

AGENDA

REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF COTTONWOOD, ARIZONA, TO BE HELD DECEMBER 3, 2013, AT 6:00 PM., AT THE COUNCIL CHAMBERS BUILDING, 824 NORTH MAIN STREET, COTTONWOOD, ARIZONA.

- I. CALL TO ORDER
- II. ROLL CALL
- III. PLEDGE OF ALLEGIANCE
- IV. BRIEF SUMMARY OF CURRENT EVENTS BY MAYOR, CITY COUNCIL AND/OR CITY MANAGER -- THE PUBLIC BODY DOES NOT PROPOSE, DISCUSS, DELIBERATE OR TAKE LEGAL ACTION ON ANY MATTER BROUGHT UP DURING THIS SUMMARY UNLESS THE SPECIFIC MATTER IS PROPERLY NOTICED FOR LEGAL ACTION.
- V. PRESENTATIONS

ALVIN STUMP, DISTRICT ENGINEER FOR THE ARIZONA DEPARTMENT OF TRANSPORTATION, WILL PRESENT THE PROPOSED PLAN FOR INTERSECTION ACCESS POINTS ON STATE ROUTE 260 BETWEEN THOUSAND TRAILS AND I-17.

REPRESENTATIVES FROM RISING HOPE FOOD PANTRY WILL GIVE A PRESENTATION REGARDING THEIR SCOPE OF SERVICE.
- VI. CALL TO THE PUBLIC--This portion of the agenda is set aside for the public to address the Council regarding an item that is not listed on the agenda for discussion. However, the Council cannot engage in discussion regarding any item that is not officially listed on the agenda for discussion and/or action (A.R.S. §38-431.02(H).) Comments are limited to a 5 minute time period.
- VII. APPROVAL OF MINUTES

SPECIAL MEETING OF NOVEMBER 5, 2013, WORK SESSIONS OF NOVEMBER 12 & 19, 2013, AND REGULAR MEETING OF NOVEMBER 19, 2013.

Comments regarding items listed on the agenda are limited to a 5 minute time period per speaker.
- VIII. CONSENT AGENDA--The following items are considered to be routine and non-controversial by the Council and will be approved by one motion. There will be no separate discussion of these items unless a Council Member or a citizen so requests, in which case the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

1. SPECIAL EVENT LIQUOR LICENSE APPLICATION FOR ERIN ROEDIGER, APPLICANT FOR THE NATIONAL MULTIPLE SCLEROSIS SOCIETY, ARIZONA CHAPTER, FOR AN EVENT SCHEDULED FOR MAY 14 & 15, 2014, AT THE COTTONWOOD KIDS PARK LOCATED AT 350 SOUTH 12TH STREET.
- IX. NEW BUSINESS—The following items are for Council discussion, consideration, and possible legal action.
1. APPROVING AN AMENDMENT TO CONTRACT NUMBER YAV2-13-2014 WITH THE NORTHERN ARIZONA COUNCIL OF GOVERNMENTS FOR ADDITIONAL CSBG FUNDS FOR COTTONWOOD AREA TRANSIT.
 2. RESOLUTION 2725 - APPROVING/RATIFYING THE RATES, FEES AND CHARGES AT THE SOLID WASTE TRANSFER STATION AND IMPLEMENTING A NEW FEE FOR THE RECYCLING OF CERTAIN ELECTRONIC ITEMS.
 3. AWARD OF A CONTRACT FOR LEASE PURCHASE FINANCING FOR ARSENIC TREATMENT EQUIPMENT.
 4. ORDINANCE 604--AMENDING THE MUNICIPAL CODE BY ADDING A NEW TITLE 16, CIVIL UNIONS; FIRST READING.
- X. CLAIMS AND ADJUSTMENTS
- XI. ADJOURNMENT

Pursuant to A.R.S. 38-431.03.(A) the Council may vote to go into executive session on any agenda item pursuant to A.R.S. 38-431.03.(A)(3) Discussion or consultation for legal advice with the attorney or attorneys of the public body.

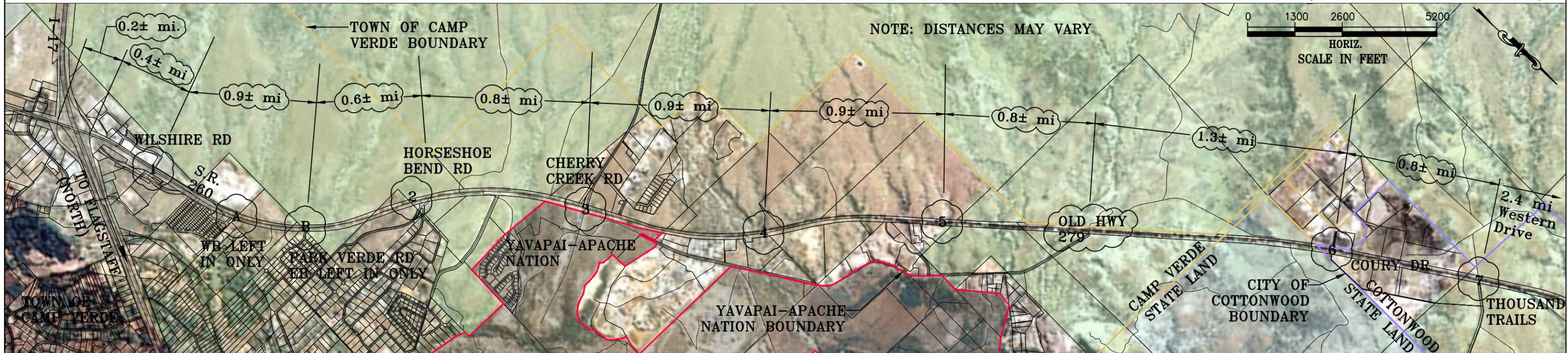
The Cottonwood Council Chambers is accessible to the disabled in accordance with Federal "504" and "ADA" laws. Those with needs for special typeface print or hearing devices may request these from the City Clerk (TDD 634-5526.) All requests must be made 24 hours prior to the meeting.

Members of the City Council will attend either in person or by telephone conference call.

Notice is hereby given that pursuant to A.R.S. 1-602.A.9 , subject to certain specified statutory exceptions, parents have a right to consent before the State or any of its political subdivisions make a video or audio recording of a minor child. Meetings of the City Council are audio and/or video recorded, and, as a result, proceedings in which children are present may be subject to such recording. Parents in order to exercise their rights may either file written consent with the City Clerk to such recording, or take personal action to ensure that their child or children are not present when a recording

may be made. If a child is present at the time a recording is made, the City will assume that the rights afforded parents pursuant to A.R.S. 1-602.A.9 have been waived.

STATE ROUTE 260 ACCESS PLAN - I-17 TO THOUSAND TRAILS (REVISION 6)



INTERSECTIONS

ITEM	LOCATION
①	WILSHIRE ROAD
②	HORSESHOE BEND ROAD
③	CHERRY CREEK ROAD
④	TBD
⑤	TBD
⑥	COURY DRIVE
⑦	THOUSAND TRAILS

LIMITED MOVEMENT INTERSECTIONS

ITEM	LOCATION
Ⓐ	FUTURE ACCESS WB LEFT IN ONLY
Ⓑ	PARK VERDE ROAD EB LEFT IN ONLY

OLD HWY 279

NOTES

INTERSECTIONS:
THE PLAN PROPOSES 7 FULL ACCESS INTERSECTIONS.

LEGEND

-  EXISTING BUILDINGS (2011)
-  TOWN OF CAMP VERDE BOUNDARY
-  CITY OF COTTONWOOD BOUNDARY
-  YAVAPAI-APACHE NATION BOUNDARY

DISCLAIMER

THIS DRAFT ACCESS MANAGEMENT PLAN EXHIBIT IS PROVIDED AS A COURTESY BY YAVAPAI COUNTY TO DEPICT PROBABLE LOCATIONS FOR INTERSECTIONS FOR THE STATE ROUTE 260 PROJECT. FINAL LOCATIONS WILL BE DETERMINED BY FURTHER ENGINEERING DESIGN CONDUCTED BY THE ARIZONA DEPARTMENT OF TRANSPORTATION.

SHEET INDEX

SHEET NUMBER	SHEET NAME
1	COVER SHEET
2	WILSHIRE RD TO PARK VERDE RD
3	PARK VERDE RD TO CHERRY CREEK RD
4	CHERRY CREEK RD TO PROPOSED INTERSECTION #4
5	PROPOSED INTERSECTION #4 TO PROPOSED INTERSECTION #5
6	PROPOSED INTERSECTION #5 TO OLD HWY 279
7	OLD HWY 279 TO COURY DR
8	COURY DR TO THOUSAND TRAILS

