

**Minutes of a Regular Session of the Common Council of the Town of Clarkdale
Held on Tuesday, October 9, 2012**

A Regular Meeting of the Common Council of the Town of Clarkdale was held on Tuesday, October 9, 2012, at 6:00 P.M. in the Men's Lounge of the Clark Memorial Clubhouse, 19 N. Ninth Street, Clarkdale, Arizona.

CALL TO ORDER – Meeting was called to order at 6:00 P.M. by Mayor Von Gausig.

Town Council:

Mayor Doug Von Gausig
Vice Mayor Richard Dehnert
Councilmember Rennie Radoccia

Councilmember Bill Regner
Councilmember Curtiss Bohall

Town Staff:

Town Clerk/Financial Director Kathy Bainbridge
Community Development Economic Director Jodie Filardo
Senior Planner Beth Escobar
Utilities/Public Works Director Wayne Debrosky
Deputy Clerk 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.

There was no public comment.

REPORTS

Current Events – A brief summary of current events. The Council will not propose, discuss, deliberate or take legal action on any matter in the summary.

Mayor Von Gausig's Report –

September 12, 2012 – met with Bill Feldmeier about Ruskin Land Exchange; Ruskin trade according to Fred Ruskin is a thing of the past but challenges remain with zoning and development.

September 13, 2012 – attended Verde Watershed Restoration Coalition Stakeholders' meeting; they are receiving about \$800,000 from the Walton Family Foundation and another \$300,000 in in-kind contribution to do invasives removal on the Verde River.

September 19, 2012 – Went to Yavapai College Economic Development summit; attended VVREO VIP reception that evening; and gave Northern Arizona Audubon Society Presentation at Sedona library that evening about Clarkdale's plans.

September 20, 2012 - VVREO Economic Forum – Grady Gammage, Jr., the speaker, gave his ideas on what the Verde Valley should be doing; participated in National Blue Ways task force conference call – mayor is there to represent western desert rivers.

September 21, 2012 – lunch with Diane Brossart of Arizona Forward (statewide sustainability organization), they would like Clarkdale to be a part of this however involves Clarkdale becoming a member of Arizona Forward which entails paying dues; later met with Paul Brierly from Project Central;

September 24, 2012 – Verde Canyon Railroad trip with American Rivers representative Jamie Mireau.

September 25, 2012 – Walton Family Foundation meeting at Yavapai College. All of Walton-funded organizations were present to identify common goals and metrics of success.

September 26, 2012 – Continuation of Walton Family Foundation meeting followed by paddling trip with representatives from Walton Family Foundation (Margaret Bowman), American Rivers (Jamie Mireau), Environmental Defense Fund (Richard Lynch).

September 27, 2012 – lunch with John Rasmussen, director of Yavapai County Water Advisory Committee and discussed WAC money spent (\$40,000) refining results of the Northern Arizona Regional Groundwater Flow Model for the Prescott communities because of their objections to how it defines the Big Chino basin. Mayor pointed out that it was time to spend the same amount defining the Verde Valley's hydrology so that we have the same opportunities.

October 1, 2012 – lunch with Mayor of Jerome regarding Lozano Water Line and Jerome Cemetery easement.

October 2, 2012 – met with Marshall Wittmer and Jim Wurgler from SEDI (Sustainable Economic Development Initiative). Discussion about how SEDI can better serve the Verde Valley.

October 3, 2012 – attended Verde River Basin Partnership meeting – Ed Wolfe explained the results of the seepage runs – measurements of river flow in about 40 different places from Clarkdale gauge to Camp Verde gauge at various times of year to obtain a snapshot of how flows are affected in different areas. Provided a clearer idea of where the river is getting its flow, where groundwater is contributing to it, and how much the ditches are consuming and taking from the river.

Attended Verde River Institute board meeting.

October 4, 2012 – attended a get together at Caroline Radoccia's for welcoming the new police chief, Randy Taylor.

October 8, 2012 – prepared comments for the Mayor's solar panel in Scottsdale.

October 9, 2012 – met with Jodie Filardo regarding Altria grant for capital improvements Verde River at Clarkdale.

Vice-Mayor Dehnert's Report –

9/23/12 – offered welcome to audience and participants of Living Legends program which included panel discussion of their remembrances of early days of Clarkdale and how their

families got here.

9/26/12 – sat in for Councilmember Bohall at VVTPO meeting in Cottonwood which provided information about CATS and LYNX systems. More people using the system and need to add a second bus; ADA service is expanding; Vice Mayor asked for data on Clarkdale ridership which will be coming; discussion about need for regional transportation study by 2014.

10/09/12 – worked on the Clarkdale ‘time capsule’ assignment.

Councilmember Bohall’s Report – No report.

