

**Minutes of a Regular Meeting of the Common Council of the Town of Clarkdale Held on Tuesday, June 8, 2004 in the Men’s Lounge, Clark Memorial Clubhouse, Clarkdale, Arizona**

A Regular meeting of the Common Council of the Town of Clarkdale was held on Tuesday June 8, 2004 at 6:00 p.m. in the Men’s Lounge, Clark Memorial Clubhouse, 19 North Ninth St., Clarkdale, Arizona.

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|---------------------|--------------------------|-------------------|
| Town Council:       | Mayor                    | Michael Bluff     |
|                     | Vice Mayor               | Ellie Bauer       |
|                     | Councilmember            | David Leibforth   |
|                     |                          | Rex Williams      |
|                     |                          | Tom Groom         |
| Town Council Elect: | Mayor                    | Doug Von Gausig   |
|                     | Councilmember            | Frank Sa          |
|                     |                          | Jerry Wiley       |
|                     |                          | Patricia Williams |
| Staff:              | Town Attorney            | Rob Pecharich     |
|                     | Town Manager             | Gayle Mabery      |
|                     | Planning Director        | Steven Brown      |
|                     | Police Chief             | Pat Haynie        |
|                     | Fire Chief               | Don Eberle        |
|                     | Finance Director         | Coleen Gilboy     |
|                     | Administrative Assistant | Charlotte Hawken  |

**Others in attendance:** Robyn Prud’homme-Bauer, Priscilla Wiley, Betty Milton, Maude McLaughlin, Curt Bohall, Becky O’Banion, Sharon Driver, Teri Leibforth, Sandy Boothe, Teri Von Gausig, Richard Dehnert, Timothy and Christine Canning, Nancy and Robin Bonfield, Marsha Foutz, Mark and Misha Randall, Kerrie Bluff, Terry Gregg, Cate Mugasis, Shelby Maynard, Paul Handverger, Hank and Jean Stevens, Elizabeth-Rose Augusto and others who did not sign in.

**CALL TO ORDER** - Mayor Bluff called the meeting to order at 6:02 p.m. and noted that all councilmembers were present.

**REPORTS OF OUTGOING MAYOR AND COUNCILMEMBERS**

Councilmember Leibforth presented the following statement:

How does one sum up four years in a few minutes? If I start thanking all the people who have contributed to making my tenure on the Council a positive experience, there will be no end to that list.

In general terms, I must thank the members of the town staff who serve all of us so professionally and cordially. I thank my fellow council members over these four years. I have learned from you in positive, as well as negative, ways, just as I have learned from my own successes and failures. I have had the opportunity to learn a great deal about our town, our region and our state. So many people have taught me so much. I have depended on the generosity of many people in sharing their knowledge and expertise. I am grateful to the public for their interest and guidance. They have been an invaluable resource.

Serving as a member of the Clarkdale Town Council has been an enriching, memorable and educational experience. It has been highly satisfying when I have been a part of a council action, which has brought improvement to our town while reflecting the public will and serving the public interest. It has been frustrating when council actions have apparently been based on other criteria. I am very fortunate to have had broad and steady public support, encouragement and input. My decision not to run for reelection was a difficult one. I leave with mixed emotions.

The results of this election cycle should insure that the direction of the Council will be guided by the public voice. We must never forget that the Council belongs to the public and as such must serve the public will. While the Council may strive to educate the public on issues, in the final analysis the public voice must be the decisive factor, especially when that voice is clearly and consistently expressed. Only when the public will is not evident or ambiguous must the Council base its decisions on other criteria. That is what is meant by a representative democracy.

When electing a representative to a legislative body, the public does not relinquish its voice; it only delegates it. And, as we have recently seen, it can withdraw and transfer that delegation when the representative and the public are not in sync.

It must be acknowledged that the public can be wrong on issues. It is possible for the majority to be wrong. Had some issues been left to the public majority to decide, we may still have legalized inequality in some areas and sectors of our country, for example. However, we are talking about Clarkdale.

