

**Minutes of a Regular Meeting of the Common Council of the Town of Clarkdale
Held on Tuesday, October 14 , 2008**

A Regular Meeting of the Common Council of the Town of Clarkdale was held on Tuesday, October 14, 2008, at 6:00 PM at Clark Memorial Clubhouse, 19 North Ninth Street, Men's Lounge, Clarkdale, Arizona.

Town Council:

Mayor Doug Von Gausig
Vice Mayor Jerry Wiley

Councilmember Patricia Williams
Councilmember Curtiss Bohall
Councilmember Richard Dehnert

Town Staff:

Town Manager Gayle Mabery
Public Works Director Steve Burroughs
Finance Director Carlton Woodruff
Town Clerk Kathy Bainbridge
Deputy Town Clerk Walt Good

Assistant Town Manager Janet Perry
Community Development Director Sherry Bailey
Police Chief Pat Haynie
Utility Director Wayne Debrosky

CALL TO ORDER 6:00 PM

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.

Robyn Prud'homme Bauer – Clarkdale Chamber wishes to thank the Town and Town Staff for their assistance making the Chamber's Clarkdale Family Fun Fest on October 4, 2008 a success. When it started to rain the Chamber received great help from attendees, cleaning up the park.

INFORMATIONAL REPORTS

MAYOR'S REPORT – A report from the Mayor on current events.

1. Attended the Arizona League of Cities and Towns, Executive Committee Meeting in Phoenix. Impressed with the quality of the people at and associated with the League. Everyone on the Executive Committee has an equal say. Discussed were the policies of the League, structure of the League and the primary goal of the League which is as a legislative assistant or our lobbyist, during the legislative session. Updates are held each Friday reviewing items that are before the legislature.
2. The Technical Work Group on the Bureau of Reclamation Water Study met and they are currently working on population and water demand estimates for 2050 in the County.

3. Mayors Doug Von Gausig of Clarkdale, Karen Fann of Chino Valley, and Jack Wilson of Prescott met with Senator Jon Kyl in his Phoenix office, they spoke with the Senator about various water topics concerning Northern Arizona and the Verde River Basin. The Mayors informed Kyl of the fact that communities on both sides of Mingus Mountain are serious about working together to solve their mutual long-term water supply problems. The Senator was very receptive and encouraged to hear that there was a possibility the Verde River Basin Partnership may merge with the Yavapai County Water Advisory Committee in some way. They also discussed future water importation and augmentation projects for Northern Arizona, including the possibility of a pipeline from the Colorado River to serve communities from Tuba City to the Verde Valley and the tri-cities area. Senator Kyl agreed to provide a briefing paper and to sponsor a public meeting in which he and his staff would discuss both the benefits and challenges of long-range water augmentation in Northern Arizona.
4. Attended the Energy Saving Award presentation at Salt River Material Group.
5. Met with Yavapai College Verde Valley Campus Dean Schumacher about the campus plan to be energy independent and going for a grant to assist them in accomplishing that endeavor.
6. Attended a City of Cottonwood Public Hearing on the annexation proposal.

TOWN MANAGER'S REPORT – A report from the Town Manager on current events.

1. Town Manager Mabery notified Council that the November 11, Regular Council meeting would fall on Veteran's Day and when the Regular Meeting falls on a legal holiday it is moved by Council. The Special Meeting in November is also scheduled for the Thanksgiving week and staff will bring a recommendation to Council at the October 28 meeting.
2. Everyone seemed to have a good time at the Chamber's Family Fun Fest until the rain started.
3. Project Wet will be on October 23, at Dead Horse State Park. The Town donated \$1,000.00 to this event that is to provide water conservation education to 4th graders throughout the Verde Valley.

COCOPAI – A report regarding the Coconino Yavapai Resource Conservation District – 9/15/08 written report

CAT – A report regarding the Cottonwood Area Transit – 10/2/08 written report

NACOG - A report regarding the Northern Arizona Council of Governments

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

PFSG – A report regarding the Prescott Forest Stewardship Group

VRBP – A report regarding the Verde River Basin Partnership

VVREO – A report regarding the Verde Valley Regional Economic Organization

VVLPI – A report regarding the Verde Valley Land Preservation Institute 7/14/08, 8/11/08, 9/08/08 written reports

WAC - A report regarding the Yavapai County Water Advisory Committee

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 9/9/08 and the Special Meeting held 9/23/08.

B) Claims - List of specific expenditures made by the Town during the previous month. September 2008 payroll, check and credit card reports. (Note new Encode Form)

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 minutes of the meeting held 9/24/08

Design Review Board minutes of the meeting held 9/10/08

Heritage Conservancy Board minutes of the meeting 9/17/08

Library Advisory Board minutes of the meeting held 9/4/08

Planning Commission minutes of the meeting held 9/4/08, 9/23/08, & 9/25/08

Parks and Recreation Board minutes of the meeting held 9/10/08

D) Reports - Approval of written Reports from Town Departments and Other Agencies

Building Permit Report – September 2008

Capital Improvements Report - September 2008

Magistrate Court Report – August 2008

Police Department Report – September 2008

Water and Wastewater Report – September 2008

Clarkdale Fire District Report and Mutual Aid Responses Report – September 2008

Cottonwood Area Transit (CAT) Operations Report – August 2008

Agenda item D was pulled by Councilmember Dehnert for discussion.

Discussion on Police Department Report regarding the down turn in traffic tickets and warnings issued year to date versus last year to date. Police Chief Haynie reported that during economic down turns the public tends to pay more attention and obey the traffic laws better because they do not have the money to pay the fines. Also with the construction on Hwy 89A we have reduced speed.