Councilmember Regner’s Report – No report.

Councilmember Radoccia’s Report –

October 1, 2012 - Attended Centerville community meeting regarding access and roadway from Calle Figuereroa to Mountain Gate; at that time there was about a 50-50 split decision in whether or not to close the road. The survey will give more info on the outcome.

October 4, 2012 - Attended Chief Taylor’s welcoming get-together.

Organizational Reports – Reports regarding regional organizations.

CAT/ VVTPO – Cottonwood Area Transit and the Verde Valley Transportation Planning Organization & other transportation affiliations.

Councilmember Bohall – there is going to be a meeting October 10th of Transportation Planning Advisory Committee (NACOG). This will be a teleconference discussion on federal transportation policies and funding and the new I-11 west corridor study. Planning interstate intermountain transit from Phoenix to Las Vegas and later Phoenix to Mexico and Las Vegas all the way to Canada.

Will be attending CAT meeting Thursday October 11th.

NACOG - Northern Arizona Council of Governments. No report.

NAMWUA - Northern Arizona Municipal Water Users Association.

Councilmember Radoccia – attended teleconference meeting at which a letter to ADWR from Clarkdale was discussed – letter is in Consent Agenda – will forward if signed by Council.

VRBP – Verde River Basin Partnership.

Mayor Von Gausig – discussed in Mayor’s report.

WAC - Yavapai County Water Advisory Committee. No report.

VVREO – Verde Valley Regional Economic Organization.

Councilmember Regner - board held annual retreat on October 5th; council liaisons were

not at meeting so cannot report; did have speaker series event with Grady Gammage, Jr. as speaker and was a successful event.

YCL – A report from the Yavapai College Liaison.

Councilmember Regner reported that the Yavapai College construction on Building F is scheduled to be completed by October 15th. The grand re-opening event will be November 13th from 4:30 – 6 p.m. at the Pavilion.

Yavapai College reports they have been awarded a \$1.87 million federal grant for development programs and assistance in fulfilling the state's energy industry workforce needs.

Yavapai College Foundation's Art Wine and Dine French flair event will be held on October 25th fundraiser to raise money for Southwest Wine Center.

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 September 11, 2012 and Special Meetings of September 4th and 11th, 2012.
- B. Claims** - List of specific expenditures made by the Town during the previous month. September, 2012 check log and PPE dated 09/08/2012 and 09/22/2012.
- 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 September 26, 2012
 - Design Review Board – Notice of Cancellation of Meeting September 5, 2012
 - Planning Commission minutes of the meeting held September 18, 2012
 - Library Advisory Board – Notice of Cancellation of Meeting September 6, 2012
 - Parks and Recreation Committee – Notice of Cancellation of Meeting September 12, 2012
- D. Special Event Liquor License** - Approval of a recommendation to the State Department of Liquor License and Control to approve a Special Event Liquor License for the Yavapai College Foundation fundraising event to be held on Thursday, October 25, 2012 from 12:00 p.m. – 11:59 p.m. at 601 Black Hills Drive, Clarkdale, AZ
- E. Special Event Liquor License** - Approval of a recommendation to the State Department of Liquor License and Control to approve a Special Event Liquor License for the Yavapai College Foundation fundraising event to be held on Thursday, October 25, 2012 from 12:00 p.m. – 11:59 p.m. at the Clark Memorial Clubhouse, 19 N. Ninth Street, Clarkdale, AZ
- F. A Resolution of the Town Council of the Town of Clarkdale, Arizona, urging the Arizona Legislature to renew its support of the Arizona State Parks System** – Approval of Resolution #1411, a resolution in support of the Arizona State Parks System.

- G. A Resolution of the Town Council of the Town of Clarkdale, Arizona, supporting the repeal of Arizona House Bill 2826** – Approval of Resolution #1412, a resolution in support of repealing House Bill 2826 which requires all regular elections, including local candidate elections to be held only in the fall election cycle of even-numbered years.
- H. A Resolution of the Town Council of the Town of Clarkdale, Arizona, supporting the repeal, accelerated sunset and/or nonrenewal of Arizona House Bill 2643** – Approval of Resolution #1413, a resolution in support of repealing House Bill 2643 which requires a supplemental benefits plan for public safety employees injured at work.
- I. A Resolution of the Clarkdale Town Council to recognize 2012 Cities & Towns Week around the State of Arizona** – approval of Resolution # 1415, a resolution to recognize 2012 Cities & Towns Week around the State of Arizona.
- J. Letter Regarding the Proposed Reallocation of Non-Indian Agricultural (NIA) Priority Central Arizona Project (CAP) Water** – Approval of a letter to ADWR supporting their proposed reallocation of NIA CAP water, and opposing CAP's recommended Acquisition Pricing Methodology.

