

**SUMMARY REPORT
OF COUNCIL ACTION TAKEN AT THE MAY 5, 2009, REGULAR MEETING**

This summary is a statement of legal actions taken by the Cottonwood City Council at a regular meeting pursuant to A.R.S. § 38-431.02(D), and is being provided as required by A.R.S. § 38-431.01(D.).

Council Members Present: Mayor Diane Joens, Vice Mayor Karen Pfeifer, Council Members James Chapman, Duane Kirby, Linda Norman, and Terence Pratt.

Council Members Absent: Tim Elinski.

Mayor Joens called the meeting to order at 6:00 p.m.

APPROVAL OF MINUTES – Meeting of 4/21/09

The Council unanimously approved the minutes of April 21, 2009, with a minor correction to page 6.

UNFINISHED BUSINESS

AWARD OF ON-CALL UNDERGROUND CONTRACTING SERVICES FOR THE UTILITY DEPARTMENT

The Council unanimously approved awarding the request for proposal for on call underground contracting services to Tiffany Construction and authorized the Mayor to execute the contract for these services.

CONSENT AGENDA—No items.

NEW BUSINESS

DIRECTION TO STAFF REGARDING THE PROPOSED STATE TRUST LAND ANNEXATION

The Council directed staff to continue the process for the proposed annexation of 10 sections of State Trust lands located north of the city.

PRESENTATION OF THE “FOCUS ON SUCCESS” FIVE-YEAR ECONOMIC DEVELOPMENT PLAN

The Council unanimously approved accepting the five-year economic development action plan for the city referred to as the “Focus-on-Success” plan.

RESOLUTION NUMBER 2436—APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF COTTONWOOD AND THOSE PARTICIPATING PUBLIC AGENCIES AS DEFINED UNDER A.R.S §11-951 (“PARTIES”) FOR THE PURPOSE OF DEFINING WORKERS’ COMPENSATION COVERAGE IN JOINT ACTIVITIES AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND DECLARING AN EMERGENCY TO EXIST

The Council unanimously approved Resolution Number 2436, which approved an intergovernmental agreement between the City of Cottonwood and those participating public agencies as defined under A.R.S. § 11-951 (“parties”) for the purpose of defining workers’ compensation coverage in joint activities.

RESOLUTION NUMBER 2437--AMENDING THE CITY’S FINANCIAL OPERATIONS GUIDE BY REPEALING EXISTING SECTION III, TRAVEL POLICY; AND ADOPTING A NEW SECTION III, TRAVEL POLICY; AND PROVIDING FOR AN EFFECTIVE DATE

The Council unanimously approved Resolution Number 2437, which amends the travel policy of the city’s Financial Operations Guide.

CHANGE ORDER TO THE GROSS MAXIMUM PRICE CONTRACT WITH ADOLFSON & PETERSON CONSTRUCTION FOR IMPROVEMENTS TO THE YAVAPAI COUNTY PARKING LOT AS PART OF THE NEW RECREATION CENTER PROJECT

The Council unanimously approved a change order to the gross maximum price contract with Adolfson & Peterson Construction in the amount of \$250,715 for improvements to the Yavapai County annex parking lot to be used as shared parking for the city’s new recreation center.

RENEWAL OF AIRPORT LAND LEASE WITH RED ROCK SKYDIVING, LLC.

This item was tabled.

SPECIAL EVENT LIQUOR LICENSE APPLICATION FROM THE COTTONWOOD CHAMBER OF COMMERCE FOR AN EVENT SCHEDULED FOR MAY 21, 2009, AT COTTONWOOD VILLAGE

The Council approved (Vice Mayor Pfeifer declared a conflict of interest on this item) the special event liquor license application from the Chamber of Commerce for an event scheduled for May 21.

CLAIMS & ADJUSTMENTS

The Council unanimously approved the Claims and Adjustments as presented.

DISCUSSION REGARDING COTTONWOOD POLICE OFFICER MONICA KUHLT’S COMPLAINT-- PURSUANT TO A.R.S. § 38-431.03(A)(3) DISCUSSION OR CONSULTATION FOR LEGAL ADVICE WITH THE ATTORNEY OR ATTORNEYS OF THE PUBLIC BODY & A.R.S. § 38-431.03(A)(4) 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

The Council met under executive session to discuss this matter. No action was taken on this item.

ADJOURNMENT

The regular meeting adjourned at 9:28 p.m.