

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF COTTONWOOD, ARIZONA, HELD SEPTEMBER 18, 2012, 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
Terence Pratt, Council Member

STAFF MEMBERS PRESENT

Doug Bartosh, City Manager
Marianne Jiménez, City Clerk
Steve Horton, City Attorney
Morgan Scott, Development Services Operations Manager
George Gehlert, Community Development Director
Vanessa Ward, Library Manager
Jody Fanning, Police Chief

PLEDGE OF ALLEGIANCE

Pam Miller, the chair for Verde River Days, thanked the city for its support of the event, and explained what Verde River Days is. She then led the Pledge of Allegiance and was presented with a certificate of appreciation by Mayor Joens.

BRIEF SUMMARY OF CURRENT EVENTS

Mr. Bartosh stated we had a very successful Thunder Valley Rally this weekend; next weekend was Rhythm and Ribs and the Recovery Celebration at Garrison Park; there was a great article in USA Today listing Cottonwood and our bicycle friendly status; we are beginning to set up meetings for the public on our General Plan re-adoption; and there would be a small road closure on Candy Lane between Mingus Avenue and Ash Place that will be closed until Friday the 28th.

Council Member Pratt stated he attended Thunder Valley Rally and talked to a lot of people in the street, a lot of people were here for the first time, and they were impressed with Old Town Cottonwood and it was nice to hear people say positive things about our city and they would come back. He thought it had an economic affect on us and was a great event.

Mayor Joens stated on 9-11 she spoke at the Senior Center along with Chief Kuykendall; she wanted to let the public know we needed three more tree donations for the community orchard and they can get a plaque in memory of a loved one in front of their tree; they were starting to work on a big community cleanup scheduled for October 27; last Thursday night at Litchfield Park the Governor gave out her economic development awards and we received an award for our five-year economic development strategy with an emphasis on the Arizona wine industry; this past Monday she went on a hike with Bob Rothrock on the trails that are located off the Mingus Avenue extension and the county has requested cooperation from the city to get a trailhead off of state trust land so the public can use it; and last night she attended an event at the Old Town Center for the Arts where she was on a panel to share what our communities are doing with sustainability.

CALL TO THE PUBLIC

There were no comments from the public.

PROCLAMATION—VERDE RIVER DAY

Mayor Joens declared September 29, 2012, as Verde River Day.

APPROVAL OF MINUTES—Regular Meeting of 9/4/12

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

UNFINISHED BUSINESS

ORDINANCE NUMBER 587—AMENDING THE ZONING MAP OF THE CITY OF COTTONWOOD, ARIZONA, FOR A PARCEL OF LAND TOTALING APPROXIMATELY 8.060 ACRES, LOCATED AT 533 NORTH WILLARD STREET, APN 406-42-007, SO AS TO CHANGE CERTAIN DISTRICT BOUNDARIES AND CLASSIFICATIONS THEREOF FROM THE PRESENT ZONING OF R-1 (SINGLE FAMILY RESIDENTIAL) TO PAD (PLANNED AREA DEVELOPMENT); SECOND & FINAL READING

Mr. Gehlert stated this involved the old Catholic Church property located on Willard Street north of Cottonwood Elementary School. The reason for the zone change was to accommodate the development of a 10 bed hospice facility by the Verde Valley Medical Center. He showed a copy of the site plan which the council had already reviewed during its last meeting. It was an 8 acre site that about two thirds would be retained as open space and natural areas. The old Catholic Church would be moved about 200 feet south and east on the property to free up the flattest part of the site to build the hospice facility. Staff believes the proposal is compatible with the city's General Plan which encourages community services in this location as well as medium density residential development. On August 20 the Planning & Zoning Commission recommended approval subject to the stipulations set out under Ordinance Number 587.

Mayor Joens stated they covered this item in detail at their last meeting, and asked Mr. Peterson if there was anything else he wanted to add or share.

Mr. Peterson stated this was covered in length and everything was still as they described at that meeting. He had confirmation that the people moving the church would start mobilizing to move the church next week.

Council Member Pratt stated he thought this was another great facility for our community and was a good spot for it.

There were no further comments from the public or council.

Council Member Pratt moved to approve Ordinance Number 587. The motion was seconded by Council Member Norman, and carried unanimously.

Mayor Joens requested the City Clerk read Ordinance Number 587 by title only.