Vice Mayor Dehnert moved to approve Consent Agenda items A – J as presented. Councilmember Bohall seconded the motion. The motion was approved unanimously.

NEW BUSINESS

NOTICE OF INTENT TO INCREASE WASTEWATER RATES – Discussion and consideration of a Notice of Intent to increase wastewater rates for construction of the wastewater treatment plant.

At Council's direction, the Town Staff requested funding from WIFA for a new wastewater treatment plant and to work with SEC to complete the design of the new WWTP. Felix Construction was selected as the prime contractor for this project and is working for the Town of Clarkdale under a JOC with Peoria.

WIFA is an independent agency of the State of Arizona and is authorized to finance the construction, rehabilitation, and/or improvement of drinking water and wastewater. On July 26, 2011 the Town Council approved debt authorization for the new WWTP in the amount of \$5,500,000 during a Special Council Meeting.

The Clean Waters funding application for the WWTP Project was submitted to WIFA on August 18, 2011. WIFA approved the Clean Waters funding application for \$5,500,000.00 at their September 18, 2011 WIFA Board Meeting and the first draw on the WIFA loan was submitted to WIFA on January 5, 2012. The amount to be financed from WIFA would be \$5,500,000.00 which will represent a rate increase of approximately \$25.00 over a five (5) year period to cover the additional debt.

There was a Public Hearing on the sewer rate increase at the October 25, 2011 Council Meeting. Council approved the sewer rate(s) increase at the November 8, 2011 Council Meeting with the first new sewer rate increase of \$5.00 going into effect with the January 2012 Utilities billing. There are up to four (4) additional sewer rate increases of \$5.00 each slated to go into effect over the next four years. The final sewer rate increase of \$5.00 may not be necessary depending on the actual amount of

money financed through WIFA. After the construction is finished, the Town will be reviewing the need for that final rate increase based on the actual amount of money financed through WIFA.

The Notice of Intent to Impose or Increase Fees or Taxes, as required by A.R.S. 9-499.15, was posted on September 8, 2012 in order to comply with providing notice at least sixty days prior to the date the proposed new or increased fee or tax is scheduled to be approved or disapproved at a meeting of the Clarkdale Town Council.

The Notice of Intent to Set Wastewater Rates will satisfy WIFAs initial requirements concerning commitment by the Town of Clarkdale to the repayment of the Clean Waters Loan that the Town has to fund the design and construction of this new WWTP.

The Notice of Intent to Set Wastewater Rates schedules the required public hearing in order to officially consider the wastewater rate increase before Council for discussion and consideration as required by A.R.S. 9-511.01.

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| September 8, 20-12 | Post Notice of Intent to Impose or Increase Fees or Taxes
(60 days prior to action by Council) |
| October 9, 2012 | Council Adopts Notice of Intent to Set Wastewater Rates at a Regular Council meeting. |
| October 9, 2012 | File report with data supporting the increase of rates with Town Clerk at least 30 days prior to the Public Hearing. |
| October 14, 2012 | Public Hearing Notice published in newspaper.
(Not less than 20 days prior to the public hearing.) |
| November 13, 2012 | Hold Public Hearing & Consider Adoption of Rates by Resolution. |
| December 13, 2012 | Rates become effective. (30 days after the adoption of the Resolution or upon specific future date) |

Utilities Director Debrosky presented information and historical data on this agenda item. Mayor Von Gausig confirmed that the rate increases would only be in the base rates. The final amount will be determined by the final cost of the wastewater plant. The final cost is anticipated to be less than the borrowed amount.

Vice Mayor Dehnert moved to approve the Notice of Intent to Set Wastewater Rates. Councilmember Regner 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 'AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF CLARKDALE, YAVAPAI COUNTY, ARIZONA, DELETING CHAPTER 12 , SUBDIVISION REGULATIONS, OF THE TOWN CODE OF THE TOWN OF CLARKDALE IN ITS ENTIRETY AND CREATING CHAPTER 12, SUBDIVISION REGULATIONS, AND CHAPTER 4, SECTION 17, GENERAL PROVISIONS - GOLF COURSE WATER USE REGULATIONS, OF THE ZONING CODE OF THE TOWN OF

CLARKDALE; REPEALING CONFLICTING ORDINANCES AND PROVIDING FOR SEVERABILITY.”- Discussion and consideration of Resolution #1414, a Resolution declaring the above named Ordinance which creates subdivision regulations and golf course water use regulations in the Zoning Code of the Town of Clarkdale, a public record to be adopted by Ordinance #344.

After three work sessions with Council regarding proposed changes to the Subdivision Regulations, the draft ordinance was reviewed by the Planning Commission, in a public hearing, on September 18, 2012. At this meeting the Planning Commission unanimously recommended the Council adopt the revised ordinance.

