconded the motion.

VOTE: AYES: Brady, Bruck, D'Amico, Ring, Shutts, Wegmann NAYS: None
ABSENT: Clark

MOTION CARRIED

3. Discussion or consultation with the attorney of the public body for legal advice and consultation with city staff pursuant to A.R.S. § 431.03(A)(3)&(7), concerning actions in due diligence and the feasibility of the possible acquisition of the portion of EPCOR Water serving within Bullhead City.

MOTION: Council Member Bruck made a motion to adjourn from executive session and the special meeting at 5:17 p.m. Council Member Wegmann seconded the motion.

VOTE: AYES: Brady, Bruck, Clark (joined the meeting at 4:47 p.m.), D'Amico, Shutts, Ring, Wegmann NAYS: None ABSENT: None

MOTION CARRIED

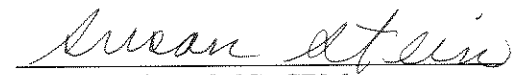
ADJOURNMENT

Mayor Brady declared the special meeting adjourned at 5:17 p.m.

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct record of the special meeting of the City Council of the City of Bullhead City held on the 3rd day of April 2018. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 17th day of April 2018.


Susan Stein, MMC, CPM
City Clerk

Upon notice duly given under Arizona Revised Statutes, Section 38-431, et seq., as amended, the City Council of the City of Bullhead City held a regularly scheduled meeting on Tuesday, April 3, 2018, in the City Council Chambers, 1255 Marina Boulevard, Bullhead City, Arizona.

CALL TO ORDER, INVOCATION AND PLEDGE OF ALLEGIANCE

Mayor Brady called the meeting to order at 5:30 p.m. and invited Pastor Chuck Kelly of Calvary Chapel to deliver the invocation. Council Member D’Amico led the assembly in the Pledge of Allegiance to the Flag.

ROLL CALL

Council Present

Brady, Bruck, Clark, D’Amico, Ring, Shutts, Wegmann

Council Absent

None

Staff Present

CITY MANAGER: Toby Cotter

CITY ATTORNEY: Garnet Emery

DEPUTY CITY CLERK: Debie Ogden

POLICE CHIEF: Brian Williamson

FINANCE DIRECTOR: Rudy Vera

INTERIM PUBLIC WORKS DIRECTOR: Keegan Littrell

HUMAN SERVICES DIRECTOR: Jeff Tipton

DEVELOPMENT SERVICES DIRECTOR: Absent

PRESENTATIONS AND PROCLAMATIONS

1. Proclamation recognizing May 25 - May 27, 2018, and November 9 - November 11, 2018, as “Buddy Poppy Days” in Bullhead City.

Mayor Brady read the proclamation and presented it to Ed Halligan and Del Mitchell from the Bullhead City VFW Post #10005.

2. Proclamation recognizing the “23rd Annual Carrie A. Edgmon Bicycle Safety Rodeo” to be held on Saturday, April 7, 2018.

Mayor Brady read the proclamation and presented it to Bullhead City Police Department Representative Lorrie Duggins and Bullhead City Fire Department Representative Lori Viles.

3. Proclamation declaring the month of April 2018 as “Fair Housing Month” in Bullhead City.

Mayor Brady read the proclamation and presented it to Human Services Director Jeff Tipton.

OPEN CALL TO THE PUBLIC

Mayor Brady opened the call to the public.

Larry Tunforss said the Kiwanis Club held the first “Kids’ Expo” over the past weekend. He thanked city staff and all the members of the community that helped make this first-time event a huge success.

Eva Corbett thanked Dot Foods for holding their public open house on March 31st.

Nick Parsons expressed his appreciation to the City Council and city administration for taking all the steps required for the city to progress and be what it is today.

Al Scigliano said he was a former Bullhead City Council Member. He thanked the City Council for being on top of things and doing a great job for the city.

Roger Chris said he spoke about three months ago regarding a code enforcement matter. He said the issue with his neighbor had still not been resolved. He asked that city staff look into and expedite the case. City Manager Cotter said a criminal complaint had been filed against the neighbor, and said the matter was currently in the court system.

