



# Tri - City Council

APPROVED 7/18/18

## MEETING MINUTES

**Regular Meeting of the Tri-City Council  
Wednesday, April 18, 2018, at 10:00 a.m.**

**Arizona State University**

**100 University Way, Santiago Hall, Room 109  
Lake Havasu City, AZ 86403**



**City of  
Bullhead City, Arizona**

Tom Brady, Mayor  
Mark Clark, Vice Mayor

### **CALL TO ORDER**

The meeting was called to order at 10:13 a.m. by Chairman Mayor Gates.

### **1. PLEDGE OF ALLEGIANCE**

Chairman Mayor Gates led the assembly in the Pledge of Allegiance.

### **2. ROLL CALL**

#### Lake Havasu City

##### Council Present

Mark S. Nexsen, Mayor  
Cal Sheehy, Vice Mayor  
Jeni Coke, Councilmember  
Donna McCoy, Councilmember  
Gordon Groat, Councilmember  
David Lane, Councilmember  
Michele Lin, Councilmember

##### Staff Present

Jess Knudson, City Manager  
Kelly Williams, City Clerk  
Sacia Graber, City Clerk Assistant  
Jerri Bracamonte, City Administration  
Dan Doyle, Police Chief  
Brian Davis, Fire Chief  
Mike Keane, Recreation Services Manager

#### Bullhead City

##### Council Present

Tom Brady, Mayor  
Kathy Bruck, Councilmember

**LAKE HAVASU CITY  
Lake Havasu City, Arizona**

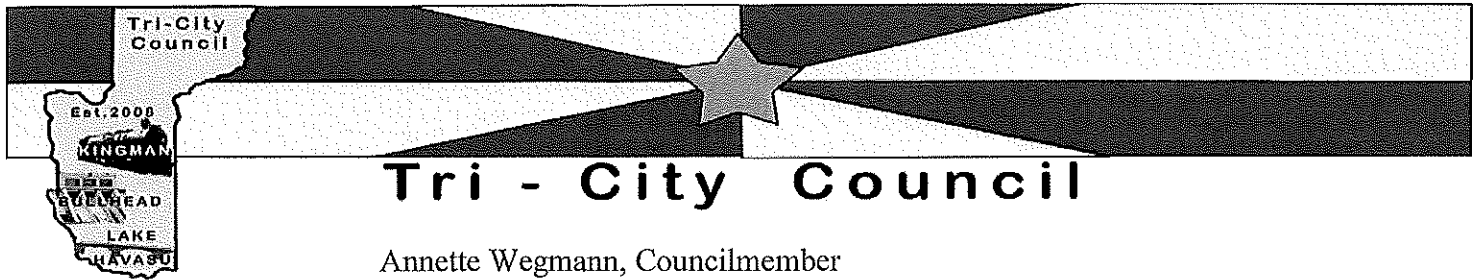
Mark S. Nexsen, Mayor  
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**City of Kingman, Arizona**

Monica Gates, Mayor  
Jen Miles, Vice Mayor

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Annette Wegmann, Councilmember

Staff Present

Toby Cotter, City Manager

Sue Stein, City Clerk

Anthony Kozlowksi, Administrative Analyst



**City of  
Bullhead City, Arizona**

Tom Brady, Mayor

Mark Clark, Vice Mayor

City of Kingman

Council Present

Monica Gates, Mayor

Vickie Kress, Councilmember

Jen Miles, Vice Mayor

Staff Present

Jim Bacon, Interim City Manager

Robert DeVries, Police Chief



**Lake Havasu City, Arizona**

Mark S. Nexsen, Mayor

Jeni Coke, Vice Mayor

Others Present

Jaime Hernandez, Arizona Department of Environmental Quality

Sybil Smith, Arizona Department of Environmental Quality

Jayne Merlino, Northern Arizona Employee Benefit Trust

Lynee Petersen, Unisource Energy Services

Ken Strobeck, League of Arizona Cities and Towns

Ed Bantel, AMRRP

Jeanne Kentch, Mohave County Assessor

Alvin Stump, Arizona Department of Transportation

Michele Beggs, Arizona Department of Transportation

Chelsea Curtis, Today's News Herald

Leo Biasiucci, Lake Havasu City

Charlie Cassens, Lake Havasu City

Bennett Bradley, Mohave County Economic Development

Jean Bishop, Mohave County Supervisor

Lois Wakimoto, Mohave County Supervisor

Brenda Frame, Mohave County Supervisor's Office

Vinny Gallegos, Lake Havasu Metropolitan Planning Organization

Wayne Colebank, Logan Simpson

Mickey Rogers, Arizona State Parks

John Geyer, Arizona Peace Trail

Kevin Adam, Rural Transportation Advocacy Council

Sueann Mello Keener, Mohave County Treasurer's Office

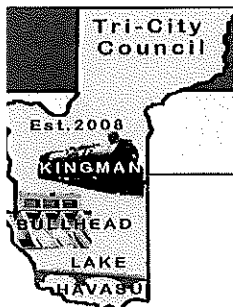
Randy Vanderplaats, Mohave County Treasurer's Office



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## 3. Call to the Public

There were no requests to address the Tri-City Council.

## 4. Approval of the Minutes from the January 17, 2018 TCC Meeting

Mayor Nexsen moved to approve the January 17, 2018 Tri-City Council meeting minutes as presented. Mayor Brady seconded the motion. A vote was taken on the motion with all in favor. **MOTION CARRIED.**

## 5. League of Arizona Cities and Towns Legislative Update

Ken Strobeck, Director for the League of Arizona Cities and Towns, addressed the Tri-City Council and stated that today marks the 101<sup>st</sup> day of the Legislative Session. He said they will be in session for at least a couple more weeks as they have not approved a budget for next year due to two big issues that have popped up: 1) school safety, and 2) the Red for Ed group, which started marching at the Capital and the Governor suddenly decided to do a 20 percent pay increase for teachers with an additional 9 percent this year. He said this has come as a surprise because just a couple of weeks ago we did not have any money for more than a 1 percent increase so we do not know where the money is coming from. He said there has been discussion about the money coming from additional revenue due to an improved economy and reduced caseload, repurposing some items in the Governor's budget, from the hospital assessment, the Keno lottery, and reductions to state agencies.

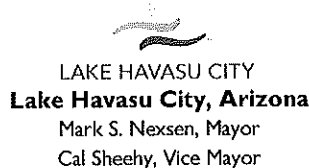
Mr. Strobeck said as of today, there have been 1,166 bills introduced at the Legislature, which means 1,166 new laws and regulations, but said fortunately only 264 have been passed, and 226 signed into law by the Governor. He added that it has been an extremely challenging session for cities and towns, as approximately 25 percent of the total bills have some impact on cities and towns and most of the bills come from single event incidents.