STATE ROUTE 260 ACCESS PLAN

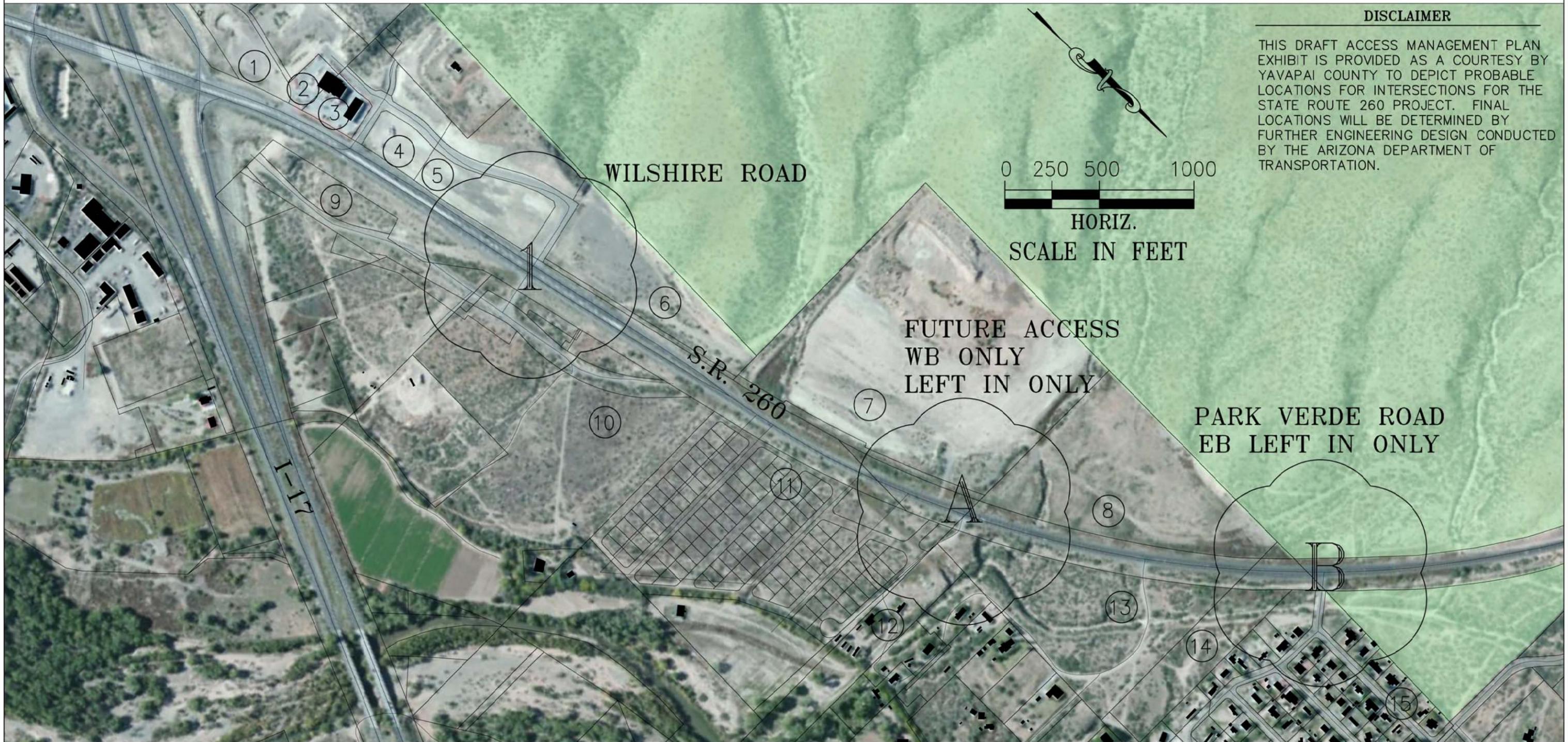
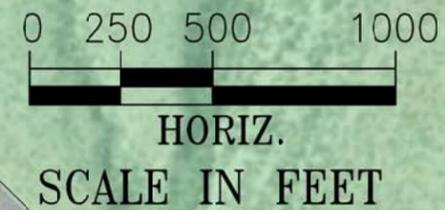
COVER SHEET
SHEET 1 OF 8

11/05/2013

WILSHIRE ROAD TO PARK VERDE ROAD

DISCLAIMER

THIS DRAFT ACCESS MANAGEMENT PLAN EXHIBIT IS PROVIDED AS A COURTESY BY YAVAPAI COUNTY TO DEPICT PROBABLE LOCATIONS FOR INTERSECTIONS FOR THE STATE ROUTE 260 PROJECT. FINAL LOCATIONS WILL BE DETERMINED BY FURTHER ENGINEERING DESIGN CONDUCTED BY THE ARIZONA DEPARTMENT OF TRANSPORTATION.



PROPERTY OWNERSHIP INFORMATION

① APN 403-22-027X LNN ENTERPRISES INC	⑤ APN 403-22-019H I-17 COTTONWOOD PROPERTIES LLC	⑨ APN 403-22-019B SHILL HENRY M & JUNE ANN JY UI &	⑬ APN 403-23-151B VERDE VALLEY INV PARTNERS V LLC
② APN 403-22-019Q CASA SIERRA INVESTMENTS LLLP	⑥ APN 403-21-015G WATER GAP ENTERPRISES LLC	⑩ APN 403-21-014M BALDWIN CONRAD H CREDIT TRUST UI	⑭ APN 403-23-006C GUTIERREZ MARCELINA URIBE
③ APN 403-22-019P LPC FUEL-B LLC	⑦ APN 403-23-150A SHILL HENRY M (BD) UI &	⑪ RIO VERDE VISTA SUBDIVISION	⑮ PARK VERDE ESTATES PLAT 3 SUBDIVISION
④ APN 403-22-019E CASA SIERRA INVESTMENTS LP	⑧ APN 403-23-151A VERDE VALLEY PROF CENTER PARTNERS LLC	⑫ APN 403-21-012 XPRESS DIRT LLC	

STATE ROUTE 260 ACCESS PLAN

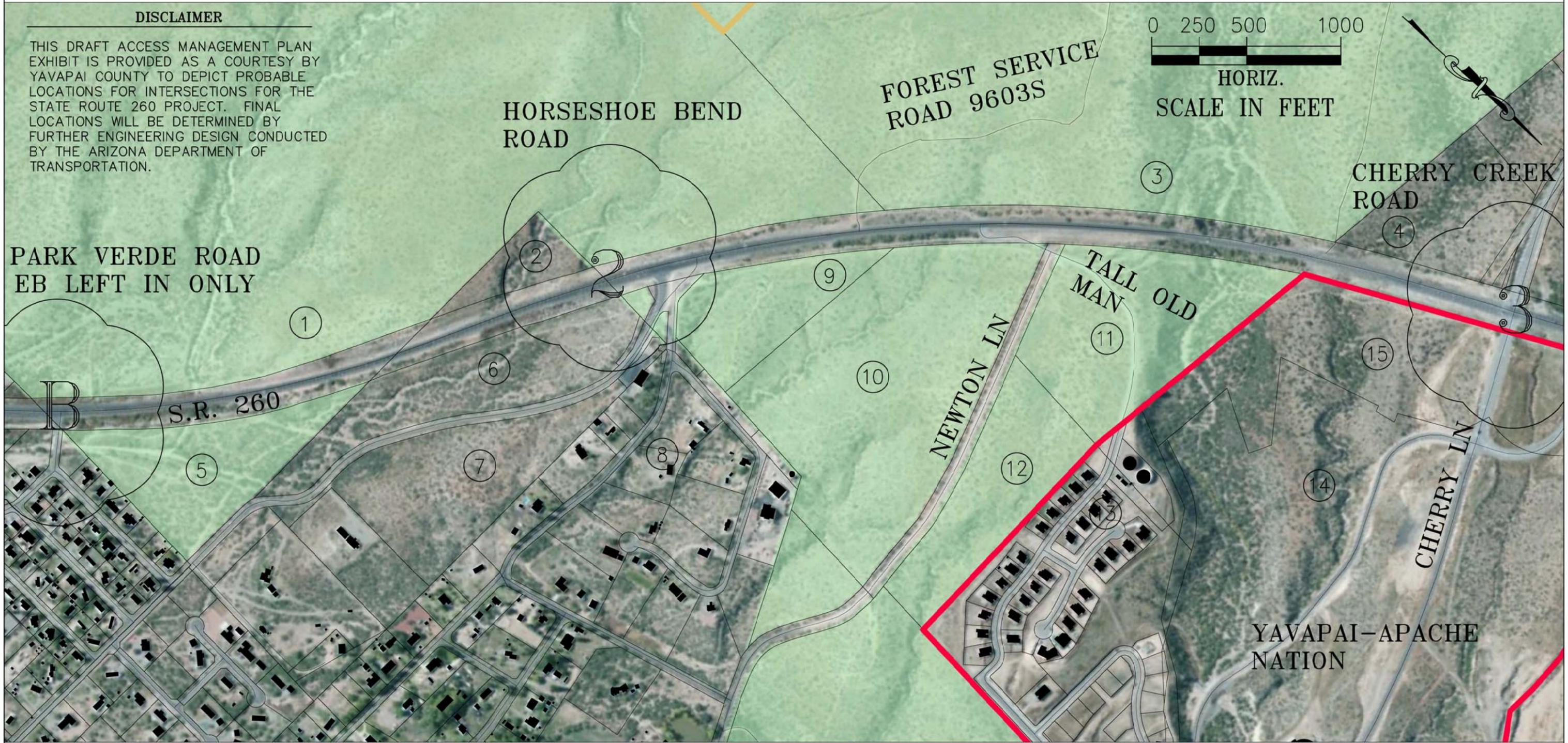
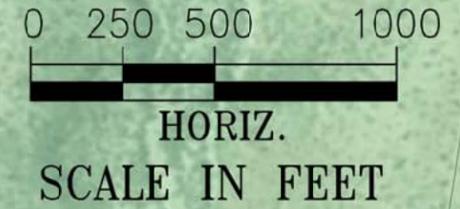
WILSHIRE RD TO
PARK VERDE RD
SHEET 2 OF 8

11/05/2013

PARK VERDE ROAD TO CHERRY CREEK ROAD

DISCLAIMER

THIS DRAFT ACCESS MANAGEMENT PLAN EXHIBIT IS PROVIDED AS A COURTESY BY YAVAPAI COUNTY TO DEPICT PROBABLE LOCATIONS FOR INTERSECTIONS FOR THE STATE ROUTE 260 PROJECT. FINAL LOCATIONS WILL BE DETERMINED BY FURTHER ENGINEERING DESIGN CONDUCTED BY THE ARIZONA DEPARTMENT OF TRANSPORTATION.