Scotty McClure said the city used to be a lot better, and said he was sorry he purchased a property in Bullhead City. He said the city was not the most affordable city in Arizona, and said his utility bills were high. He said the money spent on the Riviera redevelopment was not worth it.

Having no one else present wishing to speak, Mayor Brady closed the call to the public.

AGENDA MODIFICATIONS

None

WAIVER MOTION

MOTION: Vice Mayor Clark made a motion to waive the reading in full of all ordinances and resolutions presented for adoption at this meeting. Council Member Wegmann seconded the motion.

VOTE: AYES: Brady, Bruck, Clark, D'Amico, Ring, Shutts, Wegmann NAYS: None
ABSENT: None

MOTION CARRIED

MANAGER'S REPORT

1. Burro Gather Update

City Manager Cotter said two citizens had requested a burro gather from the Bureau of Land Management, one from Laughlin Ranch and one from Punta de Vista. He said one burro gather would take place to gather 30 burros under the National Bait and Trap program, and said additional information would be provided in the near future.

2. Dot Foods Grand Opening

City Manager Cotter displayed some photos of the recent event that was held on March 21st. He said more than 100 employees had already been hired and were working at the Dot Foods facility.

3. Special Events and Tournaments

Human Services Director Tipton discussed upcoming sports, soccer and baseball tournaments. He said this weekend the Farmers' Market, Burro Barbeque, Bike Rodeo, a circus in Gary Keith Park, a rodeo event in Needles, and a concert in Laughlin would also be held.

MAYOR AND COUNCIL MEMBERS' REPORTS ON CURRENT EVENTS

Council Member D'Amico said the Rotary Skate Park had been refurbished, and said all of the kids that used it were very happy with the improvements and new lighting.

ITEMS WITHDRAWN FROM CONSENT AGENDA

None

CONSENT AGENDA

MOTION: Vice Mayor Clark made a motion that Items No. 1 and 2 on the Consent Agenda be approved in accordance with the reports, certifications and recommendations furnished each Council Member and without further discussion. Council Member Ring seconded the motion.

VOTE: AYES: Brady, Bruck, Clark, D'Amico, Ring, Shutts, Wegmann NAYS: None
ABSENT: None

MOTION CARRIED

Items on the Consent Agenda were approved as follows:

1. Approval of the Minutes of the Regular Council Meeting held on March 20, 2018. (City Clerk Stein)
2. Adoption of Resolution No. 2018R-12 confirming City Council Member Mark Clark as the city's representative and voting member to the Mohave County Water Authority, and appointing Assistant Public Works Director Robert Leuck as the city alternate. (City Manager Cotter)

PUBLIC HEARINGS ON ITEMS PULLED FROM CONSENT AGENDA

None

BOARD/COMMISSION/COMMITTEE APPOINTMENTS

None

PUBLIC HEARINGS ON LIQUOR LICENSE APPLICATIONS

3. **PUBLIC HEARING.** Discussion and possible action to make a recommendation to the Arizona Department of Liquor Licenses and Control to approve the application for a new Series 10 Liquor License No. 10083315 submitted by Ken Isho for the Eagles Market located at 2187 Riviera Boulevard in Bullhead City. (City Clerk Stein)

City Manager Cotter said staff had no objections to this application. He said this was the culmination of the transaction to sell their Series 9 license to Smart & Final in order to sell alcohol at the new location.

Mayor Brady opened the public hearing.

Eva Corbett thanked City Manager Cotter for his efforts to make this transaction happen.

Having no one else present wishing to speak, Mayor Brady closed the public hearing.

MOTION: Council Member Ring made a motion to make a recommendation to the Arizona Department of Liquor Licenses and Control to approve the application for a new Series 10 Liquor License No. 10083315 submitted by Ken Isho for the Eagles Market located at 2187 Riviera Boulevard in Bullhead City. Council Member Wegmann seconded the motion.

