



## City Council Regular Meeting Minutes - Final

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Tuesday, February 28, 2017

6:00 PM

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### 1. CALL TO ORDER

Mayor Nexsen called the meeting to order at 6:00 p.m.

### 2. INVOCATION: PASTOR RICHARD TATHAM, STONEBRIDGE FELLOWSHIP

There was no invocation given.

### 3. PLEDGE OF ALLEGIANCE

The Mayor led in the Pledge of Allegiance.

### 4. ROLL CALL

**Present:** 6 - Mayor Mark S. Nexsen, Vice Mayor Jeni Coke, Councilmember Cal Sheehy, Councilmember Michele Lin, Councilmember David Lane and Councilmember Gordon Groat

**Absent:** 1 - Councilmember Donna McCoy

### 5. CALL TO THE PUBLIC

There were no requests to address the Council.

### 6. CONSENT AGENDA

- 6.1 [ID 17-1089](#) Approve the February 7, 2017, City Council Special Meeting Minutes and the February 14, 2017, City Council Work Session and Regular Meeting Minutes
- 6.2 [ID 17-1093](#) Adopt Resolution No. 17-3122 Authorizing the Submission of a Grant Application with the Arizona Governor's Office of Highway Safety for DUI Enforcement Overtime
- 6.3 [ID 17-1075](#) Approval of a Final Subdivision Plat for a Condominium Subdivision of Airspace at Tract 2182, Block 9, Lot 2, 1120 Catalina Drive
- 6.4 [ID 17-1080](#) Recommend Approval of a Special Event Liquor License Application for

the Lake Havasu Sunrise Rotary Fundraiser on March 11, 2017, at 2119 McCulloch Boulevard / Pounders

- 6.5 [ID 17-1078](#) Recommend Approval of a Special Event Liquor License Application for the Lake Havasu Association of Realtors Fundraiser on March 12, 2017, at 1400 Smoketree Avenue / Larson
- 6.6 [ID 17-1081](#) Recommend Approval of a Special Event Liquor License Application for the Lake Havasu Area Chamber of Commerce Mixer on March 16, 2017, at 2550 Kiowa Boulevard North #200 / Bonney
- 6.7 [ID 17-1082](#) Recommend Approval of a Special Event Liquor License Application for the Havasu Community Health Foundation Fundraiser on March 18, 2017, at 7206 Dub Campbell Parkway / Seaver
- 6.8 [ID 17-1079](#) Recommend Approval of a Special Event Liquor License Application for the Somewhere Out Of The Box Fundraiser on March 25 & 26, 2017, at 1400 Smoketree Avenue / McShea
- 6.9 [ID 17-1090](#) Call for Executive Session Pursuant to A.R.S.§ 38-431.03(A) 4:00 p.m. Tuesday, March 14, 2017

**Councilmember Coke moved to approve the Consent Agenda as presented, seconded by Councilmember Lane, and carried by the following vote:**

**Aye:** 6 - Mayor Nexsen, Vice Mayor Coke, Councilmember Sheehy, Councilmember Lin, Councilmember Lane and Councilmember Groat

**Absent:** 1 - Councilmember McCoy

## **7. CORRESPONDENCE, COMMUNICATIONS, PETITIONS, ANNOUNCEMENTS, CITY MANAGER REPORT**

- 7.1 [ID 17-1076](#) FY 2016-2017 2nd Quarter Grant Agency Reports

Mayor Nexsen noted that this was for informational purposes only.

- 7.2 [ID 17-1091](#) Announce Vacancies on Lake Havasu City Boards, Committees, and Commissions

City Clerk Kelly Williams announced the current vacancies on various Lake Havasu City Boards, Committees, and Commissions.

