

**Minutes of a Special Session of the Common Council of the Town of Clarkdale
Held on Thursday, January 22, 2013**

A Special Meeting of the Common Council of the Town of Clarkdale was held on Thursday, January 22, 2013, at 3:00 p.m. in the Clark Memorial Clubhouse, Men's Lounge, 19 N. Ninth Street, Clarkdale, Arizona.

CALL TO ORDER – Meeting was called to order at 3:01 P.M. by Mayor Von Gausig.

Town Council:

Mayor Doug Von Gausig

Vice Mayor Richard Dehnert (absent)

Councilmember Reynold Radoccia

Councilmember Curtiss Bohall

Councilmember Bill Regner

Town Staff:

Town Manager Gayle Mabery

Town Clerk Kathy Bainbridge

Community Services/Human Resources Director Janet Perry

Utilities/Public Works Director Wayne Debrosky

Police Chief Randy Taylor

Senior Planner Beth Escobar

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.

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 – November and December, 2012
Capital Improvements Report – November, 2012
Magistrate Court Report – November and December, 2012
Water and Wastewater Report – November and December, 2012
Clarkdale Fire District Report and Mutual Aid Responses Report – October and November, 2012
Police Department Report – November and December, 2012
CAT/Verde Lynx Statistic Report – December, 2012
- B. **Liquor License for The Roundabout** – Discussion and consideration of a recommendation to the Arizona Department of Liquor License and Control for

approval of a Series #12 liquor license application from Ingrid P. Osses, Agent for The Roundabout LLC, located at 1481 Paloma Way State Route, Clarkdale, Arizona.

Councilmember Regner moved to approve Agenda Items A & B as presented. Councilmember Bohall seconded the motion. The motion was approved unanimously.

NEW BUSINESS

RESOLUTION RELATING TO STATE ROUTE 260 – Discussion and consideration of Resolution 1420 relating to the widening of State Route 260 between Cottonwood and Camp Verde.

The Town of Camp Verde has requested that other Verde Valley cities and towns support a regional resolution that demonstrates a willingness within the region to work with ADOT to develop a regionally supported and appropriate design for the Highway 260 corridor between the City of Cottonwood and the Town of Camp Verde. If adopted, the resolution will be used to encourage the Arizona Department of Transportation to maintain the funding that is currently included in the State Five-Year Highway Improvement Plan for design of the project, and allocate additional funding to the improvement and widening of State Route 260.

The Town of Camp Verde presented the concept of a regional resolution during the November 15, 2012 Intergovernmental Meeting hosted by Yavapai County. Since that time, both the City of Cottonwood (on December 4, 2012) and the City of Sedona (on January 8, 2013) have adopted the resolution.

Councilmember Regner recused himself from this agenda item, citing a conflict of interest.

Town Manager Mabery informed the Council that additional information she gathered includes the list of cities and towns that have adopted the resolution.

Russ Martin, Town Manager of Camp Verde, and Michael Mandell, who was engaged by Camp Verde to assist them from a public affairs organization, were present. Mr. Martin stated a meeting with Arizona Department of Transportation is occurring tomorrow which will include as an agenda item setting a date for a meeting with interested parties to meet with the engineer.

Mr. Mandell stated they want to send a message to ADOT that this is important to the Verde Valley cities and towns, both economically and as a public safety item. Divided highway needs to proceed. Cities and communities are working together to try to get this passed. An engineering solution that everyone can agree to is anticipated.

Mayor Von Gausig noted that it was important to pay attention to the history of this issue. The last time this issue was addressed mistakes were made, a lot of money was spent and potential lost because financial and cultural problems that were associated. A lot of people will focus on access rather than mobility and safety. There was a basic rivalry between communities that occurred last time, but is confident that different teams will make this not become an issue this time.

Town Manager Mabery stated that the designation of the planning staff had not yet been determined.

