



**NOTICE OF A REGULAR MEETING OF THE COMMON COUNCIL
OF THE TOWN OF CLARKDALE**

**Tuesday February 8, 2011 at 6:00 P.M.
Clark Memorial Clubhouse, Men's Lounge**

PURSUANT TO A.R.S. §38-431.02, NOTICE IS HEREBY GIVEN to the members of the Common Council of the Town of Clarkdale and to the general public that the Town of Clarkdale Common Council will hold a Regular Meeting open to the public on **Tuesday, February 8, 2011, at 6:00 p.m.** in the **Clark Memorial Clubhouse, Men's Lounge, 19 N. Ninth Street**, Clarkdale, Arizona. Members of the Clarkdale Common Council will attend either in person or by telephone, video or internet conferencing. Pursuant to A.R.S. §38-431.03, the Council may vote to recess the meeting and move into Executive Session on any item, which will be held immediately after the vote and will not be open to the public. Upon completion of Executive Session, the Council may resume the meeting, open to the public, to address the remaining items on the agenda.

Dated this 3rd day of February, 2011
BY

KATHY BAINBRIDGE
CLERK/FINANCE DIRECTOR

As a reminder, if you are carrying a cell phone, electronic pager, computer, two-way radio, or other sound device, we ask that you turn it off at this time to minimize disruption to this meeting.

ALL ITEMS ON THIS AGENDA ARE SCHEDULED FOR DISCUSSION AND POSSIBLE ACTION, UNLESS OTHERWISE NOTED.

- 1. CALL TO ORDER**
- 2. PUBLIC COMMENT** – The Town Council invites the public to provide comments at this time. Members of the Council may not discuss items that are not specifically identified on the agenda. Therefore, pursuant to A.R.S. §38-431.01(G), action taken as a result of public comment will be limited to directing staff to study the matter, responding to any criticism or scheduling the matter for further consideration and decision at a later date. Persons interested in making a comment on a specific agenda item are asked to complete a brief form and submit it to the Town Clerk during the meeting. Each speaker is asked to limit their comments to five minutes.
- 3. MAYOR, COUNCILMEMBER AND TOWN MANAGER REPORTS ON CURRENT EVENTS** – A brief summary of current events by the Mayor, Council Members and Town Manager. The Council will not propose, discuss, deliberate or take legal action on any matter in the summary.
- 4. INFORMATIONAL REPORTS**
CAT/ VVTPO– A report regarding the Cottonwood Area Transit and the Verde Valley Transportation Planning Organization & other transportation affiliations.
COCOPAI – A report regarding the Coconino Yavapai Resource Conservation District.
VVLPI – A report regarding the Verde Valley Land Preservation Institute.
NACOG - A report regarding the Northern Arizona Council of Governments.

NAMWUA - A report regarding the Northern Arizona Municipal Water Users Association.
VRBP – A report regarding the Verde River Basin Partnership.
WAC - A report regarding the Yavapai County Water Advisory Committee.
VVREO – A report regarding the Verde Valley Regional Economic Organization
YCL – A report from the Yavapai College Liaison.

5. **CONSENT AGENDA** - The consent agenda portion of the agenda is a means of expediting routine matters that must be acted on by the Council. All items are approved with one motion. Any items may be removed for discussion at the request of any Council Member.
- A. **Approval of Minutes of the Common Council** - Approval of the minutes of the Regular Meeting held January 11, 2011.
 - B. **Claims** - List of specific expenditures made by the Town during the previous month. January, 2011 check log and PPE dated 1/1/11, 1/4/11, 1/15/2011, and 1/29/11.
 - C. **Board and Commission Minutes** – Acknowledgement of receipt of minutes and draft minutes of the previous month’s Board and Commission Meetings.
 - Board of Adjustments Cancelled Agenda for January 26, 2011
 - Design Review Board Cancelled Agenda for January 12, 2011
 - Heritage Conservancy Board Cancelled Agenda for January 19, 2011
 - Parks and Recreation Board Cancelled Agenda for January 19, 2011
 - Planning Commission minutes of the meeting held January 18, 2011
 - General Plan Update Committee minutes of the meeting held January 24, 2011
 - D. **Reports** - Approval of written Reports from Town Departments and Other Agencies
 - Building Permit Report – December, 2010
 - Capital Improvements Report – December, 2010
 - Magistrate Court Report – December, 2010
 - Police Department Report – December, 2010
 - Water and Wastewater Report – December, 2010
 - Clarkdale Fire District Report and Mutual Aid Responses Report – December, 2010
 - Cottonwood Area Transit (CAT) Operations Report – December, 2010
 - E. **Acceptance of Bid, Approval of Contract, and the Issuance of the “Notice To Proceed” for the Mountain Gate Guardrail Project** - Approval by the Town Council to accept the bid from Headwaters Construction in the amount of \$117,672.63 and approve the contract for the Mountain Gate Guardrail Project and direction to the Public Works Department to issue a Notice to Proceed to Headwaters Construction.
 - F. **Special Event Liquor License** - Approval of a recommendation to the State Department of Liquor Licenses and Control to approve a Special Event Liquor License for the Yavapai College Foundation’s “Fundraising and Awareness for the Yavapai College Foundation Greater Verde Valley Chapter” event to be held on Friday, March 25, 2011 from 3:30 – 7:30 p.m. on the Yavapai College Campus, 601 Black Hills Drive, Clarkdale.