Mr. Strobeck said Senate Bill (SB) 1140, cable single license bill, came from Cox Communications because they did not want to have to go to every city for a license and only wanted to go to the Secretary of State to do one license state-wide. He said the bill was amended and states that they will still go to the cities for licenses, but the licenses will all be standardized and the cities will not have the ability to reject the licenses and do not have any say on whether the license is issued. He said the League has an issue with the right of way management and the fact that this really does take away the cities and towns ability to manage the rights of way that belong to the public, not the private companies. He added that this would take away the cities management ability to make sure that street cuts are repaired properly and, involves service quality because they would no longer be required to build-out to the entire



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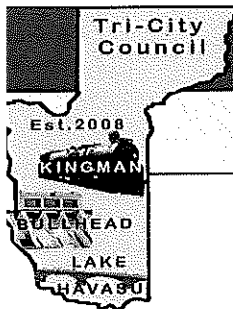


LAKE HAVASU CITY  
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# Tri - City Council



## City of

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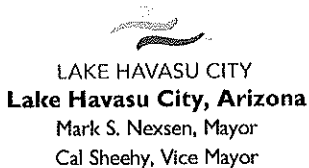
community and serve everyone equally. He said they could serve who they want to serve and they would not have to tell the city where they are going to drop the channels. Mr. Strobeck said the League has been fighting this bill, and added that it has been killed a couple of times but was resurrected in the House last week by one vote and is now over in the Senate.

Mr. Strobeck said SB 1387, home-based business bill, is written by the Goldwater Institute and Free Enterprise Club. He said there are thousands of people operating businesses out of their homes, that do not cause any problem; however, this bill would allow up to two outside employees and as many family employees and a number of clients. He said the League feels that it is unnecessary to start putting more regulations into law that are not needed. Mr. Strobeck said the bill passed out of the House, even though it was killed a number of times, and is back in the Senate. Mr. Strobeck added that another problem with this is that any legislator can file a 1487 Complaint and the cities/towns would be subject to losing state-shared revenues.

Mr. Cotter said they talked to Senator Borrelli who said the League has come to a neutral position on that, to which Mr. Strobeck said that is not true and said there have been many changes as it has been amended several times. He said the League's main concern is that we do not need any legislation at the state level since we already have the ability to take care of issues at the city level. He said they are putting language in the bill that they think takes care of us, which is that you can have a regulation in the city that controls home-based business that is compliant with other neighborhood standards. He said that is already happening, and cities and towns do not need a state law that says what we are already doing and what is already the practice. He added that this bill does not overrule Home Owner Associations (HOA's), which means that HOA's can completely prohibit home-based business. He said that is infringing on the authority of elected representatives of the people of the city council. He said it is giving more control to the HOA's than to city councils. He said the bill is not needed, and noted that anytime that we have more law there is more potential for litigation.

Mr. Strobeck said another bill that the League negotiated on was the food truck licensing bill that would allow food trucks to park anywhere including on public property without paying any fees or needing permission. He said the League got this bill amended at a satisfactory level.

Mr. Strobeck said House Bill (HB) 2532, occupational licensing bill, said cities and towns could not have any new licensing for occupations regardless of what comes in the future. He said this bill would have essentially said cities and towns cannot regulate them anymore, and the League came to a deal for a sunrise process that says if you are going to have a new occupational license you have to hold a public hearing on it and disclose the ordinance and then you have to revisit any occupational licenses



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that you have every 5 years for a new public hearing to determine if a new license is still necessary.



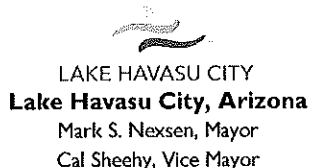
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Mr. Strobeck said HB 2514, HURF distribution bill, would be a one-year change in the HURF distribution formula that would benefit rural counties and cities and towns under 7,500 and counties under 25,000. He said it puts \$18 million more into the rural areas except that they are taking it from the urban areas for one year, and this formula was negotiated over a number of years and resulted in what is called the Casa Grande Accords where everyone in the state agreed to the distribution of HURF funds. He said this bill would change that and the problem with that is that we all need more transportation money; however, changing the formula for one group this year will affect the benefit for future years. Mr. Strobeck said the League has told them that it is not the distribution formula that is the problem, it is the source. He said the Legislature takes \$90 million out of HURF every year and have not raised the gas tax in over 20 years. He said they have suggested through HB 2166 that there is a much better option which would allow the director of ADOT to set a safety fee on vehicles (approximately \$15 per vehicle) that would fully fund the Department of Public Safety (DPS) and eliminate the need for the HURF shifts. Mr. Strobeck said this would get new money into the system, and added that they have also suggested having an alternative fuel fee that would pay for all the cars that are not buying gas and not paying any highway fees, which would allow a fee on those that they could then give to the rural areas and fold into HURF so that everyone benefits.

Mr. Strobeck said HB 2502, allows for traumatic event counseling for public safety workers. He explained that two or three years ago there was a bill for Post-Traumatic Stress Disorder (PTSD) for first responders to get the care they needed immediately. He said this resulted in 12 visits with a counselor immediately following a traumatic event which has just gone into effect; however, now the groups for the Firefighters and Police Officers came to the Legislature this year and introduced a bill to have unlimited visits and unlimited time off for anyone claiming PTSD, which says that cities and towns still have to pay them their full salary and benefits. He said it was really self-diagnosis until they decided they were ready to come back to work. He said this bill moved out of the House to the Senate, but the League was able to work with them and agreed on a bill to expand the number of visits paid for by the employer from 12 visits, up to a maximum of 36 within the first year. He said they also negotiated that if they are going to be taking time off, they are limited to 30 days of time off, and before the cities pay anything, the employee must exhaust all their vacation and sick leave. He said after the 30 days, they must either apply to the worker's comp system or be declared that they are continuing to have success with visits and go back to work. Mr. Strobeck said it is a much better deal for everyone, and takes care of their issues.



## LAKE HAVASU CITY

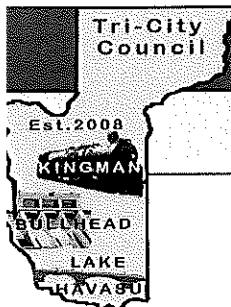
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Mr. Strobeck said HB2479/SB1379, digital goods bill, has been quite a ride. He said last year there was an ad-hoc committee that was appointed that were supposed to examine digital goods and how to tax them. He said their report said that it would be a good idea to have legislation that clarified in statute what is taxable and not taxable, but what we should do is put in statute what we are doing now through the model city tax code and make sure it is revenue neutral. He said when these two bills were introduced they created eight new exemptions and made a distinction between how you receive something, whether physically or digitally. He said the League was very concerned about that, but the House passed it overwhelmingly and the Senate put it on the COW calendar. He said no one had done a budget analyses to determine how this would impact cities and towns, so the League did their own estimates and came out with \$180 million in the first year: \$148 million to the state, \$42 million to cities and towns, and \$13 million to Prop 301 (education). Mr. Strobeck added that to this day no one has released any numbers; however, everyone now agrees that it will cost something and is not revenue neutral. He said just this week the League released their own version of the digital goods bill to put a better alternative on the table that codifies the current practice and is revenue neutral. Mr. Strobeck said it is the same transaction and is authorized under statute now under tangible digital property and rental of goods and services.