I can think of few, if any, issues when the expression of public opinion was not based on well thought out and progressive ideas directed toward the general good rather than in the service of narrow self-interest. While members of the Council do have access to opportunities to become well informed on a variety of issues through committee work, briefing papers, conferences and direct contact with consultants and experts, election to the Council does not magically bestow either intelligence or wisdom.

Election does bestow power and the responsibility to listen, to learn and to participate in the dialogue leading to each action. It is hard work. I believe the new Council brings a fresh perspective and strong commitment to do the public's work in partnership with the public – not in place of it. The public must fulfill its responsibility to become and to stay informed and involved. When public apathy creates a vacuum, some other influence will fill it and determine the future for us.

The public needs to lead the parade, not stand mutely on the sidelines and watch it pass. If it does the latter, it had better bring the shovels to clean up the inevitable mess left by those whose shortsightedness glories in the short term entertainment value of the parade and forgets the long term consequences borne by those who wield the shovels and brooms. The idea is to plan the parade with vision and maximum input. The results will surely be less messy.

All of us in voluntary public service depend on the understanding and sufferance of our families and on their support for the work we do. I have been blessed with a wonderful spouse whose help, encouragement and support have been constant and strong. We have made many wonderful friends in the process. There is great satisfaction in knowing one has made a difference. I encourage everyone to become involved in volunteering and in public service. It need never be boring, and the returns are fulfilling.

I will now focus all of my efforts to the mission of the Verde Valley Humane Society to provide humane care for the region's abandoned, abused, stray, at-large and troubled companion animals. As our area

grows, so does the need for increased humane society services. Our contracts with the various animal control jurisdictions only provide funding for dog pound level services. It takes a great deal more financial resources to raise the quality of the services to the humane society level. These funds must come from other sources. Much of my work will involve finding that funding. People who need help have a myriad of resources. The animals depend on all of us, but if we fail them, there is little other chance of help or hope for them. Please spay or neuter your companion animals. It will save untold suffering.

I have had the honor to serve on this body and I am ready to step aside with a sincere wish for a productive term for the new council. One last piece of advice is: to take on only as much committee work etc, as you can handle. Know your limitations and learn to honor them. You can be as busy as you want to be, but be careful not to become busier than you should be. And, never, never forget why you are here, who put you here and for whom you are entrusted to work.

Thank you, David W. Leibforth, *Councillor Emeritus* 8 June 2004

Councilmember Groom wished good luck to the next council.

Vice Mayor Bauer stated there were four big issues for Clarkdale: 1) Main Street project, 2) Gazebo, 3) Clubhouse and 4) the economic base of Clarkdale and where we go from here. She stated that Clarkdale has a history of having vision. She stated that a major issue for the new council is how to grow and bring together the Clarkdale communities. She wished the new council all the joys and agonies of the position.

Mayor Bluff stated it has been a privilege to serve as the town's mayor and thanked his fellow council members. He stated that over eight years he learned to moderate his views because of his interactions with the other council members. He thanked the town staff for putting up with him. He stated that Mayor-elect Von Gausig will do a great job because of his responsibility, integrity and intelligence and that the town is in good hands with the next council.

## **RECOGNITION OF OUTGOING MAYOR AND COUNCILMEMBERS**

Councilmember Williams stated he was delighted to work with everyone on the council and that he respected everyone, even with their differences. He thanked Mayor Bluff for all of his help in understanding the issues.

Town Manager Mabery stated that Councilmember Leibforth always makes good use of his time working for the town and that he downplayed his tireless work for the Humane Society. She stated it has been great getting to know him and working with him.

Town Manager Mabery stated that Councilmember Groom's background as a CPA has been invaluable to the town and that she would miss that. She stated she appreciated his involvement in insuring the formation of a fire district.

Town Manager Mabery stated that Vice Mayor Bauer has been a fixture at Town Hall as long as she can remember and that she was elected to the council after thirteen years on the planning commission. She stated she appreciates her efforts on behalf of economic development. She stated that everyone at state meetings knows her and that taking off this hat won't slow her down at all.

