

**Minutes of a Regular Meeting of the Common Council of the Town of Clarkdale  
Held on Tuesday, February 10, 2009.**

A Regular Meeting of the Common Council of the Town of Clarkdale was held on Tuesday, February 10, 2009, at 6:00 PM at Clark Memorial Clubhouse, 19 North Ninth Street, Men's Lounge, Clarkdale, Arizona.

**CALL TO ORDER:** Mayor Von Gausig called the meeting to order at 6:00 p.m.

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

Assistant Town Manager Janet Perry

Public Works Director Steve Burroughs

Police Chief Pat Haynie

Community Development Director Sherry Bailey

Town Clerk Kathy Bainbridge

Utility Director Wayne Debrosky

**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.

No public comment

**INFORMATIONAL REPORTS**

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

1. Attended a meeting held by the City of Cottonwood regarding the State Trust Land where they discussed the annexation and master planning for the 10 acres of Trust Land. They described their preliminary plans for the area and asked for public input.
2. Met with Margaret Bowman of the Walton Family Foundation regarding a new fresh water program and the Verde River.
3. Attended the Clarkdale General Plan's Land Use Planning Group
4. Had lunch with Rennie Radoccia and Vernon Woolf to talk about plasma gasification conversion systems and ideas for Clarkdale.
5. Attended the Bureau of Reclamation appraisal level study worksession in Prescott. They continue to fine tune where the water is being used in Yavapai

County and about to start on the supply side. The decisions for future water supply and water use in Yavapai County are being made at these meetings.

6. Met with Congresswoman Ann Kirkpatrick.
7. Met with Town Manager Mabery and Vice Mayor Wiley and about 30 Swedish visitors who were mayors and managers brought out by ASU. They wanted to see how a small town was run and then visited Phoenix and Chandler.
8. Met with John Rasmussen, Director of the Yavapai County Water Advisory Committee to talk about the philosophy of WAC since he would be the Co-Chair and talk about why some of the founded principles of WAC have not been done, one of which was to bring both sides of the County together.
9. Met with Ryna Rock and Sara Luna regarding conservation issues and Fossil Creek.
10. Met with Jorge Olguin regarding the plasma conversion system.
11. Attended Strategic Planning for Clarkdale all day on January 30<sup>th</sup>.
12. Attended the Bureau of Reclamation Study appraisal level study worksession.
13. Met with Diane Jones, Doug Bartosh, George Gehlert, and Town Manager Mabery regarding the Cottonwood's proposed annexation of Forest Service land. It was decided that it would be best to have the Forest Service appear at a joint meeting between Cottonwood and Clarkdale to describe what kinds of things could happen that would protect that land and what kinds of things might be added to the forest plan that is being worked on to see that the land stays open and stays forest service, which is what Cottonwood and Clarkdale want. The Forest Service volunteered to come to a joint meeting on Tuesday, March 31<sup>st</sup> tentatively at 5:00 p.m. at the Public Service Building in Cottonwood.
14. Attended Cottonwood's Recreation Center ground breaking.

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

1. There is a lot of positioning going on at the local levels regarding the federal economic stimulus package. ADOT has been working with the local governments through the COGS figuring out formulas for how they anticipate the money will flow through the State and onto the local governments. Thoughts are that about \$750,000 will trickle down to the Verde Valley The VVTPO will be meeting and ranking projects that Verde Valley communities have put forward as a recommendation to NACOG. There is no definitive information as to what other

areas the stimulus may pertain to other than transportation. Clarkdale is working to position ourselves to move quickly when details of the stimulus package is know by forming a task force of eight staff members working on economic stimulus projects.

2. The City of Sedona is hosting the next Intergovernmental Meeting on February 26<sup>th</sup>.

COCOPAI – A report regarding the Coconino Yavapai Resource Conservation District – No Report.

CAT – A report regarding the Cottonwood Area Transit – No Meeting.

NACOG - A report regarding the Northern Arizona Council of Governments – No Meeting.

NAMWUA - A report regarding the Northern Arizona Municipal Water Users Association - Mayor Von Gausig attended the NAMWUA board meeting in Sedona. They just approved their 504c4 status and continue to look at ways to bring water into northern Arizona in the future.

PFSG – A report regarding the Prescott Forest Stewardship Group – No Report.

VRBP – A report regarding the Verde River Basin Partnership - – Mayor Von Gausig met with the Verde River Basin Coordinating Committee in Jerome. The Committee decided that it would try to coordinate with WAC by bringing the Verde River Basin Partnership Technical Advisory Group and the WAC Technical Advisory Committee together to think about the types of things WAC needed in the next five years that could be performed by federal money obtained by the Verde River Partnership. The discussion will be on the next WAC agenda and ask for permission to discuss the issue.

