

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF COTTONWOOD, ARIZONA, HELD JUNE 4, 2013, AT 6:00 P.M., AT THE CITY COUNCIL CHAMBERS BUILDING, 826 NORTH MAIN STREET, COTTONWOOD, ARIZONA.

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CALL TO ORDER AND ROLL CALL

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

COUNCIL MEMBERS PRESENT

Diane Joens, Mayor  
Karen Pfeifer, Vice Mayor  
Jesse Dowling, Council Member  
Tim Elinski, Council Member  
Randy Garrison, Council Member  
Ruben Jauregui, Council Member (participated by phone)  
Terence Pratt, Council Member

STAFF MEMBERS PRESENT

Doug Bartosh, City Manager  
Steve Horton, City Attorney  
Marianne Jiménez, City Clerk  
Charlie Scully, Planner  
Richard Faust, Community Services General Manager  
Tom Whitmer, Natural Resources Director

REVIEW OF COUNCIL MEETING PROTOCOL BY MAYOR JOENS

Mayor Joens stated when we are in the meeting she would like the Council Members to speak to the chair and get her attention. If we are on a topic and they have already had a chance to speak and another Council Member would like a chance, let that member go first and then we will recognize you next. It also helps maintain order and helps the City Clerk and the Deputy Clerk with transcribing the minutes. We all work great as a team on behalf of our citizens.

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

Mr. Bartosh announced the following: we now have a magazine database online from our library and they are also offering a summer reading program; we hosted operation graduation for all the seniors from Mingus High School at the recreation center; and the fire department is offering a fire vacation school and safe sitter class.

Mayor Joens announced the following: The Teen Center Committee is looking at things there are for teens to do this summer to compile the info. If you please get those items that you are doing for teens to Ms. Jiménez she will get them to the right people; she attended the O'Connor House civic engagement meeting; she met with Gayle Durkin with Habitat for Humanity to discuss their projects; Council Member Dowling, Tom Whitmer, the City Manager and she attended an intergovernmental meeting and they received a status update on the 260 expansion and also talked about resolutions for the League conference; Memorial Day services were held at the Cottonwood Cemetery by Post 7400 of the VFW and Chief Kuykendall was the keynote speaker; she spent all of September 29 in a Fit Kids advisory board summit; she and staff met with Lynda Zanolli of the Verde Natural Resource Conservation District and she has asked her several times about her programs for children; and the Teen Center Committee will meet Monday at the Recreation Center at 4:30 pm.

Council Member Garrison stated he will be in the Council Chambers from 9:00 am to 10:00 am on Tuesdays and Thursdays every week and invited anyone to show up to ask questions or discuss city matters.

#### PROCLAMATION—NATIONAL CANCER SURVIVORS DAY

Mayor Joens declared June 9, 2013, as National Cancer Survivors Day.

#### PRESENTATION OF A PLAQUE OF APPRECIATION TO UNISOURCE FOR ASSISTANCE WITH THE CITY'S ELECTRONIC CLEANUP HELD IN FEBRUARY

Mayor Joens went over the PowerPoint presentation of the electronic cleanup. The Council then presented a plaque and Unisource District Manager of the Verde Valley, Hector Riojas, a certificate of appreciation to Arizona Department of Environmental Quality accepted by Sybil Smith and Mark Shaffer, and by members of the Community Action Team in appreciation for their assistance with the electronic cleanup held in February.

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

Mr. Fred Piper stated he kept the roadway along Willard Hill clean and requested people to throw their trash away before they came up the hill.

#### APPROVAL OF MINUTES—SPECIAL MEETING OF MAY 29, 2013

Council Member Pratt moved to approve the minutes of the special meeting of May 29, 2013. The motion was seconded by Vice Mayor Pfeifer and carried unanimously.

#### OLD BUSINESS—NONE

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.

NEW LIQUOR LICENSE APPLICATION AND SAMPLING PRIVILEGES FOR ROBERT LARSON, APPLICANT FOR THE PLAID LIZARD LOCATED AT 1028 NORTH MAIN STREET

NEW LIQUOR LICENSE APPLICATION FOR ANTONIA DELGADO, APPLICANT FOR EVNOS LA MEXICANITA LOCATED AT 454 SOUTH MAIN STREET

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

NEW BUSINESS—The following items are for Council discussion, consideration, and possible legal action.

