

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, October 2, 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 Brandon Larson of Saint John Evangelical Lutheran Church 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

CITY CLERK: Susan Stein

POLICE CHIEF: Brian Williamson

FINANCE DIRECTOR: Rudy Vera

PUBLIC WORKS DIRECTOR: Keegan Littrell

HUMAN SERVICES DIRECTOR: Jeff Tipton

DEVELOPMENT SERVICES DIRECTOR: Absent

PRESENTATIONS AND PROCLAMATIONS

1. Proclamation declaring Wednesday, October 3, 2018, as "National Night Out."

Mayor Brady read the proclamation and presented it to Lorrie Duggins of the Bullhead City Police Department, and Lori Viles and Fire Chief Pat Moore of the Bullhead City Fire Department. Ms. Duggins invited the public to attend the annual event held at Mohave Electric Cooperative.

2. Proclamation declaring the week of October 7 – 13, 2018, as "Fire Prevention Week."

Mayor Brady read the proclamation and presented it to Lori Viles and Fire Chief Moore of the Bullhead City Fire Department. Ms. Viles invited the public to attend the Fire Safety Fair on October 13th at Community Park.

3. Proclamation declaring the month of October 2018 as "Domestic Violence Awareness Month."

Mayor Brady read the proclamation and presented it to Angelina Johnson representing Crime Victims' Services and Lorrie Duggins of the Bullhead City Police Department. Ms. Johnson provided information on the support and services provided by the city for victims of crime.

OPEN CALL TO THE PUBLIC

Mayor Brady opened the call to the public.

Eva Corbett invited the public to attend a local candidates' forum to be held on October 6th. She said the Mohave County Sheriffs' K-9 unit would hold a pet costume contest to raise funds on October 20th.

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

AGENDA MODIFICATIONS

None

WAIVER MOTION

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

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

MOTION CARRIED

MANAGER'S REPORT

1. Laughlin Ranch Blvd. Grand Opening - October 3

City Manager Cotter invited the community to attend the ribbon cutting ceremony when the new road was officially opened. He said the activities would begin at 4:00 p.m. at the Laughlin Ranch Clubhouse on October 3rd.

2. Farmers' Market Opening Day of Season - October 6

City Manager Cotter invited the public to attend the first Farmers' Market of the season to be held on Saturday, October 6th at Community Park. He said this was the largest event with more than 70 vendors at the park.

3. Old Bullhead Neighborhood Workshop - October 16 at 4 p.m.

City Manager Cotter said staff invited all of the property owners and residents in the neighborhood to provide comments on the proposed development of Old Bullhead and attend the public meeting on October 16th. He said feedback could also be provided through the city's website.

MAYOR AND COUNCIL MEMBERS' REPORTS ON CURRENT EVENTS

Council Member Wegmann thanked the Chamber of Commerce, DOT Foods, city staff, and all of the sponsors that helped make the Oktober Fest event a success, and said everyone had a great time.

Mayor Brady said Administrative Analyst Kozlowski and he traveled to Washington, D.C. last week to promote Congressional Bill 6738 which is the transfer of Don Laughlin's donated property in the Black Mountains for Section 12 land at Community Park. He said the processing time could be minimized at the congressional level rather than going through the Bureau of Land Management exchange process which was more costly and laborious. He said they met with staff from the Department of the Interior and the Senate and House Energy and Natural Resources Committees, Senator Kyl, representatives from Senator Flake's office, and Congressman Gosar. He said they were successful in introducing the bill and meeting the decision makers who would promote the bill. He said they were hopeful the legislation would be passed within the next few months.

ITEMS WITHDRAWN FROM CONSENT AGENDA

None

CONSENT AGENDA

MOTION: Council Member 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 Bruck 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 Special Council Meeting held on September 13, 2018; the Minutes of the Special Council Meeting held on September 18, 2018; and the Minutes of the Regular Council Meeting held on September 18, 2018. (City Clerk Stein)
2. Approval of the request to release the financial assurance for Adobe Hills at Fox Creek, Tract 5055; and accept the required improvements into the city system for maintenance. (Development Services Director Wiltse)