VOTE: AYES: Brady, Bruck, Clark, D'Amico, Ring, Shutts, Wegmann NAYS: None
ABSENT: None

MOTION CARRIED

ACTION ITEMS

Building, Planning and Zoning Items

None

Bid Awards, Contracts, Intergovernmental Agreement, and Purchases

4. Discussion and possible action to adopt Resolution No. 2018R-13, Exhibit "E," to the Intergovernmental Agreement between the Mohave County Flood Control District and the City of Bullhead City, and to authorize the Mayor to execute the agreement on behalf of the city. (Interim Public Works Director Littrell)

Interim Public Works Director Littrell said the county had allocated the sum of \$862,140 to the city for flood control capital improvements. He said the funds were a portion of the flood control money the county collected from property taxes and shared with the cities each year to allow cities to perform flood control work.

Mayor Brady asked if anyone from the public wanted to speak. No one from the public spoke.

MOTION: Council Member D'Amico made a motion to adopt Resolution No. 2018R-13, Exhibit "E," to the Intergovernmental Agreement between the Mohave County Flood Control District and the City of Bullhead City, and to authorize the Mayor to execute the agreement on behalf of the city. Vice Mayor Clark seconded the motion.

VOTE: AYES: Brady, Bruck, Clark, D'Amico, Ring, Shutts, Wegmann NAYS: None
 ABSENT: None

MOTION CARRIED

5. Discussion and possible action to adopt Resolution No. 2018R-14 approving the Fourth Amended and Restated Membership Agreement with the Arizona Municipal Risk Retention Pool. (City Manager Cotter)

City Manager Cotter said the city was a member of the Arizona Municipal Risk Retention Pool for its insurance needs. He said the proposed membership agreement included mostly general housekeeping items that required updating.

Mayor Brady asked if anyone from the public wanted to speak. No one from the public spoke.

MOTION: **Council Member Bruck made a motion to adopt Resolution No. 2018R-14 approving the Fourth Amended and Restated Membership Agreement with the Arizona Municipal Risk Retention Pool. Council Member Shutts seconded the motion.**

VOTE: AYES: Brady, Bruck, Clark, D'Amico, Ring, Shutts, Wegmann NAYS: None
 ABSENT: None

MOTION CARRIED

6. Discussion and possible action to approve the Mohave Electric Cooperative Low Income Weatherization Assistance Program Services Agreement; and authorize the City Manager to enter into and execute the agreement on behalf of the city. (Human Services Director Tipton)

Human Services Director Tipton said the program assisted qualified low-income property owners with home repairs. He said all grant recipients were required to incorporate the Arizona Department of Housing guidance on weatherization standards for owner-occupied housing rehabilitation projects. He said the weatherization standards were designed to improve energy efficiency in assisted homes. He said the proposed agreement would reimburse the city to weatherize eligible customers' single-family homes and mobile homes located within Mohave Electric Cooperative's service territory. He said the maximum reimbursement would not exceed \$2,600 per residence.

Housing Inspector Ron Beardsley said this program would assist the city in processing more home repairs, and helped with cosmetic, health and safety, and code enforcement issues.

Council Member Bruck asked about the home owners that could be assisted under this program. Housing Inspector Beardsley said there was a waiting list, and said appliance rebates were also available. He said the city was rehabilitating more homes under different criteria, and said they were not building new homes.

Mayor Brady asked if anyone from the public wanted to speak.

Jack Hakim said he was concerned about the ability to assist the customers on the waiting list. He said, in the past, there were a number of homeowners waiting a long time for assistance.

Human Services Director Tipton said the program would assist the city in using the grant monies to supplement the rehabilitation of more homes.

Housing Inspector Beardsley said the greater number of people on the longer waiting list had mobile homes older than 1978 that needed full replacement, and said the weatherization program applied to smaller home repairs.

Mayor Brady thanked the Mohave Electric Cooperative for partnering with the city in this valuable program.

MOTION: Council Member Shutts made a motion to approve the Mohave Electric Cooperative Low Income Weatherization Assistance Program Services Agreement; and authorize the City Manager to enter into and execute the agreement on behalf of the city. Council Member Wegmann seconded the motion.