FUTURE OF TRANSPORTATION SERVICES PROVIDED TO COUNTY RESIDENTS BY THE COTTONWOOD AREA TRANSIT SYSTEM

Mr. Faust stated staff is seeking direction tonight regarding the continued provision of public transportation services to the unincorporated areas in light of the county not providing the funding for those services. The city provides both a fixed route and on demand para-transit services both within the city and throughout the areas of Yavapai County, which are the Verde Village areas. Since the city took over the service from NAIPTA, the county has not provided any financial contribution to the service. Staff met with county officials in January 2013 to discuss the IGA and they said they would like a more simplified form of IGA as well as simpler funding formula. They settled on a formula based on service miles. This covers a 27 month period from July 2012 through September 2014 for approximately \$85,000. The county prepared their own IGA and formula and they felt the cost should be \$20,000 for the past year from July 2012 through June 30, 2013, plus \$25,000 for next year's services. Staff is looking for direction on how they should proceed and should this be placed on the back of the citizens or should it be sent back to the county. One option would be to dissolve the partnership and no longer service county areas, which would mean that we would need to redo the maps for our brochures and deal with the fallout in the decision to cut ties with the county. ADA users in the county would be left without public transportation, but the Verde Valley Caregivers could handle it with their taxi voucher system.

Council Member Pratt stated he would hate to see this partnership dissolve. The City of Cottonwood does a great job of servicing the people in the county, but considering that folks in the county actually log more miles than folks in the city, he doesn't think that it is incumbent on the city to subsidize them. He would hesitate to dissolve the partnership too quickly, but he would like to go back to the county and say you need to step up to the plate, because we can't do it alone. They need to step up and pay their fair share.

Council Member Elinski asked if there was anyone from the county there for the meeting to discuss their formula.

Mayor Joens stated they were invited by the city manager, but no one came to the meeting.

Mr. Faust stated he does not understand their formula. Even if you only used pick up based on the ridership, the ridership cost would be really close to \$43,000 a year. The service miles are around 46,000 a year. We have already provided 11 months of service to the county, but they are only willing to come up with \$20,000.

Council Member Elinski stated he doesn't think this is as simple as not providing service to the county residents because the county isn't willing to pay for the full amount. It could very well hurt the economy of Cottonwood. It is a complicated issue and he would hate to see that partnership dissolve.

Council Member Garrison stated he is looking over the route and he is in favor of providing service to the residents in the area surrounding the city, but he is looking over the route and it appears to be heavily service oriented instead of commercially oriented. To him, one of the ideas that we can offset the idea of supplanting the funds to provide this service to the county is the fact that those citizens are coming in and they are spending tax money in our stores and providing that revenue that in turn allows us to continue to create those services for them. When the bulk of the route is going to services that don't provide any kind of tax income, that kind of becomes a grey area to him. He questioned do we want to continue to provide access to services instead of access to needs. We need to look at how do we create the income to continue to provide these services to them, or do we cut the services back to the point that the county is paying for the services. He asked how many routes could we put out to the county for the \$20,000 they are paying us for.

Mr. Faust stated that is another possibility with your funding of \$25,000 in the future here. Instead of 11 trips we could offer four, but we can't dictate what we would provide in para-transit since that is federal authority. Bruce Morrow identified the Guidance Clinic as one of those routes that are paying approximately \$2,000 for every two months which is over and above what the county is paying.

Mayor Joens stated her concern is when the buses were out, then what. She questioned if we are not full partners, then how do we buy those buses.

Mr. Rodriguez stated we shifted that several years ago where we would go ahead and fund the HURF and some of those moneys went to pay for CATS. We have shifted all those funds onto the general fund now. Everyone that shops in here that lives in the county and says that their sales tax money comes here, that is a fallacy.

Mayor Joens stated the sales tax only provides fifty percent of our general fund.