ORDINANCE NUMBER 587

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF COTTONWOOD, YAVAPAI COUNTY, ARIZONA, AMENDING THE ZONING MAP OF THE CITY OF COTTONWOOD, ARIZONA, FOR A PARCEL OF LAND TOTALING APPROXIMATELY 8.060 ACRES, LOCATED AT 533 NORTH WILLARD STREET, APN 406-42-007, SO AS TO CHANGE CERTAIN DISTRICT BOUNDARIES AND CLASSIFICATIONS THEREOF FROM THE PRESENT ZONING OF R-1 (SINGLE FAMILY RESIDENTIAL) TO PAD (PLANNED AREA DEVELOPMENT).

CONSENT AGENDA

NEW LIQUOR LICENSE APPLICATION SUBMITTED BY DONALD RIFFEL, OWNER OF THE MAIN STAGE, LOCATED AT 1 SOUTH MAIN STREET

RESOLUTION NUMBER 2661--APPROVING AN INTERGOVERNMENTAL AGREEMENT FOR THE CREATION AND PARTICIPATION IN THE YAVAPAI CHILD ABDUCTION RESPONSE TEAM WITH THE YAVAPAI COUNTY SHERIFF'S OFFICE, THE CITIES OF PRESCOTT AND SEDONA, THE TOWNS OF CAMP VERDE, CHINO VALLEY, CLARKDALE, AND PRESCOTT VALLEY, AND YAVAPAI COLLEGE

AMENDED INTERGOVERNMENTAL AGREEMENT WITH THE TOWN OF CLARKDALE FOR POLICE DISPATCHING SERVICES

Mayor Joens requested item number two on the Consent Agenda be removed for discussion.

Council Member Elinski moved to approve the remaining items on the Consent Agenda. The motion was seconded by Council Member Dowling, and carried unanimously.

RESOLUTION NUMBER 2661--APPROVING AN INTERGOVERNMENTAL AGREEMENT FOR THE CREATION AND PARTICIPATION IN THE YAVAPAI CHILD ABDUCTION RESPONSE TEAM WITH THE YAVAPAI COUNTY SHERIFF'S OFFICE, THE CITIES OF PRESCOTT AND SEDONA, THE TOWNS OF CAMP VERDE, CHINO VALLEY, CLARKDALE, AND PRESCOTT VALLEY, AND YAVAPAI COLLEGE

Mayor Joens requested Chief Fanning share with the public a little bit of information about this program.

Chief Fanning stated the CART (Child Abduction Response Team) program they were involved with now was where all of the agencies in Yavapai County were entering into an intergovernmental agreement and with a phone call send every available resource we have to whatever agency needs us and in turn they will send us any resources we need. The officers and detectives will receive more training to assist us. This also allows us to bring in the FBI, Secret Service, and Customs to come on board if needed.

Council Member Pratt stated he was impressed with the amount of work that went into this to get all these entities to come in together and it was really good for Yavapai County.

Mayor Joens stated we hope we never have to use this program.

Vice Mayor Pfeifer stated she thought it was a great idea.

Council Member Pratt moved to approve Resolution Number 2661, which approves the intergovernmental agreement with the City of Sedona, the Yavapai County Sheriff's office, the Towns of Chino Valley, Clarkdale, Camp Verde, the City of Prescott, the Town of Prescott Valley and Yavapai College, to create and participate in the Arizona Child Abduction Response Team in the Yavapai County region. The motion was seconded by Vice Mayor Pfeifer, and carried unanimously.

Mayor Joens requested the City Clerk read Resolution Number 2661 by title only.

RESOLUTION NUMBER 2661

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF COTTONWOOD, YAVAPAI COUNTY, ARIZONA, APPROVING AN INTERGOVERNMENTAL AGREEMENT FOR THE CREATION AND PARTICIPATION IN THE YAVAPAI CHILD ABDUCTION RESPONSE TEAM WITH THE YAVAPAI COUNTY SHERIFF'S OFFICE, THE CITIES OF PRESCOTT AND SEDONA, THE TOWNS OF CAMP VERDE, CHINO VALLEY, CLARKDALE, AND PRESCOTT VALLEY, AND YAVAPAI COLLEGE.

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

RESOLUTION NUMBER 2660--APPOINTING A MEMBER OF THE LIBRARY BOARD AND ESTABLISHING THEIR TERM OF OFFICE

Council Member Pratt stated he had consulted with the City Attorney, and since he knew two of the applicants pretty well he would recuse himself from this part of the meeting.