Mr. Strobeck added that the League Policy Committees will be meeting in May, June, and July this year.

## 6. Mohave County Supervisors Update – Supervisor Wakimoto

Supervisor Wakimoto stated that they had a Board of Supervisors meeting yesterday which caused some heartburn. Ms. Wakimoto stated that the water issue is ongoing, and it is huge. She said the good news is that the County has made a difference at The Central Arizona Project's (CAP) level. She said Terry Goddard, who was the Attorney General for the State of Arizona, made a motion to stop this transaction as it is now and said it is nothing like it looked in the beginning. She said the voice vote was close, with 9 to continue, and 4 against. Supervisor Wakimoto said the Governor wants a water bill this year, and he is aware that this is an issue that must be dealt with and they are looking for solutions. She said CAP is also pushing forward with wanting to claim sovereign immunity so that if they take the water from us we cannot sue them. She said if we lose the water, this will have a ripple effect on all residents in Mohave County as it will affect the value of their homes. She said for most people the value of their home is their biggest investment, but with the fact that we are losing water we will not be able to attract people to Mohave County.

Supervisor Wakimoto said the good news is that in September 2017 CAP had a board meeting and said they were going to close the deal in January 2018. She said things are not going well because there is a stumbling block between the Mohave Valley



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Irrigation and Drainage District (MVIDD) Board of Directors and CAP. She said CAP is looking for a continuous source of water which is why they are going after river water. She said all of the river communities understand that once they take water from the river it will be a continuous strain. She said CAP says that MVIDD is not using their water; therefore, they want to take it and store it in Maricopa County for developers. Supervisor Wakimoto said Mohave County cannot afford to let it go, and added that they are bringing on the Fort Mohave Tribe and other tribal nations on the river who realize that we cannot afford to lose our future.

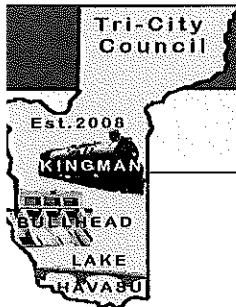
Mr. Cotter asked about the land that was purchased in Fort Mohave and if they are asking the Water Authority and MVIDD to transfer the water rights to the County, to which Ms. Wakimoto said the County bought the farmland in Mohave Valley and because there is only 30-acre feet to this particular parcel and it takes 7-acre feet of water per acre to farm alfalfa, they only have 15-acres. She said they have applied for the 7-acre feet of water per acre, and added that they should be able to give us our application for water; however, the MVIDD has said that there is a waiting list for farms. She said if there is a waiting list for farms, then why are we sending our water down river? She said this is a matter of standing and we are going through the process.

Mayor Nexsen said of the things he found interesting is that CAP did respond to some of the public comments, and one of their arguments on why it is okay for them to take our water is because they need it to grow, and they say we have plenty of room to grow because we are not using what we have. He said he finds this interesting because: 1) basically because we conserve we are being punished, and 2) they have decided to put limits on our growth. Mayor Nexsen said basically what they are saying is that though they grew, did not conserve, and are now trying to find water elsewhere; it is not okay for the communities along the river to grow beyond their allocation, but only as much as what they have left. He said they seem to think they know what is best for the rural communities, and have no recognition that we are newer communities that started in the 1970's and are just now starting to grow.

Supervisor Wakimoto said that is true and what we have told them is that it is our time to grow.

Lake Havasu City Manager Jess Knudson asked what the County has done, or plans to do, to link arms with Yuma County, to which Supervisor Wakimoto said they have linked arms with Yuma County and explained that Yuma County has 3<sup>rd</sup> priority water and some 1<sup>st</sup> priority water, and CAP is looking at that. She said all of the water in Bullhead City, Mohave Valley, and Lake Havasu City is 4<sup>th</sup> priority and that is the water that they hit first in a shortage.





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Supervisor Jean Bishop stated that CAP already has rights to the excess Colorado River water and can claim it legally. She explained that they want this water because unless we are in a state of drought it is hands off and the water stays. Supervisor Wakimoto said they are looking for a steady source of river water and that is where the allocation comes in. She said right now anything that Lake Havasu City does not use is excess water and is pumped up to Central Arizona and they do not have to pay for it, but because the allocation is not constant and if Bullhead City or Lake Havasu City grows and starts to use more water, then that excess water becomes much less. She said right now the Fort Mohave Tribe has a lot of water, with allocations in Nevada, Arizona, and California because their tribe sits in three states. Supervisor Wakimoto said the Gila River Indian Community has tribal water, and told us that they have 177,000-acre of water that they are willing to lease mid-term to the CAP for water credits. She said this will cost the CAP more, and they are looking for that constant allocation that we have and are looking at the farmlands because they say we are not using them.


## **7. Discussion Regarding Class Action Lawsuit on Opioid Crisis – Kingman Police Chief Bob DeVries**

Chief DeVries said he was in attendance to talk about the opioid crisis in our region. He said two weeks ago he and Mayor Gates were approached by the Public Policy Project, a large lobbyist firm out of Phoenix, Arizona, who have partnered with the National Opioid litigation consortium, in a class action lawsuit with the manufacturers of the legal opioids to recoup some of the costs that the communities are accruing due to opioids. He said they cannot put it into exact dollar figures, and he is not here to advocate either way for the cities to participate in the class action suit, but wanted to give a snapshot of what is occurring in our region.

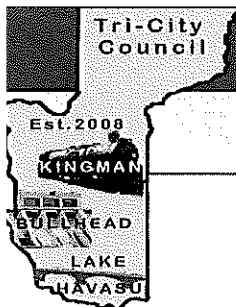
Chief DeVries said there is a significant opioid problem in our region. In 2016 there were 39 opioid-related deaths and over 1,400 hospital admissions that were opioid disorders. He said in their encounters, they see some form of opioid abuse or addiction every day, and Mohave County has been held up by the state, not in a positive manner. Chief DeVries explained that there are four doctors over the past year that have prescribed over 4 million opioid pills, for a population of 200,000. He said this equates to approximately four pills per person. Chief DeVries said they are looking for communities to come together to take a stand, and added that he thinks the cities are doing a very good job with the few resources available, but said he will leave it up to the cities to decide if they want to join in to recoup some of those costs.

Mayor Gates stated that an award would go directly to the cities, and not the state, which would benefit our communities and help us to recoup some of the costs to fight this epidemic.

  
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Chief DeVries added that there is no cost investment to purchase or opt-in to the class action lawsuit.