Mr. Rodriguez stated correct. You live in the county and there is state shared sales tax and state shared income tax doesn't come to us, it goes to the county. We do appreciate when they do come into Cottonwood and pay their sales tax, but that only pays a portion of the services that we are providing to the county. While city residents not only provide sales tax that they spend, they also contribute their hard earned income and state shared sales tax back to the city. We are in some real tight budget constraints and this \$40,000 will put more constraints and he will have to ask the departments to cut their budgets even further. This is just adding on to the burden of the city and the department heads to come up with the funding for this program.

Council Member Elinski asked if we have considered charging city residents different than county residents.

Mr. Faust stated it is something we could look at.

Council Member Elinski stated if we had to get creative and change the routes, we could do that to separate out the county residents from the city residents.

Mayor Joens stated if we could do that at least they would have a choice of riding if we could charge enough to pay the expenses.

Mr. Faust stated he doubts we could pick up that amount from the citizens; there would be no way we could recoup \$40,000 through ridership charges.

Mr. Normand stated you could charge a different rate for the route that goes to Sedona since it is a separate route. The challenge you come into for charging different fares for residents of the city or county is how do you tell who is a city or county resident and how do you enforce that. It would be very difficult.

Mayor Joens stated it might be easier to not provide the service at all than trying to charge the citizens who use the service. Our Council has sacrificed to have this system for years and years. We felt that it added to the quality of life for our citizens, and we have extended the service outside of the city, but we can't do it by ourselves. If there can't be a partnership between the county and the city she doesn't know how we can keep paying for it.

Vice Mayor Pfeifer stated we are obligated to the citizens of Cottonwood and we try really, really, hard to be regional. The county is taking care of county residents and the Council needs to take care of our residents even if it means severing the partnership. It has been a long hard ride for all of us. We have sacrificed a lot, but our obligation is to the citizens of Cottonwood.

Council Member Pratt stated he would hate to see the partnership end, but he would also hate for us to capitulate to keep the partnership going. We need to go back to the county and say you dictating the route is not acceptable for the charges. We have been more than

generous and we cannot eliminate services in the city that serve the citizens just to serve people in the county.

Mr. Normand stated the situation you have here is reflective of the hardship the state has been under and the country for the past several years. Many of our transit operators had to make pretty substantial cuts in their service due to the loss of LTAF funding which was a loss of ability to provide the local match funds with federal funds. This is not an unusual circumstance to look at with the resources you have available and what your partners can provide and then what kind of services you can afford. It is the City of Cottonwood's decision. From the state's perspective, Cottonwood has been a very rural transit system and would like to see that continue. Their role is to provide technical assistance and support in addition to the funding, so if there is something he or his staff can do to help in negotiating an agreement with the county or figuring out how to modify the routes or schedules to make that fit within the budget, they are more than happy to do that. The city is certainly within its right to cut the service or reduce the service that is being funded by the county.

Council Member Dowling stated along that line, he thinks he would like to see some solid numbers on what the county residents contribute to the transit system. It would be advantageous if we had a menu and said here is what we can provide you. You may pick what you like and we will do what we can, but it is not just a buffet. It would be nice to identify what we could do and give that option.

Mr. Faust stated there are approximately 16-20 users of the fixed route system, so it is very minimal. There are more as it pertains to para-transit, and the service end of things could be picked up as it pertains to ADA through the caregivers coalition through the taxi voucher systems. The fixed route system would suffer the most, but you are only looking at 16-20 people that use it on a continuous basis.

Council Member Dowling stated not to belittle those 16-20 people, but that is a whole lot of miles to cover for that few of users.

Mr. Bartosh stated it is his understanding that if we did raise the fee, then the revenues we collected would lower the amount of the grant that we receive.

Mr. Brown stated that is correct. The fair revenue is taken off the top of your total operating costs and then the grant application is for the remaining balance.

Mr. Bartosh stated he did send an email to Supervisor Davis and his assistant. They did write back and one of the options they could consider is discontinuing the service. Their perspective is here is what they can afford to pay. It's not that they don't want the service; it is in the context of what we can afford to pay.

Mr. Rodriguez stated in order to make up the \$20,000, those 20 individuals would need to spend \$33,000 in Cottonwood that is taxable.