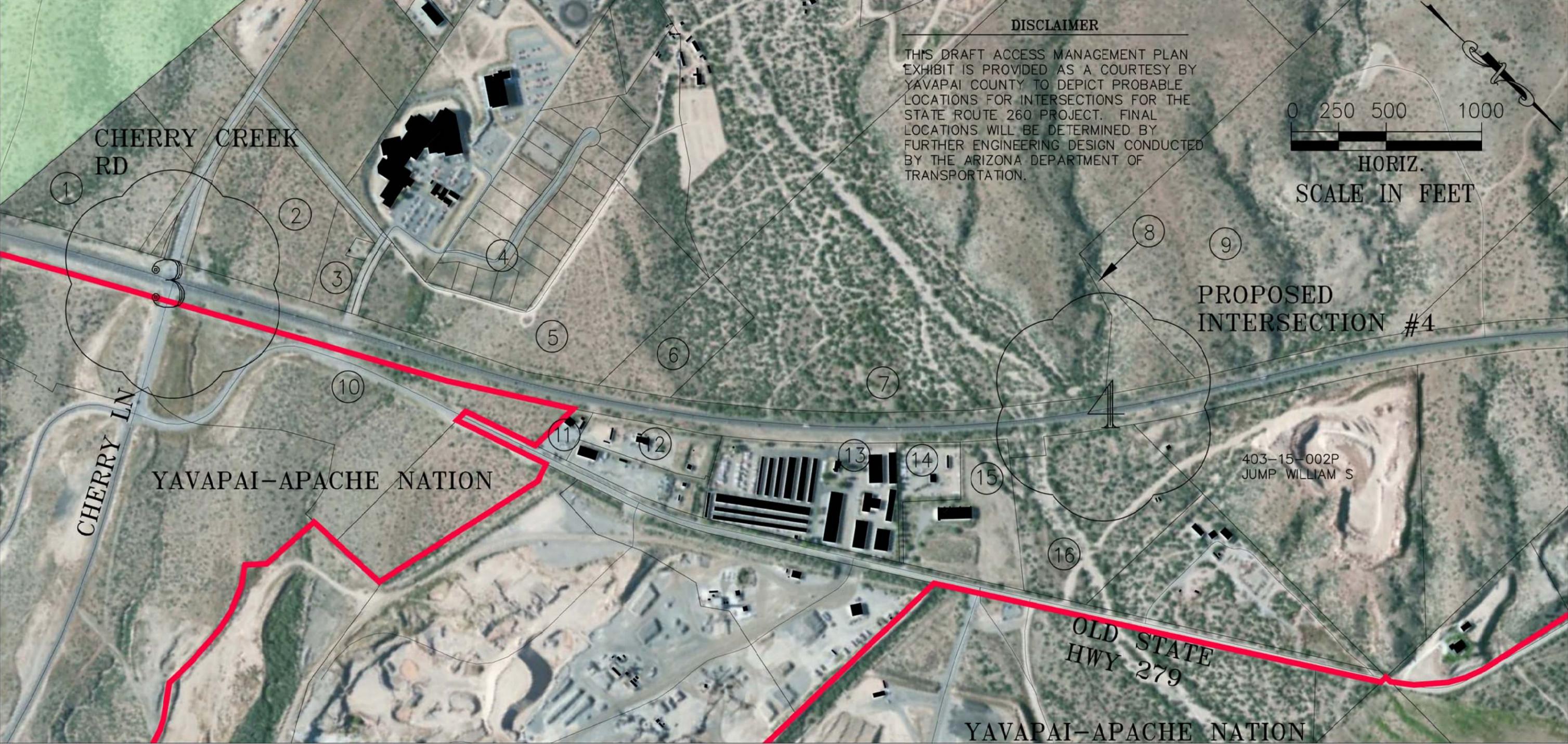


○ PROPERTY OWNERSHIP INFORMATION

- | | | |
|--|--|--|
| ① PRESCOTT NATIONAL FOREST LAND | ⑥ APN 403-20-007Q INVESTMENTS UNLIMITED UI & | ⑪ PRESCOTT NATIONAL FOREST LAND |
| ② APN 403-20-007M INVESTMENTS UNLIMITED UI & | ⑦ APN 403-20-007Q INVESTMENTS UNLIMITED UI & | ⑫ PRESCOTT NATIONAL FOREST LAND |
| ③ PRESCOTT NATIONAL FOREST LAND | ⑧ VERDE WEST ACRES NO. 2 SUBDIVISION | ⑬ TUNLII SUBDIVISION |
| ④ APN 403-23-006N VERDE VALLEY PARTNERS | ⑨ PRESCOTT NATIONAL FOREST LAND | ⑭ APN 403-20-003C YAVAPAI APACHE NATION OF ARIZONA |
| ⑤ PRESCOTT NATIONAL FOREST LAND | ⑩ PRESCOTT NATIONAL FOREST LAND | ⑮ APN 403-20-003C YAVAPAI APACHE NATION OF ARIZONA |

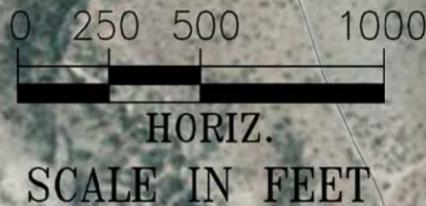
STATE ROUTE 260 ACCESS PLAN
 PARK VERDE RD TO CHERRY CREEK RD
 11/05/2013 SHEET 3 OF 8

CHERRY CREEK ROAD TO PROPOSED INTERSECTION #4



DISCLAIMER

THIS DRAFT ACCESS MANAGEMENT PLAN EXHIBIT IS PROVIDED AS A COURTESY BY YAVAPAI COUNTY TO DEPICT PROBABLE LOCATIONS FOR INTERSECTIONS FOR THE STATE ROUTE 260 PROJECT. FINAL LOCATIONS WILL BE DETERMINED BY FURTHER ENGINEERING DESIGN CONDUCTED BY THE ARIZONA DEPARTMENT OF TRANSPORTATION.



PROPERTY OWNERSHIP INFORMATION

① APN 403-23-006N VERDE VALLEY PARTNERS	⑤ APN 403-23-154B VERDE VALLEY PARTNERS	⑨ APN 403-15-003C AULTMAN LAND & CATTLE III LLC	⑬ APN 403-16-001P MCMAHAN PAT
② APN 403-23-006S VERDE VALLEY INVESTMENT PARTNERS III LLC	⑥ APN 403-15-003H ARIZONA BOARD OF REGENTS ON BEHALF OF UNIVERSITY OF ARIZONA	⑩ APN 403-23-005M YAVAPAI APACHE NATION OF AMERICA	⑭ APN 403-16-001J ALL STAR GAS INC OF ARIZONA
③ APN 403-23-006Q COPPER STAR INVESTMENTS LLC	⑦ APN 403-15-003E VRE CAMP VERDE LLC	⑪ APN 403-16-001L SKYLINE PROPERTY MANAGEMENT LLC	⑮ APN 403-16-001K COOK RICHARD L TRUST UI &
④ VERDE VALLEY BUSINESS PARK	⑧ APN 403-15-003G AULTMAN LAND & CATTLE II LLC	⑫ APN 403-16-001G GRAVES INVESTMENT CO LLC	⑯ APN 403-16-001F JUMP WILLIAM S

STATE ROUTE 260 ACCESS PLAN
CHERRY CREEK RD TO PROPOSED INTERSECTION #4
11/05/2013 SHEET 4 OF 8

PROPOSED INTERSECTION #4 TO PROPOSED INTERSECTION #5



○ PROPERTY OWNERSHIP INFORMATION

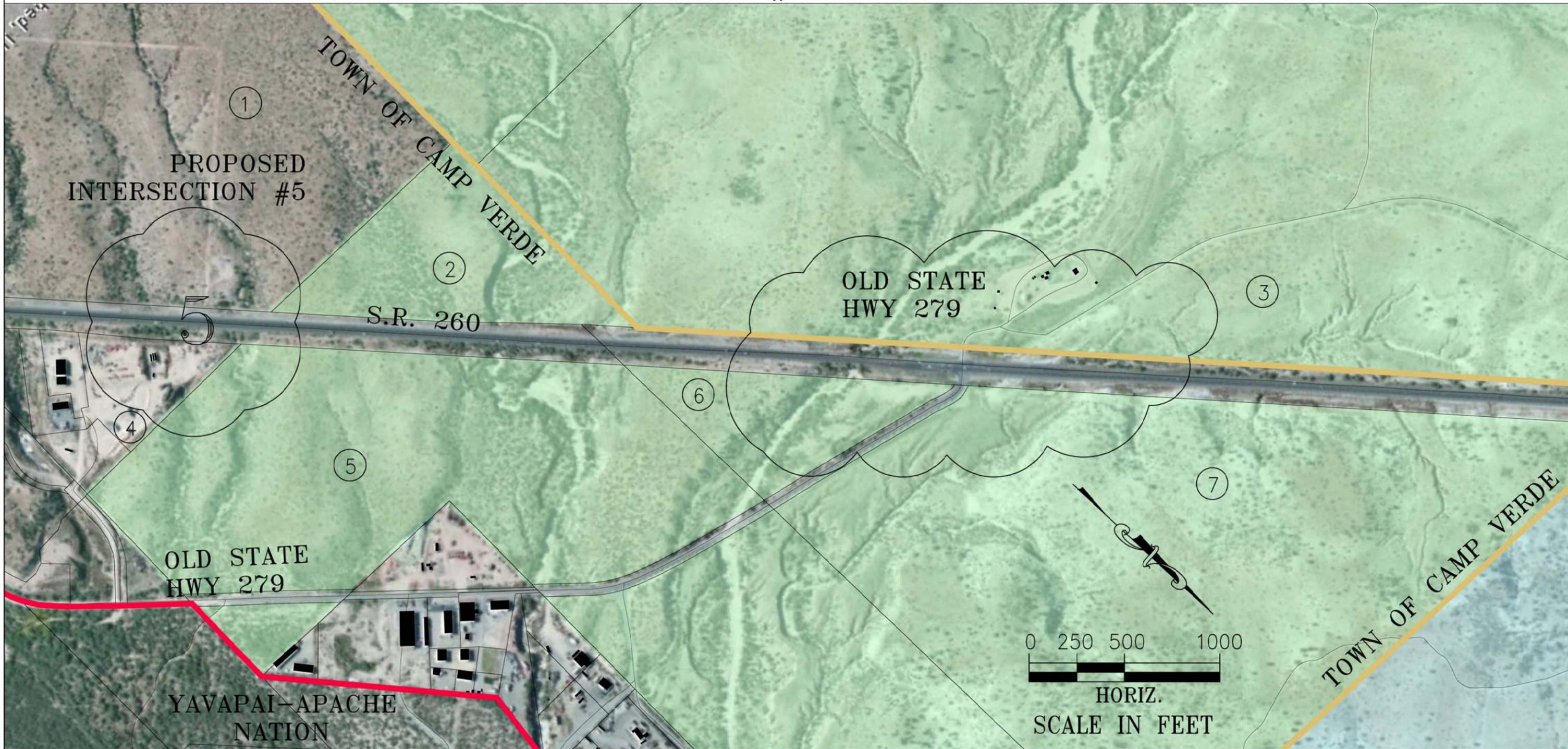
- | | | |
|---|--|--|
| ① APN 403-15-003C
AULTMANN LAND & CATTLE III LLC | ⑤ APN 403-15-002N
TULIN 2006 FAMILY TRUST | ⑨ APN 403-15-002V
AGM SALES & SERVICE LLC |
| ② APN 403-15-002Y
AULTMANN LAND & CATTLE IV LLC | ⑥ APN 403-15-001Q
WESTCREEK VISIONS LLC | ⑩ APN 403-15-002U
FAST TIME RANCH LLC |
| ③ APN 403-15-002P
JUMP WILLIAM S | ⑦ APN 403-15-001G
JEWETT NANCY WARE UI & | |
| ④ APN 403-15-002M
JARMAC INC | ⑧ APN 403-15-002S
WARE FAMILY TRUST UI & | |

DISCLAIMER

THIS DRAFT ACCESS MANAGEMENT PLAN EXHIBIT IS PROVIDED AS A COURTESY BY YAVAPAI COUNTY TO DEPICT PROBABLE LOCATIONS FOR INTERSECTIONS FOR THE STATE ROUTE 260 PROJECT. FINAL LOCATIONS WILL BE DETERMINED BY FURTHER ENGINEERING DESIGN CONDUCTED BY THE ARIZONA DEPARTMENT OF TRANSPORTATION.