Councilmember Radoccia discussed the budget plan for the project, confirming with Mr. Martin that the design could run \$7 million with an additional \$25 million over that to complete the project. ADOT will contract out the engineering for the project. Radoccia further confirmed that the hope would be for some consensus among the cities and towns regarding the design.

Councilmember Bohall moved to adopt Resolution #1420, A Resolution of the Mayor and Common Council of the Town Of Clarkdale, Yavapai County, Arizona relating to the widening of State Route 260 between Cottonwood and Camp Verde. Councilmember Radoccia seconded the motion. The motion was approved unanimously among the voting members.

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF CLARKDALE, ARIZONA DECLARING AS A PUBLIC RECORD THAT A 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 SEVEN, SIGN CODE OF THE ZONING CODE OF THE TOWN OF CLARKDALE IN ITS ENTIRETY AND CREATING CHAPTER SEVEN, SIGN CODE OF THE ZONING CODE OF THE TOWN OF CLARKDALE; REPEALING CONFLICTING ORDINANCES AND PROVIDING FOR SEVERABILITY” - Discussion and consideration regarding Resolution #1421 which adopts as a public record, Ordinance # 348 with changes to Chapter Seven – Sign Code of the Zoning Code of the Town of Clarkdale.

At the December 12, 2012 meeting Council gave specific direction to staff regarding changes to the draft Sign Ordinance. These changes were discussed with the Design Review Board on January 2, 2013. The changes, and the Board’s comments, are listed below:

- Section 7-5-C: Language was changed for clarification.
 - The Board agreed with this change.
- Section 7-5-I: During the meeting with Town Council, a question was raised regarding item I under Section 7-5 Prohibited Signs. This item prohibits signs advertising facilities or events outside of Clarkdale. One Council member suggested allowing signs for businesses outside of Clarkdale would be a method to support regional economic development.

Staff researched the regulations of other municipalities in the Verde Valley in regards to this issue:

- Camp Verde: Off-premise signs advertising for businesses located in Camp Verde are permitted.
- Cottonwood: Prohibits off-premise signs.
- Sedona: Prohibits off-premise signs.
- Jerome: Prohibits off-premise signs.

Signs advertising businesses not located within the municipality would obviously be off-premise signs. If Clarkdale allowed advertising for businesses outside town boundaries we would be the only municipality permitting this in the Verde Valley.

The Board discussed this matter and determined since none of Clarkdale's neighboring municipalities allow for off-premise signs, it wouldn't be fair to Clarkdale businesses to allow signs for out-of-town enterprises. Chair Prud'homme-Bauer stated there is the opportunity for out-of-town businesses to purchase ADOT signs along SR 89A.

As a result of the discussion with the Design Review Board, staff has not changed the code regarding signs for out-of-town businesses and is asking for direction from Council on this item

- Section 7-7-A:
 - The wall size allowance for Bed & Breakfast signs was reduced to 3 square feet and the monument sign was eliminated as an option.
 - The Board commented that 3 square feet is too small a size for an effective sign and recommended the 6 square foot allowance be reinstated. The Board stated signs are important for providing direction and advertising, and in order to support this type of business, a larger sign size should be allowed.
 - The language regarding maximum total sign of 32 square feet in multi-family zones was eliminated since this is addressed in the maximum signage table, Section 7-9.
 - The Board supported this change.
- Section 7-7-B: The maximum total sign size for a Home Occupation was reduced to 3 feet for consistency with the allowance for Bed & Breakfast uses in residential zones, as requested by Council.
 - The majority of the Board supported allowing a 6 square-foot sign for the reasons stated above and because they feel it is important to support home based businesses to keep business in Clarkdale. Vice Chair Foutz did not support a larger sign size because of the aesthetic impact on residential areas.

Staff has modified these sections of the code per direction given at the December Council meeting and the draft ordinance contains the 3 square foot size maximum for both Bed & Breakfast and Home Occupation signs.

