



**NOTICE OF A SPECIAL MEETING OF THE COMMON COUNCIL
OF THE TOWN OF CLARKDALE**

**Tuesday, February 24, 2009 at 3:00 P.M.
Clark Memorial Clubhouse**

NOTICE – This is provided for public information only. This document is not an approved set of minutes, only a staff summary of actions taken. The approved minutes will contain the official action taken.

PURSUANT TO A.R.S. §38-431.02, NOTICE IS HEREBY GIVEN to the members of the Common Council of the Town of Clarkdale and to the general public that the Town of Clarkdale Common Council will hold a Special Meeting open to the public on Tuesday, **February 24, 2009, at 3:00 p.m.** in the **Clark Memorial Clubhouse, Men’s Lounge, 19 N. Ninth Street**, Clarkdale, Arizona. Pursuant to A.R.S. §38-431.03, the Council may vote to recess the meeting and move into Executive Session on any item, which will be held immediately after the vote and will not be open to the public. Upon completion of Executive Session, the Council may resume the meeting, open to the public, to address the remaining items on the agenda.

Dated this 19th day of February 2009
BY

WALT GOOD
DEPUTY CLERK

As a reminder, if you are carrying a cell phone, electronic pager, computer, two-way radio, or other sound device, we ask that you turn it off at this time to minimize disruption to this meeting.

ALL ITEMS ON THIS AGENDA ARE SCHEDULED FOR DISCUSSION AND POSSIBLE ACTION, UNLESS OTHERWISE NOTED.

1. CALL TO ORDER 3:10 PM

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
Police Chief Pat Haynie
Deputy Town Clerk Walt Good**

**Town Clerk Kathy Bainbridge
Community Development Director Sherry Bailey
Utility Director Wayne Debrosky
Town Attorney Robert Pecharich**

2. 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.

3. **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 – January 2009
 - Capital Improvement Report – January 2009
 - Magistrate Court Report – January 2009
 - Police Department Report – January 2009
 - Water and Wastewater Report – January 2009
 - Fire District Report and Mutual Aid Responses Report – January 2009
 - Cottonwood Area Transit (CAT) Operations Report – December 2008
 - Verde Valley Humane Society – January 2009
 - B) **Resolution Approving The 2010 Federal Appropriations Request For Municipal Wastewater Project** – approval of a resolution to be submitted to Representative Ann Kirkpatrick for project funding.
Resolution # 1289
 - C) **Resolution Approving The 2010 Federal Appropriations Request For Municipal Water Projects** – approval of a resolution to be submitted to Representative Ann Kirkpatrick for project funding.
Resolution # 1291

Vice Mayor Wiley moved to accept the consent agenda as presented, motion was seconded by Councilmember Williams. Motion approved unanimously.

NEW BUSINESS

4. **REQUEST FOR REDUCTION OF TOWN FEES FOR THE FESTIVAL OF NATIVE AMERICAN CULTURE** – Discussion and consideration of a request from the Clarkdale Chamber of Commerce for a reduction in the Town's Fees for the use of Town Facilities for the Festival of Native American Culture being held June 5, 2009.

Lisa O'Neil made presentation to Council on the Festival of Native American Culture.

Vice Mayor Wiley moved to charge the Festival of Native American Culture a \$350.00 deposit and any utility use and janitorial charges be deducted from that deposit with balance to be returned. Motion was seconded by Councilmember Williams. Motion approved unanimously.

5. **REQUEST FOR WAIVER OF TOWN FEES FOR OPERATION GRADUATION** – Discussion and consideration of a request for waiver of the Town’s Fees for the use of Clark Memorial Clubhouse by Operation Graduation on May 21 to May 23, 2009.

Rita Ledbetter made presentation to Council on behalf of Operation Graduation.

Councilmember Bohall moved to approve the waiver of Town Fees for Operation Graduation, motion was seconded by Councilmember Dehnert. Motion approved unanimously.

6. **REAL PROPERTY TRANSFER AGREEMENT ON THE WASTEWATER TREATMENT PROPERTY ALSO KNOWN AS THE ‘FISHER HOUSE’** – Discussion and possible acceptance of a real property transfer agreement between Freeport-McMoRan (formally Phelps Dodge Corporation) and the Town of Clarkdale on the Wastewater Treatment Property.

Town Attorney Pecharich explained the real property transfer agreement for the Fisher Property.

Councilmember Williams moved to approve the real property transfer agreement for the Fisher House Property with the change on Page 2 Section 2B revising the date from March 1, 2009 to April 1, 2009, seconded by Vice Mayor Wiley. Motion approved unanimously.

Town Attorney Robert Pecharich request to be excused from the meeting. Mayor Von Gausig excused him.

7. **A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CLARKDALE, ARIZONA, CREATING A GENERAL PLAN UPDATE COMMITTEE AND APPROVING APPOINTMENTS TO THE GENERAL PLAN UPDATE COMMITTEE OF THE TOWN OF CLARKDALE** - Discussion and consideration of Resolution # _____, creating a General Plan Update Committee and approving appointments to the General Plan Update Committee.

Resolution # 1291

Community Development Director Bailey explained the General Plan process through phase one and that the Town is now moving into phase two of the process and this phase should take eight (8) to eleven (11) months.

Vice Mayor Wiley moved to approve the resolution creating the General Plan Update Committee and appointing the persons listed to that committee, seconded by Councilmember Williams. Approved unanimously.

8. **WORKSESSION ON TOWN OF CLARKDALE SEWER FEE RATES** – A worksession and direction to staff for the possible revision of the Town’s sewer fee rate.

Utility Director Debrosky presented Council with the reasons for a rate increase on the Wastewater enterprise Account and the timeline that he would like to follow.

This is a worksession only and no action was taken.

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

10. ADJOURNMENT 4:14 PM

Persons with a disability may request reasonable accommodations by contacting the Town Hall at 639-2400 (TTY: 1-800-367-8939) at least 72 hours in advance of the meeting.