Ms. Ward stated she was presenting two applicants that applied for the one position they have on the library board. Mary Gray could not attend due to a vacation plan. Richard Smith and Dominic Selna were present.

Mr. Smith and Mr. Selna shared their qualifications and why they would like to serve on the library board, per the Mayor's request.

Vice Mayor Pfeifer moved to approve Resolution Number 2660, appointing Richard Smith a member of the library board to fill the remainder of a three year term expiring January 4, 2015. The motion was seconded by Council Member Norman.

Mayor Joens stated they would keep the applications for the other two people that applied for six months. She indicated to Mr. Selna that she was looking for a volunteer and if he was interested in helping her with community projects to let her know.

The motion carried unanimously.

Mayor Joens requested the City Clerk read Resolution Number 2660 by title only.

RESOLUTION NUMBER 2660

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF COTTONWOOD, ARIZONA, APPOINTING RICHARD W. SMITH AS A MEMBER OF THE LIBRARY BOARD OF THE CITY OF COTTONWOOD AND ESTABLISHING HIS TERM OF OFFICE.

ORDINANCE NUMBER 588--AMENDING THE MUNICIPAL CODE BY DELETING CHAPTER 2.104, SENIOR COMMISSION, OF TITLE 2, ADMINISTRATION AND PERSONNEL; FIRST READING

Ms. Jiménez stated this is the first reading of Ordinance Number 588 which will disband the city's Senior Commission per council direction at the last regular meeting. The current members of the Senior Commission recommended to the council that the commission be disbanded, as they felt it was not needed because there are other organizations and groups in the city and the Verde Valley that address the needs of senior citizens through projects or providing needed services. At the regular meeting of September 4, 2012, the council agreed with the Senior Commission's recommendation, therefore, staff was bringing forward Ordinance Number 588 which will delete the section of the Municipal Code pertaining to the Senior Commission.

Mayor Joens stated her main concern was she wanted to be sure the public knows we discussed this in length. The council is very supportive of our seniors in our community. We donate a sum of money to our senior center to ensure seniors who can't cook for themselves are delivered meals. We work with different groups and care very much about our seniors, but the issue with our Senior Commission is it was recommended by them that we disband it.

Council Member Norman stated they felt they could volunteer on their own and they were all very interested in doing that, and they do want to help with the Prime Time Fair if it comes around again, but they felt they were not getting much accomplished.

Mayor Joens asked if there were any comments on this item, and there were none.

Mayor Joens then requested the City Clerk read Ordinance Number 588 by title only.

ORDINANCE NUMBER 588

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COTTONWOOD, ARIZONA, AMENDING THE MUNICIPAL CODE BY DELETING CHAPTER 2.104, SENIOR COMMISSION, OF TITLE 2, ADMINISTRATION AND PERSONNEL.

RESOLUTION NUMBER 2662--APPROVING A GRANT AGREEMENT WITH THE UNITED STATES OF AMERICA, ACTING THROUGH THE FEDERAL AVIATION ADMINISTRATION (FAA) FOR THE DESIGN OF AN AUTOMATED WEATHER OBSERVATION SYSTEM (AWOS) AT THE COTTONWOOD AIRPORT

Mr. Scott stated one of the Airport Commission's top most goals was to get an automated weather observation system (AWOS) at the airport. We have received an approximately \$30,000 grant from the FAA for the design of the AWOS. This was just the design; not the installation. They were hoping to get that grant next after the design was complete. A lot of people had asked him why we need a weather observation system as we don't have that much inclement weather. The bigger reason he believed that the commission wanted it was there was a big economic reason to have a AWOS at the airport. There were a lot of large corporations that will not fly into an airport that does not have an AWOS or that does not have an instrument approach. We are moving forward with the instrument approach right now; the AWOS was the second step to that. He had also received some concerns from citizens asking if we want commercial airliners coming in here, and that was not what they were talking about. They were talking about businesses coming in. Corporate businesses will not send, for insurance reasons, their aircraft to small airports that do not have an AWOS. This was one of the council's strategic initiatives this year to move forward to become a more diversified economy, and this will give us the potential to do that. This was not a free grant; there was approximately a 5 percent match from both the city and the state. The city was matching approximately \$1,500 to the FAA's \$30,000.

Dominic Selna addressed the council and stated Mr. Scott had stated corporation

businesses would be coming in. The Verde Valley was based on small family run businesses, and if major corporations like Wal-Mart, Safeway, and Target were coming in they will bring in products they were trying to sell that would undermine the small businesses like the restaurants here and a few small clothing and book stores that are left.