Council Member Garrison stated we have a breakdown of two discussions, and asked the state reps if their office is capable of monitoring a discussion between the city and county to see if we can at least get everyone back on the same set of rules to decide what is fair and what is not fair and what they would fund. Secondly, he really likes that the city is capable of providing transit services on top of the things we do, but when you've got one section of the population that is beginning to harm the ability to provide those services for the rest of the population, that becomes troublesome. He doesn't want to cut those people out; the community that lives out in those boundaries may not be as mobile at coming into the city as somebody that just lives down the block from the grocery store and it has to be equitable.

Mr. Brown stated in our experience working throughout the state, there are about 22 communities that have rural transportation systems. They would be happy to facilitate a discussion with the city and the county and see if there is a middle ground or solution that would work.

Council Member Elinski stated from the county's perspective if there is truly only 16-20 riders that are utilizing that system, then \$20,000 is pretty generous from their perspective. He feels like we should look at options for the amount of money that they can spend. If we cut the service all together it would be harder to reinstate it.

Mayor Joens asked if the money that the City of Sedona and Clarkdale pay include the money to replace the buses or not.

Mr. Faust stated in the IGA it identifies that they are to assist at the specific percentage rate. So if there was a grant to purchase a bus, such as an 80-20, then out of that 20 percent they would be responsible for approximately 62 percent and we would responsible for eight percent.

Mr. Bartosh stated the short answer is yes.

Council Member Elinski questioned how is it that we have an agreement with Sedona and Clarkdale but not with the county, and shame on us for operating this long without an agreement. The minute we didn't have an agreement we should have said no agreement, no service.

Mr. Bartosh stated the city has operated in good faith to try and get an IGA completed. During that period of time we continued the service as we have for many, many, years. A similar situation to this is we are still debating an IGA with the Sedona Fire District for dispatch services. They are continuing to operate that while we negotiate the terms of that contract. The county has not done that and the question is how long is the city going to allow themselves to be used like this.

Council Member Elinski stated that is exactly his point. We should have months back said this is getting to a desperate point because we don't have an agreement yet.

Mr. Bartosh stated maybe we should have done that, and he will take responsibility for that. The other issue is what we are hearing from the Council is that they still want to continue on with this service, even though we are not reaching an agreement on it; particularly what are we going to be compensated for that service.

After further discussion regarding the transit service, Mr. Bartosh stated the Council is trying to make a decision without all of the details and his recommendation is to have the Council direct staff to go back and work with the ADOT transit planner and come up with some options, have some discussions with the county about what they are willing do, and based on what they are willing do come up with plans that gives our Council some options as to whether or not there is an opportunity to provide any level of service or whether at that point the Council has sufficient information to be able to say no, we just need to discontinue this.

The Council agreed.

ACCEPTANCE OF LIBRARY SERVICES AND TECHNOLOGY ACT GRANTS FOR THE COTTONWOOD PUBLIC LIBRARY

Ms. Ward stated we applied for a \$25,000 grant and an \$18,000 grant. The grants are from the Arizona State Library, Archives and Public Records Agency under the Library Services and Technology Act. The Digital Literacy Initiative for Cottonwood Youth grant is for the purchase of software, furniture and equipment needed for the upstairs area. The Community Education Opportunities grant is for the purchase of laptops, desks, chairs and equipment needed to create a small computer lab.

Council Member Pratt stated this is a no-brainer and will cost the city nothing and he is all for it.

Mayor Joens stated they are doing the most awesome work for our children and our teens.

Council Member Pratt moved to authorize the acceptance of two LSTA (Library Services and Technology Act) grants to fund equipment for a small computer lab and to form partnerships with citizens of the community. The motion was seconded by Vice Mayor Pfeifer and carried unanimously.

CONSENT OF ASSIGNMENT OF TENANT RIGHTS FOR LOT 103 OF COTTONWOOD AIRPARK FROM SHIRLEY A SEITZ TO SEICORP INVESTMENTS, L.L.C.

Mr. Jiménez stated we had received a request for a Consent of Assignment of Tenant Rights for Lot 103 at the Cottonwood Airpark from Shirley A. Seitz to Seicorp Investments, LLC.

Mayor Joens stated it has been about 30 years since that original agreement was created to create economic development for that area.

Mr. Seitz stated it was a family business and we do bring money into the community with this.