VVREO – A report regarding the Verde Valley Regional Economic Organization – No Report.

VVLPI – A report regarding the Verde Valley Land Preservation Institute – No Report.

VVTPO – Report regarding the Verde Valley Transportation Planning Organization – Councilmember Bohall reported that there was a general discussion about the proposed economic recovery bills being debated in the House and Senate as they relate to transportation issues. The Willard Street extension is open to local traffic and completion is expected by the end of the month. Several projects are winding down with the exception of the McGuireville interchange and enhancement projects along SR-260 between Thousand Trails and Wilshire Drive. ADOT will be sponsoring an open house at the Cliff Castle Conference Center on February 19<sup>th</sup> from 6:00 to 7:30 pm.

WAC - A report regarding the Yavapai County Water Advisory Committee - Report

given above.

**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 1/13/09
- B) **Claims** - List of specific expenditures made by the Town during the previous month. PPE 1/2/09 & PPE 1/16/09, January Check and Credit Card Report
- 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 - No meeting
  - Design Review Board minutes of the meeting held – 1/14/09
  - Library Advisory Board minutes of the meeting held – 1/8/09
  - Planning Commission minutes of the meeting held – 1/22/09
  - Parks and Recreation Board minutes of the meeting held – 1/14/09
  - Heritage Conservancy Board minutes of the meeting – 1/21/09
- D) **Reports** - Approval of written Reports from Town Departments and Other Agencies
  - Building Permit Report – December 2008
  - Capital Improvement Report – December 2008
  - Magistrate Court Report – November 2008, December 2008
  - Police Department Report - December 2008
  - Water and Wastewater Report – December 2008
  - Fire District Report and Mutual Aid Responses Report – December 2008
  - Cottonwood Area Transit (CAT) Operations Report – October, November 2008
  - Verde Valley Humane Society – November 2008, December 2008
- E) **Acceptance of the Franchise Agreement between Arizona Public Service Company (APS) and the Town of Clarkdale** – Approval of the Arizona Public Service Franchise Agreement as approved by the voters in November 2008.
- F) **Acceptance of the Arizona Historical Records Advisory Board (AHRAB) Grant** – Approval of acceptance of the AHRAB grant funding from the National Historical Publications and Records Commission and the Arizona State Library, Archives and Public Records in the amount of \$3,165.00 to be

shared with the Museum for the support of preservation projects.

Motion by Vice Mayor Wiley to approve the consent agenda items A – F as presented. Second by Councilmember Williams. Motion carried unanimously.

Without objection, the Mayor reordered the agenda so that New Business - FISCAL YEAR 2007-2008 AUDITED FINANCIAL STATEMENTS was taken out of order.

### **NEW BUSINESS**

#### **FISCAL YEAR 2007-2008 AUDITED FINANCIAL STATEMENTS – Presentation of the audit reports and consideration of approval of the 2007-2008 Fiscal Year Audit.**

Auditor Scott Graff from Colby Powell, PLC was present to review the Fiscal Year Ending 2008 Financial Statements. Mr. Graff reported that the Town had received a clean opinion and that the year ended in conformity with accounting principles generally accepted in the United States, which is the best opinion an auditor can give to any type of entity. The six “Findings” were reported as places that the auditor thought could be improved. Mr. Graff reported that the Management Discussion and Analysis is an easily readable summary of the financial statements written by Carlton Woodruff, Finance Director. The report addresses current operational activities, the sources, uses, and changes in resources, adherence to budget, service levels, limitations, significant economic factors, and the status of infrastructure and its impacts on debt and operation.

Motion by Councilmember Dehnert to approve the Fiscal Year Ending 2008 Financial Statements. Second by Councilmember Bohall. Motion carried unanimously.

#### **UPDATE PRESENTATION ON THE KIOSK PROJECT – Presentation and possible direction on Phase Two of the Arizona Tourism Grant. Drake Meinke will update Council on the sixteen subject titles and proposed locations for the kiosk project.**

Drake Meinke, Chairperson of the Heritage Conservancy Board reported that the first phase of the Rural Tourism Development Grant of the historical signcaps was completed. He presented subject titles along with suggested locations for the kiosk. Locations were reviewed with accessibility, parking, shaded areas, seating, and least disruption to traffic in mind.