- Section 7-8-H.g Portable Signs: Language was clarified. There was some discussion during the Council meeting regarding Section H Portable Signs, Item g, limiting portable signs to three per every fifty feet. The consensus of the Council was to avoid a cluttered appearance caused by too many portable signs, however, the Council was not convinced this limitation would achieve this goal or be easy to enforce.
 - The Board feels this language is appropriate and if this spacing requirement doesn't prove successful, the code can be revised.

Per this direction, the draft ordinance currently reads: No more than three portable signs are allowed per 50-feet of linear street frontage'.

- Section 7-8-H.n Language was clarified.

- The Board supported this change.
- Section 7-8-L Sign Walkers: After further research, and comments from the Council and Planning Commission, this section was expanded to include more restrictions regarding this type of sign. Other communities, specifically Cottonwood and Camp Verde, have incorporated similar restrictions based on language in the Arizona Revised Statute 9-499.13 stating: '*Municipalities may adopt reasonable time, place and manner regulations relating to sign walkers.*'
 - The Board supported these changes.
- Section 7-8-O Temporary Signs: Council asked for clarification regarding Section O Temporary Signs, item c. This requires banners to be set back 25 feet from the front property line or on a wall. This requirement seems unfair to businesses along SR 89A whose front property lines are already setback 35 feet due to the ADOT right-of-way. The Board discussed this issue and recommended Section 7-8-O.c, be deleted.
- Section 7-8-P Wall: Language was added to include the definition of an approved wall area.
 - The Board supported these changes.
- Section 7-8-R Yard Sale: A size limitation was added per Council's request.
 - The Board suggested address information be required in order to track violations to this section of the code. From a code enforcement perspective, staff agrees it is helpful to have an address on the sign, so this requirement has not been deleted.
- Section 7-10 Visibility Sight Lines: This section was modified to reduce the length of the visibility triangle to 25 feet. This would apply to both road intersections and driveway intersections. This modification was done per Council recommendation and is in line with code from other municipalities in the area.
 - The Board supported these changes.

Senior Planner Escobar presented highlights on this agenda item. Escobar confirmed that the Design Review Board supported the change/elimination with regard to the monument signs.

Councilmember Bohall confirmed that existing signs are grandfathered. Escobar stated that a person cannot add to that non-conformance more than 50% of the cost of what it would take to build today.

Councilmember Regner stated that advertising for the Bed and Breakfast should be done through other media and not through the neighborhood sign. Believes sign should be low to ground, non-internally illuminated, not wall-mounted and at the end of a driveway would be appropriate. With regard to the home occupation signage, Regner stated that sometimes the entrance to a home occupation business is not the home entrance. In that case, arrow signage that is small and wall mounted, no more than 2 signs, no more than one square foot each would be appropriate.

Town Manager Mabery noted that in some of the neighborhoods, because of differences in housing styles, there are already wall-mounted signs and Councilmember Regner said he would support that.

Town Manager Mabery excused herself at this time to attend the Town of Jerome Council Meeting.

Councilmember Radoccia noted that he preferred a 30" maximum height limit in the visibility sight line (25' triangle) as opposed to the 3' height limit currently stated in the resolution. Escobar stated this restriction could be modified at Council's direction.

Councilmember Regner moved to approve Resolution #1421, A Resolution of the Mayor and Council of the Town of Clarkdale, Arizona declaring as a public record that a 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 Seven, Sign Code of the Zoning Code of the Town of Clarkdale in its entirety and creating Chapter Seven, Sign Code of the Zoning Code of the Town of Clarkdale; repealing conflicting ordinances and providing for severability, with the following changes as discussed by the Council: Section 7-7-A(1) now reads "Downward directed non-internal lighting only is allowed"; Item (2) now reads "One wall or free standing sign per permitted Bed and Breakfast"; Item (4) now reads "Maximum total sign height of 8' if wall mounted or 30" for ground mounted signs including the base and sign in all residential districts"; in Item 7-7-B a new Item (5) is added to be an exact duplicate of Item (4) in 7-7-A; in Item 7-10(2) the first sentence now reads "No signs, except traffic signs, shall exceed a height of 30" above grade of the lower roadway within the triangular area". Councilmember Radoccia seconded the motion. The motion was approved unanimously.