STATE ROUTE 260 ACCESS PLAN
 PROPOSED INTERSECTION #4 TO
 PROPOSED INTERSECTION #5
 11/05/2013 SHEET 5 OF 8

PROPOSED INTERSECTION #5 TO OLD HIGHWAY 279



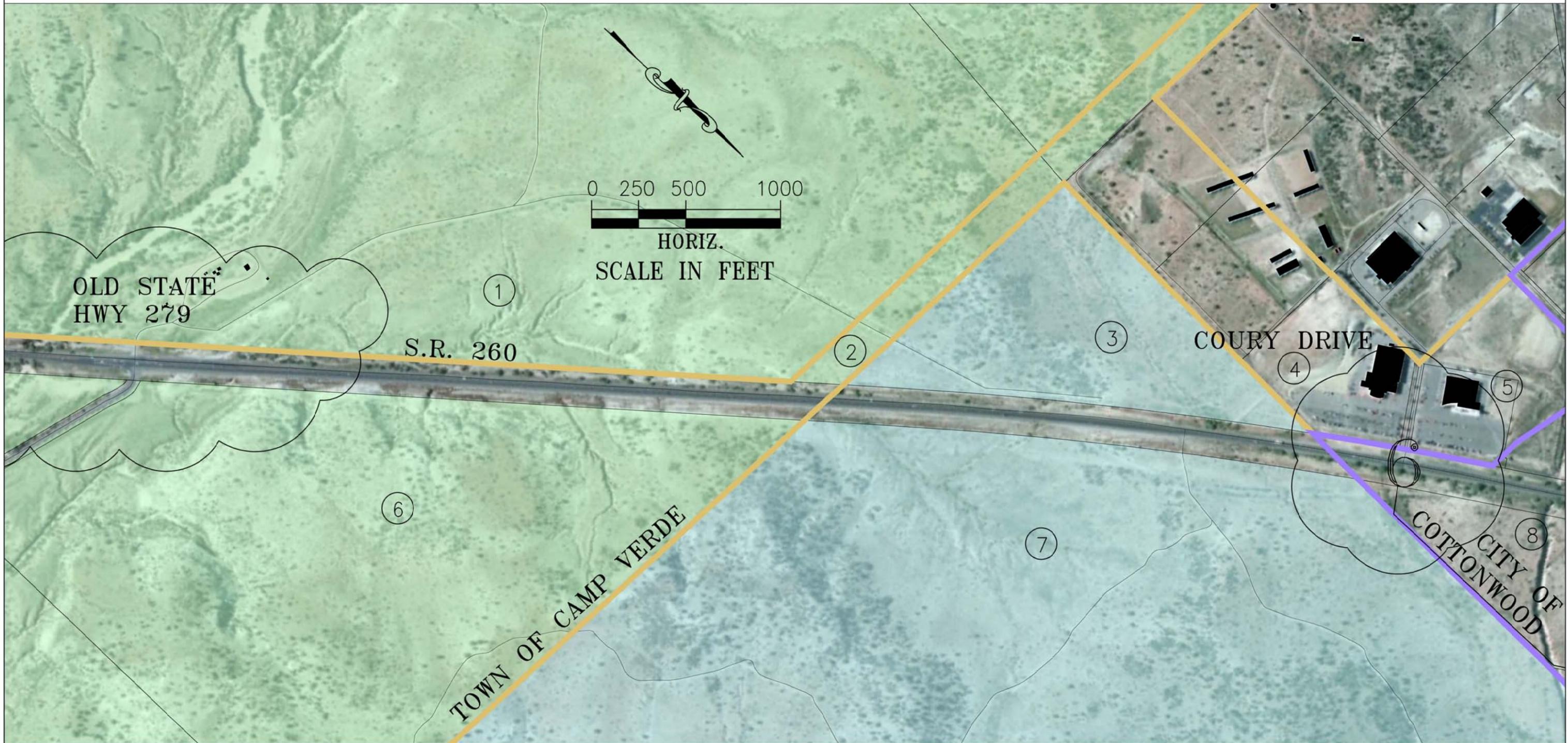
○ PROPERTY OWNERSHIP INFORMATION

- | | |
|--|---------------------------------|
| ① APN 403-15-002V
AULTMANN LAND & CATTLE IV LLC | ⑥ PRESCOTT NATIONAL FOREST LAND |
| ② PRESCOTT NATIONAL FOREST LAND | ⑦ PRESCOTT NATIONAL FOREST LAND |
| ③ PRESCOTT NATIONAL FOREST LAND | |
| ④ APN 403-15-002X
MULCAIRE MICHAEL S | |
| ⑤ PRESCOTT NATIONAL FOREST LAND | |

DISCLAIMER

THIS DRAFT ACCESS MANAGEMENT PLAN EXHIBIT IS PROVIDED AS A COURTESY BY YAVAPAI COUNTY TO DEPICT PROBABLE LOCATIONS FOR INTERSECTIONS FOR THE STATE ROUTE 260 PROJECT. FINAL LOCATIONS WILL BE DETERMINED BY FURTHER ENGINEERING DESIGN CONDUCTED BY THE ARIZONA DEPARTMENT OF TRANSPORTATION.

OLD HIGHWAY 279 TO COURY DRIVE



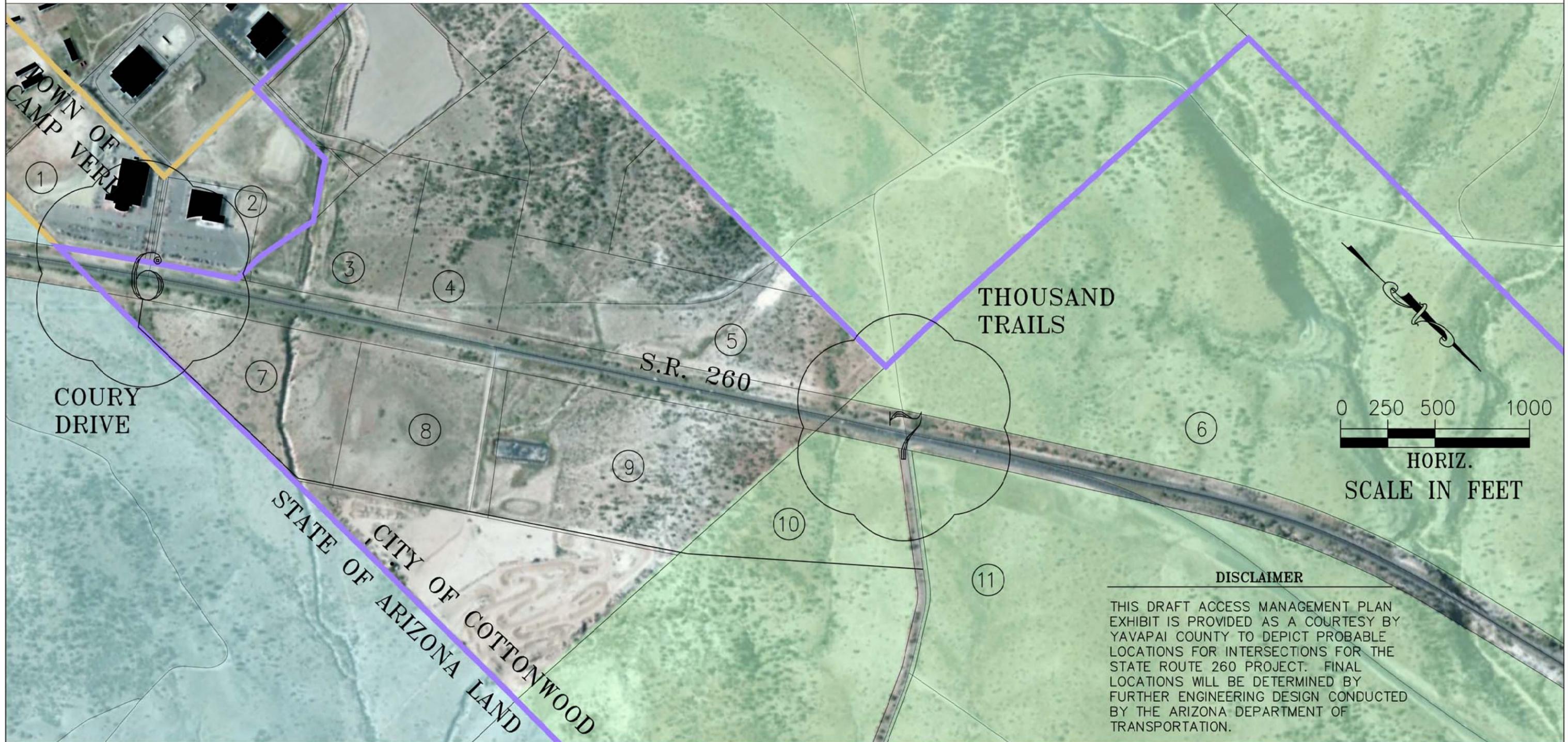
○ PROPERTY OWNERSHIP INFORMATION

- | | | | |
|---|--|---|---|
| ① | PRESCOTT NATIONAL FOREST LAND | ⑥ | PRESCOTT NATIONAL FOREST LAND |
| ② | PRESCOTT NATIONAL FOREST LAND | ⑦ | STATE OF ARIZONA – TRUST LAND |
| ③ | STATE OF ARIZONA – TRUST LAND | ⑧ | APN 407-09-153B
MCINNIS FAMILY TRUST |
| ④ | APN 407-09-043A
COURY STEVEN C & JULIE RS | | |
| ⑤ | APN 407-09-043D
COURY STEVEN C | | |

DISCLAIMER

THIS DRAFT ACCESS MANAGEMENT PLAN EXHIBIT IS PROVIDED AS A COURTESY BY YAVAPAI COUNTY TO DEPICT PROBABLE LOCATIONS FOR INTERSECTIONS FOR THE STATE ROUTE 260 PROJECT. FINAL LOCATIONS WILL BE DETERMINED BY FURTHER ENGINEERING DESIGN CONDUCTED BY THE ARIZONA DEPARTMENT OF TRANSPORTATION.