VOTE: AYES: Brady, Bruck, Clark, D'Amico, Ring, Shutts, Wegmann NAYS: None
ABSENT: None

MOTION CARRIED

7. Discussion and possible action to adopt Resolution No. 2018R-15 approving an Intergovernmental Agreement with Arizona State University for the sharing of data on violent deaths. (Police Chief Williamson)

Police Chief Williamson said the agreement established the basis for the Police Department to share with Arizona State University police report information on incidents leading to violent deaths. He said the data would be used for the purpose of contributing to Arizona's violent death reporting system by providing accurate, comprehensive and objective information regarding violent deaths. He said the data collected throughout the state would be used to provide a comprehensive snapshot of violent incidents to further understand such events and inform communities, policy makers, planners, and decision makers on violent deaths so that preventative programs could be enacted.

Mayor Brady asked if anyone from the public wanted to speak.

Nick Parsons asked if addictions would be tracked with the crimes that were recorded, and if the offenders' brains could be studied.

Police Chief Williamson said information that could possibly be gathered would be the responsibility of the National Center for Disease Control.

MOTION: Vice Mayor Clark made a motion to adopt Resolution No. 2018R-15 approving an Intergovernmental Agreement with Arizona State University for the sharing of data on violent deaths. Council Member Shutts seconded the motion.

VOTE: AYES: Brady, Bruck, Clark, D'Amico, Ring, Shutts, Wegmann NAYS: None
ABSENT: None

MOTION CARRIED

Other Business

8. Discussion and possible action to direct the City Manager to pursue information as to the feasibility of acquiring EPCOR Water's assets and service within Bullhead City, and report all findings to the City Council at a future work session/City Council meeting. (City Manager Cotter)

City Manager Cotter said EPCOR Water had recently submitted a proposal for a rate increase to the Arizona Corporation Commission. He said former City Council Member Alfred Scigliano, who also led the efforts to incorporate Bullhead City in 1984, recently submitted a letter to him requesting a city effort to acquire EPCOR Water. He said this item was placed on the agenda to discuss the merits of studying the acquisition of the water service within the community.

Mayor Brady said they were listening to the community, and said EPCOR was proposing to raise the water rates by 59 percent. He said they were doing this for the benefit of the citizens.

Council Member D'Amico said the city was being gouged with high water rates to take care of other areas in the state. He said he hoped everyone would be in favor of a proposed acquisition.

Mayor Brady asked if anyone from the public wanted to speak.

Jack Hakim said he was Mayor of Bullhead City during the time of negotiations with EPCOR. He said the proposed rates were outrageous. He encouraged the city to take action and look into an acquisition.

Royanne Ortiz asked about the time frame to take action. City Manager Cotter said the action would be placed on the November 2018 general election ballot.

Edward DeLisle said there was little benefit associated with these increases. He said the city should proceed with the process and supported the action to be placed on the ballot for the public to approve. He said the parent company of EPCOR was located in Canada, and said he sincerely wanted to see the city take over the water service.

Alfred Scigliano said he did not want the increase in the city's water rate to help pay for golf courses in Maricopa County. He said it was a bad deal for the citizens of Bullhead City. He said he started looking into the proposal and became familiar with the process. He encouraged the Council to look into taking a course of action that was best for this city.

John Pynakker said he was the Executive Director for the Bullhead Area Chamber of Commerce. He said he loved the city, and said over the past few years, they had seen more businesses come to the city than ever before. He said the business environment the city had created had been the key to attracting new businesses. He said he was concerned about the increasing costs of living and doing business in the city. He said the rate increase was not a good deal for the city. He said the Bullhead Area Chamber of Commerce members have requested the elected officials to continue to show they had the community's best interest at heart.

Shawn Bradford, Vice President of EPCOR Water Services, said he provided a letter to the City Manager. He said they valued their partnership with the city, and said they focused on providing reliable water service to the community for the best quality of life. He discussed the proposed rate case. He said they held 28 community meetings statewide with 2 meetings in Bullhead City, and said they encouraged their customers' voices to be heard. He said they had communicated with the Arizona Corporation Commission and would like to reduce the proposed increase through a settlement. He said they wanted to reinforce their commitment to the community. He said they had made \$8 million in improvements within the community. He said their rates were based on historical costs and investment, and recovery of those costs.

Council Member D'Amico asked about the communications and responses received from the public about the increase. Mr. Bradford said they requested a reduction in revenue by \$5 to \$8 million. Council Member D'Amico said the city was considered the most affordable in Arizona, but said it also had a low income level. He said he could not see the city subsidizing the water rates for the higher income areas around the state.