PUBLIC HEARINGS ON ITEMS PULLED FROM CONSENT AGENDA

None

BOARD/COMMISSION/COMMITTEE APPOINTMENTS

None

PUBLIC HEARINGS ON LIQUOR LICENSE APPLICATIONS

None

ACTION ITEMS

Building, Planning and Zoning Items

None

Bid Awards, Contracts, Intergovernmental Agreement, and Purchases

3. Discussion and possible action to approve the purchase of fifty (50) TSR X26P Tasers, 50 extended power mags, and 50 holsters in the amount of \$53,557.58. (Police Chief Williamson)

Police Chief Williamson said their current Taser equipment was no longer being manufactured or supported. He said the X26P Taser was an essential piece of safety equipment that officers carried. He said the new equipment would benefit the Department by having the most current conducted electrical weapon. He said the purchase was included in the 2018-2019 fiscal year budget.

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

MOTION: Vice Mayor Ring made a motion to approve the purchase of fifty (50) TSR X26P Tasers, 50 extended power mags, and 50 holsters in the amount of \$53,557.58. Council Member Wegmann seconded the motion.

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

MOTION CARRIED

4. Discussion and possible action to approve the "Article 6 Agreement, Project 16-E-008" contract with Schofield Civil Construction, LLC, of Phoenix Arizona, in the amount of \$256,333.00 for the installation of a new owner-supplied belt filter press and conveyor system, and ancillary equipment at the Section 18 Wastewater Treatment Plant; and to authorize the City Manager or his designee to sign resulting documents and issue payments on behalf of the city. (Public Works Director Littrell)

Public Works Director Littrell said this item was a request to approve the installation of the new belt filter press and conveyor system at the Section 18 wastewater treatment plant. He said this work was not included in the budget, but said they have found some savings in the tertiary filters at Section 10 that could be used to pay for the installation contract. He said the current belt filter press was 25 years old and had been re-built by staff ten years ago to save money and serve as an interim solution. He said the filter press was used to compress and drain the sludge coming out of the plant that can be further dried in order to reduce the weight and cost of transporting the sludge to the landfill.

Mayor Brady asked if this was an emergency. Public Works Director Littrell said it was not an emergency, but the system needed to be replaced. Mayor Brady asked why the amount was not included in the budget. Public Works Director Littrell said funds were budgeted for the purchase of the unit but not for the installation. He said the savings could be used to fund the installation of the unit. Utilities Superintendent Jeff Wileman said they discovered the Section 10 filters could be reduced in size; and therefore a savings could be realized in order to pay for the installation.

Mayor Brady said he did not think the city should spend a quarter of a million dollars for something that was not an emergency and not included in the original budget. He said he would like to wait and approve the purchase during the next fiscal year's budget cycle.

Council Member Clark asked if the current system was working properly. Public Works Director Littrell said the new press was delivered on July 9th. Utilities Superintendent Wileman said the installation of the system was inadvertently not included in this year's budget, and said they would find savings to pay for it this year without affecting the overall budget.

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

MOTION: Council Member Wegmann made a motion to approve the "Article 6 Agreement, Project 16-E-008" contract with Schofield Civil Construction, LLC, of Phoenix Arizona, in the amount of \$256,333.00 for the installation of a new owner-supplied belt filter press and conveyor system, and ancillary equipment at the Section 18 Wastewater Treatment Plant; and to authorize the City Manager or his designee to sign resulting documents and issue payments on behalf of the city. Council Member 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 approve a contract with Kimley-Horn and Associates, Inc. of Phoenix, Arizona, for engineering services to redesign a traffic signal at the intersection of Corwin Road and Highway 95 in an amount not to exceed \$65,530.00; and to authorize the City Manager to execute all appropriate documents and approve resulting payments. (Public Works Director Littrell)

City Manager Cotter said the Council held a workshop a few months ago and agreed that a new signal design should be considered. He said a Florida "T" design would allow southbound traffic on Highway 95 to continue at all times, but said the signal would stop northbound traffic to allow left turns from Corwin Road onto Highway 95. He said an acceleration lane and raised median would be required on the highway.

Council Member Wegmann asked about the safety aspect of the new design. City Manager Cotter said the engineers believed the signal design would help minimize accidents caused by drivers attempting to make a left turn at the top of the hill from Corwin Road.