Mr. Scott stated what we were discussing was bringing in the business traffic. The companies that would come in would bring in a large amount of jobs, and it basically gives more opportunity for businesses to come in.

Council Member Dowling stated say a manufacturing company was going to put a plant here, because we do have quite a bit of available space and industrial space, they could have somebody come in and out in a small airplane. It could be something that is not contrary to the small business establishments already here. It could be something that is positive and contributing to it.

Council Member Jauregui stated right now they have plenty of businesses using this airport, so it was not only the idea of bringing in new people. We have people that are already here and own businesses and have their own transportation.

Mayor Joens stated she thought Cottonwood had proven time and again that we totally support our small businesses. Our Old Town has flourished in a really down economy. The wine industry has been supported by the city and yet some of the larger businesses provide tax revenue that provides fire and police protection and helps us build our parks. She had always thought there was a place for everyone.

Vice Mayor Pfeifer moved to approve Resolution Number 2662 approving a grant agreement with the Federal Aviation Administration for the design of an automated weather observation system at the Cottonwood Airport, pending approval of the agreement by the city manager. The motion was seconded by Council Member Elinski, and carried unanimously.

Mayor Joens requested the City Clerk read Resolution Number 2662 by title only.

RESOLUTION NUMBER 2662

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF COTTONWOOD, ARIZONA, APPROVING A GRANT AGREEMENT WITH THE UNITED STATES OF AMERICA, ACTING THROUGH THE FEDERAL AVIATION ADMINISTRATION (FAA) FOR THE DESIGN OF AN AUTOMATED WEATHER OBSERVATION SYSTEM (AWOS) AT THE COTTONWOOD AIRPORT.

REQUEST FROM THE COTTONWOOD BOYS & GIRLS CLUB FOR FINANCIAL ASSISTANCE FROM THE CITY TO HELP PAY FOR ELECTRICAL UPGRADES TO THE BOYS & GIRLS CLUB BUILDING

Connie Dietrich, Executive Director of the Boys & Girls Club, stated for the past year they

have been doing improvements, which is painting and maintenance. Around the end of July she invited Mayor Joens and Doug Bartosh to come through to show them some other improvements they wanted to do because they were getting bigger and to clean things up a little bit. During the course of that they noticed the emergency exit signs needed to be done and they were also trying to get up all the safety measures they felt were important for a facility per code to get up to date. They had already done the improvements and if they could cost share a little bit of the cost maybe she could buy a couple more computers.

Council Member Pratt stated he was biased here. He had raised a young boy for about 12 years who benefited greatly from the Boys & Girls Club and he saw the support they gave him. It gave him a place to go after school and summer programs. It was a great organization and for him it was a no brainer; let's support them.

Council Member Jauregui stated he wanted to congratulate the Boys & Girls Club for not looking at the city as a cash cow. At every opportunity he thought there were some people that felt the city was obligated to support them completely, but this club had gone out and raised their funds by accepting donations and stuck to their agreement of doing their own maintenance, other than the major parts of the building.

After further discussion regarding the Boys & Girls Club, Council Member Pratt moved to approve \$1,000 in the council contingency funding to the Boys & Girls Club to help offset the cost of electrical upgrades of the building they lease from the city. 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 Council Member Elinski, and carried unanimously.

PINE SHADOWS WATER UTILITY COLLECTIONS MATTER AND ACRD/KUHLT V. CITY. PURSUANT TO A.R.S. §38-431.03.A.3 AND/OR A.4, THE CITY COUNCIL MAY VOTE TO CONVENE IN EXECUTIVE SESSION TO CONSULT WITH ITS ATTORNEY(S) REGARDING THE ABOVE-DESCRIBED MATTERS, TO RECEIVE LEGAL ADVICE, AND TO PROVIDE DIRECTION

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

Mayor Joens moved to resolve back into regular session. The motion was seconded by Council Member Elinski, and carried unanimously.

The council held no discussion nor took any action regarding this item.

ADJOURNMENT

Mayor Joens moved to adjourn. The motion was seconded by Council Member Dowling, and carried unanimously. The regular meeting adjourned at 8:26 p.m.

Diane Joens, Mayor

ATTEST:

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 September 18, 2012. I further certify that the meeting was duly called, and that a quorum was present.

Marianne Jiménez, City Clerk

Date