Mayor Von Gausig moved Item 9 to this position to accommodate representatives from Salt River Materials Group to speak.

COMMENT LETTER TO ENVIRONMENTAL PROTECTION AGENCY (EPA) – Discussion and consideration of approval of a comment letter on EPA Docket No. EPA-R09-OAR-2012-0904 – “Partial Approval and Disapproval of Air Quality Implementation Plans; Arizona; Regional Haze and Visibility Impacts of Transport, Ozone and Fine Particulates; Proposed Rule”.

The EPA proposed a rule entitled “Partial Approval and Disapproval of Air Quality Implementation Plans; Arizona; Regional Haze and Visibility Impacts of Transport, Ozone and Fine Particulates,” which was published on December 21, 2012 (77 Federal Register 75704) as EPA Docket No. EPA-R09-OAR-2012-0904 (Proposed EPA Rule). The comment period on the Proposed EPA Rule ends on February 4, 2013.

Under the proposed rule, EPA is proposing to approve in part and disapprove in part a revision of Arizona's State Implementation Plan (SIP) to implement the regional haze program for the first planning period through July 31, 2018. According to the information published in the Federal Register, EPA is taking action on Arizona's Best Available Retrofit Technology (BART) control analysis and determinations, Reasonable Progress Goals (RPGs) for the State's 12 Class I areas, Long-term Strategy (LTS), and other elements of the State's regional haze plan. If EPA takes

final action to disapprove any portion of the SIP, EPA will work with the State of Arizona to develop plan revisions to address the disapproved provisions.

Regional haze is caused by emissions of air pollutants from numerous sources located over a broad geographic area. The Clean Air Act (CAA) requires states to adopt and submit to EPA SIPs that assure reasonable progress toward the national goal of achieving natural visibility conditions in 156 national parks and wilderness areas designated as Class I areas. The Class I Airshed area closest to Clarkdale is the Sycamore Canyon Wilderness Area.

To read the Proposed Rule in its entirety, go to:

<https://www.federalregister.gov/articles/2012/12/21/2012-30702/partial-approval-and-disapproval-of-air-quality-implementation-plans-arizona-regional-haze-and>

Representatives from Salt River Materials Group's Phoenix Cement Plant in Clarkdale met with Mayor Von Gausig and Town Manager Mabery on January 9, 2013 to explain their concerns with EPA's proposed rule, and asked the Town of Clarkdale to submit comment to the EPA relating to the rule.

PCC has shown to be environmentally conscientious about their impacts upon the community, actively manifesting itself in the 2002 Modernization Project at their Clarkdale Plant, in which three existing kiln systems were decommissioned and replaced by a single, state-of-the-art kiln system, resulting in an approximate 75% reduction in emissions and a 40% reduction in energy across the board. This earned the Plant the ENERGY STAR® Label six years in a row, from 2007-2012.

According to PCC representatives, due to this modernization and associated emissions reductions and impacts, the State of Arizona initially determined in 2005 that PCC was a non-BART Eligible Source, and later clearly indicated that PCC's modernized kiln system doesn't appreciably diminish or impair visibility as it pertained to further Reasonable Progress assessments. As explained by PCC representatives, these prior determinations by ADEQ resulted in two outcomes; first, the Arizona SIP did not propose any additional control measures for emissions reductions at PCC, and second, PCC has not been included in any of the communications between the State of Arizona and EPA as it related to Regional Haze since 2005.