Mayor Von Gausig asked Utility Director Debrosky if the decline in numbers of water customers served was because of Mountain Gate. Utility Director Debrosky replied that it was partially Mountain Gate and also improved records keeping with the new system.

Councilmember Dehnert moved to accept Consent Item D as presented. Vice Mayor Wiley seconded the motion. Motion approved unanimously.

- E) **Resolution Adopting a Fair Housing Policy** – Approval of Resolution # _____, adopting a Fair Housing Policy for the Town of Clarkdale.

Resolution #1281

- F) **Resolution Adopting a Residential Antidisplacement and Relocation Assistance Plan for FY 2008-FY 2013** – Approval of Resolution # _____, adopting a Residential Antidisplacement and Relocation Assistance Plan as required under Section 104(d) of the Housing and Community Development Act of 1974 as amended.

Resolution #1282

- G) **GangNet Memorandum of Understanding** – Approval of a GangNet Memorandum of Understanding with the Arizona Department of Public Safety.
- H) **Yavapai County Flood Control District Intergovernmental Agreement** – Approval of an intergovernmental agreement with Yavapai County Flood Control District for \$110,000.00, to be used by the Town for local drainage improvements.

Vice Mayor Wiley moved to accept Consent Agenda Items A, B, C, E, F, G and H as presented. Seconded by Councilmember Williams. Motion approved unanimously.

NEW BUSINESS

RESOLUTION ACCEPTING SETTLEMENT FROM ARCH BOND – Discussion and consideration of acceptance of a bond release for receipt of payment from Arch Bond Company for guarantee on the Mountain Gate Subdivision.

Mayor Von Gausig moved to table this item until the October 28, 2008 Council Meeting with another item on same subject. Seconded by Councilmember Williams. Motion to table item approved unanimously.

RESOLUTION DECLARING THE “ANIMAL CODE ORDINANCE AMENDMENT TO CHAPTER 6, SECTIONS 6-1 THROUGH 6-8; A PUBLIC RECORD – Consideration of Resolution # _____ declaring as a public record those certain documents filed with the Town Clerk and entitled “Animal Code Ordinance Amendment to Chapter 6-1 Through 6-8”; Town Code.

Discussion was held and changes were requested by Council in Section 6-1-2 to remove the word *adjacent* and in Section 6-1-3(A) to remove the phrase *for current year*.

Mayor Von Gausig moved to accept Resolution #1283, a resolution declaring the “Animal Code Ordinance Amendment to Chapter 6, Section 6-1 through 6-8” a public record as amended by removing the word “adjacent” in Section 6-1-2 and the phrase “for current year”

in Section 6-1-3(A). Seconded by Vice Mayor Wiley and Councilmember Bohall. Motion passed unanimously.

ANIMAL CODE ORDINANCE AMENDMENT TO CHAPTER 6, SECTIONS 6-1 THROUGH 6-8 – Discussion and consideration of adopting by reference a document entitled “Animal Code Ordinance Amendment to Chapter 6, Sections 6-1 Through 6-8”; on file as a public record with the Town Clerk as an Ordinance amending the Animal Code Chapter 6, Sections 6-1 through 6-8; of the Town Code of the Town of Clarkdale; Providing for Severability; and Repealing Conflicting Ordinances.

Vice Mayor Wiley moved to approve the adoption of Ordinance #315, an ordinance adopting by reference a public Record titled “Animal Code Ordinance Amendment to Chapter 6, Section 6-1 through 6-8”. Seconded by Councilmember Williams. Motion approved unanimously.

ORDINANCE CHANGING ARTICLE 7-14 (A) HOURS OF CONSTRUCTION – Discussion and possible approval of an ordinance changing Article 7-14 (A), to amend the hours of construction which are currently sunrise to 9:00 PM.

Ordinance #316

Community Development Director Bailey informed Council that discussions on changing the hours of operation to 6:00 AM had come about because in June the sun could rise shortly after 5:00 AM and that construction noise was disruptive to residents.

Councilmember Williams moved to approve Ordinance #316, an ordinance changing Article 7-14(A) Hours of Construction from “sunrise to 9:00 PM” to “6:00 AM to 9:00 PM”. Seconded by Vice Mayor Wiley. Approved unanimously.

CONSIDERATION OF THE ANNEXATION OF FOREST LANDS PROPOSED BY THE CITY OF COTTONWOOD

Discussion was held on the City of Cottonwood’s proposed annexation of approximately 8.5 square miles of Coconino Forest land. Clarkdale Council members all agreed with Cottonwood Council members and would like to preserve this area in its current state. Mayor Von Gausig informed Council that he and Town Manager Mabery have a scheduled meeting with City of Cottonwood Mayor Joens and City Manager Bartosh for October 20, this meeting was schedule a couple of weeks ago and will not include the other groups that are interested in the annexation. This was a discussion only and no action was taken.

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

Councilmember Bohall would like a presentation on the commercial solar possibilities.

Councilmember Dehnert would like more information on the Smart Growth Scorecard, Town Manager Mabery stated that the Planning Commission is working on this and it would be appropriate for the Council to attend their meeting. Ms. Mabery will advise council of the date of that Planning Commission meeting.

ADJOURNMENT 7:13 PM

APPROVED:

Doug Von Gausig, Mayor

ATTESTED:

Kathy Bainbridge, Town Clerk

SUBMITTED:

Walt Good, Deputy Town Clerk