## 8. AMRRP Update: Risk Pool Opioid Issues – Sheri Reintjes

Mr. Ed Bantel, AMRRP Program Administrator, addressed the Tri-City Council and reviewed the following in his presentation:



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- Opioid Crisis Background
  - Opioids were approved for cancer-related palliative care
  - Dramatic increase in the long-term use of opioids for chronic non-cancer pain (900 percent increase in the number of opioid prescriptions since the mid-90s).
  - The primary causes for this is over-prescribing.
  - By the 1990's, opioid manufacturers had the ability to cheaply produce massive quantities of opioids, the market was small.
- The Creators and Contributors
  - Purdue implemented an aggressive marketing campaign:
    - Primary care providers
    - Use in non-cancer pain
    - Musculoskeletal pain; post-operative pain
    - Use as “first-line” therapy for chronic pain
    - Physician-directed advertising
    - Medical journals, conferences, video, and so forth
    - LA Times reported that “Purdue executives mobilized hundreds of sales reps to ‘refocus’ physicians on 12-hour dosing.
    - Goal: get more “non-pain specialist” physicians, to prescribe opioids.
    - Equated the prescribing of opioids to compassion for people in pain.
    - Downplayed the addictive nature of opioids.
    - It worked.
    - Sales of OxyContin grew from \$48 million in 1996 to almost \$1.1 billion in 2000.
- A National Crisis
  - 2.1 million – people misused prescription opioids for the first time.
  - 2 million – people had prescription opioid use disorder
  - 33,901 – people died from overdosing on opioids
  - 9,580 – deaths attributed to overdosing on synthetic opioids.



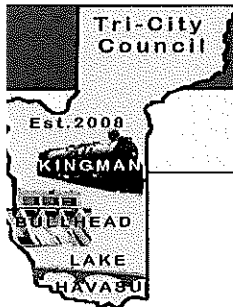
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- 15,281 – deaths attributed to overdosing on commonly prescribed opioids
- 12,989 – deaths attributed to overdosing on heroin



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- An Arizona Crisis
  - In Arizona, we almost have more pills than people
  - 82.2 – 95 Prescriptions per 100 Arizona residents
- AMRRP “Crisis”
  - Over a 3-year period, AMRRP paid between \$900,000 and \$1 million dollars on opioid prescriptions through WC
  - The above figures were only for prescriptions that went beyond an initial 30 prescriptions.
- Costs Associated with Epidemic
  - Total economic burden estimated at \$78.5 billion
  - \$28.9 billion for increased health care and substance abuse treatment costs.
  - About \$20 billion is borne by the public sector in health care, substance abuse treatment, and criminal justice costs.
  - About \$20 billion in emergency department and inpatient care for opioid poisonings.



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- Manufacturers
  - Purdue Pharma, L.P.
  - Purdue Pharma, Inc.
  - The Purdue Frederick Company, Inc.
  - Teva Pharmaceutical Industries, Ltd.
  - Cephalon, Inc.
  - Johnson & Johnson
  - Janssen Pharmaceuticals, Inc.
  - Endo Health Solutions, Inc.
  - Actavis Plc

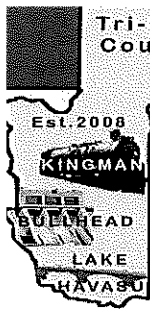


## City of Kingman, Arizona

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- Distributors
  - Deceptive Trade Acts and Practices
  - Public nuisance
- Fraud
  - Unjust enrichment
  - Negligence

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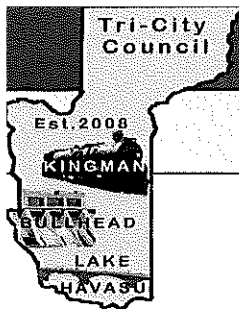


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- Litigation
  - AMRRP has joined in the litigation
  - Retained Keller Rohrback LLP – offices in Phoenix and Seattle
  - Other AZ entities that have joined us:
  - AZ School Pool
  - Cochise County
  - Apache County
- Kelly Rohrback has reached out to:
  - AZ Health Insurance Pools
  - AZ County Pool
- Litigation Update
  - In addition to the formal work ordered by the court plaintiffs are moving forward on other fronts
  - Assembling health economists to calculate damages
  - The court has indicated it would like to hold a handful of bellwether trials in 2019
  - Bellwether Trials – small group of lawsuits chosen from a larger group of similar case to be tried first. Serves as a “litmus” test for how future litigation may turn out.
  - We expect the court will select 6 or 7 cases from different regions and client types to serve as exemplar cases.
- AMRRP Initiatives
  - Utilize Health Systems for Rx Monitoring
  - 2016 – 30% of WC Rx were opioids
  - 2017 – 26% of WC Rx were for opioids

## 10. Arizona Department of Transportation (ADOT) Update – Alvin Stump

Mr. Alvin Stump, Northwest District Engineer, reviewed the tentative 5-year program and said it is mostly unchanged especially along the US 93 corridor. He said looking out the next 10 years the expansion funds are going to US 93, I-17 and I-10. He reviewed projects on the US 93, including: Carrow-Stephens Project (Fiscal Year 2018), Wickenburg Project (Fiscal Year 2020), King Springs (Fiscal Year 2023), West Kingman T-I (Fiscal Year 2024), and Big Jim Wash (Fiscal Year 2025). He added that on the I-17 they have \$178 million for widening in Fiscal Year 2021-2022, and a \$10 million project in Prescott for widening a section of US-69. Mr. Stump explained the breakdown of the types of funding, preservation, modernization, design, planning and expansion. He said \$232 million will be spent in Mohave County.



# Tri - City Council



**City of  
Bullhead City, Arizona**  
Tom Brady, Mayor  
Mark Clark, Vice Mayor

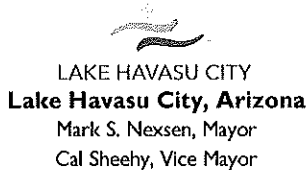
Mr. Stump said the West Kingman Interchange Project is scheduled to be advertised in May for design and the hope is to advance the project. He said they applied for three minor projects in Yavapai county, Bullhead City, and Lake Havasu City, but only received one. He said that project will be a partnership with Bullhead City to build a south bound right-turn lane at Marina Boulevard. He said ADOT will continue to look for opportunities to keep the Lake Havasu City SR 95 and Kiowa signal going and submit it again next year. He said over the next two fiscal years they have \$18 million and \$19 million budgeted for pavement preservation and shoulder widening projects.

Mayor Gates asked if there is an opportunity to see the Kingman Interchange project accelerated, to which Mr. Stump said it is possible depending on the funding.

## 11. Rural Transportation Advocacy Council Update – Kevin Adam

Mr. Kevin Adam said the outlook on transportation is better and they have seen some gains and successes at the federal level. He said they do have some bills at the state that are still alive which is also a step in the right direction. He said a month ago congress passed a budget for the remainder of the fiscal year, and with that budget they appropriated the fully authorized levels for all of the federal transportation programs with a built in 2.5 percent increase in funding, as well as an additional \$2.5 billion on top of that. He said at the federal level in the short term we will see an increase in funding; however, there are still some significant issues with the new infrastructure investment plan. He said the biggest issue is that the bulk of the funding is going to be a competitive grant program with a federal contribution limited to 20 percent of the project, which reverses the current cost share ratio. He said this is a problem that exists nationwide and hopefully when they are able to enact an infrastructure package we will see that change considerably. He said the other proposal is that 25 percent of the funding would go to rural infrastructure projects distributed in the form of block grants at the discretion of the governors. He said these would not be specific to transportation and there would be no match requirements at the federal level; however, the one area that Mohave County needs to pay attention to is how they define rural area.

