

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF COTTONWOOD, ARIZONA, HELD JUNE 5, 2012, 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 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  
Jesse Dowling, Council Member  
Tim Elinski, Council Member  
Ruben Jauregui, Council Member  
Linda Norman, Council Member  
Terence Pratt, Council Member

STAFF MEMBERS PRESENT

Doug Bartosh, City Manager  
Steve Horton, City Attorney  
Marianne Jiménez, City Clerk  
George Gehlert, Community Development Director  
Jody Fanning, Chief of Police  
Richard Faust, Community Services General Manager  
Rudy Rodriguez, Administrative Services General Manager  
Bruce Morrow, Transportation Manager  
Kyla Allen, Executive Assistant to the City Manager

PLEDGE OF ALLEGIANCE

Mr. Gehlert led the Pledge of Allegiance.

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: the speed limit of 6th Street has been changed; last week the Recreation Center hosted operation graduation; and the fire department is setting up for their vacation fire school and safe sitter program.

Council Member Pratt announced on May 29 he went to events at Riverfront Park sponsored by Verde Valley Parenting Partnership and Parents as Teachers.

Council Member Jauregui stated he attended the VFW event.

Mr. Bartosh stated the intersection of Mingus and Willard is closed due to the construction of the roundabout.

Mayor Joens announced the following: On May 26 she met with Connie Dietrich of the Boys and Girls Club; on May 22 she attended a meeting at the Verde Valley Medical Center about health care needs in the community; on May 23 was Chief Casson's retirement; on May 24 she attended the intergovernmental meeting; this month on Inside Cottonwood she interviewed Cristie Statler of the Arizona Parks Foundation, and Chip Norton of the Friends of the Verde River Greenway.

#### CALL TO THE PUBLIC

Kami Mulcaire, a business owner in Cottonwood (Bed Rock), addressed the Council in regards to a proposed truck route ordinance and voiced her opposition to it.

Mayor Joens asked the City Manager to follow up with Mrs. Mulcaire.

Tom Mulcaire, a business owner in Cottonwood (Bed Rock), addressed the Council and stated they were taking freedom away by passing a truck route ordinance.

Dr. Bob Richards requested the Council consider funding the construction of a public bathroom facility at the Kids Park on 12th Street this upcoming fiscal year.

Karl Prigee gave a brief update of the status of his skydiving business.

Fred Piper stated bicyclists were on the road at night and could not be seen and they should be required to have lights.

#### PRESENTATION OF CERTIFICATE DESIGNATING COTTONWOOD, ARIZONA, AS A BICYCLE FRIENDLY COMMUNITY, BY THE LEAGUE OF AMERICAN BICYCLISTS

Chris Mosley, the Executive Director of the Coalition of Arizona Bicyclists presented the Council with a Bronze Award designating the City of Cottonwood as a Bicycle Friendly Community, and indicated the city was one of only nine cities in the state to receive the designation.

#### APPROVAL OF MINUTES—Regular Meeting of 5/15/12

Vice Mayor Pfeifer moved to approve the minutes of May 15, 2012. The motion was seconded by Council Member Norman and carried unanimously.

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

RESOLUTION NUMBER 2642--APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH YAVAPAI COUNTY, EMERGENCY SERVICES DEPARTMENT FOR THE CONTINUATION OF UNIFIED EMERGENCY SERVICES

Mrs. Jiménez stated this is an annual intergovernmental agreement the city has entered into with Yavapai County since 1986. The agreement establishes a unified emergency services organization for the purpose of preparing plans for the preservation and safety of life and property and making provisions for the execution of these plans in the event of an enemy attack upon the United States of America and/or in the event of any nuclear or non-nuclear disaster within the county or city.

Council Member Jauregui moved to approve Resolution Number 2642 approving the Intergovernmental Agreement with Yavapai County for Unified Emergency Management. The motion was seconded by Vice Mayor Pfeifer, and carried unanimously.

Mayor Joens requested the City Clerk read Resolution 2642 by title only.

ANNUAL CONSIDERATION OF APPOINTMENT OF A VICE MAYOR

Mayor Joens stated she puts this on the agenda every year since it is the council's decision.

Council Member Pratt stated he is comfortable with Vice Mayor Pfeifer continuing.

Council Member Norman stated she has done a great job.

Mayor Joens stated she has done a fantastic job.

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

COUNCIL REPRESENTATIVE APPOINTMENTS TO VARIOUS COMMITTEES RELATED TO INTERGOVERNMENTAL MATTERS

Mayor Joens stated the Yavapai County Water Advisory Committee (WAC) has a technical advisory committee (TAC) which is appointed by the WAC. Tom Whitmer has been a part of the TAC since 1998, and she supported him being assigned to the TAC and as alternative for the WAC. Mayor Von Gausig has stated that Mr. Whitmer should not be on the TAC and we should not be appointing people from our cities and towns.