Council Member Elinski moved to approve the Consent of Assignment of Tenant Rights for Lot 103 of Cottonwood Airpark from Shirely A. Seitz to Seicorp Investments, LLC. The motion was seconded by Council Member Garrison and carried unanimously.

REQUEST FROM MINGUS UNION HIGH SCHOOL FOR REDUCED FEES FOR USE OF THE COTTONWOOD OUTDOOR POOL FACILITY.

Mr. Faust stated they had received a request from Mingus Union High School for a reduction of pool fees for their swim team. They are asking for a reduction in pool use from \$9,350 to \$5,000.

Council Member Garrison asked what the Parks and Recreation Commission asked for.

Council Member Pratt stated this is a different issue than the Clippers; they provide us with something for the discount. Mingus is not giving us anything. He would be less reluctant to agree to this because we are hurting the city.

Council Member Garrison asked if they had a booster organization like the football team does.

Kirk Waddle, the finance director for Mingus Union, stated they do have one but it is not like the football team that directly funds the operation. The \$8,500 that Mr. Faust refers to comes out of our general fund and they do collect tax credit fees, but they just have enough to pay for uniforms. We will have to review whether to sustain the program or not, unless they want to update the IGA to include the cost of our facilities.

Council Member Garrison stated it seems like maybe a booster club is in order for them to continue that endeavor to help offset the general budget. The city has up till now been very open to sharing and covering expenses. We just covered the cost of the rezoning for that property next door, which won't bring any money into the city and it was a direct cost. The city has been very fair in working with the school.

Mr. Waddle, stated they are in full agreement with that. They will need to evaluate this and they did have that discussion, they just weren't able to raise that money.

Mayor Joens stated sharing it equally is what she would choose. They would still be donating many thousands of dollars to ensure that our kids could swim. One of the things we need to remind the public is we put \$1.3 million into the pool to make it a competition pool. We do care about our kids and we are very devoted and do what we can for them.

Mr. Faust stated when we look at the past 25 years we have not charged anything off and the pool is a black hole and it needs an awful lot of money to keep it clean, but there haven't been any shared facilities with the high school since 2010 after the rec center was built.

Council Member Pratt stated his pleasure is to at least go with at least 50 percent.

Council Member Jauregui stated just remember that we have always cooperated with each other and he doesn't want to jeopardize any of that.

Council Member Elinski asked when the IGA expires.

Mr. Faust stated it expires on July 1 and has a 60 day cancellation clause.

Council Member Elinski stated it still seems like we are not recovering 50 percent of the costs so at what point should we review this document.

Mr. Horton stated when both parties to the agreement agree, we can amend it.

Council Member Garrison stated beyond the 50/50 split, we really we need to look at how many people are being served by the amount of money that we are putting into this.

Mr. Bartosh stated the policy of the parks and recreation has always been to recover 50 percent of the cost of providing these programs.

Mr. Faust stated the 1993 Parks and Recreation Code that was authorized by the city council addressed that all youth programs would be charged 50 percent and all adult programs would 100 percent.

Council Member Garrison stated the parks and rec department is operating in a very large black hole and we need to do whatever we can to bring those cost back together even considering we have done everything we can as a city to support the youth programs. We need to start to figure out how to bring those budget lines back together again and maybe not providing 50 percent to such an expensive endeavor is where you start drawing those lines.

Mr. Faust stated staff never considered that the chemical costs would go up this extreme over the last 18 months.

Council Member Pratt stated when we do renegotiate the IGA in July, he thinks we need to look at going to 50 percent for these, because we can't continue to subsidize small groups.

Vice Mayor Pfeifer stated they also have exclusive right to that pool and it takes away from some of the other people in the community from being able to use it at certain times.

Council Member Garrison moved that we offer Mingus Union High School the use of the outdoor pool in the 2013 season for \$9,350. The motion was seconded by Council Member Pratt and carried unanimously.