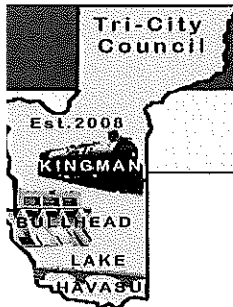
Mr. Adam said at the state level their top priority is stopping the HURF raids. He said they have made some progress at the local side with the money being diverted from the counties and municipalities. He said the projections were very generous going into this year, and with three months left in the fiscal year budget they are already a quarter of a billion over what was forecasted which means there will be more revenue for the state to work with, but a lot of that is going to be directed at education. He said if they stop those raids it leaves a \$115 million gap in their budget, which is the problem with trying to wean them off their reliance of that funding. Mr. Adam said he does not anticipate that the raids will get worse.



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Lake Havasu City, Arizona**  
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Cal Sheehy, Vice Mayor



**City of Kingman, Arizona**  
Monica Gates, Mayor  
Jen Miles, Vice Mayor



# Tri - City Council



## City of Bullhead City, Arizona

Tom Brady, Mayor  
Mark Clark, Vice Mayor



## LAKE HAVASU CITY Lake Havasu City, Arizona

Mark S. Nexsen, Mayor  
Cal Sheehy, Vice Mayor



## City of Kingman, Arizona

Monica Gates, Mayor  
Jen Miles, Vice Mayor

He said they have seen a shifting of the transportation funding, with ADOT bearing the brunt of those raids. Mr. Adam said he thinks we have the best opportunity to stop the raids entirely with SB1146 which creates a highway safety fee, as Mr. Strobeck discussed earlier.

Mr. Adam said SB1146 is a bill that will double the capacity for transportation excise taxes at a regional level that the counties would be able to take to the voters specifically for transportation services. He said currently counties have a ½ cent authority, and said with the budget shortfalls a full cent is a good tool to have, and added that they would not have to go to a full cent. He said it would be multi-modal so they would have the option to use it for public transit and could dedicate as much as they want to local road systems in the county or could use it on the state system.

Mayor Nexsen asked if there was any provision in SB1146 that prohibits the sweep of the existing revenues or will they just repurpose that, to which Mr. Adam said there are no guarantees, but there are safeguards in the state constitution. He said this would eliminate the easiest loop hole that is available and would take more effort, but we would have to continue to be vigilant. He said he thinks the majority of lawmakers right now do not support the practice, but are dependent on it, and are supportive of coming up with a mechanism to correct it.

Mr. Sheehy asked about the connection of I-11, he said it seems like things are happening in Nevada but asked about how that is going to work in Arizona. Mr. Adam said ADOT is in the process of starting Phase II of their EIS at some segments of the proposed corridor area. He said the planning is still underway, but the biggest challenge of I-11 is the funding. He said you will see certain segments of the proposed I-11 corridor get improved before you see an entire new interstate from border to border.

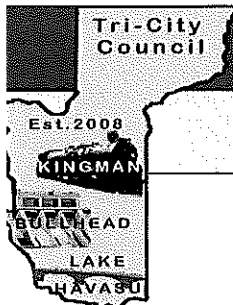
The meeting recessed for lunch at 11:59 a.m.

The meeting reconvened at 12:30 p.m.

## 9. ADEQ Community Liaison Update – Sybil Smith/Jaime Hernandez

Ms. Sybil Smith, ADEQ community liaison, announced that after serving 12 years with ADEQ she will be retiring, and introduced her colleague Mr. Jaime Hernandez who has 12 years of experience in the environmental field specifically in air quality.

Mr. Hernandez addressed the Tri-City Council and outlined the following in his presentation:



# Tri - City Council

- Community Liaison – A person who establishes and maintains communication for mutual understanding and cooperation.
- Local Point of Contact
  - Business Assistance
    - Permit Scoping
    - Compliance Issues
  - Advocacy
  - Information
  - Compliant Assistance
  - Collaborate with Local Government
- Current Value Stream Organization
  - Current Organization Summary
- ADEQ Organized by a Value System
  - 4 Divisions
  - 20 Value Streams
  - 38 Units
- Divisions
  - Water
  - Waste
  - Air
  - Support
- Water
  - Safe Drinking Water
  - Surface Water Quality Improvement Planning
  - Surface Water Protection
  - Ground Water Protection
  - Water Re-Use
- Waste
  - UST and Leaking UST
  - Federal Projects, VRP, Brownfield
  - Water Quality Assurance Revolving Fund (WQARF)
  - Hazardous Waste
  - Solid Waste
  - Safety
  - Emergency Response Team



**City of  
Bullhead City, Arizona**

Tom Brady, Mayor  
Mark Clark, Vice Mayor



**LAKE HAVASU CITY  
Lake Havasu City, Arizona**

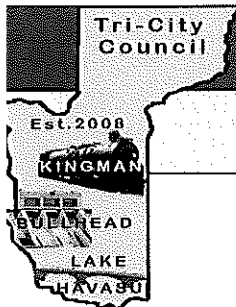
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Monica Gates, Mayor  
Jen Miles, Vice Mayor

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# Tri - City Council



## City of Bullhead City, Arizona

Tom Brady, Mayor  
Mark Clark, Vice Mayor



## LAKE HAVASU CITY Lake Havasu City, Arizona

Mark S. Nexsen, Mayor  
Cal Sheehy, Vice Mayor



## City of Kingman, Arizona

Monica Gates, Mayor  
Jen Miles, Vice Mayor

- Air
  - Vehicle Emission Control
  - Air Improvement Planning
  - Facility Emissions Control
  - Oil & Gas
  - Monitoring & Assessment
- Support
  - Director's Office
  - Human Potential Office
  - Office Communications & Outreach
  - Office of Continuous Improvement
  - Information Technology Office
  - Office of Business and Financial Services
  - Office of Administrative Counsel
  - Office of Legislative Affairs
- Community Liaisons
  - Support
  - Office of Legislative Affairs
  - Outreach
  - Community Liaisons
- Visit AZDEQ.gov
- UST – <http://www.azdeq.gov/ust/preapproval>
- Brownfields - <http://azdeq.gov/brownfields>

## 12. Arizona Peace Trail Presentation – Wayne Colebank, Jeremy Casteel & Mickey Rogers

Mr. John Geyer, Marketing Director for the Arizona Peace Trail, said he started this effort locally and eventually will go nationwide and will be the biggest off-road trail in the nation. He said the Arizona Peace Trail has had a massive economic boost to the area and asked that the cities help them to promote and market the trails.

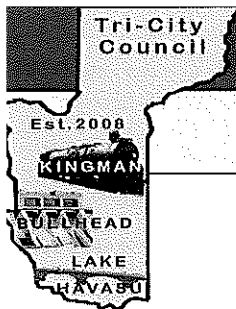
Mr. Cotter said he received a call from someone in Oregon who wanted information on the Arizona Peace Trail, and commended them for their efforts.