Council Member Shutts said she had a problem with EPCOR negotiating the rates which seemed to be at their advantage and not providing the best deal for customers.

Mr. Bradford said they originally requested a \$22 million rate increase but said that number was amended to \$14 million annual revenue statewide, which was a reduction of \$8 million in expenses. He said the rates were regulated by the Arizona Corporation Commission, and said those rates were reasonable. He said future investments would be recovered through a future rate case.

Carl Brunson discussed the history of statewide water investments and public offerings in Arizona. He said EPCOR Water was a subsidiary of the Bill Gates Investment Company. He said the Board of Directors for EPCOR were located in Edmonton, Canada, and appointed by that city's officials.

Nick Parsons said the Colorado River water district did not touch any city in Maricopa County but Avondale. He said most of Maricopa County's water came from the Verde River. He said the rates should be based on the water table.

Jerry Duvall said supported the City Council in exploring the possibilities of taking over the water service.

Scotty McClure said he did not see any Council Members in attendance at the public meeting held by EPCOR regarding the proposed rate increase. He said the city should send a representative to the Arizona Corporation Commission public meeting in Phoenix on May 14th and fight against the increase. He said they should not be subsidizing other cities' water service.

MOTION: Council Member Wegmann made a motion to direct the City Manager to pursue information as to the feasibility of acquiring EPCOR Water's assets and service within Bullhead City, and report all findings to the City Council at a future work session/City Council meeting. Council Member D'Amico seconded the motion.

Vice Mayor Clark said it would behoove the city to look into the possibilities. He said there were other projects on the books the city had to spend funds on, and said they needed to look very carefully into this in order to make an informed, educated decision that was best for the residents.

Council Member Shutts said they were voting tonight to direct the City Manager to begin to investigate the liability into the acquisition, and not voting to take over the water company.

Mayor Brady said this was the first step in the process.

VOTE: AYES: Brady, Bruck, Clark, D'Amico, Ring, Shutts, Wegmann NAYS: None
ABSENT: None

MOTION CARRIED

9. **PUBLIC HEARING.** Discussion and possible action to make a recommendation to the Arizona Department of Revenue to approve the application for a Class A Bingo License submitted by Terry W. Oberst, and to approve the application for a Class A Bingo License submitted by Phyllis Wilburn; on behalf of the Riverview Resort located at 2000 Ramar Road in Bullhead City. (City Clerk Stein)

City Manager Cotter said staff recommended approval of the applications.

Doris Reed said she represented the Riverview Resort and was recently appointed as their bingo coordinator. She said they were re-applying to correct the previous application that was sent back by the Department of Revenue.

Mayor Brady opened the public hearing. Having no one present wishing to speak, Mayor Brady closed the public hearing.

MOTION: Council Member D'Amico made a motion to make a recommendation to the Arizona Department of Revenue to approve the application for a Class A Bingo License submitted by Terry W. Oberst, and to approve the application for a Class A Bingo License submitted by Phyllis Wilburn; on behalf of the Riverview Resort located at 2000 Ramar Road in Bullhead City. Council Member Wegmann seconded the motion.

VOTE: AYES: Brady, Bruck, Clark, D'Amico, Ring, Shutts, Wegmann NAYS: None
ABSENT: None

MOTION CARRIED

COUNCIL REQUESTED ITEMS

None

ADJOURNMENT

MOTION: Vice Mayor Clark made a motion to adjourn. Council Member Bruck seconded the motion.

VOTE: AYES: Brady, Bruck, Clark, D'Amico, Ring, Shutts, Wegmann NAYS: None
ABSENT: None

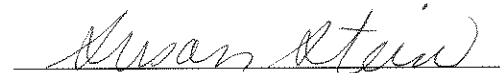
MOTION CARRIED

There being no further business to come before the Council, the Mayor declared the meeting adjourned at 7:15 p.m.

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct record of the regular meeting of the City Council of the City of Bullhead City held on the 3rd day of April 2018. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 17th day of April 2018.



Susan Stein, MMC, CPM
City Clerk