- 7.3 [ID 17-1088](#) City Manager's Report

City Manager Charlie Cassens reported on the following:

- A ribbon cutting and opening ceremony will be held on Wednesday, March 1, 2017, at 10:00 a.m. for the new pickleball courts at Dick Samp Memorial Park. The four courts are available on a first-come-first-serve basis. The courts have been in full use since completion and a tournament has already been scheduled for the first weekend in March.
- Lake Havasu City has launched a new water conservation recognition program in which community members can be nominated and awarded a certificate of recognition for their water conscious efforts. The City's first award winner for water conservation is Beachcomber Estates for their removal of an extraordinarily large amount of Oleander off of their property. With these plants, Beachcomber Estates was using, on average, 200,000 cubic feet of water per month or 1,496,000 gallons. After the removal of the Oleander, the average water use for the property has dropped to 70,000 cubic feet per month on average or about 523,600 gallons. For such a large property, this reduction in water use is tremendous and highly commendable. Every quarter of the year, a new award will be given to a person or group who has accomplished some sort of water saving activity. For more information contact Lake Havasu City's Water Conservation Specialist, Briana Morgan, with nominees that you think should be awarded in the future at (928) 855-2618.
- On Friday, March 3, 2017, at 11:30 a.m., the Lake Havasu City Police Department's N.O.V.A. program will be holding a graduation ceremony for approximately 500 fifth grade students from the school districts six elementary schools and local charter schools. N.O.V.A. Principles assists parents, families, and the community in protecting youth from the potentially devastating effects of illegal drugs, violence, bullying, and negative media exposure. The mission of N.O.V.A. Principles is: "Nurturing youth to seek out positive Opportunities, internalize good Values, and to accept Accountability for their choices in life." The graduation ceremony will take place at the Community Center located at 100 Park Avenue.
  - Code Enforcement updates. There are currently 42 open cases.
  - Building Permit updates.
  - The next Coffee with the Mayor and City Manager is scheduled for Friday, March 3, 2017, at Scholotzsky's located at 2144 McCulloch Boulevard from 7:30 a.m. to 9:00 a.m. Residents are encouraged to attend to express any issues, concerns, or questions.
  - Special Events:
    - o Havasu Deuces on McCulloch – Thursday, March 2, from Smoketree Avenue to Querio Drive.
    - o Havasu Deuces Car Show – Saturday, March 4, from 7:00 a.m. to 7:00 p.m. on the Ballfields at Rotary Community Park.
    - o Walk MS – Saturday, March 4, from 10:00 a.m. to 12:00 p.m. at the Grand

Island Park and Island Trail.

- o JusCollege Heatwave Spring Break – March 6-9, 13-15, 20-22, and 27-29 at The Nautical Beachfront Resort.
- o The Annual Yooper Picnic – Thursday, March 9, from 11:00 a.m. to 8:00 p.m. at Rotary Community Park.
- o The Annual WORCS Race – March 10-19, from 8:00 a.m. to 5:00 p.m. at the old overflow area near Crazy Horse Campground.
- o Big Boys Toys on Mainstreet – Saturday, March 11, from 9:00 a.m. to 6:00 p.m. on McCulloch Boulevard.
- o One Summer Night Cruisers Car Show – Saturday, March 11, from 9:00 a.m. to 3:00 p.m. on the Ballfields at Rotary Community Park.
- o Realtor Olympics – Sunday, March 12, from 8:00 a.m. to 7:00 p.m. at Ramada A and surrounding areas at Rotary Community Park.

## 8. PUBLIC HEARINGS

- 8.1 [ID 17-1083](#) Approve Expenditures for Professional Legal Services to Gust Rosenfeld, P.L.C., Anticipated to Exceed \$50,000 Related to the Water Quality Assurance Revolving Fund Registry Notice from the Arizona Department of Environmental Quality

City Attorney Kelly Garry advised that the City's Procurement Code requires the council's approval for expenditures that exceed \$50,000. Ms. Garry said the Water Quality Assurance Revolving Fund (WARF) matter has been going on for some time and she anticipates that the expenditures will reach \$50,000 in the next few months.