COURY DRIVE TO THOUSAND TRAILS



DISCLAIMER

THIS DRAFT ACCESS MANAGEMENT PLAN EXHIBIT IS PROVIDED AS A COURTESY BY YAVAPAI COUNTY TO DEPICT PROBABLE LOCATIONS FOR INTERSECTIONS FOR THE STATE ROUTE 260 PROJECT. FINAL LOCATIONS WILL BE DETERMINED BY FURTHER ENGINEERING DESIGN CONDUCTED BY THE ARIZONA DEPARTMENT OF TRANSPORTATION.

○ PROPERTY OWNERSHIP INFORMATION

① APN 407-09-043A COURY STEVEN C & JULIE RS	⑤ APN 407-09-011G GUTH WILLIAM F & MARY S JT	⑨ APN 407-09-153F MCINNIS FAMILY TRUST
② APN 407-09-043D COURY STEVEN C	⑥ PRESCOTT NATIONAL FOREST LAND	⑩ PRESCOTT NATIONAL FOREST LAND
③ APN 407-09-163E PUGH L GEORGE & PATTI RS UI &	⑦ APN 407-09-153B MCINNIS FAMILY TRUST	⑪ PRESCOTT NATIONAL FOREST LAND
④ APN 407-09-163H PUGH L GEORGE & PATTI RS UI &	⑧ APN 407-09-153D MCINNIS FAMILY TRUST	

STATE ROUTE 260 ACCESS PLAN

COURY DRIVE TO
THOUSAND TRAILS
SHEET 8 OF 8

11/05/2013



Rising Hope Food Pantry opened on April 10, 2012, at the Cottonwood Christian Assembly Church and served 28 families on that day. Recently we have served an average of 300 families a week. We are now an alliance member with St. Mary's Food Bank from Phoenix. A majority of our food comes from St. Mary's. We also have an affiliation with Northern Arizona Food Bank in Flagstaff. We have established relationships with several other area food pantries who now share their overages with one another so that any waste is minimized. We have now served over 2,000 different families in the valley. We are now giving out about 15,000 pounds of food a week. That is about 50 pounds of food per family. Of course larger families get more and smaller families get less than that average.

We will provide a soup, sandwiches, and a dessert for 11-26 for Thanksgiving and again on 12-24 for Christmas. We will also be giving out Christmas gifts to all of our families and for each family member in December on the Tuesdays leading up to Christmas. We have received some money donations that will allow us to give cash gift cards to each family for Christmas.

Rising Hope Food Pantry has had well over 200 volunteers work in the pantry this year alone. Our primary mission is to feed the hungry. We also "shop" with our guests on a one to one basis while they get their food, developing relationships with them and inviting them to come again. We have a prayer table available and actively work to help provide other needs for our guests. We have a proxy system where a neighbor, relative, or friend can be authorized to pick up food and take it to our

transportation challenged guests. We have several wonderful volunteers who take a number of food boxes to low income facilities for people who have signed up for assistance.

Recent statistics reveal that nationally 1 in 5 people are Food Insecure. As a state, Arizona has 1 in 4. Arizona ranks 49th in poverty just ahead of Mississippi, our most impoverished state. Our Verde Valley has 1 in 3. That is a frightening statistic. There are several programs in the valley besides food pantries trying to fill this huge void. Our schools have a free or reduced program for breakfast and lunch for qualified students. There is a back pack program in some of our schools that sends food home for the week-end in a back-pack. Plans are for a summer feeding program in several areas that will serve lunches.

You may have heard that the Food Stamp program has had their funding reduced. This will put added pressure on food pantries to make up for those lost food dollars. Rising Hope Food Pantry will be hosting the Yavapai Food Neighbors Project starting in December. Food collection coordinators are recruited. They in turn find perhaps 10-15 neighborhood families who are willing to receive a green bag. When the family shops for food, they look for an item or two for their green bag. Their coordinator picks up their green bag on the second Saturday morning of each even month. Our first collection will be December 14th. The coordinator picks up the filled bag and leaves an empty bag for the next pickup. The coordinator brings their filled bags to Cottonwood Christian Assembly Church for sorting and redistributing to selected food agencies. This is a great opportunity for families to individually help us work on this food insecurity problem in this valley.

Rising Hope Food Pantry is a zero budget operation. Cottonwood Christian Assembly Church provides us with no charge facilities. All of our workers are volunteers. We have no paid staff. Some of the community pantries must raise money each month for their rent, overhead, and salaries for their hired employees. This takes food dollars away from the needy.

There are a number of other mission opportunities in the valley for our churches and organizations to consider. Many of our guests need help learning English, guidance in child rearing, financial planning, crisis management, clothing, shelter, transportation, & encouragement.

Darrell & Pat Dierks, Directors

Rising Hope Food Pantry 274-2456

**City of Cottonwood, Arizona
City Council Agenda Communication**



 Print

Meeting Date:	December 3, 2013
Subject:	Special Event Liquor License for the National Multiple Sclerosis Society, Arizona Chapter
Department:	Development Services
From:	Dan Lueder, Development Services

REQUESTED ACTION

Consider approval of a Special Event Liquor License Application submitted by Erin Roediger on behalf of the National Multiple Sclerosis Society, Arizona Chapter, for an event scheduled for May 14 and 15, 2014 at the Cottonwood Kids Park located at 350 South 12th Street.

SUGGESTED MOTION

If the Council desires to approve this item the suggested motion is:

I move to recommend approval of the Special Event Liquor License Application submitted by Erin Roediger on behalf of the National Multiple Sclerosis Society, Arizona Chapter, for an event scheduled for May 14 and 15, 2014 at the Cottonwood Kids Park located at 350 South 12th Street.

BACKGROUND

A Special Event Liquor License Application has been received from the National Multiple Sclerosis Society, Arizona Chapter, for an event scheduled for May 14 and 15, 2014 at the Cottonwood Kids Park located at 350 South 12th Street.

JUSTIFICATION/BENEFITS/ISSUES

All Special Event Liquor License applications that are submitted to the Arizona Department of Liquor Licenses and Control (ADLLC) for events held in the City of Cottonwood are presented to the City Council for its recommendation of approval or denial of the application. The Council's recommendation is taken into consideration by the ADLLC prior to their final approval of the application.

COST/FUNDING SOURCE

N/A

ATTACHMENTS:

Name:	Description:	Type:
 SKMBT_C45413111915550.pdf	Application	Cover Memo
 2014 BikeMS Site Map 10 13.pdf	Site plan	Cover Memo

10. Has the applicant been convicted of a felony in the past five years, or had a liquor license revoked?
 YES NO (attach explanation if yes)

11. This organization has been issued a special event license for _____ days this year, including this event
(not to exceed 10 days per year).

12. Is the organization using the services of a promoter or other person to manage the event? YES NO
If yes, attach a copy of the agreement.

13. List all people and organizations who will receive the proceeds. Account for 100% of the proceeds.
**THE ORGANIZATION APPLYING MUST RECEIVE 25% OF THE GROSS REVENUES OF THE SPECIAL
EVENT LIQUOR SALES.**

Name National Multiple Sclerosis Society 100%
Percentage

Address 5025 E. Washington Street, Ste 102, Phoenix, AZ, 85034

Name _____
Percentage

Address _____
(Attach additional sheet if necessary)

14. Knowledge of Arizona State Liquor Laws Title 4 is important to prevent liquor law violations. If you have
any questions regarding the law or this application, please contact the Arizona State Department of Liquor
Licenses and Control for assistance.

**NOTE: ALL ALCOHOLIC BEVERAGE SALES MUST BE FOR CONSUMPTION AT THE EVENT SITE ONLY.
"NO ALCOHOLIC BEVERAGES SHALL LEAVE SPECIAL EVENT PREMISES."**

15. What security and control measures will you take to prevent violations of state liquor laws at this event?
(List type and number of security/police personnel and type of fencing or control barriers if applicable)

_____ # Police Fencing
³_____ # Security personnel Barriers

Our event site will be completely fenced in and we will have security on site.

We are also using an insured bartending service and they are providing two bartenders checking id and managing the serving of alcohol.

16. Is there an existing liquor license at the location where the special event is being held? YES NO
If yes, does the existing business agree to suspend their liquor license during the time
period, and in the area in which the special event license will be in use? YES NO

(ATTACH COPY OF AGREEMENT)

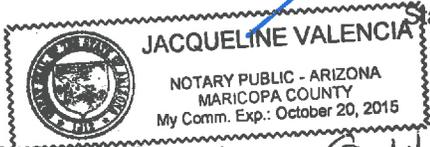
Name of Business () _____
Phone Number

17. Your licensed premises is that area in which you are authorized to sell, dispense, or serve spirituous liquors
under the provisions of your license. The following page is to be used to prepare a diagram of your special
event licensed premises. Please show dimensions, serving areas, fencing, barricades or other control
measures and security positions.

THIS SECTION TO BE COMPLETED ONLY BY AN OFFICER, DIRECTOR OR CHAIRPERSON OF THE ORGANIZATION NAMED IN QUESTION #1

18. I, Jim Elfine declare that I am an Officer/Director/Chairperson appointing the applicant listed in Question 6, to apply on behalf of the foregoing organization for a Special Event Liquor License.