NEW BUSINESS

6. **YAVAPAI-APACHE NATION DISTRIBUTION OF GAMING REVENUES UNDER PROPOSITION 202** – Discussion and consideration by the Town Council to accept the Proposition 202 funds in the amount of \$10,000.00 from the Yavapai-Apache Nation.
7. **PRESENTATION BY DEVELOPMENT SERVICES PLANNING DIVISION FROM YAVAPAI COUNTY ON THE COUNTY’S COMPREHENSIVE PLAN UPDATE PROCESS** – A presentation regarding Yavapai County’s Comprehensive Plan Update Process.
8. **A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF CLARKDALE, ARIZONA, DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT FILED WITH THE TOWN CLERK AND ENTITLED “AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CLARKDALE, ARIZONA, AMENDING CHAPTER 10 - OFFENSES, SECTION TWO – SMOKING, OF THE TOWN CODE BY AMENDING SECTION 10-2-2 DEFINITIONS, SECTION 10-2-4 REGULATIONS OF SMOKING IN ENCLOSED PUBLIC PLACES, SECTION 10-2-5 REGULATIONS OF SMOKING IN PLACES OF EMPLOYMENT, SECTION 10-2-8.01 WHERE MEDICAL MARIJUANA SMOKING IS PROHIBITED, AND SECTION 10-2-9 POSTING REGULATIONS BY ADDING SMOKING MEDICAL MARIJUANA; SECTION 10-2-10 SEVERABILITY; AND CHAPTER 3 OF THE ZONING CODE BY AMENDING SECTIONS 3-1 THROUGH 3-8 RESIDENTIAL DISTRICTS BY ADDING MEDICAL MARIJUANA CAREGIVER FACILITY AS A CONDITIONAL USE; SECTION 3-9 CENTRAL BUSINESS DISTRICT AND SECTION 3-11 COMMERCIAL DISTRICT BY ADDING MEDICAL MARIJUANA DISPENSARY; AND SECTION 3-15 INDUSTRIAL DISTRICT BY ADDING MEDICAL MARIJUANA CULTIVATION FACILITY; PROVIDING SEVERABILITY; AND REPEALING CONFLICTING ORDINANCES** - Discussion and consideration of Resolution # 1358, a Resolution declaring the above named Ordinance which establishes Medical Marijuana regulations in the Town of Clarkdale a public record to be adopted by Ordinance #331.
9. **AN ORDINANCE ADOPTING AS A PUBLIC RECORD “AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CLARKDALE, ARIZONA, AMENDING CHAPTER 10 - OFFENSES, SECTION TWO – SMOKING, OF THE TOWN CODE BY AMENDING SECTION 10-2-2 DEFINITIONS, SECTION 10-2-4 REGULATIONS OF SMOKING IN ENCLOSED PUBLIC PLACES, SECTION 10-2-5 REGULATIONS OF SMOKING IN PLACES OF EMPLOYMENT, SECTION 10-2-8.01 WHERE MEDICAL MARIJUANA SMOKING IS PROHIBITED, AND SECTION 10-2-9 POSTING REGULATIONS BY ADDING SMOKING MEDICAL MARIJUANA; SECTION 10-2-10 SEVERABILITY; AND CHAPTER 3 OF THE ZONING CODE BY AMENDING SECTIONS 3-1 THROUGH 3-8 RESIDENTIAL DISTRICTS BY ADDING MEDICAL MARIJUANA CAREGIVER FACILITY AS A CONDITIONAL USE; SECTION 3-9 CENTRAL BUSINESS DISTRICT AND SECTION 3-11 COMMERCIAL DISTRICT BY ADDING MEDICAL MARIJUANA DISPENSARY; AND SECTION 3-15 INDUSTRIAL DISTRICT BY ADDING MEDICAL MARIJUANA CULTIVATION FACILITY; PROVIDING SEVERABILITY; AND REPEALING CONFLICTING ORDINANCES** – Discussion and consideration of Ordinance #331, an Ordinance adopting the public record, Resolution 1358, which amends Section 10-2-2 Definitions, Section 10-2-4 Regulations Of Smoking In Enclosed Public Places, Section 10-2-5 Regulations Of Smoking In

Places Of Employment, Section 10-2-8.01 where Medical Marijuana Smoking Is Prohibited, And Section 10-2-9 Posting Regulations By Adding Smoking Medical Marijuana; Section 10-2-10 Severability and Chapter 3 of the Zoning Code by amending Sections 3-1 through 3-7 Residential Districts by adding Medical Marijuana Caregiver Facility as a Conditional Use; Section 3-9 Central Business District and Section 3-11 Commercial District by adding Medical Marijuana Dispensary; Section 3-15 Industrial District by adding Medical Marijuana Cultivation Facility.

- 10. UPDATE FROM THE CLARKDALE SUSTAINABILITY PARK STRATEGIC PLANNING SESSION** – Update presentation on the Clarkdale Sustainability Park Strategic Planning held January 28, 2011.
- 11. UPDATE FROM STRATEGIC PLANNING** – Update presentation on Town of Clarkdale 2011-2012 Strategic Planning held February 4, 2011.
- 12. FISCAL YEAR 2010-2011 BUDGET UPDATE** – A worksession to discuss the second quarter of the 2010-2011 FY Budget.
- 13. FUTURE AGENDA ITEMS** - Listing of items to be placed on a future council agenda
- 14. ADJOURNMENT**

Persons with a disability may request reasonable accommodations by contacting the Town Hall at 639-2400 (TTY: 1-800-367-8939) at least 72 hours in advance of the meeting.