Mayor Brady said Bruce Clark from TV 2 first brought up the fact that southbound trucks would have to stop with a heavy load and then have to climb the hill from a dead stop. He said the "T" design made more sense.

Public Works Director Littrell said the bid document would be ready to go in mid-January. He said the city provided the survey work in order to save on the cost of the project.

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

MOTION: Council Member Shutts made a motion to approve a contract with Kimley-Horn and Associates, Inc. of Phoenix, Arizona, for engineering services to redesign a traffic signal at the intersection of Corwin Road and Highway 95 in an amount not to exceed \$65,530.00; and to authorize the City Manager to execute all appropriate documents and approve resulting payments. Council Member Bruck 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: 1) approve the "Article 6-Agreement Project 17-C-003" contract with General Acrylics, Inc., of Phoenix Arizona, for the Rotary Park Pickleball and Tennis Courts Phase 2 project in an amount of \$281,947.00; 2) authorize the City Manager to execute the agreement, all appropriate documents and approve resultant payments; and 3) approve a transfer from the General Fund Reserve in the amount of \$31,947.00 to complete the funding of the project. (Parks and Recreation Superintendent Heath)

Parks and Recreation Superintendent Heath said the construction of four new pickleball courts and one new tennis court at Rotary Park was approved in this year's budget. He said the budget included \$250,000 for the project and the remainder of \$31,947.00 would come out of the general fund reserve. He said four bids were received and General Acrylics of Phoenix Arizona was the low bidder at \$281,947.00.

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

MOTION: Council Member Wegmann made a motion to: 1) approve the "Article 6-Agreement Project 17-C-003" contract with General Acrylics, Inc., of Phoenix Arizona, for the Rotary Park Pickleball and Tennis Courts Phase 2 project in an amount of \$281,947.00; 2) authorize the City Manager to execute the agreement, all appropriate documents and approve resultant payments; and 3) approve a transfer from the General Fund Reserve in the amount of \$31,947.00 to complete the funding of the project. Council Member D'Amico seconded the motion.

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

MOTION CARRIED

Other Business

7. Discussion and possible action to: 1) approve a budget transfer from the General Fund contingency to the General Services budget in the amount of \$7,500; and 2) approve the City Manager's acquisition of an appraisal and contact with and the pursuit of options for the development of Parcel No. 347-10-026 with the State Land Department. (City Manager Cotter)

City Manager Cotter said this was a new project for the city. He said the State of Arizona held an 11-acre parcel of land just west of Don Laughlin's parking area immediately south of the Laughlin Bridge. He said this was a low-lying parcel that was reserved to the state when it previously sold off other adjacent parcels. He said the appraisal of this property would allow the city to establish a value in order to develop options with which to approach the state for its further development.

Mayor Brady said he met with Arizona State Land Commissioner Lisa Atkins in March. He said there was a difference in the way the state treats their trust land and sovereign land. He said trust land was bound by state law and could only be sold at fair market value for school purposes, and said sovereign land could possibly be considered underwater at statehood. He said their position was that the 11-acre property was low-lying sovereign land. He said when he was County Parks Director in 1990; he used the same argument to acquire 67-acres at David Camp. He said his position was that the land was sovereign land and the State Land Department could just give it to the city. He said the city currently managed the small Heritage Park south of the bridge, and said if they were successful, they could acquire all of the land south of the bridge up to the boat launch. He said an appraisal would be beneficial to determine the actual value of the property. He said if the land was deemed to not be of value and considered low lying water prone land, perhaps the State Land Department would allow legislation for the city to acquire the land in fee simple title though an act of the Legislature. He said this land was something valuable for the city to pursue.

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: 1) approve a budget transfer from the General Fund contingency to the General Services budget in the amount of \$7,500; and 2) approve the City Manager's acquisition of an appraisal and contact with and the pursuit of options for the development of Parcel No. 347-10-026 with the State Land Department. Vice Mayor Ring seconded the motion.

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

MOTION CARRIED

COUNCIL REQUESTED ITEMS

None

ADJOURNMENT

There being no further business to come before the Council, the Mayor declared the meeting adjourned at 6:21 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 2nd day of October 2018. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 16th day of October 2018.

Delia Ogden, Deputy City Clerk
for Susan Stein, MMC, CPM
City Clerk