X [Signature] President 10/30/13 (480) 455-3961
 (Signature) (Title/Position) (Date) (Phone #)



State of Arizona County of Maricopa

The foregoing instrument was acknowledged before me this 30 October 2013
 Day Month Year

My Commission expires on: October 20 2015 Jacqueline Valencia
 (Date) (Signature of NOTARY PUBLIC)

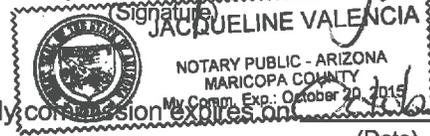
THIS SECTION TO BE COMPLETED ONLY BY THE APPLICANT NAMED IN QUESTION #6

19. I, Erin Roediger declare that I am the APPLICANT filing this application as listed in Question 6. I have read the application and the contents and all statements are true, correct and complete.

[Signature]
 (Signature)

State of Arizona County of Maricopa

The foregoing instrument was acknowledged before me this 30 October 2013
 Day Month Year



My Commission expires on: October 20 2015 Jacqueline Valencia
 (Date) (Signature of NOTARY PUBLIC)

You must obtain local government approval. City or County MUST recommend event and complete item #20. The local governing body may require additional applications to be completed and submitted 60 days in advance of the event. Additional licensing fees may also be required before approval may be granted.

LOCAL GOVERNING BODY APPROVAL SECTION

20. I, _____ hereby recommend this special event application
 (Government Official) (Title)
 on behalf of _____
 (City, Town or County) (Signature of OFFICIAL) (Date)

FOR DLLC DEPARTMENT USE ONLY

Department Comment Section:

 (Employee) (Date)

APPROVED DISAPPROVED BY: _____

 (Title) (Date)

SERIES: 15 SPECIAL EVENT LICENSE (Temporary)

**Non-transferable
On-sale retail privileges**

PURPOSE:

Allows a charitable, civic, fraternal, political or religious organization to sell and serve spirituous liquor for consumption only on the premises where the spirituous liquor is sold, and only for the period authorized on the license. This is a temporary license.

ADDITIONAL RIGHTS AND RESPONSIBILITIES:

The applicant for a special event license must request a special event application from the Department and file the application with the governing body of the city or town, or Board of Supervisors of an unincorporated area of a county (where the special event is to take place) for approval or disapproval. Some local governing bodies may require approximately 60 days prior notice.

If the application is approved by the local authority, and the event meets the requirements for granting the license, the Director will issue a special event license to the qualifying organization.

Qualifying organizations will be granted a special event license for no more than ten (10) days in a calendar year. Events must be held on consecutive days and at the same location or additional licenses will be required. The license is automatically terminated upon closing of the last day of the event or the expiration of the license, whichever occurs first.

The qualified organization must receive at least twenty-five percent (25 %) of the gross revenues of the special event liquor sales.

A person selling spirituous liquor under a special event license must purchase the spirituous liquor from the holder of a license authorized to sell off-sale; except that, in the case of a non-profit organization which has obtained a special event license for the purpose of charitable fund raising activities, a person may receive the spirituous liquor from a wholesaler as a donation.

AVERAGE APPROVAL TIME: One (1) to seven (7) days.

PERIOD OF ISSUANCE:

Issued for no more than a cumulative total of ten (10) days in a calendar year. A special event may be held for more than one (1) day, but it must be held on consecutive days and at the same location or additional licenses will be required.

FEES: \$25.00 per day.

ARIZONA STATUTES AND REGULATIONS:

ARS 4-203.02, 4-244, 4-261; Rule R19-1-228, R19-1-235, R19-1-309.

Disabled Individuals requiring special accommodations please call (602) 542-9027

12th Street

Emergency
Entrance/Exit

General Camping
Area

Team Village

stage

Beer

Food Tent

Reefer
Truck

Bike Storage

Expo Vendors

VIP Tent

Sleeping
Tent

Power
Box

Vols

First
Aid

Massage
Tent

MS/Info
Staff

Medals

Side Entry

Main Entry

VIP Parking

Two door
gate

Port-a-Johns/
Hand washers

Parking Lot

Shower Trailer

Existing Structures



Tents



Stage



Lighting



Generators



Fencing



**City of Cottonwood, Arizona
City Council Agenda Communication**



 Print

Meeting Date:	December 3, 2013
Subject:	NACOG addendum to CSBG/SSBG (Community Services Block and Social Services Block Grants) for low income riders.
Department:	Community Services
From:	Bruce Morrow, Transportation Manager

REQUESTED ACTION

Staff requests Council accept an additional \$2888.00 in Community Service Block Grant funds as provided by the addendum to the original agreement approved by Council in June, 2013.

SUGGESTED MOTION

If the Council desires to approve this item the suggested motion is:

"I move to accept the increased Community Service Block Grant funding from NACOG for bus vouchers for low-income riders and to authorize the Mayor to execute the revised Negotiated Service Agreement."

BACKGROUND

We have entered into an agreement with the Northern Arizona Council of Governments (NACOG) to provide rides to low income customers and be reimbursed for those rides through the Community Services Block Grant (CSBG) and Social Services Block Grant (SSBG). Cottonwood will continue to be able to offer eligible individuals of all ages and abilities access to transportation services for certain health care or employment-related purposes, including medical appointments, employment-related training, job interviews and other services over the next 9 months.

JUSTIFICATION/BENEFITS/ISSUES

This increases the amount available for the CSBG from \$3,000 to \$5,888. The SSBG will remain the same at \$18,206.

COST/FUNDING SOURCE

Community Service Block Grant funds provided by NACOG on a reimbursement basis.

ATTACHMENTS:

Name:	Description:	Type:
 NACOG ADDENDUM FOR CSBG Additional Funds 2013-11.pdf	NACOG CSBG ADDENDUM FOR INCREASED FUNDS	Backup Material

City of Cottonwood, Arizona City Council Agenda Communication



 Print

Meeting Date: December 3, 2013
Subject: Resolution 2725 - Approving/Setting Transfer Station Rates, Fees and Charges
Department: Development Services
From: Morgan Scott, Development Services Manager

REQUESTED ACTION

Adoption of Resolution 2725, approving/ratifying the rates, fees and charges currently charged at the Cottonwood Solid Waste Transfer Station and implementing a new fee for the recycling of certain electronic items to cover the City's cost of recycling those items.

SUGGESTED MOTION

If the Council desires to approve this item the suggested motion is:

"I move to approve Resolution 2725, approving the rates, fees and charges currently charged at the Cottonwood Solid Waste Transfer Station and implementing a fee for the recycling of certain electronic items."

BACKGROUND

At the October 15, 2013 work session, the Council awarded the recycling contract to Waste Management. Waste Management's proposal included recycling of material at no charge (with the possibility of rebates/credits to the City for certain materials) with the exception of glass, some electronics and large Cathode Ray Tube (CRT) televisions and monitors. A breakdown of the costs by group is below.

#	Items	Rebate	Cost
1	PCs, Laptops, Servers, Hubs, Routers, Modems	\$0.05 per pound	None
2	Printers, copiers, fax machines, stereo equipment, flat panel monitors, flat panel televisions, mice, keyboards, etc.	None	\$0.02 per pound
3	CRT Televisions and monitors	None	\$6.00 each

The staff report for the October 15th meeting indicated that items listed on #2 above would be a rebate to the City at the rate of \$0.02 cents per pound. This was an error and the items listed

on item #2 will actually cost the City \$0.02 cents per pound to recycle.

Staff recommends that the City accept all items listed on #2 above at no cost. The cost for these items may be recovered by the revenue gained from the items listed on #1, which Waste Management will pay as a rebate to the City. However, the Cathode Ray Tube (CRT) television sets and monitors will cost the City \$6 each and staff is recommending that Council implement a new fee in that amount to cover the cost to the City of recycling the CRT televisions and monitors.

The current fees at the transfer station are as follows:

	Non-resident Rate	Resident Rate
Car load	\$21.75	\$16.50
Pick-up truck/van load	\$37.00	\$28.00
Loose Load (larger than a pick up)	\$27.00/cubic yard	\$18.50/cubic yard
Appliances	\$25.00	\$22.00
Trash Bag	\$4.50	\$2.75
PROPOSED CRT Televisions and Monitors	\$6.00	\$6.00

The proposed new recycling fee for CRT televisions and monitors will save citizens money when compared to the old fee covering disposal of all appliances which may have been assessed for those items.

JUSTIFICATION/BENEFITS/ISSUES

The new fee will allow citizens to recycle their older model televisions and computer monitors for a small fee.

COST/FUNDING SOURCE

N/A

ATTACHMENTS:

Name:	Description:	Type:
Waste Management BAFO.pdf	WM final offer	Cover Memo
Resolution 2725 - Setting Transfer Station Rates, Fees and Charges - sbh - 11-26-13.docx	Resolution 2725	Cover Memo



Waste Management
Four Corners Market Area
222 S. Mill Ave, Suite 333
Tempe, AZ 85281
(480) 457-4700

September 16, 2013

Lisa Elliott
City of Cottonwood
Purchasing Division
816 N. Main Street
Cottonwood, AZ 86326

Re: Recycling Request for Proposal (RFP), Best and Final Response

Dear Lisa:

Waste Management (WM) would like to thank you for the opportunity to submit a “Best and Final” offer for the City to consider. We understand the importance of looking at all the options before a final decision is made and in the best interest of the residents of the community.

1. If the site was changed from 1500 W. Mingus ave. to the current non secured site the quality of the material could decline or it could provide the opportunity for scavengers to pull the good material from the bins. WM is interested in the partnership with the City and will offer the same pricing as in the RFP, no charge for the bins (except glass). The roll off for glass will have the same charges and the revenue for the material returned to the City. Any illegal dumping or clean up of the site will be the responsibility of the City.
2. WM is pleased to offer an option for recycling electronics. We have partnered with Envirotech, a company that is R2, RIOS and IOS 14001: 2004 certified. The certifications would be important for the City and the residents. The areas the certification covers; data security, environmental practices, proper disposal, remarketing and reuse of the electronics.

We recommend that the electronics be collected at the Transfer Station where they can be secured when staff is not present at the site. There are two major concerns for keeping these items secure.

