

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF COTTONWOOD, ARIZONA, HELD JULY 19, 2011, 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
Jesse Dowling, Council Member
Tim Elinski, Council Member
Ruben Jauregui, Council Member
Linda Norman, Council Member

COUNCIL MEMBERS ABSENT

Terence Pratt, Council Member

STAFF MEMBERS PRESENT

Doug Bartosh, City Manager
Marianne Jiménez, City Clerk
Steve Horton, City Attorney
Roger Biggs, Utilities Dept. Administrative Manager

Scott Mangarpan, Project Manager
Iris Dobler, Personnel Manager

PLEDGE OF ALLEGIANCE

Debbie Pickard, Board President of the Boys & Girls Club, led the Pledge and was presented with a certificate of appreciation by Mayor Joens and Vice Mayor Pfeifer.

INTRODUCTION OF THE NEW BOYS & GIRLS CLUB BOARD & PRESENTATION OF A CHECK TO THE BOARD

Debbie Pickard, Board President of the Boys & Girls Club, introduced the new members of the Board: Tami Labor, Dr. Brad Williams, John Cook, and Interim Executive Director, Connie Diedrick.

Vice Mayor Pfeifer stated at last month's Chamber mixer the drawing for \$250 went to the City of Cottonwood and she had announced that the check was going to go to the Boys & Girls Club, which she and Mayor Joens presented to Ms. Pickard.

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: National Night Out was August 2 from 5:30 to 8:00

p.m., at the Kids Park and the Council would be meeting at 4 p.m. that day in order for the Council to attend the event; on August 5 at the fire station was the Pink Heels Tour which was a fundraiser for cancer and an open house from 5:30-8:00 p.m.; this Friday at the high school a disaster drill would be taking place involving the Fire and Police Departments, our SWAT team, and the Verde Valley Medical Center; Scott Magarpan had been taking a look at the Humane Society building to see what we could do to help them out; Food City had done a public safety fundraiser which raised \$911 that would be used for fitness equipment at the public safety building; and the Guns and Hoses football game was August 13 at 6 p.m. at the football stadium and the proceeds would go to support the football program.

Council Member Dowling stated last Thursday he accompanied staff to ADEQ to take part in the presentation of the Riverfront Wastewater Treatment Plant. It was well accepted by ADEQ who was impressed with our goals.

Mayor Joens reported the following: she returned from Iowa where she attended a reunion in Manilla and they were in the parade; tomorrow she and Mayor Rob Adams would be driving down to Phoenix to attend the League of Arizona Cities and Towns' resolution sub-committee meeting; Thursday the Council had been invited to the Red Rock Rehabilitation Center at 4 p.m. for a barbeque; she would be attending Chief Pat Haynie's retirement party that evening; on August 13 they were planning a Mayor and Council Let's Move luau from 2-4 p.m. and were seeking funds for this event; she attended the Verde River Basin Partnership coordinating committee meeting yesterday; she met with Supervisor Chip Davis this morning who had invited the Mayors to visit about redistricting; she would be attending the Greater Arizona Mayor's meeting in Flagstaff on Friday; and Vice Mayor Pfeifer would be participating in the NAMWUA (Northern Arizona Municipal Water User's Association) meeting on Friday.

CALL TO THE PUBLIC

There were no comments from the public.

PRESENTATION BY REPRESENTATIVES OF YAVAPAI COUNTY REGARDING THE PROPOSED REDISTRICTING BOUNDARIES & COUNCIL

Ana Wayman-Trujillo, Yavapai County Recorder, gave a PowerPoint presentation regarding what had been occurring with the redistricting in Yavapai County. She was one of nine members of the redistricting committee that had been formed for Yavapai County which was not required by law, but something the Board of Supervisors and County Administrator decided to form in order to present information regarding the redistricting to the citizens of Yavapai County and receive public comments. Redistricting was required by federal and state laws that said after each census the counties were required to redraw supervisorial district line boundaries to equalize the district populations. Arizona law required counties with a population of 175,000 or more to have five supervisorial districts. The 2010 census showed Yavapai County to have 211,033 people. The maps of the proposed districts were posted on the county's website and she believed they were also available to view in Supervisor Davis' office. The deadline for the public to comment on the proposed districts was July 31.

After brief discussion regarding the proposed redistricting maps, the consensus of the Council was it preferred Map C and directed Mayor Joens to write a letter to the Board of Supervisors indicating its preference.

