

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, March 5, 2019, in the City Council Chambers, 1255 Marina Boulevard, Bullhead City, Arizona.

**CALL TO ORDER, INVOCATION AND PLEDGE OF ALLEGIANCE**

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

**ROLL CALL**

Council Present

Brady (via telephone), 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

INTERIM PUBLIC WORKS DIRECTOR: Angie Johnson

HUMAN SERVICES DIRECTOR: Jeff Tipton

DEVELOPMENT SERVICES DIRECTOR: Glen Wiltse

**PRESENTATIONS AND PROCLAMATIONS**

None

**OPEN CALL TO THE PUBLIC**

Vice Mayor Ring opened the call to the public.

Al Scigliano said he attended the Arizona Corporation Commission's rate case hearing in Phoenix and provided comments. He said the H2O Committee was committed to having the city take over the water company, and said they planned to hold workshops on conserving water.

A.J. Bertulli discussed some permitting issues that he was experiencing regarding his property. City Manager Cotter invited Mr. Bertulli to contact him in order to resolve the issues.

Brenda Fury said she still had no heat in her space at the Suddenlink Community Center. She said she was kicked out of her room due to SWAT training in the middle of class. She said communication was lacking between the city and the tenants.

City Manager Cotter said the Community Center rented out rooms for \$200 per month, and said they recommended tenants provide their own ancillary heat as the city paid for the electric service. He invited Ms. Fury to contact him in order to resolve any future problems.

Tom Hixson suggested the city provide more educational opportunities regarding recycling. He said the general public should be correctly informed about how to recycle materials. He asked if the new recycling program would begin in the near future.

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

**AGENDA MODIFICATIONS**

None

**WAIVER MOTION**

**MOTION:** Council Member Bruck 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. EPCOR Rate Case Update

City Manager Cotter said the city had put up a good fight so far in opposition to the proposed EPCOR rate case, the consolidated rate case, and the interim rates. He said they looked forward to meeting with the Arizona Corporation Commission later this month.

2. Caddisfly Research

Joe Iburg, Pest Abatement Manager, said they were planning to evaluate the black fly situation and would schedule treatment for them soon. He said there were many ecological issues along the river, which all played a role in the caddis fly program. He said the immediate treatment would provide temporary relief, but not solve the ecological problems. He said there were a lot of partners in their efforts; including Millersville University in Pennsylvania, University of Northern Las Vegas, and Clark County Vector Control. He said most insecticides could not be sprayed into the river, which would be highly toxic to fish. He said they researched some green products that had oils in them that could cause spotting of paint on cars. He said he recently met with a company that produced a green insecticide that performed better than the others, and said they would begin testing the product soon. He said they found some traps that were successful in controlling the caddisflies, but said they wanted to increase the efficacy of those traps. He said they were also researching survivorship in hot and dry conditions with the hope to propose the Bureau of Reclamation drop the river at times to dry out the larvae. He said fish were still being stocked in April and May, which did help to control the caddisfly population, but not enough to solve the entire problem. He said other issues they were researching included algae and quagga mussels.

3. Recycling

City Manager Cotter said the city had been receiving a lot of feedback on the proposed recycling program. He said Republic Services had not scheduled the public workshops yet, and said the workshops would provide a better understanding of the recycling program. He said trash should not

be thrown into the recycling containers, and said the public needed to be better educated about the proper way to recycle.

#### 4. Weed Abatement/Enforcement

City Manager Cotter said weeds were growing everywhere due to the very wet winter season. He said the city would take a few months off from enforcing weed abatement. He said they would have their own weed abatement to perform throughout the city. He said he hoped the public would find the time to get rid of their weeds before the dry summer season.

#### 5. SB 47 Land Swap Legislation

City Manager Cotter said SB 47 had passed the Senate and the House. He said they hoped the President would sign the bill this week. He said Mayor Brady would be meeting with Arizona Senators Sinema and McSally, Congressman Gosar, the Deputy Director of the Interior Department, and the Energy and Natural Resource Committee to help cut through the bureaucracy required to swap the land donated by Don Laughlin with the land at Section 12. Mayor Brady said he would meet with the senators and directors in Washington, D. C. throughout the week.

### **MAYOR AND COUNCIL MEMBERS' REPORTS ON CURRENT EVENTS**

Council Member Bruck thanked the employees of Southwest Gas for their generous contribution of \$19,076 to Meals on Wheels.