- 1) Data Security – Computers contain hard drives and there is a basic wipe (1 pass) on all hard drives received.
- 2) CRT Televisions and CRT Monitors – If the CRT glass breaks, the broken glass becomes much more difficult to handle and more costly to recycle due to of the lead content in the CRT's.

The attached flyer lists the acceptable recyclables for the program. The PC's, Laptops, Servers, Hubs, Routers, Modems will generate revenue for the City, \$0.05 per pound. Printers, Copiers, Fax Machines, Stereo Equipment, Flat Panel Monitors, Flat Panel Televisions, mice, keyboards, etc. will have a cost of \$0.02 Per Pound to the City. CRT Televisions and CRT Monitors will have a cost of \$6.00 each.



Waste Management
Four Corners Market Area
222 S. Mill Ave, Suite 333
Tempe, AZ 85281
(480) 457-4700

3. WM would prefer the 2 year contract that was originally sent out as part of the RFP but will agree to a contract with a shorter term as described in the email (6 months and month to month).

Rest assured as the Nation's and Arizona's leading solutions provider for solid waste and recycling. Waste Management has experience working with our partners to make a difference in the communities we serve. We look forward to working with the City on recycling in Cottonwood.

Please contact me if you have any questions, (602) 592-6948.

Sincerely,

A handwritten signature in black ink, appearing to read 'William Black', written over a horizontal line.

William Black
Public Sector Solutions Manager
Waste Management of Arizona
O: 480-457-4876
C: 602-592-6948
wblack@wm.com

ENVIROTECH

Electronic Recycling

List of Acceptable Items

Computer Equipment

- Desktop and Tower Computers
- Laptops
- Servers
- Main Frames
- CRT Monitors
- Flat Panel Monitors
- Modems
- Switches
- Hubs and Routers
- Storage Devices
- Tape Libraries
- Power Supplies
- Power Cords
- Wire and Cabling
- Mice
- Keyboards
- Hard Drives
- DVD and CD Drives, etc.

Point of Sale Equipment

- Credit Card Machines
- Printers
- Barcode Scanners, etc.

Telecom Equipment

- Telephones
- Cell Phones
- Switches
- CSU/DSU Multiplexing Equipment
- Phone Systems
- Answering Systems, etc.
- Typewriters and Printer Cartridges

Printing Equipment

- Printers and Scanners
- Fax Machines and Copiers
- Calculators

Audio/Visual Equipment

- Stereos
- Radios
- Amplifiers
- Projectors
- Satellite and Cable Equipment
- Video Equipment
- VCR Players
- CD and DVD Players
- Video Game Equipment
- Surveillance Equipment
- Cameras
- Broadcasting Equipment
- Communication Equipment, etc.

Electronic Components

- Capacitors
- Diodes
- Resistors
- Transistors and Integrated Circuits, etc.

Miscellaneous Electronic Items

- Test Equipment
- Lab Equipment
- Medical Equipment
- Cables and Wire
- Connectors
- Power Strips, etc.
- AC Adaptors
- Security Systems
- Avionics
- Electric Motors

Surplus Metals and Wire

- Copper and Aluminum
- Steel, Nickel, etc.
- Circuit Boards
- Wire and Cabling

RESOLUTION NUMBER 2725

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF COTTONWOOD, ARIZONA, RATIFYING/SETTING RATES, FEES, AND CHARGES FOR THE COTTONWOOD SOLID WASTE TRANSFER STATION.

WHEREAS, the City operates a solid waste transfer station for the use and benefit of the public; and

WHEREAS, the City Council has determined it is necessary and appropriate to ratify the rates, fees and charges that are levied for the use of the solid transfer station by residents and non-residents of the City, and to implement a new fee for the recycling of certain electronic items to cover the City's cost of recycling those items.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF COTTONWOOD, YAVAPAI COUNTY, ARIZONA, AS FOLLOWS:

1. That the following rates, fees and charges shall be levied for the use of the Cottonwood Solid Waste Transfer Station:

	RESIDENT	NON-RESIDENT
Car load	\$16.50	\$21.75
Pick-up truck/van load	\$28.00	\$37.00
Loose Load (larger than a pick up)	\$18.50/cubic yard	\$27.00/cubic yard
Appliances	\$22.00	\$25.00
Trash Bag	\$2.75	\$4.00
CRT Televisions and Monitors	\$6.00	\$6.00

PASSED AND ADOPTED BY THE MAYOR AND COUNCIL OF THE CITY OF COTTONWOOD, ARIZONA THIS 3RD DAY OF DECEMBER, 2013.

Diane Joens, Mayor

ATTEST:

APPROVED AS TO FORM:

Marianne Jiménez, City Clerk

Steve Horton, City Attorney

**City of Cottonwood, Arizona
City Council Agenda Communication**



 Print

Meeting Date:	December 3, 2013
Subject:	Possible award of contract for Lease Purchase Financing of Arsenic Treatment Equipment
Department:	Administrative Services
From:	Rudy Rodriguez, Administrative Services General Manager Lisa Elliott, Purchasing Agent

REQUESTED ACTION

Staff is requesting that Council award the contract for Lease Purchase Financing to US Bancorp Government Leasing and Finance, Inc. for the acquisition of the Arsenic Treatment Equipment.

SUGGESTED MOTION

If the Council desires to approve this item the suggested motion is:

I move to award the contract for Lease Purchase Financing to US Bancorp Government Leasing and Finance, Inc. for the acquisition of Arsenic Treatment Equipment, and authorize Staff to negotiate a final agreement for execution by the Mayor.

BACKGROUND

On October 15, 2013, Council approved the cancellation of the lease agreements for arsenic remediation equipment and the purchase of the equipment being leased from Envirogen Technologies for a total purchase price of \$2,000,000.

Staff issued a Request for Proposals for Lease Purchase Financing of the Arsenic Treatment Equipment on October 27, 2013 to finance a total of \$2,000,000.

US Bancorp Government Leasing and Finance, Inc. was the only firm to submit a proposal. The interest rate offered is 1.58% with a five (5) year term resulting in bi-annual payments of \$209,094 beginning July 1, 2014.

Awarding the contract for Lease Purchase Financing for Arsenic Treatment Equipment will allow Staff to negotiate any contract terms with US Bancorp Government Leasing and Finance, Inc. and enter into an agreement for funding.

JUSTIFICATION/BENEFITS/ISSUES

The award of the contract for Lease Purchase Financing for Arsenic Treatment Equipment will allow the City to replenish the Water System Reserve Funds used to purchase the equipment and ensure that revenues received throughout the remainder of the fiscal year are available to support continued operations.

COST/FUNDING SOURCE

Funding will be provided by the Water System revenues.

ATTACHMENTS:

Name:	Description:	Type:
 US Bancorp Proposal - Agenda.pdf	US Bancorp Proposal	Cover Memo



All of us serving you®

Government Leasing and Finance

November 13, 2013

City of Cottonwood, AZ
Solicitation 2014-AS-02
Arsenic Treatment Equipment Financing

Thank you for the opportunity to provide a proposal for the Arsenic Treatment Equipment Financing. Please note the proposal is organized as follows;

- Exhibit A – Offer Section
 - Proposed Payment Table
 - Credit application / Essential use form (required to complete underwriting)
 - Lease purchase document (this would be schedule 02 to existing Master Lease Purchase Agreement)
- Exhibit B – Contact or Immigration Warranty
- Exhibit C – Non-Collusion Affidavit
- Exhibit D – Disclosure of Responsibility Statement
- USBGLF – W-9

Notes: There are no fees associated with this offer including the establishment of a U.S. Bank, N.A. escrow account should one be required. Lease may be pre-paid in whole, but not in part, on any payment date with no penalty.

Exceptions/Clarifications: Proposal assumes that sales tax, if applicable, is included in the amount financed. Funds will be paid to vendor directly or deposited in escrow at closing.

Additionally, the terms and conditions outlined herein are subject to final review and approval (including collateral and essential use review) by USBGLF's business, legal, credit, and equipment risk management personnel.

Please contact me directly with any questions.

Sincerely,

Thomas E. Seybold
Vice President

**EXHIBIT A
PROPOSAL SECTION**

(Including all information required to be submitted with proposal)

1. Proposer Information

Firm Name: U.S. Bancorp Government Housing and Finance, Inc.

Contact Name: Thomas E. Seybold

Principal Address: 950 17th St, 7th Flr.
Denver CO 80202

Phone: 303 585 4052 Fax: 300 866 3817

Email: thomas.seybold@usbancorp.com

Local Address: none

Type of Organization: Corporation

Tax ID #: 45 379 8148 License #: 20850397

2. Exceptions to RFP: see cover letter "Exceptions/Clarifications"
(See Information & Instructions §4.5.4 Exceptions to Solicitation)

3. Disclosure of Debarment Information: N/A
(See Information & Instructions §4.5.5 Disclosure)

4. Financing Terms:

A. Payment Amount: \$ 209,094 (See attached payment table)

B. Fixed Annual Rate: 1.58% (valid for 60 days)

C. Date Funds Will Be Available: 15 days after receipt & review of essential use.

5. References (Must be provided):

Provide names, addresses and telephone numbers of government agencies/business to which you have provided similar goods or services.

A. Entity: Town of Florence, AZ

Address: 775 N. Main St., Florence, AZ 85132

Contact: Becky Guilin Finance Director

Phone: 520-868-7505 becki.guilin@florenceaz.gov

B. Entity: Town of Camp Verde, AZ

Government Leasing and Finance

Payment Table

(assumes contract executed before and transaction funded Dec 1, 2013)

Interest Rate – 1.58%					
*Prepayment balance equals 100% of outstanding principal after payment due.					
	Date	Payment	Interest	Principal	Prepayment Balance*
Loan	12/1/2013				2,000,000.00
1	7/1/2014	209,094.00	18,500.59	190,593.41	1,809,406.59
2	1/1/2015	209,094.00	14,337.02	194,756.98	1,614,649.61
3	7/1/2015	209,094.00	12,793.85	196,300.15	1,418,349.46
4	1/1/2016	209,094.00	11,238.44	197,855.56	1,220,493.90
5	7/1/2016	209,094.00	9,670.71	199,423.29	1,021,070.61
6	1/1/2017	209,094.00	8,090.56	201,003.44	820,067.17
7	7/1/2017	209,094.00	6,497.89	202,596.11	617,471.06
8	1/1/2018	209,094.00	4,892.60	204,201.40	413,269.66
9	7/1/2018	209,094.00	3,274.59	205,819.41	207,450.25
10	1/1/2019	209,094.00	1,643.75	207,450.25	0.00
Grand Totals		2,090,940.00	90,940.00	2,000,000.00	

**City of Cottonwood, Arizona
City Council Agenda Communication**



 Print

Meeting Date:	December 3, 2013
Subject:	Ordinance 604 - Registration and Recognition of Civil Unions for Certain Purposes
Department:	Attorney
From:	Steve Horton, City Attorney

REQUESTED ACTION

First reading of Ordinance 604, which would provide for the registration and recognition of civil unions for certain purposes.