Mr. Wayne Colebank, Principal Landscape Architect with Logan Simpson Design Inc., addressed the Tri-City Council and outlined the following in his presentation:

- Origins of the Trail

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# Tri - City Council

- Volunteer Initiative
- 2011 – Arizona Sun Riders – La Paz County Loop
- 2013 – BLM and AGFD – Yuma to Bullhead City trail
- 16 OHV clubs formed Arizona Peace Trail, Inc. (APTI)



## City of Bullhead City, Arizona

Tom Brady, Mayor  
Mark Clark, Vice Mayor



## LAKE HAVASU CITY Lake Havasu City, Arizona

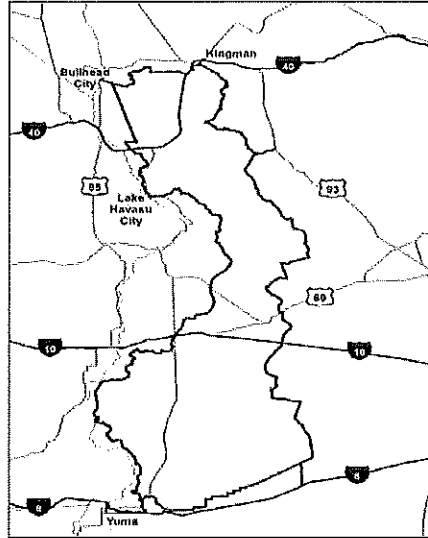
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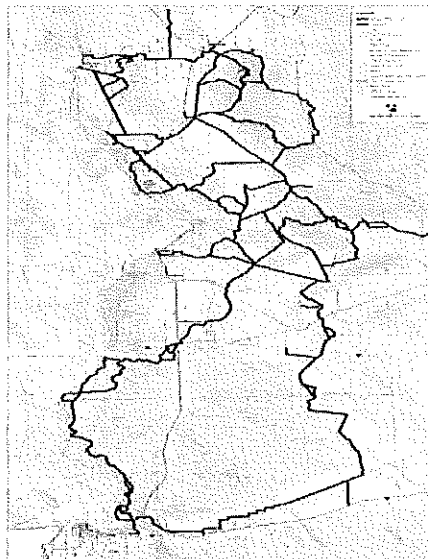
## City of Kingman, Arizona

Monica Gates, Mayor  
Jen Miles, Vice Mayor

### • Planned Trail Route



### • Planned Tail Route (with Connectors)



### • Basic Facts

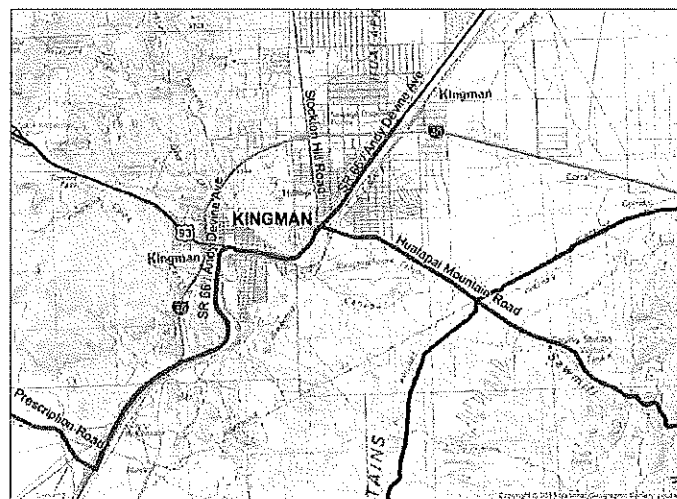
- Proponent: Arizona Peace Trail, Inc. (non-profit)
- Currently: Preparing master plan for Main Loop
- 675 miles – Main Loop

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- **Planned Trail Route/Future Connectors**

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Jen Miles, Vice Mayor



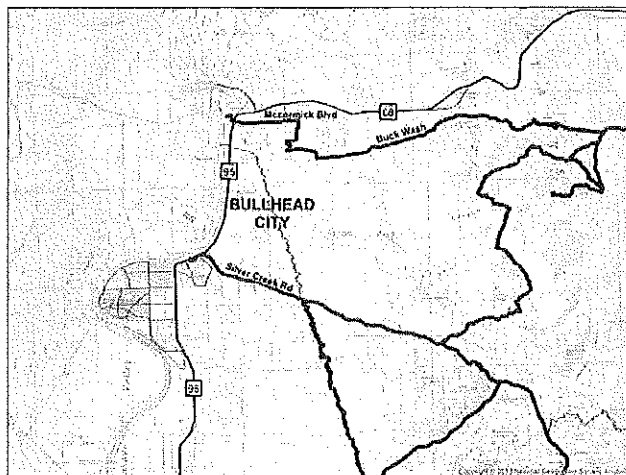
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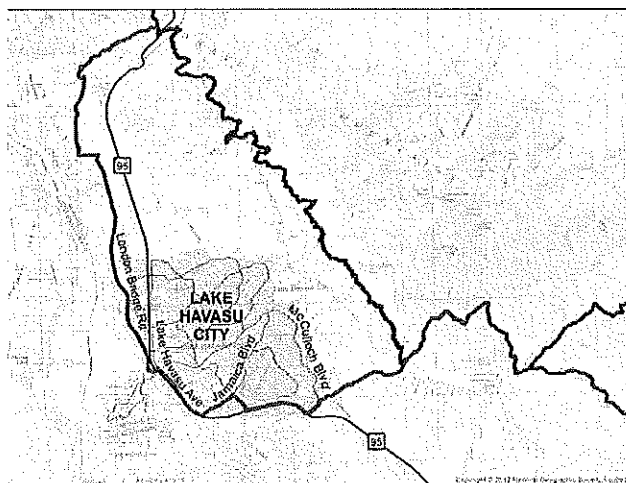
# Tri - City Council



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Monica Gates, Mayor  
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- Anticipated Trail Users
  - Hiking, biking, horseback riding, off-road vehicles
- Primary Trail Users
  - Off-road vehicles
- Who are the Riders?
  - APTI Survey
    - More than 540 respondents
    - Demographics
    - Age
      - 55-74 (68%)
      - 45-54 (12%)
  - Home Zip Code (65% from Arizona)

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- AR, CA, CO, IA, ID, IL, KS, KY, MI, MN, MS, MT, ND, NE, NV, OK, SD, TN, TX, UT, WI, WY  
(22 states)



**City of  
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Mark Clark, Vice Mayor

- How do they Ride?
  - Preference for riding in groups, most prefer to ride with 6+ people
  - Trip length varies:
    - Four or more days (28%)
    - Two days (18%)
    - One day (22%)
  - Average Daily Mileage
    - 40-60+ miles (75%)
    - 20-40 miles (20%)

- Amenity needs?
  - Accommodation preferences:
    - Hotel/motel (35%)
    - Public/commercial campgrounds (12%)
    - Dispersed camping on public land (32%)
  - Important Services:
    - Fuel (55%)
    - Restrooms (41%)
    - Parking/trailhead (49%)
    - Food/drink (37%)
    - Visitor/information center (29%)
    - Repair/tire shops (14%)
    - Retain shops, sporting goods stores (<10%)



**LAKE HAVASU CITY  
Lake Havasu City, Arizona**  
Mark S. Nexsen, Mayor  
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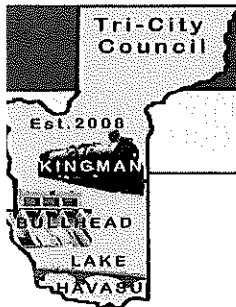
- What Information Do They Need?
  - Important Information:
    - Maps or Trail app (90%)
    - Points of interest (50%)
    - Information kiosks (40%)
    - Website (33%)
    - Information brochure (26%)
    - Emergency information (26%)
    - Town information/guide (25%)

- Who are the Riders?

