



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

**Tuesday, February 22, 2011 at 3:00 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 Special Meeting open to the public on **Tuesday, February 22, 2011, at 3:00 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 17 day of February, 2011
BY



KATHY BAINBRIDGE
CLERK/FINANCE DIRECTOR

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

1. CALL TO ORDER

CALL TO ORDER - Meeting was called to order at 3:00 PM by Mayor Von Gausig.

Town Council:

Mayor Doug Von Gausig
Vice Mayor Richard Dehnert

Councilmember Patricia Williams
Councilmember Curtiss Bohall
Councilmember Bill Regner

Town Staff:

Town Manager Gayle Mabery
Community Development Director Sherry Bailey
Human Resources/Community Services Director Janet Perry
Police Chief Pat Haynie
Utilities Director Wayne Debrosky
Public Works Director Steve Burroughs
Town Clerk/Finance Director Kathy Bainbridge
CSP Manager Jodie Filardo

- 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.

[There was no Public Comment](#)

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. **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. **Reports** - Approval of written Reports from Town Departments and Other Agencies
 - Building Permit Report – January, 2011
 - Capital Improvements Report – January, 2011
 - Magistrate Court Report – January, 2011
 - Police Department Report – January, 2011
 - Water and Wastewater Report – January, 2011
 - Clarkdale Fire District Report and Mutual Aid Responses Report – January, 2011
 - Cottonwood Area Transit (CAT) Operations Report – January, 2011
 - B. **Approval for a Request for Extension of the Financial Assurance Time Requirement for Wildhorse Acres Estates Minor Subdivision** - Approval for a request for extension of the financial assurance time requirement for Wildhorse Acres Estates Minor Subdivision.
 - C. **Salary Range Resolution** – Approval of Resolution # 1358, A Resolution of The Mayor and Common Council of the Town of Clarkdale, Arizona, Amending Resolution #1343, Adopting a Range Placement Table for Employee Salary Ranges, and Setting Effective Dates.
 - D. **Financial Operation Guide Amendment**- Approval of an amendment to Section II (VI) – Payroll; On Call Policy, of the Financial Operations Guide for the Town of Clarkdale.

[Councilmember Bohall moved to accept the Consent Agenda items A-D as prepared by staff. Motion seconded by Councilmember Regner. Motion approved unanimously.](#)

OLD BUSINESS

5. **AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CLARKDALE, ARIZONA, AMENDING CHAPTER 10 OF THE TOWN CODE BY AMENDING SECTION 10-2-2 DEFINITIONS, SECTION 10-2-4 REGULATIONS OF SMOKING IN ENCLOSED PUBLIC PLACES; AND AMENDING CHAPTER THREE 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; 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 which establishes Medical Marijuana regulations in the Town of Clarkdale.

Councilmember Regner moved to table the discussion and consideration of Ordinance #311, an Ordinance which establishes Medical Marijuana regulations in the Town of Clarkdale to the March 8, 2011 Council Meeting. Motion seconded by Vice Mayor Dehnert. Motion approved unanimously.

NEW BUSINESS

6. **ESCROW AGREEMENT BETWEEN THE TOWN OF CLARKDALE, PTM ENTERPRISES, L.L.C. AND FIRST AMERICAN TITLE INSURANCE COMPANY ALONG WITH APPROVAL OF CONSULTANT** – Discussion and consideration regarding the execution of the Escrow Agreement between the Town/PTM Enterprises, L.L.C/ First American Title Insurance Company and approval of Dr. Fred Goldman, P.E./Southwestern Environmental Consultants, Inc as a qualified and capable consultant to perform the design work for the new Wastewater Treatment Plant per Section 2.2 of the Escrow Agreement.

Councilmember Bohall moved to approve the Escrow Agreement between the Town/PTM Enterprises, L.L.C/ First American Title Insurance Company, allowing staff to make reasonable modifications to Article V, and approval of Dr. Fred Goldman, P.E./Southwestern Environmental Consultants, Inc as a qualified and capable consultant to perform the design work for the new Wastewater Treatment Plant per Section 2.2 of the Escrow Agreement. Motion seconded by Vice Mayor Dehnert. Motion approved unanimously.

7. **FUTURE AGENDA ITEMS** - Listing of items to be placed on a future council agenda
8. **ADJOURNMENT** the Council adjourned at 4:50 P.M.

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.