PRESENTATION ON THE VALUE THE VERDE ECOTOURISM INITIATIVE

Melissa Meno gave a PowerPoint presentation on the Value the Verde ecotourism initiative which was a water conservation project that engaged the regional chambers, business associations, tourism groups and individual lodging, restaurant and supporting businesses in an ecotourism initiative. Branding the Verde Valley and its communities as ecotourism destinations would help attract visitors that will both add to economic strength and environmental protection. By approving and signing a compact the city would commit to: conserving and protecting our water resources, reducing waste, being energy efficient, supporting our community, and educating our visitors.

Council Member Elinski asked if the city signed onto this, would they be able to get an energy audit for some of the city offices.

Ms. Meno stated those were the type of services they were offering.

The Council directed staff to look into energy audits city-wide, and for Mayor Joens to sign the compact for the City.

APPROVAL OF MINUTES—Work Session of 2/8/11 & Regular Meeting of 5/3/11

Council Member Norman moved to approve the minutes. The motion was seconded by Council Member Elinski, and carried unanimously.

UNFINISHED BUSINESS—None

CONSENT AGENDA—No items

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

APPROVAL OF AN APS ELECTRICAL EASEMENT ACROSS A CITY OWNED PARCEL OF LAND IDENTIFIED AS APN 406-09-008 TO PROVIDE AN ELECTRICAL POWER UPGRADE TO THE CITY'S WASTEWATER TREATMENT PLANT

Mr. Biggs stated the Council had expressed a desire to increase the utilization of reclaimed water to better serve our residents and reduce the amount of potable water used for irrigation and construction purposes. The wastewater division had been working to upgrade the reclaimed water pumping capabilities of the treatment plant. This upgrade would allow them to better serve the Cottonwood Ranch subdivision and increase the volume currently available to the Mesquite Hills subdivision. One of the final items required to complete this task was an upgrade of the electrical system to this part of the plant. APS was requesting an

easement to allow installation of a new power supply and the associated electrical lines.

Mayor Joens stated this would also provide sufficient flow to the city's first reclaimed water fire hydrant, which Mr. Biggs indicated was the purple hydrant on Mingus Avenue.

Vice Mayor Pfeifer moved to approve an eight-foot APS electrical easement across APN 406-09-008. The motion was seconded by Mayor Joens, and carried unanimously.

AWARD OF A PROFESSIONAL SERVICES CONTRACT TO IXP CORPORATION TO COMPLETE PHASE TWO OF THE CONSOLIDATION/FEASIBILITY STUDY FOR A NEW EMERGENCY COMMUNICATIONS CENTER

Mr. Mangarpan stated this item was to request approval to proceed with Phase II of the consolidation/feasibility study for a new emergency communications center. Phase I had been completed where the different communication facilities in the Verde Valley were reviewed. This brought us to the point where the different agencies could decide whether they wanted to participate (in a new communications center) or not. Camp Verde had decided not to participate because they were financially tight right now and they had a relatively new facility. Sedona police and fire departments had agreed to participate further into the study to the point where they agreed to participate financially. The cost of the next phase of this study would be split three ways. They believed that everything they had studied so far, and what they would get out of the next phase, would indicate that it made financial sense for all of the different agencies to participate in a regional facility. They would consolidate equipment, infrastructure, staffing, and eliminate a lot of duplication. Right now Sedona fire and police and Cottonwood police all did their own dispatching. The next phase of the study would get into what it was going to cost to run and build the facility, and look at how they would charge back the operations. They were looking at several sites for the facility, two of which were the property behind the public safety building in Cottonwood and land Sedona fire had available near them.

There was further discussion regarding the NFPA (National Fire Protection Association) 1221 standards for public safety communications centers, the support of the concept by one of the Sedona Fire District's board members, and the efficiency of a new communications center that would be managed by representatives of the participants in the project.

Council Member Elinski moved to approve the contract with iXP Services in the amount of \$20,000 to be split between Sedona police and fire departments. The motion was seconded by Mayor Joens, and carried unanimously.