Of greatest concern is that the last minute inclusion of PCC by EPA in this Proposed EPA Rule significantly hinders PCC's ability to review information contained both within and outside the Docket, conduct the appropriate technical analysis of this information, and prepare and submit substantive comments related to PCC's relationship to the Proposed EPA Rule.

Citing the potential for unnecessary and negative impacts to the local economy and jobs provided by PCC, a letter has been drafted for consideration by the Town Council that requests that EPA reconsider the Proposed EPA Rule, and at a minimum provide additional time for PCC and others to conduct appropriate technical analysis in order for them to provide substantive comments to the Proposed Rule.

Bret Lindsey, Environmental Manager for Salt River Materials Group, presented information on this agenda item. Mr. Lindsey stated that a cement plant near Tucson is similarly affected by this proposed ruling and its time restrictions. They are asking Clarkdale for support in the extension of Phoenix Cement's timeline comment to allow for more substantial analysis.

Councilmember Regner noted that there is a redundant phrase in the letter on the first page, last paragraph. Mayor Von Gausig suggested the removal of “as to” on the first line of this paragraph.

Councilmember Regner moved to approve the comment letter to the EPA on behalf of Phoenix Cement Company with one change in the first sentence of the bottom paragraph in page one of the letter, remove the words “as to”. Councilmember Radoccia seconded the motion. The motion was approved unanimously.

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF CLARKDALE, YAVAPAI COUNTY, ARIZONA, DELETING CHAPTER SEVEN, SIGN CODE OF THE ZONING CODE OF THE TOWN OF CLARKDALE IN ITS ENTIRETY AND CREATING CHAPTER SEVEN, SIGN CODE OF THE ZONING CODE OF THE TOWN OF CLARKDALE; REPEALING CONFLICTING ORDINANCES AND PROVIDING FOR SEVERABILITY - Discussion and consideration regarding Ordinance #348, an ordinance that creates Chapter Seven – Sign Code of the Zoning Code of the Town of Clarkdale.

This ordinance adopts the document made a public record by Resolution #1421.

Councilmember Regner moved to approve Ordinance #348, an Ordinance of the Mayor and Council of the Town of Clarkdale, Yavapai County, Arizona, deleting Chapter 7, Sign Code, of the Zoning Code of the Town of Clarkdale in its entirety and creating Chapter 7, Sign Code, of the Zoning Code of the Town of Clarkdale; repealing conflicting ordinances and providing for severability. Councilmember Radoccia seconded the motion. The motion was approved unanimously.

RESIDENTIAL TRASH/RECYCLING SERVICE – Discussion and consideration of Acceptance of a proposal for Residential Trash Service.

Patriot Disposal currently is under an agreement with the Town of Clarkdale to provide residential collection and disposal services within the Town of Clarkdale. The service agreement was approved by Council in February 2007 for a period of three (3) years, and in February 2010 the Town exercised a one-time option in the service agreement to renew the service agreement for an additional three (3) year period. This current renewal period will expire at the end of February 2013.

The Town initiated a bid process in November, 2012, and three qualifying bids were received by the December 12, 2012 deadline. The qualifying bids were received from Waste Management, Taylor Waste Inc., and Patriot Disposal Inc. A portion of the bid packet (the General Specifications section) has been included in your Council packets for reference. The entire 28 page bid packet is available as a link to your meeting packet on the Town’s website.

A selection committee consisting of Vice Mayor Richard Dehnert, Utilities Administrative Supervisor Ellen Yates, Utilities Clerk Linda Lombardo, and Utilities Director Wayne Debrosky individually reviewed the bid packets and met on January 7, 2013 to discuss the packets and make a recommendation to Council.

The spreadsheet included with this Staff Report shows that Patriot Disposal had the lowest pricing for eight items, Taylor Waste had the lowest pricing for four items, and Waste

Management had the lowest pricing on three items. Although it was not specified in the bid packets, two of the three companies (Taylor Waste and Waste Management) indicated on their bids that they were "All or Nothing" bids, meaning the Town would not have the option of selecting either of those two forms for only a portion of the services bid.

