

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF COTTONWOOD, ARIZONA, HELD JANUARY 18, 2010, AT 6:00 P.M., AT THE CITY COUNCIL CHAMBERS BUILDING, 826 NORTH MAIN STREET, COTTONWOOD, ARIZONA.

CALL TO ORDER AND ROLL CALL

Mayor Joens called the regular meeting to order at 6:00 p.m. Roll call was taken as follows:

COUNCIL MEMBERS PRESENT

Diane Joens, Mayor
Karen Pfeifer, Vice Mayor
Tim Elinski, Council Member
Linda Norman, Council Member
Darold Smith, Council Member

COUNCIL MEMBERS ABSENT

Terence Pratt, Council Member
Duane Kirby, Council Member

STAFF MEMBERS PRESENT

Doug Bartosh, City Manager
Steve Horton, City Attorney
Matthew McLean, Deputy Clerk
Jesus Rodriguez, Administrative Services General Manager
Charlie Scully, Long Range Planner
Hezekiah Allen, Special Events/Aquatic Supervisor
Jason Little, Recreation Manager

PLEDGE OF ALLEGIANCE TO THE FLAG - LED BY CIVIL AIR PATROL CADETS FOLLOWING WHICH THE CADETS WILL EXPLAIN WHAT IT MEANS TO THEM AND THEIR COMMUNITY TO BE A CADET

The Pledge of Allegiance was led by the Civil Air Patrol Cadets. Mayor Joens stated we would present them with a certificate of appreciation for leading the Pledge of Allegiance at a later date. The Mayor requested the Cadets to explain what it means to them and their community to be a cadet.

Cadet Sergeant Ben Russell stated he has done a lot of stuff with the community, such as parades and color guards, and it means a lot to him to be a cadet because his brothers and sisters were involved.

Cadet Airman Ian Taylor stated he was involved because he is home schooled and civil air patrol is good chance to make friends.

Cadet Airman Russell stated she was involved because it teaches her integrity, responsibility, and discipline and she feels like a member of the community.

Cadet Airman Basic John Pivac stated it might open up more opportunities for him in his

goal to become a pilot and attend college.

PRESENTATION OF A DONATION CHECK BY THE AIRFEST COMMITTEE TO THE CIVIL AIR PATROL CADETS FOR THEIR ASSISTANCE WITH THE COTTONWOOD AIRFEST EVENT

Major Lee Shirley and Captain Bobbi Davis accepted a donation check for the Civil Air Patrol Cadets from the Airfest Committee

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

Doug Bartosh informed the Council:

- The library drop box is open and asked that audio video checkouts not be included in the drop box.
- The bed tax has been on the rise for three straight months and October was the best month since 2005
- The sales tax is up by .35%.

Vice Mayor Pfeifer stated she had watched Arizona Highways on television and it had a feature on the Wine Trial. She talked with Cheryl Miskiel asking if she needed anything after her accident, but Cheryl had returned to work already.

Council Member Elinski stated the Historic Preservation Commission met last Wednesday and appointed him as the chairman and Greg Ruland as the vice-chairman.

Mayor Joens informed the Council:

- On January 5, the Verde Valley Medical Center donated a blood pressure machine to the recreation center and she attended the presentation with Vice Mayor Pfeifer, Council Member Norman, Council Member Smith, and Mr. Bartosh.
- She attended a Verde Valley Mayor/Manager meeting on January 5 and they discussed the county redistricting. She stated it appears that the Verde Valley may be divided and hopes that it is not through the middle of Cottonwood. They also discussed the following matters: Public Pension reform and the possibility of some changes; Medical Marijuana and MATForce's views towards it; and state share revenues.
- On January 8, she attended the International Police Association's meeting in Cottonwood.
- On January 11, she attended a Republican luncheon and listened to the incumbents speak including Council Member Pratt, Council Member Smith and Council Member Kirby. On February 8, the other candidates would be speaking.
- On January 12, she met with the Fit Kids group to discuss the Let's Move campaign for the City.
- On January 12, she attended the Council strategic planning meeting.

- On January 13, she attended a ribbon cutting for a NAIPTA park and ride in Clarkdale.
- On the January 13, in the evening, she attended a meeting of the residents of Verde Santa Fe regarding possible annexation.
- On January 14, she attended a meeting of the Bureau of Reclamation study and they would be studying wastewater and how it would help future water supplies.
- On Monday she participated in a conference call with consultants for the Nature Conservancy and they are working on an economic study of the Verde River.
- On January 26, the League of Women Voters held a candidate forum starting at 6:00 pm at the Cottonwood Recreation Center.
- She attended the GAMA meeting in Phoenix earlier today. Senators Pierce and Fann were in attendance also and they really understood the needs of cities and towns. And she also attended. a state legislature committee meeting regarding prison funding.