### **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 D'Amico 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 February 19, 2019. (City Clerk Stein)
2. Adoption of Resolution No. 2019R-04 approving an Intergovernmental Agreement for use of the training facility at Lake Havasu City between Lake Havasu City and the Bullhead City Police Department, a member of the Western Arizona Law Enforcement Association. (Police Chief Williamson)

**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**

3. **PUBLIC HEARING.** Discussion and possible action to adopt Ordinance No. 2019-03 approving a zoning map change from PL (Public Land District) to R2MF (Residential Multiple-Family District) and C2 (General Commercial District) pursuant to the MU (Mixed Use Overlay district) for uses on the northern 52.46 acres of a parcel of land that is generally located on the west side of Highway 95 and north of Seventh Street, described as a portion of Section 31, T21N, R21W, Bullhead City, AZ. (Development Services Director Wiltse)

City Manager Cotter said this project was exciting and fit in with the redevelopment along the river that they had been working on for many years.

Planning Manager Johnny Loera said this request was to rezone the property under the Mixed Use zoning. He said the applicant proposed to build four-story condominiums above a parking garage level along the river's edge, and commercial buildings along Highway 95. He said the project would be built in four phases, beginning on the north end of the property with two condominium clusters, an office, and three model residences.

Vice Mayor Ring opened the public hearing.

Billy Pershing asked who owned the land. City Manager Cotter said Don Laughlin owned the land.

Council Member Wegmann asked about the price range of the proposed condominiums.

Don Anderson, applicant, said the development would be "high-end," with ranges in prices; and said they were currently going through some cost analysis in this early stage.

Council Member Clark asked the applicant to provide some information about the scope of the entire project.

Ignacio Gonzalez of Ignacio Gonzalez/Architects, Ltd. said the project would be built in four phases to include condominiums and commercial. He said the project was modern with a mixture of one, two, and three-bedroom units with the ability to add more bedrooms as desired. He said the units would generally face the river for views with terraces and substantial landscaping throughout.

Vice Mayor Ring asked if the project was age restricted.

Mr. Gonzalez said it was not. He said there would be amenities such as swimming pools, a community center, access to the river, and communal areas. He said the sales center would be built first and said the first phase should take about one year to complete.

Mayor Brady asked if there would be an impact on the existing river taxi service. Mr. Gonzalez said it would not.

Gerald Ross asked about the location of the project. Mr. Gonzalez said the project would begin at the site across the highway from the Home Depot.

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

**MOTION:** Council Member D’Amico made a motion to adopt Ordinance No. 2019-03 approving a zoning map change from PL (Public Land District) to R2MF (Residential Multiple-Family District) and C2 (General Commercial District) pursuant to the MU (Mixed Use Overlay district) for uses on the northern 52.46 acres of a parcel of land that is generally located on the west side of Highway 95 and north of Seventh Street, described as a portion of Section 31, T21N, R21W, Bullhead City, AZ. 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 adopt Ordinance No. 2019-04 by reference, approving an amendment to Section 17.42.075 of the Bullhead City Municipal Code regarding “changeable message signs;” and adopting Resolution No. 2019R-05 declaring the code amendment a public record. (Development Services Director Wiltse)

Planning Manager Loera said this was a minor change to the sign code. He said currently the Public Lands Zoning District did not allow the changeable signs. He said the amendment would allow this type of sign to be used in the parks.

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

**MOTION:** Council Member Wegmann made a motion to adopt Ordinance No. 2019-04 by reference, approving an amendment to Section 17.42.075 of the Bullhead City Municipal Code regarding “changeable message signs;” and adopting Resolution No. 2019R-05 declaring the code amendment a public record. Council Member Bruck seconded the motion.

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

**MOTION CARRIED**

**Bid Awards, Contracts, Intergovernmental Agreement, and Purchases**

5. Discussion and possible action to approve the purchase of an AquaDisk Filter for the Section 10 Wastewater Treatment Plant from Aqua-Aerobics Systems of Loves Park, Illinois, in the amount of \$507,340.00 plus applicable taxes; and authorize the City Manager to execute all required documents and approve resultant payments. (Interim Public Works Director Johnson)

Jeff Wileman, Utilities Superintendent, said the Section 10 Wastewater Treatment Plant was constructed in 1992 with a capacity of 0.750 MGD (million gallons per day). He said the first bank of anthracite tertiary filters was installed in 1992 as part of the original treatment plant construction. He said a second bank of filters was installed in 1999 as part of the first treatment plant expansion project. He said at that time, the capacity was increased from 0.750 MGD to 2.0 MGD. He said the Aqua Disk filter was installed in 2005 as part of the second plant expansion project which increased the combined capacity to 4.0 MGD. He provided a PowerPoint presentation which displayed additional information about the system. He said the request to replace the existing anthracite tertiary filters with an Aqua Aerobic Aqua Disk filter was due to the age and condition as the filters have out lived their expected lifespan. He said an Aqua Disk filter was selected because of superior performance and efficiency. He said a second Aqua Disk filter would increase the filtering capacity from 4.0 MGD to 5.0 MGD.