RESOLUTION NUMBER 2700—DECLARING THAT CERTAIN DOCUMENT ENTITLED “SECTION 310., HISTORIC PRESERVATION ORDINANCE” TO BE A PUBLIC RECORD

ORDINANCE NUMBER 596—AMENDING THE CITY OF COTTONWOOD ZONING ORDINANCE BY ADDING A NEW SECTION 310., HISTORIC PRESERVATION ORDINANCE; FIRST READING

ORDINANCE NUMBER 597—AMENDING THE CITY OF COTTONWOOD ZONING ORDINANCE BY ADDING A NEW SECTION 427., “HP” ZONE, HISTORIC PRESERVATION OVERLAY ZONE; FIRST READING

Mr. Scully stated all three items are related. The council has heard numerous presentations in the last few years on historic preservation. There are economic and environmental benefits to having historic preservation. The ordinance will set up historic preservation within the City of Cottonwood and designate a new historic preservation zone.

At this point in the meeting Council Member Jauregui stated he had to hang up.

Mr. Scully continued, stating the Ordinance would add a new section in the procedures of the zoning ordinance. One of the key issues to understand is that it just doesn't start making things happen; there are other things in order to apply these standards. One of the things is to create a historic preservation overlay zone and inform the property owners in that area. The owners will have a chance to decide whether to be a part of the program or not. Several of the key sections in the ordinance are that it sets up procedures for having open historic landmarks of properties and also creates a historic Cottonwood register. It sets up development procedures in the historic preservations overlay zone. In the process, the property will not become a landmark if the property owner is not supportive of that. Sometimes it will require the restoration of the property to its original use and look at a certain time, but that has to go through a review process for approval. The base zoning of the area will stay the same, but it adds a layer for procedures for historic preservation.

Council Member Garrison stated in the Ordinance under D., it states incentives. It looks like you will be providing assistance, so he assumes there will be a city position that is going to go around and talk to the individual building owners and explain the benefits of becoming a historical designated landmark and helping them with the process of securing that designation. He questioned if the city is prepared to do that as part of this ordinance.

Mr. Scully stated the commission would have a role in that as well.

Council Member Elinski stated he doesn't think the city has any plans of hiring anybody to do this work at all, and he has really pushed for this thing prematurely because we are understaffed and we don't plan on taking on any new staff, but we have a really active

commission and we are certainly more than happy to go out in the community and push information on folks to educate them. With an active commission he hopes we won't have to hire any additional staff.

Mr. Horton stated the ordinance states the commission may when possible and when applicable, so it is not a mandate on the commission it is something the commission is authorized to do.

Council Member Garrison stated he wholeheartedly agrees with the historic preservation district and the overlay idea, but he also understands that a lot of property owners don't understand what they can and can't do that would not take them out of the landmark designation process. In his mind part of doing this is public awareness and public education and actually going to the property owners and explaining to them how they can enhance their property and then enhance the future value of the properties by falling in line with designating themselves as a historic land site. We need to support educating the public on how doing this is in their best interest.

Council Member Elinski stated that is a very good point and there certainly wouldn't be any effort to put in a historic overlay district before the public was made well aware of what the implications were.

Council Member Garrison stated if we approve this, then we start the clock; this is a three year clock on opting out.

Mayor Joens stated she likes that we are not taking anyone's private property rights away, they can opt out, and there is no forcing someone to be something they don't want to be involved with.

Council Member Pratt moved to approve Resolution Number 2700, declaring the "Historic Preservation Ordinance" a public record. The motion was seconded by Vice Mayor Pfeifer and carried.

Mayor Joens requested the City Clerk read Resolution Number 2700 by title only declaring the "Historic Preservation Ordinance a public record.

#### RESOLUTION NUMBER 2700

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF COTTONWOOD, YAVAPAI COUNTY, ARIZONA, DECLARING THAT CERTAIN DOCUMENT ENTITLED "SECTION 310., HISTORIC PRESERVATION ORDINANCE" TO BE A PUBLIC RECORD.

Mayor Joens requested the City Clerk read Ordinances 596 and 597 by title only.

ORDINANCE NUMBER 596

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF COTTONWOOD, ARIZONA, AMENDING THE CITY OF COTTONWOOD ZONING ORDINANCE BY ADDING A NEW SECTION 310., HISTORIC PRESERVATION ORDINANCE.

