

NOTICE – This is provided for public information only. This document is not an approved set of minutes, only a staff summary of actions taken. The approved minutes will contain the official action taken.



**NOTICE OF A REGULAR MEETING OF THE COMMON COUNCIL
OF THE TOWN OF CLARKDALE
Tuesday, February 14, 2012 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 14, 2012, 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.

The undersigned hereby certifies that a copy of this notice was duly posted on the Community Development Building bulletin board, located at 890 Main Street, Clarkdale, Arizona on the 9th day of February, 2012 at 1:00 p.m.

Supporting documentation and staff reports furnished to the Council with this agenda are available for review on the Town website at www.clarkdale.az.gov and the Town Clerk's Office.

Dated this 9th day of February, 2012
BY

Kathy Bainbridge
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

Meeting was called to order at 6:00 PM by Mayor Von Gausig.

Town Council:

Mayor Doug Von Gausig
Vice Mayor Richard Dehnert

Councilmember Patricia Williams
Councilmember Curtiss Bohall

Town Staff:

Town Manager Gayle Mabery
Town Clerk/Finance Director Kathy Bainbridge
Human Resources/Community Services Director Janet Perry
Community Development/Economic Director Jodie Filardo
Interim Public Safety Director John Wintersteen
Administrative Assistant Mary Ellen Dunn

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.

Mayor opens to public for comment. There was no public comment.

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 10, 2012 and Special Meeting January 24, 2012.
- B. Claims** - List of specific expenditures made by the Town during the previous month. January, 2012 check log and PPE dated 12-31-11 and 01-14-12.
- 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 – Notice of Cancellation of Meeting 1-25-12
Design Review Board – Notice of Cancellation of Meeting 2-1-12
Planning Commission minutes of the meeting held 1-17-12
Parks and Recreation Committee minutes of the meeting held 1-18-12
- F. Resolution adopting the Yavapai County Multi-Jurisdictional Hazard Mitigation Plan 2011** – Approval of Resolution #1390, a resolution adopting the Yavapai County Multi-Jurisdictional Hazard Mitigation Plan 2011.

Consent Agenda Items D and E pulled by Councilmember Williams.

Councilmember Williams moved to approve Consent Agenda items A, B, C, and F as presented. Motion was seconded by Councilmember Bohall. Motion approved unanimously.

- D. 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 TOWN OF CLARKDALE, ARIZONA, CREATING CHAPTER 9 – HEALTH AND SANITATION, SECTION 5 – ABATEMENT OF RUBBISH AND DILAPIDATED STRUCTURES, OF THE ZONING CODE OF THE TOWN OF CLARKDALE, REPEALING CONFLICTING ORDINANCES AND PROVIDING FOR SEVERABILITY”**
Approval of Resolution # 1389, a Resolution declaring the above named Ordinance which creates an abatement of rubbish and dilapidated structures procedure in the Town of Clarkdale Zoning Code, a public record to be adopted by Ordinance #341.

Councilmember Williams moved to approve Item D: Resolution #1389 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 TOWN OF CLARKDALE, ARIZONA, CREATING CHAPTER 9 – HEALTH AND SANITATION, SECTION 5 – ABATEMENT OF RUBBISH AND DILAPIDATED STRUCTURES, OF THE ZONING CODE OF THE TOWN OF CLARKDALE, REPEALING CONFLICTING ORDINANCES AND PROVIDING FOR SEVERABILITY.” Councilmember Bohall seconded the motion. The motion was approved unanimously.

- E. An Ordinance of the Town Council of the Town of Clarkdale, Arizona, relating to the creation of an abatement of rubbish and dilapidated structures procedure; adopting an Ordinance of the Town of Clarkdale, Arizona, Creating Chapter 9 – Health and Sanitation, Section 5 – Abatement of Rubbish and Dilapidated Structures, of the Zoning Code of the Town of Clarkdale by Reference, Repealing Conflicting Ordinances and Providing for Severability – Approval Ordinance #341, an Ordinance which creates an abatement of rubbish and dilapidated structures procedure in the Town of Clarkdale Zoning Code.**

Councilmember Williams moved to approve Item E: Ordinance #341 of the Town Council of the Town of Clarkdale, Arizona, relating to the creation of an abatement of rubbish and dilapidated structures procedure; adopting an Ordinance of the Town of Clarkdale, Arizona, Creating Chapter 9 – Health and Sanitation, Section 5 – Abatement of Rubbish and Dilapidated Structures, of the Zoning Code of the Town of Clarkdale by Reference, Repealing Conflicting Ordinances and Providing for Severability. Councilmember Bohall seconded the motion. The motion was approved unanimously.