Town Manager Mabery summarized the achievements during this four-year period, as follows:

- 1) The fourth-lot split ordinance
- 2) The minor subdivision process
- 3) The water company acquisition
- 4) The acceptance of ADOT's design proposal for Highway 89A

Town Manager Mabery noted that Mayor Bluff was Clarkdale's first directly elected mayor and he is recognized for his statewide service.

Town Manager Mabery reminded the council that issues they supported that didn't get completed were benefited by that support and it has been her pleasure to work with all of them. She gave plaques in recognition and scrapbooks in memory of their service to all of the outgoing council members.

**OATH OF OFFICE - Administration of the Oath of Office to Mayor-Elect Doug Von Gausig.** Town Attorney Pecharich administered the oath of office to Mayor-Elect Doug Von Gausig.

**OATH OF OFFICE - Administration of the Oath of Office to Councilmembers-Elect Frank Sa, Jerry Wiley and Patricia Williams.** Town Attorney Pecharich administered the oath of office to Councilmembers-Elect Frank Sa, Jerry Wiley and Pat Williams.

**APPOINTMENT OF VICE-MAYOR - Designation of one Councilmember to be Vice-Mayor.**  
Councilmember Williams moved to appoint Councilmember Wiley as Vice-Mayor, Councilmember R. Williams seconded and the motion passed unanimously.

**PUBLIC COMMENT - Paul Handverger**, 90 South Coral Circle and a landowner in Clarkdale, stated that three days ago he found out that another well in the Hawk Hollow area west of the cement plant went dry. He stated that the sustainability of the Mountain Gate well is uncertain. He stated he has no solution, but the town needs to control the water. He stated the council needs professional advice from a hydrologist.

## **INFORMATIONAL REPORTS**

**MAYOR'S REPORT** - Mayor Von Gausig thanked outgoing council members for laying the groundwork for many important projects. He gave special thanks and admiration to Ex-mayor Bluff. He thanked the town staff, especially Town Manager Mabery, for being on top of every issue. He thanked everyone for the trust they have placed in him and Town Attorney Pecharich for his invaluable service and dedication to the town.

Councilmember P. Williams thanked everyone for their support.

**TOWN MANAGER'S REPORT** - Town Manager Mabery welcomed the council to one of the most challenging and rewarding times in Clarkdale. She stated that the new council members would be attending a training program at the Arizona League of Cities and Towns this weekend. She noted that Governor Napolitano had declared Friday as a day of mourning for Former-President Reagan and that federal office would be closed but state, county and town offices will be open.

Mayor Von Gausig noted that the council would dispense with the following reports for this one meeting.

NACOG - A report regarding the Northern Arizona Council of Governments

NAMWUA - A report regarding the Northern Arizona Municipal Water Users Association.

WAC - A report regarding the Yavapai County Water Advisory Committee

COCOPAI - A report regarding the Coconino-Yavapai Natural Resource Conservation District

VVTPO - A report regarding the Verde Valley Transportation Planning Organization

**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 approved with one motion. Any items may be removed for discussion at the request of any Council Member.

Councilmember Sa pulled Item E and Councilmember R. Williams pulled Item A. Vice-Mayor Wiley moved to approve Items B, C, D, F, G, and H, Councilmember Sa seconded and the motion passed unanimously.

Item A - Councilmember R. Williams asked why staff had purchased a phone system when the minutes of the

last council meeting reflect his request for bid information and the tabling of the Capital Improvements Plan to the next meeting. Finance Director Gilboy stated staff was prepared to go to bid on the state contract when a used system became available from someone who was upgrading. The cost of the used system was \$9142 for all town buildings, expansions and voice mail, which is about half the cost of a new system. Vice-Mayor Wiley asked whether, with council direction to table the item, staff had authorization to purchase a system at this time. Town Manager Mabery stated the council had previously authorized the purchase of the phone system and it fell under the bid limit of \$10,000. She also noted that the item that was tabled at the last council meeting was the adoption of the Capital Improvements Plan(CIP), not the purchase of items on the CIP. Councilmember R. Williams moved to approve Item A, Councilmember P. Williams seconded and the motion passed unanimously.