ORDINANCE NUMBER 597

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF COTTONWOOD, ARIZONA, AMENDING THE CITY OF COTTONWOOD ZONING ORDINANCE BY ADDING A NEW SECTION 427., "HP" ZONE, HISTORIC PRESERVATION OVERLAY ZONE.

REQUEST FROM THE CITY OF SEDONA TO CO-SPONSOR RESOLUTIONS TO BE SUBMITTED TO THE LEAGUE OF ARIZONA CITIES AND TOWNS RESOLUTION COMMITTEE

Mr. Bartosh stated the City of Sedona came forward with a couple of League resolutions related to proposed legislative action and is looking for other cities to co-sponsor these resolutions. The first one is to encourage the state legislature to restore full funding to the state park heritage funds, and the second one for changes to the procurement requirements under state statute related to qualification selection processes. Rather than having to go back out to rebid on a project, we would be allowed to go to the second most qualified applicant on the list.

Mayor Joens stated we are missing a third one.

Mr. Bartosh stated they were contacted by Yuma and Yuma is going forward with that resolution and so Sedona just signed on with Yuma.

Council Member Pratt stated both these resolutions seem to be to our advantage.

Council Member Pratt moved to co-sponsor the City of Sedona's proposed resolutions to the Arizona League of Cities and Towns. The motion was seconded by Council Member Dowling and carried.

ANNUAL CONSIDERATION OF THE APPOINTMENT OF A VICE MAYOR

Ms. Jiménez stated when Mayor Joens was elected Mayor, she suggested that the position of Vice Mayor be considered annually to give other Council Members a chance to serve as Vice Mayor. We are bringing it forward for Council consideration for the upcoming fiscal year.

Council Member Pratt stated he looked at this and he subscribes to the notion that “if it ain’t broke, don’t fix it,” and thinks Vice Mayor Pfeifer is doing a great job and has more time to attend these other events for the Mayor.

Council Member Elinski stated he did want to throw in his hat to be Vice Mayor.

Mayor Joens asked him if he would be able to fill in for the Mayor on things when she is not available.

Council Member Elinski stated he will be up in this area a lot more than he has been.

Council Member Dowling stated, “if it is not broke, don’t fix it.” He would support either of them and knows they both would do a great job.

Council Member Garrison stated he likes the idea of, “if it ain’t broke, don’t fix it,” but the idealistic intent of this coming up on an annual basis is to give other members of the Council the ability to garner more experience and learn new things about the job. He thinks this is an opportunity to allow someone else to move into the position.

Mayor Joens stated if we do want to have it rotate, then we can put it into code.

Vice Mayor Pfeifer stated she would like to continue with her job.

Mayor Joens stated it looks like three Council Members would like Vice Mayor Pfeifer to keep her job, but if the Council would like to review this and put it into code we can change the policy if we want to.

Council Member Pratt moved to appoint Karen Pfeifer to serve as the Vice Mayor of the City of Cottonwood. The motion was seconded by Mayor Joens and carried.

#### COUNCIL REPRESENTATIVE APPOINTMENTS TO VARIOUS COMMITTEES RELATED TO INTERGOVERNMENTAL MATTERS

Ms. Jiménez stated along with the appointment of the Vice Mayor the council considered appointing various representatives to committees regarding regional matters.

Mayor Joens stated she would like to suggest appointing Council Member Dowling to the Verde Valley Transportation Planning Organization. With his engineering background he would be an excellent representative for Cottonwood.

The Council supported that.

Council Member Pratt stated he would like to volunteer for the Verde Valley Regional Economic Organization. Council Member Elinski stated he would like to be the alternate.

Mayor Joens stated she would like to keep her spot on the water committees. She would like to discuss the Verde River Basin Partnership and invited Tom Whitmer to discuss it.

Mr. Whitmer stated he is not even sure if we are a member of the Verde River Basin Partnership and we haven't paid any dues into it. It was an organization that was formed by congressional authorization back in 2005 and was created as part of the Prescott land exchange. The problem being was when it was created, the legislation was basically to allow the United States department of agriculture take the lead on that with the support for the US geological survey. It never took place. About the only thing that was completed was the USGS survey and a lot of the cities have pulled away from it and it looks like the Verde River Basin Partnership was monopolized by a few private individuals. Today the Verde River Basin Partnership is a citizen run organization. No member of that organization has any authority to interact with water policy or develop any water policy. No other cities and towns are involved with it anymore.