- Benefits/Economics
  - In Arizona:



**City of Kingman, Arizona**  
Monica Gates, Mayor  
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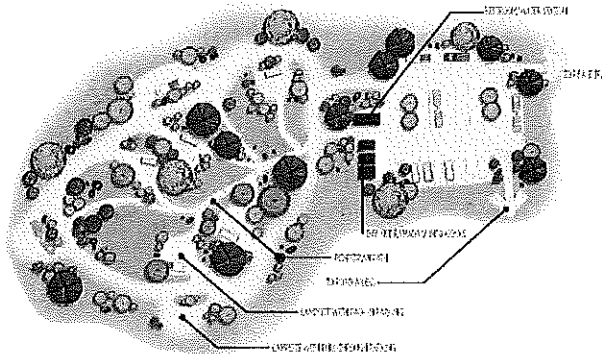
# Tri - City Council

- Outdoor recreation generates \$21.2 billion annually
- OHV account for \$3-\$4 billion
- Western Arizona has abundant outdoor opportunities
- Motorized trail use expected to continue through 2022
- Trend: trail riding as family activity
- Amenity/service needs will expand near Trail

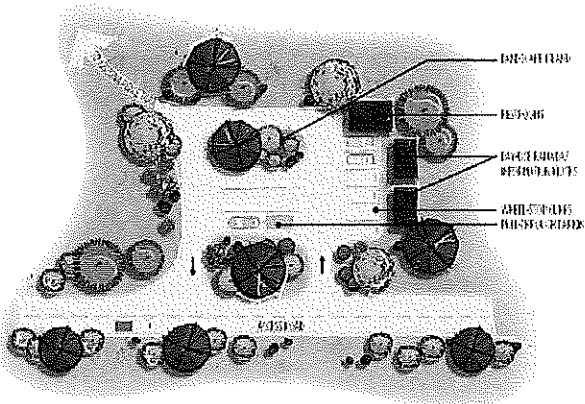


**City of  
Bullhead City, Arizona**  
Tom Brady, Mayor  
Mark Clark, Vice Mayor

- Accomplishments
- Future Staging Areas and Trailheads –



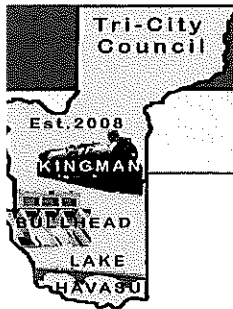
**LAKE HAVASU CITY  
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Monica Gates, Mayor  
Jen Miles, Vice Mayor

- Future Map App
  - Functions:
    - General Trail Information
    - Businesses, services, and rider club information
    - Alerts, closures, and detours
    - GPS navigation
- BLM – Completing Their Environmental
  - BLM State Office expected to complete NEPA in 2018

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# Tri - City Council



## City of

### Bullhead City, Arizona

Tom Brady, Mayor  
Mark Clark, Vice Mayor



## LAKE HAVASU CITY

### Lake Havasu City, Arizona

Mark S. Nexsen, Mayor  
Cal Sheehy, Vice Mayor



## City of Kingman, Arizona

Monica Gates, Mayor  
Jen Miles, Vice Mayor

#### ■ Long-Term Goals

- Firm up connections to cities/towns
- Find money for BOR and Corps environmental
- Establish new staging areas and cross connections
- Seek funding for operations and maintenance
- Promote public and private investment
- Continuously update Trail Plan
- Seek National Recreational Trail designation

#### ■ The Big Issues

- Master Plan completion – Spring 2018
- Environmental clearance – BLM
- ASLD right of way/easement acquisition
- Trail marketing plan
- Ultimate Trail management entity
- Getting non-licensed OHV's from other states drivable in Arizona – state legislation

#### ■ Contact Us

- Learn more about the trail:
  - Visit our website: [arizonapeacetrail.org](http://arizonapeacetrail.org)
  - See us on Facebook: Arizona Peace Trail
  - Email address: [azpeacetrail@yahoo.com](mailto:azpeacetrail@yahoo.com)

#### ■ Where are we Now?

- Finishing the Trail Master Plan
- Signing the Trail, where able
- Coordinating with multiple agencies
- Engaging agency processes/approvals
- Marketing the Trail, selling merchandise
- Delivering awareness presentations

Mr. Mickey Rogers, Chief of Grants and Trails with Arizona State Parks, addressed the Tri-City Council and outlined the following in his presentation:

#### ● Arizona State Parks & Trails

- Purpose:
  - Manage Outdoor Recreation Grant Programs
    - Recreation Trails Program (RTP)
    - Off-Highway Vehicle Recreation Fund (OHV)
    - Land and Water Conservation Fund (LWCF) Program
- Assisting ASPT Parks in Upgrading/Building New Trails

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# Tri - City Council

- Manage Advisory Committees
- Manage Disability (ADA) Programs and Activities
- GIS Internship Program (AmeriCorps)
- Site Steward Program
- Volunteer Program




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Mr. Rogers said they receive \$1.82 million each year from the Federal Highway Administration for motorized and non-motorized and diverse trail projects, and \$1.15 million for motorized projects including trailheads, trail work, and signs. He said eligible agencies include federal, municipal, state and non-profits. He said the funding requires a 5.7 percent match up to \$300,000 and is a reimbursement grant. He said the grant funding can be used for environmental surveys, and noted that the Peace Trail Master Plan was funded with grant funding. He added that there is also grant money available to law enforcement for issues relating to OHV users.