SUGGESTED MOTION

If the Council desires to approve this item the suggested motion is:

N/A. First reading.

BACKGROUND

The Council discussed this matter at the October 8 work session and directed staff to bring a draft ordinance back for consideration and first reading.

A number communities in the Verde Valley and elsewhere in Arizona - including Sedona, Jerome, Clarkdale, Bisbee, and Tucson - have passed ordinances that provide for the registration and recognition of civil unions/domestic partnerships for certain purposes. Other communities have gone further, and prohibit discrimination in employment, public accommodations, housing and government contracts based on sexual orientation or gender identity.

The City already prohibits discrimination in City employment based on sexual orientation, among other classifications. The draft ordinance presented here would accomplish the following:

1. It would establish a registry that would allow committed couples (both opposite-sex and same-sex) to register their relationship with the City Clerk, and to file a list or description of legal documents relating to their children, property, health care and other important matters between them.
2. It would require domestic/civil union partners to be treated the same as spouses for the

purpose of accessing City facilities and services.

3. It provides that to the extent allowed by law and any applicable City contracts, domestic/civil union partners of City employees will be treated the same as spouses for the purpose of accessing City employment benefits, including health insurance and leave benefits.

4. It would require health care/hospice facilities to treat domestic/civil union partners the same as spouses for the purpose of visitation, as long as the patient consents - which is the current practice of most such facilities anyway, including the Verde Valley Medical Center.

The elected leaders and legislative bodies of the communities that have already adopted these ordinances have indicated that they seek to lessen the impact of discriminatory practices against members of the LGBT community, and to provide a meaningful statement of support for the right of all individuals to form lasting and meaningful personal relationships that are respected and recognized under the law, regardless of the gender or sexual orientation of the partners. Presumably, that would be the purpose and effect of this ordinance as well.

JUSTIFICATION/BENEFITS/ISSUES

In reality, the proposed ordinance is rather innocuous, and does not require anyone to alter or compromise their own beliefs about same-sex partnerships in any way. At the same time, it would constitute a meaningful statement of support from the City Council for the right of all individuals to establish and maintain lasting and meaningful personal relationships, regardless of gender or sexual orientation - provided that the partners are each of legal age and otherwise qualified to marry under Arizona law. It would also codify what is already the standard practice of most health care/hospice providers and facilities anyway, which is to allow/disallow patient visitation based on patient consent.

COST/FUNDING SOURCE

N/A

ATTACHMENTS:

Name:	Description:	Type:
☐ Ordinance 604 - Civil Unions - v2 - sbh - 11-26-13.doc	Proposed Civil Union Ordinance	Cover Memo

ORDINANCE NUMBER 604

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COTTONWOOD, ARIZONA, AMENDING THE MUNICIPAL CODE BY ADDING A NEW TITLE 16, CIVIL UNIONS.

WHEREAS, the Mayor and Council of the City of Cottonwood support the right of every person to enter into a lasting, meaningful, and committed relationship with the partner of his or her choice, regardless of the gender or sexual orientation of the parties thereto; and

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF COTTONWOOD, YAVAPAI COUNTY, ARIZONA, AS FOLLOWS:

Section 1. That Title 16 of the Municipal Code of the City of Cottonwood is hereby amended to read as follows:

Chapter 16.04 Civil Unions

16.04.010 Criteria for Civil Union Recognition and Registration

- A. For purposes of this Chapter, two persons are eligible for recognition and registration as civil union partners if they meet all of the following criteria:
1. They are not related by blood closer than would bar marriage under the laws of Arizona.
 2. Neither of them is in a marriage expressly recognized by the State of Arizona or in any civil union, domestic partnership or equivalent relationship with another person.
 3. Each of them is eighteen years of age or older.
 4. Each of them is competent to enter into a contract under the laws of Arizona.

16.04.020 Registration of Civil Union; Statement or List of Additional Agreements or Other Documents

- A. Persons who meet the criteria for recognition as civil union partners set forth in Section 16.04.010 may make an official record of their civil union by executing a notarized statement of civil union on a form prescribed by the City Clerk.
- B. The statement of civil union shall include a declaration that the persons are in a relationship of mutual support, caring and commitment and are responsible for each other's welfare.
- C. The statement shall also include a declaration that both persons agree to file a termination of the civil union if there is a change in the status of their relationship such that they cease to meet the criteria for a civil union under this Chapter.
- D. The statement shall include the date on which the civil union was registered, and the mailing addresses of both partners. The statement shall further state that the civil union partners meet the criteria set forth in Section 16.04.010.
- E. In addition to the statement of civil union, civil union partners may also submit to the City Clerk, and the City Clerk shall maintain, a statement or list describing any additional documents, such as contracts and agreements that document the rights, responsibilities and obligations that the civil union partners have established by and/or between each other. Civil union partners shall not submit, and the City Clerk shall not maintain any such contracts and agreements. The statement or list of additional documents evidencing the parties' civil union may include but is not limited to the following:
 - 1. Agreements between the parties regarding the management and ownership of real and personal property.
 - 2. Agreements between the parties regarding the obligations that either or both may have agreed to assume regarding the existing children or other family members of one or both of the parties.
 - 3. Agreements between the parties regarding the obligations that either or both may have agreed to assume regarding prospective children of one or both of the parties.
 - 4. Agreements between the parties regarding the disposition of their property upon the death of either party.
 - 5. Agreements for resolving any disputes that may arise should the relationship dissolve, through alternative dispute resolution procedures or otherwise.

6. Documents that establish any other rights or obligations that may be legally exchanged by and between the parties.
- F. As part of the registration statement, the parties to a civil union may include a statement describing their shared intentions regarding the scope of the relationship, regardless of whether or not they have entered into any contracts or agreements of the kind described in subsection E above.
- G. Any documents described in the statement or list provided to the City pursuant to subsection E above, and any statement of shared intent provided pursuant to subsection F above, shall only be effective as provided under Arizona law and/or any other applicable law, and the fact that the statement or list has been submitted to the City and is maintained by the City shall not affect whether those documents are enforceable or binding upon the parties thereto.

16.04.030 Issuance of Civil Union Certificate/Fees

- A. Upon the filing of documentation that complies with the requirements of Section 16.04.020 and the payment of the applicable fee, the City Clerk shall provide the person(s) filing the statement on behalf of the civil union partners two certified copies of the statement, which shall constitute civil union certificates.
- B. The fee for registering a civil union with the City and obtaining two certified copies of the statement of civil union shall be [\$\$], or such other amount as may be set by resolution of the City Council.
- C. Additional civil union certificates may be provided to a civil union partner at a cost of five dollars (\$5.00) per copy, or such other cost as may be set by resolution of the City Council.

16.04.040 Termination of Civil Union

- A. For the purposes of this Chapter, a registered civil union shall terminate upon the occurrence of any one of the following:
 - 1 The death of one of the civil union partners.

- 2 The filing of a notarized termination statement with the City Clerk on a form prescribed by the Clerk. The person filing the termination statement shall declare that the civil union is terminated and, if the termination statement has not been signed by both parties to the civil union, that the other person has been notified in writing of such termination at the last known address of such person.
- 3 The marriage, expressly recognized by the State of Arizona, of either one of the civil union partners.

16.04.050 Rights of Registered Civil Union Partners

- A. Health Care/Hospice Visitation. All health care, hospice and similar facilities operating within the City shall allow the registered civil union partner of a patient to visit such patient unless no visitors are allowed or unless the patient expresses a desire that visitation by the civil union partner be restricted. As used in this section, health care facility means every place, institution, building or agency, whether organized for profit or not, which provides facilities with medical services, nursing services, health screening services, mental health services, other health-related services, supervisory care services, personal care services or directed care services and includes home health agencies as defined in A.R.S. § 36-151.
- B. Use of and Access to City Facilities. All facilities owned or operated by the City shall accord registered civil union partners the same rights and privileges as are accorded a spouse for purposes of the use, enjoyment of and access to such facilities.
- C. City Employee Benefits. To the extent not otherwise prohibited by law or by any contract to which the City is a party, a registered civil union partner of a City employee shall be treated as the spouse of the employee for purposes of sick leave, bereavement leave, and other similar employment benefits; and may be designated as a beneficiary of any of the other benefits provided by the City in the same manner and to the same extent as the spouse, including but not limited to health and life insurance benefits.

16.04.060 Governing Law/Limitation of Liabilities

- A. Nothing in this Chapter shall be interpreted to contravene the general laws of the State of Arizona, which shall supersede any conflicting provisions herein.

- B. Nothing in this Chapter shall be construed to create additional legal liabilities or to create new private causes of action.
- C. By maintaining records provided by civil union partners pursuant to this Chapter, including the statement or list of documents as described in Section 16.04.020.E, and the statement of shared intent as described in Section 16.04.020.F, the City does not make any representation or warranty that such documents, records or stated intentions are legally enforceable or valid.

16.04.070 Public Records

The statement of civil union, civil union certificate and any documents provided to the City by civil union partners and maintained by the City pursuant to this Chapter shall be treated as public records pursuant to the laws of the State of Arizona and shall be subject to disclosure upon request.

Section 2. That if any section, subsection, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions hereof.

PASSED AND ADOPTED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR THIS 17TH DAY OF DECEMBER 2013.

Diane Joens, Mayor

APPROVED AS TO FORM:

ATTEST:

Steven B. Horton
City Attorney

Marianne Jiménez, City Clerk