Council Member Elinski stated he feels like it is a citizen lead group that has a lot of sway in our community and it might be of benefit to attend the meetings, and volunteered to attend those meetings.

Council Member Garrison stated he would like to be the alternate. He has been told that the group is active and the city is the only entity that is not participating in the meetings.

Mr. Whitmer stated giving them credence or the perception that we are in support of it may ultimately create some problems for us.

Council Member Elinski suggested we not sign on with them, but he will still attend the meetings.

The Council agreed that Council Member Elinski could attend the Verde River Basin Partnership meetings.

Council Member Garrison volunteered to attend the NACOG meetings.

Mayor Joens stated those are very, very important to the city council. She volunteered to be the alternate.

The Council agreed that Council Member Garrison will be the primary with Mayor Joens as the alternate on the Northern Arizona Council of Governments.

Vice Mayor Pfeifer stated she would like to stay on NAMWUA and the personal board.

Mayor Joens suggested Council Member Garrison be the alternate on NAMWUA. She would like to stay on the Yavapai County Water Advisory Committee. She wanted us to stay together with the other communities because that was why the WAC was created. What she learned at the inter-governmental meeting is that Supervisor Davis has decided that the

Verde section of folks is going, we are not going to have consensus of folks anymore, it is going to be majority vote, so if Cottonwood doesn't agree with an issue we are not going to have any say. Also they have refused to put Tom on the TAC, the Technical Advisory Committee. There is no one more qualified than Tom Whitmer to serve on that committee.

Mr. Whitmer stated when the Water Committee was created back 1989 its purpose was to get both sides working together, but now Supervisor Davis is proposing we separate the two so we get along better. The WAC is to be an advisor to the Board of Supervisors. The Board of Supervisors has no authority to do anything with water.

Council Member Pratt stated in short the Mayor would like us to be removed from that Committee.

Mayor Joens stated she would like to continue, and the folks in the Prescott area have decided to take away half of their funding. Prescott has been paying the majority of the studies that been benefited the Verde Valley. She is willing to continue attending the group ones as long it doesn't blow up. Prescott has said they don't want to be a part of it anymore.

Mr. Whitmer stated at the Board of Supervisors meeting, Supervisor Davis made a motion to cut half of the county's funding of the WAC as well.

Mayor Joens stated she thinks no one wants to have a WAC anymore and they are just waiting for it to die and not appoint anyone on that committee. We can have Tom Whitmer attend the meetings on our behalf and report back.

The Council agreed.

Mayor Joens went down the appointments of the committees:

NACOG – Council Member Garrison

NAMWUA – Vice Mayor Pfeifer

WAC- Tom Whitmer

VVTPO – Council Member Dowling

Verde River Basin Partnership – Council Member Elinski will attend on his own.

Personnel Board – Vice Mayor Pfeifer

VVREO – Council Member Pratt

Mayor Joens stated she wanted to show the Council what is on the front page of the Verde Valley Land Preservation Institute's website. If Council Member Pratt wanted to attend these meetings on his own, that would be fine, with Council Member Dowling as an alternate.

Council Member Pratt stated he likes what they are doing overall, but had never seen the website and it never came up in a meeting.

Mayor Joens stated that group was never created to lobby against a city or town.

Council Member Pratt stated he would like to continue to attend and will mention it to them.

CLAIMS & ADJUSTMENTS

Council Member Dowling declared a conflict of interest on the claims.

Council Member Pratt moved to pay the claims and adjustments. The motion was seconded by Council Member Elinski and carried.

ADJOURNMENT

Mayor Joens moved to adjourn. The motion was seconded by Council Member Garrison and carried unanimously.

Meeting ended at 9:40 pm.

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Diane Joens, Mayor

ATTEST:

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Marianne Jiménez, City Clerk

CERTIFICATION OF MINUTES

I hereby certify that the attached is a true and correct copy of the minutes of a regular meeting of the City Council of the City of Cottonwood held on June 4, 2013. I further certify that the meeting was duly called, and that a quorum was present.

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Marianne Jiménez, City Clerk

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Date