RESOLUTION NUMBER 2594--APPOINTING A MEMBER TO THE JUDICIAL REVIEW AND APPOINTMENT ADVISORY BOARD

Ms. Dobler stated this item was to appoint a member to the Judicial Review and Appointment Advisory Board for a three-year term to fill the vacant position of a general public member of the board. Donna Castillo's term expired in January, but she stayed on board until this point in time and they had been searching for someone to fill that seat. Mary

Eichman was a qualified applicant who had applied for this board when it was originally established. There were quite a few applicants at that time and she was not selected and was still interested in being appointed. If the Council desired to approve this item she was requesting a change to the suggested motion which she read as follows: "I move to approve Resolution Number 2594 appointing Mary Eichman a member of the Judicial Review and Appointment Advisory Board of the City of Cottonwood for the remainder of a three-year term commencing July 20, 2011, and expiring January 22, 2014." Ms. Dobler then reviewed Ms. Eichman's qualifications as listed on her application.

Ms. Eichman addressed the Council and stated she had been appointed to fill a seat on the Library Board which was not listed on her application. She indicated she had met with the city magistrate to request a tour of the court building, and further reviewed her past experience that she felt qualified her to serve on this Board.

Council Member Dowling moved to approve Resolution Number 2594, appointing Mary Eichman a member of the Judicial Review and Appointment Advisory Board of the City of Cottonwood for the remainder of a three-year term commencing July 20, 2011, and expiring January 22, 2014. The motion was seconded by Vice Mayor Pfeifer.

Mr. Horton stated the City Clerk and he had had a discussion about the term since Mrs. Castillo's term had expired and we were now just filling the term, it was their thinking that Ms. Eichman's term would begin now rather than retroactive to a term she was not going to serve and assume there was a seat she was filling now, she was coming into a seat for a new three-year term.

Ms. Dobler stated the only problem she had with that is we try to have terms that are staggered and if we have somebody starting now and going to for three years it threw off the sequence. She thought it should be filling the term of someone that was no longer there rather than going three-years from tomorrow.

After further discussion regarding whether to make the appointments for the remainder of a vacant term or making the appointment for the full term, Council Member Jauregui stated he did not see a problem with just appointing Ms. Eichman and having the term theoretically start in January.

Mayor Joens stated she liked that idea and thought it uncomplicated it.

Ms. Jiménez stated the staggered terms were thrown off when the appointments expired in one year and the appointments were not made until a subsequent year. This term would still expire in the year of 2014, which it should, but it would expire in July instead of January.

Mr. Horton stated if the Council wanted to proceed with the motion as Ms. Dobler recommended that was fine and they would just provide another resolution.

Mayor Joens stated she thought the motion was that it was a new term that commences July 20, 2011 and expires January 22, 2014, which the Resolution would reflect.

The motion carried unanimously.

CLAIMS & ADJUSTMENTS

Council Member Elinski moved to pay the Claims. The motion was seconded by Council Member Norman, and carried unanimously.

ANNUAL REVIEW OF THE CITY CLERK—PURSUANT TO A.R.S. § 38-431.03.(A)(1) DISCUSSION OR CONSIDERATION OF EMPLOYMENT, ASSIGNMENT, APPOINTMENT, PROMOTION, DEMOTION, DISMISSAL, SALARIES, DISCIPLINING OR RESIGNATION OF A PUBLIC OFFICER, APPOINTEE OR EMPLOYEE OF ANY PUBLIC BODY, EXCEPT THAT, WITH THE EXCEPTION OF SALARY DISCUSSIONS, AN OFFICER, APPOINTEE OR EMPLOYEE MAY DEMAND THAT THE DISCUSSION OR CONSIDERATION OCCUR AT A PUBLIC MEETING; THE COUNCIL MAY VOTE TO CONVENE INTO EXECUTIVE SESSION SUBJECT TO THE CITY CLERK'S RIGHT TO COMPEL THE COUNCIL TO DISCUSS THIS MATTER IN OPEN MEETING

Mayor Joens stated she had sent the required legal letter to the City Clerk who responded that she would be okay with an executive session.

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

After meeting in executive session, Council Member Elinski moved to reconvene into regular session. The motion was seconded by Council Member Norman, and carried unanimously.

Mayor Joens then directed the City Clerk to bring a revised contract back to the Council, and any other items that needed to be brought back to the Council concerning a change of buildings (for the City Clerk's Department) to be discussed during a work session.

ADJOURNMENT

Vice Mayor Pfeifer moved to adjourn. The motion was seconded by Council Member Norman, and carried unanimously. The regular meeting adjourned at 8:49 p.m.

Diane Joens, Mayor

ATTEST:

Marianne Jiménez, City Clerk

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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 July 19, 2011. I further certify that the meeting was duly called, and that a quorum was present.

Marianne Jiménez, City Clerk

Date