Taylor Waste had the lowest pricing to provide 40 yard roll-offs for neighborhood cleanups, but did not include an option for a donated roll-off. Both Patriot Disposal and Waste Management included two (2) donated roll-offs per year to the Town at no charge. All three firms have proposed to conduct an Annual E-Waste Event at no charge to the Town.

Under the Patriot Disposal proposal, the cost for 60 gallon trash container would be \$9.50 per month, and the 90 gallon trash container would be \$10.50 per month. Patriot Disposal's new pricing represents a \$0.50 or 5% increase for each of these items over their 2006 Service Agreement pricing schedule. Patriot Disposal has no extra charge for recyclables as their Freedom Recycling Center allows recyclables to be sorted directly from municipal solid waste. With their proposal, customers would simply mix their trash and recycling in the same container, which would be picked up on a weekly basis. This is a \$2.00 per resident per month savings over their 2006 contract pricing.

Under both the Taylor Waste and Waste Management proposals, users would have to opt into the recycling program at a charge of \$2.30 to \$4.00 per month for bi-weekly recycling, and \$8.00 per month for weekly recycling. Under the Patriot Disposal single-container recycling program Patriot will sort recyclable materials from all of the Town's residential trash customers on a weekly basis.

The Selection Committee considered pricing, the types of recycling programs offered by each firm, and which program had the best potential to remove the largest percentage of recyclables from the Town's waste stream. In addition, the Selection Committee considered the additional wear and tear on our roadways and alleys caused by separate trucks collecting residential trash and recyclables. The committee felt that the single container system, which collects both trash and recyclables at the same time, reduces impacts to our roads and alleys, and saves fuel thereby reducing our carbon footprint for providing this service.

Utilities/Public Works Director Debrosky presented background information on this agenda item. Second container costs will be an additional \$3.00 per container for the new contract period with Patriot. There is currently no charge for second containers because the Town is still on the last contract.

Councilmember Bohall moved to accept the Residential Trash Service proposal from Patriot Disposal, and direct staff to negotiate a contract with Patriot Disposal for Council's approval in February; and Council directs staff to undertake a rate analysis to determine if new rates for the trash/recycling service will be required based on the new contract pricing. Councilmember Regner seconded the motion. The motion was approved unanimously.

CONSTRUCTION PROJECT PROPOSALS FOR THE TWIN 5S WATER MAIN REPLACEMENT PROJECT – Discussion and consideration of approval of a Project Proposal

for the construction of the Twin 5s Water Main Replacement Project using a Job Order Contract (JOC) addendum.

Project Scope: The Twin 5s Water Main Replacement Project includes replacing approximately 10,000 feet of aging waterlines located in the Town of Clarkdale with new 12-inch and 8-inch C-900 PVC water mains, installation of new fire hydrants, and providing new customer service connections from the new mains to the customer's water meters. The new water mains would be tied into the existing 12- inch main located on Black Hills Drive on the south end and the 12-inch cast iron water main at Deception Wash at the northern end. These improvements would reduce service outages, reduce water loss through system leaks, improve water system safety and improve fire protection for system service areas along Minerich Road and the north end of Old Jerome Highway.

Design/Engineering Phase - On July 12, 2011 the Town Council assigned the design of the Twin 5s Water Main Replacement Project to Shepard Wesnitzer, Inc. (SWI) under the Town's Engineering/Architectural Services Job Order Contract (JOC). On October 11, 2011 Council approved the design proposal by SWI and directed SWI to proceed with the design of the project. The engineer's estimate of Probable Cost for this project is \$1,800,000 (which includes a 20% contingency).