The Council agreed to members serving as the representatives on the following:

- Northern Arizona Council of Governments (NACOG): Mayor Joens with Council Member Norman as alternate.
- Northern Arizona Municipal Water Users' Association: Vice Mayor Pfeifer with Mayor Joens as alternate.

- Yavapai County Water Advisory Committee: Mayor Joens with Council Member Elinski as alternate (with Natural Resources Director, Tom Whitmer to fill in as necessary.)
- Verde Valley Transportation Planning Organization: Council Member Norman with Council Member Dowling as alternate.
- Verde River Basin Partnership: Mayor Joens with Council Member Pratt as an alternate.
- Cottonwood Personnel Board: Vice Mayor Pfeifer.
- Verde Valley Land Preservation Institute: Council Member Pratt with Council Member Dowling as an alternate.
- Verde Valley Regional Organization: Council Member Norman with Vice Mayor Pfeifer as alternate.

CONSIDERATION OF APPROVING FUNDS IN THE AMOUNT OF \$3,500 FROM THE COUNCIL'S CONTINGENCY FUND FOR FENCING MATERIALS FOR THE COMMUNITY GARDEN AND A "LET'S MOVE" LUAU

Mayor Joens stated she was looking for funding for fencing for the community orchard and the Let's Move luau event. The fencing for the orchard would be about \$2,500. Ms. Jiménez has been involved heavily with the community orchard and it has turned into a Let's Move event. She also thanked Dan Lueder and his crew for all the work they have done at the orchard, and indicated we will start planting trees across the road after the current orchard is full.

Vice Mayor Pfeifer asked what variety of fruit we have out there now.

Mayor Joens stated we have apricots, figs, apples and peaches.

Mrs. Jiménez stated the community orchard provided healthy food to the community and the kids, and people could donate a tree in memory of a loved one. She and the Mayor had talked about getting a fence along the sidewalk to add some protection for the orchard. The fencing they were talking about putting in is white vinyl picket fencing that is four feet high. The orchard plot was triangular in shape and had barbwire fencing on the other two sides.

Council Member Pratt stated he would support this. He attended the luau last year and it was well attended.

Mayor Joens stated last year Bobbi Gooslin purchased a lot of the items, but she didn't think she would be doing that again this year. She (Mayor Joens) had purchased all of the leis and the decorations last year, and was asking the council to do that this year. The Let's Move luau is scheduled for the second Saturday of August from 2 pm to 4 pm. Fit Kids will be providing all the food so the Verde Valley Medical Center will be partners.

Council Member Pratt moved to approve \$3,500 from council contingency funds to be used for fencing materials for the community orchard and a summer luau. The motion was seconded by Vice Mayor Pfeifer, and carried unanimously.

### CLAIMS & ADJUSTMENTS

Council Member Norman moved to pay the Claims and Adjustments. The motion was seconded by Vice Mayor Pfeifer, and carried unanimously.

PINE SHADOWS COLLECTIONS MATTER - EXECUTIVE SESSION--A.R.S. § 38-431.03.(A)(3) AND/OR (4) DISCUSSION OR CONSULTATION FOR LEGAL ADVICE WITH THE ATTORNEY OR ATTORNEYS OF THE PUBLIC BODY; DISCUSSION OR CONSULTATION WITH THE ATTORNEYS OF THE PUBLIC BODY IN ORDER TO CONSIDER ITS POSITION AND INSTRUCT ITS ATTORNEYS REGARDING THE PUBLIC BODY'S POSITION REGARDING CONTRACTS THAT ARE THE SUBJECT OF NEGOTIATIONS, IN PENDING OR CONTEMPLATED LITIGATION OR IN SETTLEMENT DISCUSSIONS CONDUCTED IN ORDER TO AVOID OR RESOLVE LITIGATION

Mayor Joens moved to enter into executive session. The motion was seconded by Council Member Pratt, and carried unanimously.

Mayor Joens moved to enter into regular session. The motion was seconded by Vice Mayor Pfeifer, and carried unanimously.

After discussion with the city attorney under executive session, the council made no comments nor took any action on this item.

### ADJOURNMENT

Mayor Joens moved to adjourn. The motion was seconded by Council Member Norman, and carried unanimously. The regular meeting adjourned at 7:45 p.m.

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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 5, 2012. I further certify that the meeting was duly called, and that a quorum was present.

\_\_\_\_\_  
Marianne Jiménez, City Clerk

\_\_\_\_\_  
Date