Mayor Nexsen opened the public hearing. There being no comments, he closed the public hearing.

**Councilmember Sheehy moved to approve expenditures for professional legal services to Gust Rosenfeld, P.L.C., anticipated to exceed \$50,000 in relation to the Water Quality Assurance Revolving Fund Registry notice, seconded by Vice Mayor Coke, and carried by the following vote:**

**Aye:** 6 - Mayor Nexsen, Vice Mayor Coke, Councilmember Sheehy, Councilmember Lin, Councilmember Lane and Councilmember Groat

**Absent:** 1 - Councilmember McCoy

- 8.2 [ID 17-1055](#) Approve Amendment No. 1 to the Solid Waste Facilities Operation Agreement with Allied Waste Transportation, Inc.

Ms. Garry advised that this addendum will extend the landfill agreement for an additional year in order to allow for the additional assessments which were approved by the Council

at the last council meeting. She said staff recommends approval of this addendum.

Mayor Nexsen opened the public hearing. There being no comments, he closed the public hearing.

**Councilmember Lane moved to approve Amendment No. 1 to the Solid Waste Facilities Operation Agreement with Allied Waste Transportation, Inc., seconded by Councilmember Groat, and carried by the following vote:**

**Aye:** 6 - Mayor Nexsen, Vice Mayor Coke, Councilmember Sheehy, Councilmember Lin, Councilmember Lane and Councilmember Groat

**Absent:** 1 - Councilmember McCoy

- 8.3** [ID 17-1077](#) Adopt Ordinance No. 17-1172 Approving a Request to Rezone Tract 2271, Block 10, Lots 12-14 From C-1 (Limited Commercial District) to R-3 (Limited Multi-Family District)

Zoning Administrator Stuart Schmeling advised that the property is located at 2878 Jamaica Boulevard, on the corner of Jamaica Boulevard and Chemehuevi Boulevard, and is a 1.3 acre parcel comprised of three lots tied together. Mr. Schmeling said the surrounding properties are mostly zoned multi-family and C-1 (Limited Commercial District), and added that the General Plan Land Use intends for these properties to eventually become residential. He said in this case R-3, Multi-Family District, is the most appropriate use with the primary surrounding properties also zoned R-3. Mr. Schmeling added that the Planning and Zoning Commission unanimously recommended approval of this request.

Mayor Nexsen opened the public hearing. There being no comments, he closed the public hearing.

**Vice Mayor Coke moved to adopt Ordinance No. 17-1172 rezoning Tract 2271, Block 10, Lots 12-14 from C-1 (Limited Commercial District) to R-3 (Limited Multi-Family District), seconded by Councilmember Lane, and carried by the following vote:**

**Aye:** 6 - Mayor Nexsen, Vice Mayor Coke, Councilmember Sheehy, Councilmember Lin, Councilmember Lane and Councilmember Groat

**Absent:** 1 - Councilmember McCoy

## **9. CURRENT EVENTS**

There were no council committee reports.

**10. CALL TO THE PUBLIC**

There were no requests to address the Council.

**11. FUTURE MEETINGS**

Tuesday, March 14, 2017 @ 5:00 p.m. – Work Session

Tuesday, March 14, 2017 @ 6:00 p.m. – Regular Meeting

Tuesday, March 28, 2017 @ 5:00 p.m. – Work Session

Tuesday, March 28, 2017 @ 6:00 p.m. – Regular Meeting

**12. FUTURE AGENDA ITEMS**

There were no requests for future agenda items.

**13. ADJOURN**

Upon motion by Vice Mayor Coke and seconded, the meeting adjourned at 6:16 p.m.

**CERTIFICATION**

I hereby certify that the foregoing is a full and true copy of the Regular Meeting Minutes of the Lake Havasu City Council held on the 28th day of February, 2017. I further certify that the meeting was duly called and posted, and that a quorum was present.

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Kelly Williams, City Clerk/CMC