

## SUMMARY REPORT

OF COUNCIL ACTION TAKEN AT THE FEBRUARY 1, 2011, 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.

### UNFINISHED BUSINESS

ORDINANCE NUMBER 569—AMENDING THE CITY OF COTTONWOOD ZONING ORDINANCE BY DELETING SECTION 404. H. “BUILDING HEIGHT REQUIREMENTS” AND REPLACING IT WITH A NEW SECTION 404. H. “HEIGHT REGULATIONS” PERTAINING TO HEIGHTS OF NON-HABITABLE STRUCTURES; DELETING SECTION 404. H. 3. “RESIDENTIAL ACCESSORY BUILDINGS” AND ADDING A NEW SUB SECTION (7) TO SECTION 404. G. 6. c. “DETACHED ACCESSORY BUILDINGS IN RESIDENTIAL ZONES”; AND AMENDING SECTION 304. “DESIGN REVIEW” TO ALLOW MINOR HEIGHT EXCEPTIONS FOR VARIOUS NON-HABITABLE STRUCTURES SUBJECT TO DESIGN REVIEW PROCEDURES AND CRITERIA; SECOND & FINAL READING.

The Council unanimously approved Ordinance Number 569. This Ordinance amends Section 404 (General Provisions) and Section 304 (Design Review) of the Cottonwood Zoning Ordinance by updating the height regulations for various types of non-habitable structures which were not addressed by the existing Zoning Ordinance.

The effective date of Ordinance Number 569 is March 2, 2011.

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

RESOLUTION NUMBER 2572—DEEMING THE GRANTING OF A NEW 25-YEAR ELECTRIC UTILITY FRANCHISE TO ARIZONA PUBLIC SERVICE CORPORATION IN ACCORDANCE WITH THAT CERTAIN FRANCHISE AGREEMENT THAT HAS BEEN PRESENTED TO THE COUNCIL TO BE BENEFICIAL TO THE CITY, AND AUTHORIZING THE PROPOSED FRANCHISE AGREEMENT TO BE PRESENTED TO THE CITY’S VOTERS FOR APPROVAL ON THE BALLOT OF THE MAY 17, 2011, SPECIAL ELECTION.

The Council unanimously approved Resolution Number 2572, which deems the granting of a new 25-year electric utility franchise to Arizona Public Service Corporation (APS) and authorizes the proposed franchise agreement be placed on the ballot for voter approval at the May 17, 2011, general election. Among other provisions, the franchise agreement allows APS to construct, maintain and operate its electrical system upon, over, along, across and under the present and future rights-of-way located in the city.

FEE REDUCTION FOR USE OF THE COTTONWOOD RECREATION CENTER BY NON-RESIDENTS WHO HAVE THEIR RESPECTIVE BUSINESS OPERATIONS IN THE CITY LIMITS AND ARE A MEMBER OF THE COTTONWOOD CHAMBER OF COMMERCE.

The Council unanimously approved a fee reduction of 10 percent for the use of the Cottonwood Recreation Center by non-residents who have their respective business operations in the city limits.

CLAIMS & ADJUSTMENTS

The Council unanimously approved the Claims and Adjustments as presented.

ANNUAL REVIEW OF THE CITY MANAGER—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 MANAGER'S RIGHT TO COMPEL THE COUNCIL TO DISCUSS THIS MATTER IN OPEN MEETING.

The Council met under executive session to discuss the City Manager's annual evaluation, and took no action on this item following the discussion.

ADJOURNMENT

The regular meeting adjourned at 7:50 p.m.