Mr. Rogers reviewed the Land and Water Conservation Fund as follows:

- Brief History:
  - 1950's expansion of America's freeways and cities
  - Congress 1964 a bipartisan commitment: protection of public lands and waters, National Parks, forests, cultural heritage, wildlife refuges and provide recreation opportunities to all Americans – present and future generations
  - Federal program managed by National Park Service
- Source of Funds:
  - Revenue from offshore oil and gas development
  - Uses zero taxpayer dollars
- How it Works:
  - Provides matching grants for: land acquisition, park development and other outdoor recreation projects
- Major Requirement
  - Projects must be maintained in perpetuity
- Project Examples & Scope Items
  - Community Park
  - Baseball Field
  - Swimming Pools
  - Planning & Development – Outdoor Recreation

  
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Lake Havasu City, Arizona**  
Mark S. Nexsen, Mayor  
Cal Sheehy, Vice Mayor



**City of Kingman, Arizona**  
Monica Gates, Mayor  
Jen Miles, Vice Mayor





# Tri - City Council

- Ineligible Projects:
  - Most indoor recreational facilities
  - Outdoor recreational facilities that are not open to the general public
  - Projects on property without a permanent lease agreement
  - Condemnation of any kind of interest in property
  - Grant preparation
  - Grant administration
  - Pre-agreement, design and engineering costs over 10% of the grant award
  - ORLP Acquisition/Development Grants - Program Goals and Purpose
- Grant range \$250,000 to \$750,000
- ORLP Acquisition/Development Grants – Eligible Sponsors
- ORLP Acquisition/Development Grants – Project Eligibility



**City of  
Bullhead City, Arizona**  
Tom Brady, Mayor  
Mark Clark, Vice Mayor

Mr. Cotter asked about a more formal trailhead in Bullhead City off Silver Creek to Davis Camp, and asked if that is something that should be done through a planning grant or an application, to which Mr. Rogers said you could ask for both a planning and development grant.



**LAKE HAVASU CITY  
Lake Havasu City, Arizona**  
Mark S. Nexsen, Mayor  
Cal Sheehy, Vice Mayor

Mayor Brady said they want to be the northwest staging area for the Peace Trail, because everyone coming from the north or the west can go to Davis Camp. He said in his community, with the Davis Camp facility and \$6 million of heritage trail improvements over the next few years it is a natural area for staging in this part of the state.

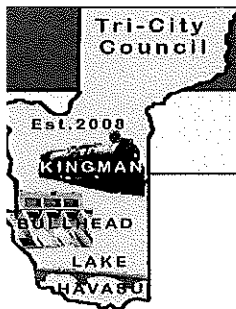
Mr. Cotter asked if they would be interested in doing a joint planning grant between the cities and the county for where these trailheads should be located, to which Mr. Rogers replied yes.



**City of Kingman, Arizona**  
Monica Gates, Mayor  
Jen Miles, Vice Mayor

Mayor Brady asked if they were envisioning staging areas along each section of the trail or as communities think about it, to which Mr. Rogers said there is no set program for staging areas along the trail. He said there will be key locations in some areas and the thought was that the trailheads would evolve and the logic of where to put the staging areas would come as the trails developed. He said there currently is no standard for it.

Mayor Brady asked how long it would take for someone to ride the entire 750-mile loop, to which Mr. Rogers said if you were to ride it every day it would take approximately five to seven days. He said they have an idea to include smaller day trip loops in each community so that from each of the trailheads you would have smaller route options available.



# Tri - City Council

## 13. Northern Arizona Employee Benefit Trust – Jayme Merlino

Jayme Merlino, representing Erin Collins and Associates, presented the championship belt to Lake Havasu City Manager Jess Knudson



**City of  
Bullhead City, Arizona**  
Tom Brady, Mayor  
Mark Clark, Vice Mayor

## 14. Discussion and Possible Action on Flood Control Resolution

Mr. Cotter said at the Mohave County Board of Supervisors (Board) meeting they have all made their plea to the County to review the allocation formula. He said they will do that in good faith and hopefully we will retain something close to the way it is. Mr. Cotter said it will not affect the current fiscal year, but it will affect us in the future. He said at this point, the Board has made their decision and asked us to go back and discuss the formula.

Mayor Nexsen asked what there was to discuss, to which Mr. Cotter said that is what they asked and we believe the formula is fair. He said the County keeps 100 percent of the revenue in the county, 20 percent in the city, and 80 percent of what the residents pay comes back to cities for flood control projects. He said the County put a lot of percentages but not actual dollars, and he said it would be better to discuss real numbers and dollars. He said the wording in the packet could have been better and did not represent the Board's feelings on it, because they should applaud Lake Havasu City's evaluation. He said Kingman and Bullhead gets them a greater property tax base on their other property tax evaluations.

Mayor Nexsen said part of the issue with the County is that their collections are not as strong as the rest of the cities, to which Mr. Cotter said that is something that we need to have a better handle on - what is the uncollectible portion of the flood control tax base versus what we see on the spreadsheet as the taxable tax base. He said that may be something that we all have to consider if they share those numbers with us.

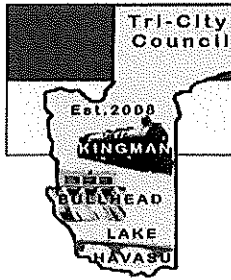
Mayor Nexsen said we also need to understand where it is not being collected. He said in Lake Havasu City 99 percent of what is assessed is collected; whereas in the county it is 80 percent. There is a 19 percent loss that should not be attributed to cities.

Mr. Knudson said there are some issues with the formula and how that is used and how the funds are distributed. He suggested that next year the three cities should sit down and look at everything together.

Ms. Brenda Frame stated that they just made a decision to start going after property owners who are not paying, which hopefully means some of that backlog will be collected.



**City of Kingman, Arizona**  
Monica Gates, Mayor  
Jen Miles, Vice Mayor



## Tri - City Council

### 15. Individual City Update

Mayor Nexsen reported that Desert Storm will begin on Thursday, April 19, 2018. Mr. Vincent Gallegos, Executive Director of the Lake Havasu Metropolitan Planning Organization (MPO), announced that the MPO will be hosting the 20<sup>th</sup> Annual Rural Transportation Summit in Lake Havasu City on October 24-26, 2018.



#### City of Bullhead City, Arizona

Tom Brady, Mayor  
Mark Clark, Vice Mayor

Mayor Gates reported that they look forward to welcoming their new City Manager Ron Foggen who will be joining them in May 2018. She commended the Interim City Manager Jim Bacon for his accomplishments over the last four months. Mayor Gates said Gary Kellogg has agreed to serve as their Economic Development Director. She added that they may possibly, barring an appeal, be taking back the City's airport in 13 days, and said the Annual Route 66 Fun Run will take place May 4-5, 2018, as well as the Annual Arts in the Park Festival.



#### Lake Havasu City, Arizona

Mark S. Nexsen, Mayor  
Jeni Coke, Vice Mayor

Mayor Brady reported that next week is the start of the Laughlin River Run and they anticipate it will be another great event. He said DoT Foods had their ribbon cutting and have employed over 108 people. Mayor Brady said in November 2016, the Bureau of Reclamation (BOR) took approximately 30 burros from their area but the burros are back. He said there have been several accidents on the parkway and the city has asked BOR to come back and do another gathering. He said they anticipate that BOR will take out another 30 once they have completed all of their environmental clearances. Mayor Brady said the city is also at war with EPCOR Water Company due to water rate increases.

### 16. Discussion and Possible Action Regarding Future Agenda Items

There were no requests for future agenda items.

### ADJOURNMENT

Chairman Mayor Gates adjourned the meeting at 1:54 PM.



#### City of Kingman, Arizona

Monica Gates, Mayor  
Jen Miles, Vice Mayor