CALL TO THE PUBLIC

REPORT BY THE COTTONWOOD YOUTH ADVISORY COMMISSION OF ITS ACTIVITIES

Hezekiah Allen introduced the Youth Advisory Commission to the Council.

Mayor Joens thanked the Youth Commission for giving the report to Council and sharing it with the public.

Zachary Romfo, President, stated he has been with the Youth Commission for three years.

Andrew Hickey, Vice President, stated he has been with the Youth Commission for two years.

Chloe Kramer, a senior member, stated he has been with the Commission for five years.

The Youth Commission members read their mission statement: "Youth Commission provides a united voice for teens and is a driven motivated group reaching out to disadvantage youth always dreaming big." They stated the Youth Commission is led by President Zach Romfo, Vice President Andrew Hickey and Senior Member Chloe Kramer. The Commission members are Britney Lawler Secretary, Payton Cooke, Alexis Knowles, Spencer Midkiff, Rahel Olsen, J.C. Lawler, Emma Schraner, Jordan Westover, Adam Sandoval, and Charles Novak. To show their commitment to the Youth Commission each member signed an attendance policy to have no absences. To date they have accumulated 489 service hours, and went over their 2010-2011 Completed Programs/Volunteer time and the upcoming Programs/Volunteer schedule for the 2010-2011 term.

Mayor Joens thanked them and stated she appreciated all they do in the community.

UNFINISHED BUSINESS

CONSENT AGENDA

SPECIAL EVENT LIQUOR LICENSE APPLICATION FOR THE VERDE VALLEY FAIR ASSOCIATION FOR AN EVENT SCHEDULED FOR MARCH 5, 2011

Council Member Smith moved to approve the consent agenda as presented. The motion was seconded by Council Member Elinski, and carried unanimously.

NEW BUSINESS

RESOLUTION NUMBER 2570--APPOINTING A MEMBER TO THE SELF INSURANCE TRUST BOARD

Mr. Rodriguez presented the request for appointment of Judy Hockelberg to the Self-Insurance Trust Board. She has approximately seven years experience managing employee benefits and retirement programs for Bullhead City.

Mrs. Hockelberg stated she purchased a lot in 1972 in Verde Village and built a house in 1997. Between 1990 and 1997, she worked for Bullhead City in human resources. She is proud to be in this area and likes to see good employees.

Council Member Smith moved to approve Resolution Number 2570 appointing Judy Hockelberg to the Self-Insurance Trust Board for a two-term that expires January 18, 2013. The motion was seconded by Vice Mayor Pfeifer, and carried unanimously.

Mayor Joens requested the Deputy Clerk read Resolution Number 2570 by title only:

RESOLUTION NUMBER 2570

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF COTTONWOOD, YAVAPAI COUNTY, ARIZONA, APPOINTING JUDY HOCKLEBERG A MEMBER OF THE CITY'S SELF-INSURANCE TRUST BOARD.

RESOLUTION NUMBER 2571--APPROVING A MASTER INTERGOVERNMENTAL AGREEMENT WITH THE U.S. COMMUNITIES GOVERNMENT PURCHASING ALLIANCE

Mr. Rodriguez stated things like this has been brought to Council before, when we entered into agreements with the S.A.V.E., Strategic Alliance Volume Expenditure program and similar other programs. The U.S. Communities is another program to purchase items and services at a discount. He requested the Council approve this intergovernmental agreement which would give the City another resource for purchasing goods and services.

Council Member Norman moved to approve Resolution Number 2571 which approves the City of Cottonwood entering into an Intergovernmental Agreement with U.S. Communities – Government Purchasing Alliance. The motion was seconded by Council Member Elinski, and carried unanimously.

Mayor Joens requested the Deputy Clerk read Resolution Number 2571 by title only:

RESOLUTION NUMBER 2571

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF COTTONWOOD, YAVAPAI COUNTY, ARIZONA, APPROVING A MASTER INTERGOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT WITH THE U.S. COMMUNITIES GOVERNMENT PURCHASING ALLIANCE.