Project Financing - In December, 2012, the Town of Clarkdale was approved by the Water Infrastructure Finance Authority (WIFA) for participation in the federal "Fix It First" program. Under that program, WIFA approved the Town for a \$1.6 million loan, with \$800,000 of forgivable principal. The Town of Clarkdale will fund any costs over the \$1.6 million through the Water Utility Depreciation Account.

Project Construction – With the design and financing phases of the project substantially complete, it is now time to move forward with the construction phase. Staff recommends that this project be undertaken under the Cooperative Purchasing Agreement between the Town of Clarkdale and Felix Construction Company as an addendum to the Job Order Contract (JOC) between the City of Peoria and Felix Construction Company.

The Town has been extremely pleased with using the JOC method of procurement in the past and feels that its emphasis on the partnership between the owner and the contractor will apply well to this project.

The Town of Clarkdale has previously approved two contractors for JOCs on projects like the Twin 5s project. Fann Environmental has been approved by Clarkdale through the City of Page, AZ's JOC and Felix Construction has been approved by Clarkdale through the City of Peoria's JOC. The Town has worked with both companies on projects and has been very satisfied with both companies.

Utilities Director Wayne Debrosky requested JOC proposals from both Fann Environmental and Felix Construction on the Twin 5s project, and the results were as follows:

	Fann Environ	Felix Const.
Cost Estimate	\$1,501,300.65	\$1,441,714.00
Contingency	<u>\$ 150,000.00</u>	<u>141,714.00</u>
Total Cost	<u>\$1,651,300.65</u>	<u>\$1,585,885.00</u>

Utilities/Public Works Director Debrosky presented information on this agenda item. Debrosky stated that when he came to the Town in 2008, the engineer they worked with gave an estimate of \$3.8 million for this project.

Councilmember Regner asked if there were any local companies that could have been solicited to bid on this project. Debrosky stated that Felix Construction prepared and submitted their bid with the assistance of Arizona Northern Equipment, which is a local company out of Cottonwood and Town of Clarkdale has enjoyed a continuing good working relationship with them.

Councilmember Bohall moved to approve the Project Proposal submitted by Felix Construction and direct staff to execute a Job Order Contract Addendum with Felix Construction in an amount not to exceed \$1,585,885 for the Twin 5s Water Main Replacement Project and authorize the Utilities Director to issue a Notice To Proceed on the project after contract execution. Councilmember Regner seconded the motion. The motion was approved unanimously.

FISCAL YEAR 2012-2013 BUDGET UPDATE – A worksession to discuss the third 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.

Town Clerk/Finance Director Bainbridge gave a Power Point presentation on this agenda item. Bainbridge noted that 50% of the budget year is now complete (as of December 31, 2012).

Fund	Expenses	% Budget	Revenues	% Budget
Streets	\$ 182,952.27	27.90%	\$ 200,104.99	29.39%
Wastewater	\$ 133,064.57	27.90%	\$ 179,427.87	37.62%
Sanitation	\$ 112,104.04	40.54%	\$ 132,567.89	47.94%
Water	\$ 533,023.20	38.73%	\$ 615,473.36	44.73%
Cemetery	\$ 19,790.56	46.90%	\$ 9,634.95	22.83%
General	\$1,285,967.94	43.86%	\$1,501,809.49	51.22%

This item was a worksession only.

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

ADJOURNMENT – without objection, the Mayor adjourned the meeting at 4:55 P.M.

APPROVED:



Doug Von Gausig, Mayor

ATTESTED/SUBMITTED:



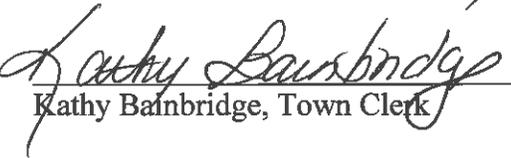
Kathy Bainbridge, Town Clerk

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 22nd day of January, 2013. I further certify that meeting was duly called and held and that a quorum was present.

Dated this 13 day of February, 2013.

SEAL



Kathy Bainbridge, Town Clerk