City Manager Cotter said, unlike EPCOR, the city did not increase utility rates to pay for infrastructure improvements.

Council Member Clark asked if all the city's wastewater treatment plants would have Aqua Disk filters. Mr. Wileman confirmed, and said they would still keep one set of anthracite filters as back up.

Vice Mayor Ring asked if anyone from the public wanted to speak.

Al Scigliano said they needed to get information out to the public about how successful the city ran its sewer and wastewater system. He said he did not think the public understood everything that the city does.

Francine McDermott said she was fascinated about the use of anthracite filters at the treatment plants.

Council Member Clark said the city treated its wastewater according to the highest standard in Arizona.

Nick Parsons asked if the equipment was made in China. Mr. Wileman said the machine was made in the United States.

Billy Pershing asked about the life span and maintenance of the new filter. Mr. Wileman said the annual maintenance cost would include electric to run the equipment. He said the last filters were installed in 2005, and said they expected the new filters to last for 20 years.

Rick Shiratta asked if the wastewater plant would serve the new development along the river. Mr. Wileman confirmed.

Royanne Ortiz asked if this project was included in the budget. Mr. Wileman confirmed.

**MOTION:** Council Member Clark made a motion to approve the purchase of an AquaDisk Filter for the Section 10 Wastewater Treatment Plant from Aqua-Aerobics Systems of Loves Park, Illinois, in the amount of \$507,340.00 plus applicable taxes; and authorize the City Manager to execute all required documents and approve resultant payments. Council Member D’Amico 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 purchase of a landscape art sculpture from Jenner’s Home Furnishings of Fort Mohave, Arizona, in the amount of \$2,500; and to approve subsequent payments. (Interim Public Works Director Johnson)

City Manager Cotter said funding for this item would come from the city’s art fund. He said the city had been looking for a bull sculptured statue for some time. He said the “Bravo” the Bull metal monument would create an interesting landmark for people who wanted to take pictures, similar to “Poki” the Tortoise located in front of the Chamber of Commerce. He said a location for the statue would need to be determined. He said it could be placed at the entrance to Community Park at the southwest corner of the intersection of Laughlin Ranch Blvd. and Highway 95.

Council Member Wegmann asked about the price for a similar statue.  
City Manager Cotter said their research indicated a similar statue would cost approximately \$8,000. He said Jenner’s was giving the city a very good deal.

Vice Mayor Ring asked if anyone from the public wanted to speak.

Rick Shiratta said he thought it was a great idea because visitors liked to take photos in front of a city attraction, and said it would help to increase tourism revenue.

Council Member D’Amico said he was in support of the purchase.

**MOTION:** Council Member Bruck made a motion to approve the purchase of a landscape art sculpture from Jenner’s Home Furnishings of Fort Mohave, Arizona, in the amount of \$2,500; and to approve subsequent payments. 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 approve the purchase and subsequent reimbursement of a vehicle in an amount not to exceed \$42,500 for use by the Bullhead City Police Officers in the Mohave Area General Narcotic Enforcement Team (MAGNET) Task Force; and to authorize the City Manager or his designee to execute all documents pertaining to the purchase on behalf of the city. (Police Chief Williamson)

Police Chief Williamson said this request was for a replacement vehicle for use by the Police Department. He said the vehicle to be purchased was a gently used 2019 Dodge Durango 4WD with the law enforcement package. He said MAGNET Task Force would reimburse the city for the vehicle in the amount of \$42,500.

Council Member D'Amico clarified the city would pay for the vehicle and then be reimbursed for the same amount from MAGNET. He said this purchase would cost the city nothing.

Vice Mayor Ring asked if anyone from the public wanted to speak.

Billy Pershing asked if the vehicle had four-wheel drive. Police Chief Williamson confirmed.

**MOTION:** Council Member D'Amico made a motion to approve the purchase and subsequent reimbursement of a vehicle in an amount not to exceed \$42,500 for use by the Bullhead City Police Officers in the Mohave Area General Narcotic Enforcement Team (MAGNET) Task Force; and to authorize the City Manager or his designee to execute all documents pertaining to the purchase 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**

**Other Business**

None

**COUNCIL REQUESTED ITEMS**

None

**ADJOURNMENT**

There being no further business to come before the Council, the Vice Mayor declared the meeting adjourned at 6:44 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 5th day of March 2019. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 19th day of March 2019.

*Dulvis Ogden Deputy City Clerk*  
for Susan Stein, MMC, CPM  
City Clerk