ORDINANCE NUMBER 569—AMENDING THE CITY OF COTTONWOOD ZONING ORDINANCE BY DELETING SECTION 404. H. “BUILDING HEIGHT REQUIREMENTS” AND REPLACING IT WITH A NEW SECTION 404. H. “HEIGHT REGULATIONS” PERTAINING TO HEIGHTS OF NON-HABITABLE STRUCTURES; DELETING SECTION 404. H. 3. “RESIDENTIAL ACCESSORY BUILDINGS” AND ADDING A NEW SUB SECTION (7) TO SECTION 404. G. 6. c. “DETACHED ACCESSORY BUILDINGS IN RESIDENTIAL ZONES”; AND AMENDING SECTION 304. “DESIGN REVIEW” TO ALLOW MINOR HEIGHT EXCEPTIONS FOR VARIOUS NON-HABITABLE STRUCTURES SUBJECT TO DESIGN REVIEW PROCEDURES AND CRITERIA; FIRST READING

Mr. Scully presented a new ordinance to the Council in regards to new height regulations. This item was considered by the Planning and Zoning Commission at a September meeting and was recommended for approval. The Council directed staff to move forward with a new ordinance at the October 12 meeting. This was making amendments to the Zoning Ordinance regarding height regulations of non-habitable structures. There were a number of projects over the last several years with issues of height. The new amendments allow for some exceptions such as chimneys and parts of buildings above the maximum height limits. It also includes roof structures, such as vents, poles and mechanical towers. Industrial structures are allowed to be higher. There is a section regarding memorial and statues and includes a 25 foot maximum height. There are exceptions for solar panels and wind energy devices which makes it easier to install if the building is already at maximum height.

Council Member Smith asked Mr. Scully if the height restriction applies to religious icons.

Mr. Horton stated the new ordinance is a general applicability. They don't speak to any specific development or proposal and the presumption would be that religious and non-religious uses would be treated equally. There are some state and federal legal considerations that may or may not apply in any particular context. With respect to these rules, there is no distinction.

Council Member Smith asked how a Home Owner's Association (HOA) could affect wind structures.

Mr. Scully stated there has been discussion in other counties about how high the poles for wind energy should be, and advocates have stated that the poles need to be fairly high at 60-100 feet or higher. There is some concern with noise for single family dwellings. This new ordinance is simply dealing with the height.

Council Member Smith stated that he believes that someone in an HOA might someday want to build a wind energy device and since an HOA doesn't have jurisdiction over solar panels, if this would be a similar deal.

Mr. Bartosh stated that wind energy devices require over five acres.

Council Member Smith stated he wanted to address what happens in the future.

Mr. Bartosh stated that City ordinances are one level of regulations and then a HOA can provide even tougher regulations when someone becomes part of the HOA.

Mayor Joens stated if the technology changes in the future, then future City Councils can address those changes.

Vice Mayor Pfeifer asked about existing flagpoles.

Mr. Scully stated that existing flagpoles are not a problem, but if someone installs a collapsing flagpole, that the height does not tower over an adjacent property.

Mayor Joens requested the Deputy Clerk to read Ordinance 569 by title only.

ORDINANCE NUMBER 569

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF COTTONWOOD, ARIZONA, AMENDING THE CITY OF COTTONWOOD ZONING ORDINANCE BY DELETING SECTION 404. H. "BUILDING HEIGHT REQUIREMENTS" AND REPLACING IT WITH A NEW SECTION 404. H. "HEIGHT REGULATIONS" PERTAINING TO HEIGHTS OF NON-HABITABLE STRUCTURES; DELETING SECTION 404. H. 3. "RESIDENTIAL ACCESSORY BUILDINGS" AND ADDING A NEW SUB SECTION (7) TO SECTION 404. G. 6. c. "DETACHED ACCESSORY BUILDINGS IN RESIDENTIAL ZONES"; AND AMENDING SECTION 304. "DESIGN REVIEW" TO ALLOW MINOR HEIGHT EXCEPTIONS FOR VARIOUS NON-HABITABLE STRUCTURES SUBJECT TO DESIGN REVIEW PROCEDURES AND CRITERIA.

CLAIMS & ADJUSTMENTS

Council Member Norman moved to pay the claims and adjustments as presented. The motion was seconded by Council Member Elinski, and carried unanimously.

ADJOURNMENT

Council Member Elinski moved to adjourn. The motion was seconded by Council Member Norman, and carried unanimously. The regular meeting adjourned at 7:05 p.m.

Diane Joens, Mayor

ATTEST:

Matthew McLean, Deputy Clerk