1. The entrance to Patio Park along with an alternative area by Caballero Park.
2. Sports complex by the old school
3. Lower Clarkdale architectural styles kiosk at Mongini Park
4. Town complex area
5. Bench area by Museum with an alternative further down the road overlooking the smelter area

6. Overlook of the Cement Plant at 14<sup>th</sup> and 1<sup>st</sup> North
7. Upper residential architectural style kiosk at 13<sup>th</sup> and 1<sup>st</sup> South
8. Kiosk on the Clark Mansion, plane crash and High School located by the High School.
9. Yavapai-Apache Nation overlook kiosk at 16<sup>th</sup> and 1<sup>st</sup> North

Mayor Von Gausig suggested a kiosk at the Main Street park, and topics regarding the river, native vegetation, birds, and animals. Vice Mayor Wiley suggested the cemetery. Town Manager Mabery thought previously discussed kiosks at Tuzigoot, the State Park in Jerome, and the train depot that would draw tourists to the other kiosk locations in town should be included in the first phase of the kiosks. Sixteen kiosks are completed and the grant funds should cover informational panels completed for all of them. Sue Hill is compiling the text for the panels. Heritage Conservancy will be reviewing the completed text and then go to Design Review for approval.

**UPDATE FROM STRATEGIC PLANNING – Update presentation on Town of Clarkdale 2009 Strategic Planning held January 30, 2009.**

Town Manager Mabery reported that Council and Department Heads held a strategic planning day on January 30<sup>th</sup>. Due to the economic pressures, the day focused on policy decisions the Council will be faced with as we go through the budget process, operational issues – where can we be more efficient and cut costs, and the fee structures. Staff will be creating a trial budget by mid March, a quicker timeframe than usual so it can be brought to Council, and they can listen to the public response. It is going to be a tough year with many big decisions. Engaging the public during this process is paramount. Mayor Von Gausig stated that Strategic Planning had many hopeful, good, optimistic things for the Town for the public to hear and cautioned that it was not just all budget items.

**ADDENDUM: YAVAPAI-APACHE NATION DISTRIBUTION OF GAMING REVENUES UNDER PROPOSITION 202**

Council discussed receipt of a letter from the Yavapai-Apache Nation with a Prop 202 Initiative distribution check in the amount of \$14,542 designated for the Clarkdale Jerome School for seed money for a Native American Club. A key provision of Prop 202 Initiative is the sharing of gaming revenue with the state. The compact permits an Indian tribe to make 12 percent of its total annual contribution in the following form: “Distribution to cities, towns or counties for government services that benefit the general public, including public safety, mitigation of the impacts of gaming, or promotion of commerce and economic development”.

The City of Cottonwood received \$56,058 designated 100% to Mingus Union High School. Camp Verde received \$56,058 designated 50% to Camp Verde School District, 25% to South Verde High School and 25% to Parks & Recreation Youth Programs. Yavapai County received \$50,000 designated 70% to Boys & Girls Club

of Yavapai-Apache Nation, 15% to Beaver Creek School, and 15% to Rimrock High School.

Although the establishment of a Native American Club at the Clarkdale Jerome School may be a priority for the Nation or the School, Councilmembers agree that they do not feel the distribution meets the intent or the language of Proposition 202 and might not be legal. Mayor Von Gausig does not want to be a party to that. Dave Hunt, Assistant Administrator/Board Council, Yavapai County, recommended to Yavapai County that the Nation be advised that the County would be unable to distribute their award under the conditions established for acceptance.

Councilmember Dehnert thought that \$14,542 was a lot of money to set up a club, especially with extremely tight municipal budgets and asking employees to take pay cuts and that due to the economic emergency situations we should check with the school for realistic start up costs for distribution and use rest for strategic planning items.

Vice Mayor Wiley suggested that we return the check and thank them, but do not feel it is properly applied.

Councilmember Bohall stated that if we return the check, we probably will not get any funding next year.

Mayor Von Gausig clarified that the Yavapai-Apache Nation does not have to give the money to surrounding communities. They can give it to any municipality.

In previous years, Mayor Von Gausig had attended Tribal meetings regarding uses for the funding. The Nation preferred that they meet individually with surrounding communities, but when that did not happen, a letter had been sent to the Tribe identifying what the Town thought would be the best use of funds this year.

Mayor Von Gausig thought that if all the communities in the Verde Valley and Yavapai County could work with the Yavapai Apache Nation in such a way that they could contribute the entire amount to a single project that would benefit everyone, it could probably do some real good.

Councilmember Dehnert stated that Council was appreciative of the Nation's contribution, but independent in determination of how it will be used.

The distribution of the Yavapai Apache Nation funds will be added to the February 24<sup>th</sup> Council meeting so that the Council can make a decision on how the check will be handled.

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

Distribution of the Yavapai Apache Nation Funds

**ADJOURNMENT at 8:15 PM**

APPROVED:

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Doug Von Gausig, Mayor

ATTESTED:

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Kathy Bainbridge, Town Clerk

SUBMITTED:

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Walt Good, Deputy Town Clerk