

## SUMMARY REPORT

OF COUNCIL ACTION TAKEN AT THE SEPTEMBER 7, 2010, REGULAR MEETING HELD AT 6:00 P.M. AT THE CITY COUNCIL CHAMBERS BUILDING, 826 NORTH MAIN STREET, COTTONWOOD, ARIZONA.

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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 Tim Elinski, Duane Kirby, Linda Norman, Terence Pratt, and Darold Smith.

Mayor Joens called the meeting to order at 6:07 p.m.

### APPROVAL OF MINUTES—WORK SESSION OF AUGUST 10, 2010 & REGULAR MEETING OF AUGUST 17, 2010

The Council unanimously approved the minutes as presented.

OLD BUSINESS—None

### CONSENT AGENDA

WINE FESTIVAL LIQUOR LICENSE APPLICATION FROM ALCANTARA L.L.C. & PILLSBURY WINE COMPANY NORTH FOR THE RHYTHM & RIBS EVENT SCHEDULED FOR OCTOBER 2, 2010, TO BE HELD AT THE COTTONWOOD KIDS' PARK LOCATED AT 350 SOUTH 12TH STREET

WINE FESTIVAL LIQUOR LICENSE APPLICATIONS FROM ALCANTARA L.L.C., FREITAS VINEYARD, JAVELINA LEAP VINEYARD & WINERY, JEROME WINERY, PAGE SPRINGS CELLARS, AND PILLSBURY WINE COMPANY NORTH FOR THE AIRFEST EVENT SCHEDULED FOR OCTOBER 16, 2010, AT THE COTTONWOOD AIRPORT, LOCATED AT 1101 WEST MINGUS AVENUE

LIQUOR STORE (SERIES 9) SAMPLING PRIVILEGES APPLICATION FOR JANICE L. MARTIN, AGENT FOR SAFEWAY, INC., LOCATED AT 1635 EAST COTTONWOOD STREET

The Council unanimously approved the Consent Agenda items.

The Series 9 sampling privileges application for the local Safeway store allows the store to offer liquor samples to qualified shoppers.

### NEW BUSINESS

DISCUSSION, CONSIDERATION, AND POSSIBLE LEGAL ACTION TO AUTHORIZE THE CITY'S UTILITY DEPARTMENT TO BEGIN ISSUING COMBINED BILLS FOR WATER AND WASTEWATER SERVICES; TO DEVELOP AND IMPLEMENT AN EQUALIZED/ ANNUALIZED PAYMENT PLAN; AND TO PROVIDE AN OPPORTUNITY FOR UTILITY CUSTOMERS TO MAKE VOLUNTARY

#### CONTRIBUTIONS TOWARD UTILITY ASSISTANCE FOR QUALIFIED INDIVIDUALS

The Council unanimously approved authorizing staff to begin issuing combined bills for water and wastewater services when practical; to develop and implement an equalized/annualized payment option for water and wastewater services; and to provide an opportunity for utility customers to voluntarily contribute to a fund for utility assistance to qualified low-income utility customers.

#### FINANCIAL OPTIONS FOR THE COTTONWOOD AREA TRANSIT (CAT) SYSTEM OPERATIONS

The Council unanimously approved receiving emergency funding from ADOT for one additional year to maintain weekday service for the Cottonwood Area Transit system and cut Saturday service.

It was necessary to review options to keep the transit system functioning due to the fact that Yavapai County and the Town of Clarkdale reduced their contributions toward the transit system.

#### RESOLUTION NUMBER 2531—APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH YAVAPAI COUNTY FOR PROVIDING PUBLIC TRANSPORTATION SERVICES FOR RESIDENTS OF YAVAPAI COUNTY

The Council unanimously approved Resolution Number 2531, which approves an intergovernmental agreement with Yavapai County to provide transit service to County residents through the Cottonwood Area Transit system. The County's contribution toward this service for fiscal year 2010-11 is \$27,000.

#### RESOLUTION NUMBER 2532—APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE TOWN OF CLARKDALE FOR PROVIDING PUBLIC TRANSPORTATION SERVICES FOR RESIDENTS OF THE TOWN OF CLARKDALE

The Council unanimously approved Resolution Number 2532, which approves an intergovernmental agreement with the Town of Clarkdale to provide transit service to Clarkdale residents through the Cottonwood Area Transit system. Clarkdale's contribution toward this service for fiscal year 2010-11 is \$46,981.

#### RESOLUTION NUMBER 2534—APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ARIZONA DEPARTMENT OF TRANSPORTATION FOR PROVIDING FEDERAL FUNDING FOR THE OPERATION OF THE COTTONWOOD AREA TRANSIT

The Council unanimously approved Resolution Number 2534, which approves an intergovernmental agreement with the State of Arizona Department of Transportation to providing federal funding in the amount of \$678,507 for the operation of the Cottonwood Area Transit system for the federal fiscal year of October 1, 2010 through September 30, 2011.

APPROVAL TO RETIRE THE COTTONWOOD POLICE DEPARTMENT CANINE "BUSTER", AND RELEASE HIM TO HIS HANDLER, SERGEANT KEVIN MURIE

The Council unanimously approved retiring the Cottonwood Police Department canine Buster and releasing him to his current handler, Sgt. Kevin Murie.

ACCEPTANCE OF A YAVAPAI COUNTY COMMUNITY FOUNDATION GRANT AGREEMENT TO ASSIST IN THE PURCHASE OF, AND VETERINARY EXPENSES FOR, A NEW NARCOTICS CANINE

The Council unanimously approved accepting a grant from the Yavapai County Community Foundation in the amount of \$5,000 to assist in the purchase of a new narcotics canine and provide for its veterinary expenses.

SPECIAL EVENT LIQUOR LICENSE APPLICATIONS FROM THE COTTONWOOD CHAMBER OF COMMERCE FOR THE RHYTHM & RIBS EVENT SCHEDULED ON OCTOBER 2, 2010, AT THE COTTONWOOD KIDS' PARK LOCATED AT 350 SOUTH 12TH STREET, AND FOR A BUSINESS NETWORKING EVENT SCHEDULED FOR OCTOBER 21, 2010, AT PANDORA'S GAME BOX LOCATED AT 580 EAST STATE ROUTE 89A

The Council approved the Special Event Liquor License applications from the Chamber of Commerce for events scheduled for October 2 & 21, 2010.

Vice Mayor Pfeifer declared a conflict of interest on this item due to her serving as a board member of the Chamber and did not vote on this item.

CLAIMS & ADJUSTMENTS

The Council unanimously approved the Claims & Adjustments as presented.

EXECUTIVE SESSION--CITY ATTORNEY'S REVIEW--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 ATTORNEY'S RIGHT TO COMPEL THE COUNCIL TO DISCUSS THIS MATTER IN OPEN MEETING

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

Council Member Terence Pratt excused himself from the executive session due to illness.

After discussion of the City Attorney's annual evaluation under executive session, Council Member Kirby moved to resolve out of executive session. The motion was seconded by

Council Member Smith, and carried unanimously.

Council Member Kirby then moved to retain Steve Horton as the City Attorney for another term of one year. The motion was seconded by Council Member Elinski, and carried unanimously.

#### ADJOURNMENT

Council Member Linda Norman moved to adjourn. The motion was seconded by Vice Mayor Pfeifer, and carried unanimously. The regular meeting adjourned at 7:55 p.m.