NEW BUSINESS

RESTRICTED OFF-ROAD MOTORIZED TRAVEL REGULATIONS IN COCONINO NATIONAL FOREST – A presentation regarding the new Travel Management Rule regarding restricted off-road motorized travel in Coconino National Forest.

This is a presentation only. No Council action is required.

GUIDELINES FOR PARKS AND OPEN SPACE DEVELOPMENT – Discussion and consideration of the Guidelines for Parks and Open Space Development for use by the Town for planning future parks and open space as recommended by the Parks and Recreation Commission.

Vice Mayor Dehnert moved to approve the Town of Clarkdale Guidelines for Parks and Open Space Development as presented. Councilmember Williams seconded the motion. The motion was approved unanimously.

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 “THE SIDEWALK CAFÉ PERMIT CODE” WHICH CREATES A NEW SECTION 4-16 TO THE ZONING CODE OF THE TOWN OF CLARKDALE; AND AMENDS SECTION 3-9 A.5., ZONING DISTRICTS – CENTRAL BUSINESS DISTRICT; AND AMENDS SECTION 3-10 A.10., ZONING DISTRICTS – TOWN CENTER COMMERCIAL; AND AMENDS SECTION 3-11 A.5., ZONING DISTRICTS – COMMERCIAL; AND AMENDS SECTION 3-12 A.9., ZONING DISTRICTS – NEIGHBORHOOD COMMERCIAL DISTRICT; AND AMENDS SECTION 3-13 B.13., ZONING DISTRICTS – HIGHWAY COMMERCIAL DISTRICT, OF THE TOWN ZONING CODE OF THE TOWN OF CLARKDALE - Discussion and consideration of Resolution # 1388, a Resolution declaring the Sidewalk Café Permit Code a public record.

Councilmember Bohall moved to approve Resolution #1388, 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 Council of the Town of Clarkdale, Yavapai County, Arizona, Creating Section 4-16; General Provisions - Sidewalk Café Permit, and amending Section 3-9 A.5., Zoning Districts – Central Business District; Section 3-10 A.10., Zoning Districts – Town Center Commercial; Section 3-11 A.5., Zoning Districts – Commercial; Section 3-12 A.9., Zoning Districts – Neighborhood Commercial District; and Section 3-13 B.13., Zoning Districts – Highway Commercial District of the Town Zoning Code of the Town of Clarkdale; repealing conflicting ordinances and providing for severability” as amended in Exhibit “A” Section C: “Permit required and fees: An annual permit issued by the Town to operate a sidewalk café is required and may be issued only to a business that holds all current Federal, State and local licenses required to operate said business wishing to establish a sidewalk café on the public or private property directly adjacent to the business to be used by the general public”; and Section E: “Signage: One temporary, single-sided sign not exceeding six square feet in area, non-illuminated and displayed at a height not exceeding four feet, shall be permitted. The wording of such temporary sign shall be limited to the name of the business operating the sidewalk cafe and may state the items and prices of food offered for sale. The temporary sign shall be placed within the permitted area and shall not be placed on the adjacent building or on any permanent structure and shall be displayed only while the sidewalk café is open and operating. The following types of signs and decorations are prohibited: Signs painted or lettered on banner-type material; moving, fluttering and flapping pennants, flags, balloons and similar decorations.” Councilmember Regner seconded the motion. The motion was approved unanimously.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF CLARKDALE, ARIZONA, ADOPTING BY REFERENCE “THE SIDEWALK CAFÉ PERMIT CODE” WHICH AMENDS THE ZONING CODE OF THE TOWN OF CLARKDALE, REPEALING CONFLICTING ORDINANCES AND PROVIDING FOR SEVERABILITY - Discussion and consideration of Ordinance #342, an Ordinance which adopts the Sidewalk Café Permit Code” of the Town of Clarkdale by reference.

Councilmember Regner moved to approve of Ordinance #342, an ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF CLARKDALE, ARIZONA, ADOPTING BY REFERENCE “THE SIDEWALK CAFÉ PERMIT CODE” WHICH AMENDS THE ZONING CODE OF THE TOWN OF CLARKDALE, REPEALING CONFLICTING ORDINANCES AND PROVIDING FOR SEVERABILITY, as amended. Vice Mayor Dehnert seconded the motion. The motion was approved unanimously.

FUTURE AGENDA ITEMS - Listing of items to be placed on a future council agenda

ADJOURNMENT - Without opposition, the Mayor adjourned the Regular Session at 8:32 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.