Item E - Regarding the remodel of the fire station, Councilmember Sa asked if the fire station has a second floor. Town Manager Mabery stated the Capital Improvements Plan includes future projects. The fire station is presently one floor, but the need for a second floor has been identified. Councilmember Sa asked what the Fisher Property is. Town Manager Mabery stated it is the property, previously owned by Guy Fisher, purchased by Phelps Dodge for a sewage treatment plant site. It is located on the corner of Broadway and the Tuzigoot access road. and is the location where the town will build a new wastewater treatment plant after purchasing it from Phelps Dodge. Councilmember Sa moved to approve Item E, Councilmember R. Williams seconded and the motion passed unanimously.

- A) **Approval of Minutes of the Common Council** - Approval of the minutes of the Regular Meeting held May 11, 2004 and the Special Meeting held May 25, 2004.
- B) **Claims** - List of specific expenditures made by the Town during the previous month.
- C) **Board and Commission Minutes**  
 Planning Commission Minutes of the meeting scheduled May 17, 2004.  
 Parks and Recreation Commission Minutes of the meeting scheduled May 10, 2004.  
 Library Advisory Board Minutes of the meeting scheduled May 6, 2004.  
 Heritage Conservancy Board Minutes of the meeting scheduled May 18, 2004.
- D) **Reports** - Approval of written Reports from Town Departments and Other Agencies  
 Building Permit Reports - May 2004  
 Fire Department Report and Mutual Aid Responses Report - May 2004  
 Police Department Report - May 2004  
 Magistrate Court Report - May, 2004  
 Verde Valley Humane Society - April 2004  
 Cottonwood Area Transportation System - April 2004
- E) **CIP (old business)** - Approval of the 2004 Capital Improvements Plan for the Town of Clarkdale.
- F) **Agreement** - Approval of an agreement with Verde Valley Humane Society to provide animal shelter services.
- G) **Agreement** - Approval of an Intergovernmental Agreement with City of Cottonwood and Town of Jerome regarding issues presented in pending adjudication affecting the Gila River water system (sub-flow water).
- H) **Agreement** - Approval of an agreement with the Clarkdale-Jerome Lions Club regarding the use of town facilities.

**ADDENDUM ITEM – AUCTION - Consideration of a list of town property to be auctioned.**

Councilmember R. Williams asked why emergency vehicle light bars were being sold. Finance Director Gilboy

stated they have always been disposed of at auction, but have usually not sold and have gone to a scrap metal dealer. Town Manager Mabery stated the auction items would be available for viewing at 7 a.m. on Saturday June 12 and Finance Director Gilboy stated she could arrange viewing before that if anyone requested it. By unanimous consent, the Council approved the list of town property to be auctioned.

**FUTURE AGENDA ITEMS - Listing of items to be placed on a future council agenda.** The following items will be on a June 15<sup>th</sup> worksession agenda:

1. Town Manager Mabery’s contract.
2. Council-manager relations.
3. Relations between council, town manager and staff.
4. Arizona League training program.
5. Meeting procedures.
6. Mayor’s role.
7. Board and commission appointment procedure.
8. Public statements.
9. Regional meeting representatives.

Councilmember P. Williams requested that the council readdress the town’s position on the Northern Arizona Land Exchange Act at the June 22<sup>nd</sup> meeting.

**ADJOURNMENT** - With no further business before the Council and without objection, the meeting adjourned at 7:35 p.m.

**APPROVE:**

**SUBMIT:**

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Doug Von Gausig, Mayor

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Charlotte Hawken, Administrative Assistant

**ATTEST:**

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Joyce Driscoll, Town Clerk