To save the cost of publishing in the newspaper a lengthy ordinance, this change is being first made a public record by resolution (this agenda item) and then is adopted by reference by an ordinance.

Senior Planner Escobar presented information and historical data on this agenda item.

Councilmember Regner moved to approve Resolution #1414, 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, deleting Chapter 12 , Subdivision Regulations, of the Town Code of the Town of Clarkdale in its entirety and creating Chapter 12, Subdivision Regulations, and Chapter 4, Section 17, General Provisions - Golf Course Water Use Regulations, of the Zoning Code of the Town of Clarkdale; repealing conflicting ordinances and providing for severability. Vice Mayor Dehnert seconded the motion. The motion was passed unanimously.

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF CLARKDALE, YAVAPAI COUNTY, ARIZONA, DELETING CHAPTER 12 , SUBDIVISION REGULATIONS, OF THE TOWN CODE OF THE TOWN OF CLARKDALE IN ITS ENTIRETY AND CREATING CHAPTER 12, SUBDIVISION REGULATIONS, AND CHAPTER 4, SECTION 17, GENERAL PROVISIONS - GOLF COURSE WATER USE REGULATIONS, OF THE ZONING CODE OF THE TOWN OF CLARKDALE; REPEALING CONFLICTING ORDINANCES AND PROVIDING FOR SEVERABILITY– Discussion and consideration of Ordinance #344, an ordinance creating subdivision regulations and golf course water use regulations in the Zoning Code of the Town of Clarkdale.

This ordinance adopts the document made a public record by Resolution #1414.

Councilmember Regner moved to approve Ordinance #344, an Ordinance of the Mayor and Council of the Town of Clarkdale, Yavapai County, Arizona, deleting Chapter 12, Subdivision Regulations, of the Town Code of the Town of Clarkdale in its entirety and creating Chapter 12, Subdivision Regulations, and Chapter 4, Section 17, General Provisions - Golf Course Water Use Regulations, of the Zoning Code of the Town of Clarkdale; repealing conflicting ordinances and providing for severability. The motion was seconded by Councilmember Bohall. The motion was passed unanimously.

FISCAL YEAR 2012-2013 BUDGET UPDATE – A worksession to discuss the first quarter of the 2012-2013 FY budget.

This budget update is designed to provide the Town Council with an overview of the current budget position, discuss current budget and revenue projections, and talk about key areas in the Town’s short

term economic outlook.

Finance Director Bainbridge provided a PowerPoint presentation which depicted the first quarter of the 2012-2013 budget, representing 25% of the complete budget.

Finance Director Bainbridge presented the first quarter budget comparison to the Council.

Fund	Expenses	% Budget	Revenues	% Budget
Streets	\$ 63,607.28	9.34%	\$ 71,611.60	10.52%
Wastewater	\$ 62,437.73	13.09%	\$ 88,052.91	18.46%
Sanitation	\$ 47,782.21	17.28%	\$ 70,630.03	25.54%
Water	\$ 287,744.62	20.91%	\$ 333,583.11	24.24%
Cemetery	\$ 7,348.00	17.41%	\$ 8,201.20	19.45%
General	\$ 618,434.02	21.09%	\$ 703,886.94	24.00%

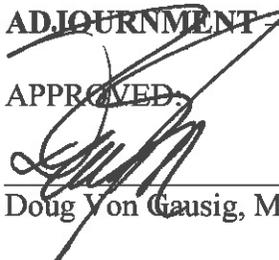
This item is scheduled as a work session only, and no official action is necessary from the council.

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

Councilmember Radoccia would like to discuss moving forward with plans for the cemetery as an item on the agenda.

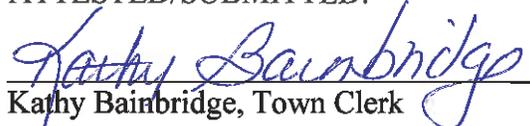
ADJOURNMENT Mayor Von Gausig adjourned the meeting at 7:42 p.m. without objection.

APPROVED:



Doug Von Gausig, Mayor

ATTESTED/SUBMITTED:



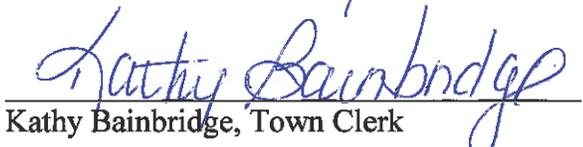
Kathy Bainbridge, Town Clerk

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the regular meeting of the Town Council of the Town of Clarkdale, Arizona held on the 9th day of October, 2012. I further certify that meeting was duly called and held and that a quorum was present.

Dated this 14 day of November, 2012.

SEAL



Kathy Bainbridge, Town Clerk