



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

**Tuesday, October 13, 2009 at 6:00 P.M.
Clark Memorial Clubhouse, Men's Lounge**

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 Regular Meeting open to the public on Tuesday, **October 13, 2009, at 6:00 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 8th day of July, 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 6:00 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
Utility Director Wayne Debrosky
Police Chief Pat Haynie
Public Works Director Steve Burroughs
Deputy Town Clerk Walt Good**

**Town Clerk/Finance Director Kathy Bainbridge
Community Development Director Sherry Bailey
Community Service Supervisor Dawn Norman**

- 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.

Ellie Bauer, Clarkdale, invited the Council and public to visit the Made in Clarkdale e-Go Gallery open Thursday through Monday 11:00 AM to 4:00 PM.

Robyn Prud'homme Bauer, Clarkdale, reminded Council that Salt River Materials Group will be celebrating their Fiftieth year in Clarkdale on Saturday, October 17, 2009 at the Clarkdale-Jerome School ball field.

3. INFORMATIONAL REPORTS

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

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

CAT – A report regarding the Cottonwood Area Transit

COCOPAI – A report regarding the Coconino Yavapai Resource Conservation District

VVLPI – A report regarding the Verde Valley Land Preservation Institute.

NACOG - A report regarding the Northern Arizona Council of Governments

VVTPO – Report regarding the Verde Valley Transportation Planning Organization & other transportation affiliations –

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

VRBP – A report regarding the Verde River Basin Partnership

WAC - A report regarding the Yavapai County Water Advisory Committee

4. 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 9/22/09 and the Special Joint Meetings held 9/17/09, and 9/29/09.

B. Claims - List of specific expenditures made by the Town during the previous month. September 2009 Claims and PPE 9/12/09 & 9/26/09

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 canceled 9/23/09.

Design Review Board minutes of the meeting held 9/9/09.

Heritage Conservancy Board minutes of the meeting held 9/16/09

General Plan Update Committee minutes of the meeting held 9/21/09.

Library Advisory Board minutes of the meeting held 9/13/09

Parks and Recreation Board minutes of the meeting held 9/9/09

Planning Commission minutes of the meeting held 9/24/09

D. Intergovernmental Agreement with City of Cottonwood for a Public Transit System – Approval of an Intergovernmental Agreement for a public transit system within the Clarkdale Town limits with the City of Cottonwood department known as C.A.T.

E. Ordinance Amending Section 3-4-8, Purchasing – Professional Services of the Town Code – Approval of an Ordinance of the Town of Clarkdale amending Section 3-4-8

Purchasing – Professional Services; of the Town Code adding architects, and similar professions.

Ordinance # 323

- F. Resolution Declaring Arizona Cities and Towns Week** – Approval of a resolution declaring October 19 through October 23, 2009 as Arizona Cities & Towns Week.
Resolution # 1316
- G. Resolution Supporting a Landscape Vision for the Verde Valley** – Approval of a resolution supporting the public planning efforts regarding the future use and management of the area described as the Verde Front of the Prescott National Forest and the Greenway Corridor of the Middle Verde River.
Resolution #1317
- H. Proclamation Celebrating Salt River Material Group’s Phoenix Cement Fifty Year Anniversary** – Approval of a proclamation celebrating Phoenix Cement Fifty Year Anniversary in Clarkdale.
- I. Resignation of Chris Calderon from Library Advisory Board** – Acceptance of the email notification of resignation from Chris Calderon from the Library Advisory Board.
- J. Special Event Liquor License for Verde Valley Medical Center** – Approval of a Special Event Liquor License for the Verde Valley Medical Center for an event on October 30, 2009.
- K. Yavapai County Elections Vote-By-Mail Services Agreement** – Approval of a Vote-By-Mail Services Agreement service agreement with Yavapai County Elections Department.
- L. Yavapai County Elections Vote-By-Mail Services Agreement Addendum** – Approval of a Vote-By-Mail service agreement addendum with Yavapai County Elections Department allowing the Town of Clarkdale a discounted fee rate for election help.

Mayor Von Gausig pulled item J at the request of Verde Valley Medical Center.

Vice Mayor Wiley moved to accept and approve Consent Items A, B, C, D, E, F, G, H, I, K, & L as submitted by staff. Councilmember Williams seconded the motion. Motion was approved unanimously.

NEW BUSINESS

- 5. PUBLIC HEARING REGARDING THE HOME RULE OPTION** – A hearing to receive public input regarding the Town of Clarkdale’s proposed placement of the Home Rule Option (Alternative Expenditure Option) on the March 9, 2010 ballot.

No public comment.

- 6. LIQUOR LICENSE AGENT CHANGE AND ACQUISITION OF CONTROL FOR MAIN STREET CAFÉ & PIZZERIA** – Discussion and consideration of a recommendation to the Arizona Department of Liquor License and Control for approval of a liquor license application

Agent Change and Acquisition of Control from Main Street Café & Pizzeria located at 920 Main Street in Clarkdale.

Councilmember Dehnert moved for Council to recommend to the Arizona Department of Liquor License and Control the approval of a liquor license Agent Change and Acquisition of Control application from Main Street Cafe and Pizzeria located at 920 Main Street in Clarkdale. Vice Mayor Wiley seconded the motion. Motion approved unanimously.

7. **ENFORCEMENT OF SURETY BONDS ISSUED BY BOND SAFEGUARD INSURANCE COMPANY ON MOUNTAIN GATE SUBDIVISION**—Discussion and consideration of authorizing the Town Attorney to file a court complaint against Bond Safeguard Insurance Company for failure to honor its surety bonds issued to the Town of Clarkdale on the Mountain Gate Subdivision, insuring the completion of the subdivision infrastructure required to be constructed by the developer, Empire Residential Construction Company, L.P.

Rob Pecharich, Town Attorney, presented Council information that Bond Safeguard is not moving towards the completion of the work and work areas that were identified to them as items not yet completed Empire Residential Construction Company, L.P.

Councilmember Dehnert motioned to approve to authorize the Town Attorney to file a court complaint against Bond Safeguard Insurance Company for failure to honor its surety bonds issued to the Town of Clarkdale on the Mountain Gate Subdivision, insuring the completion of the subdivision infrastructure required to be constructed by the developer, Empire Residential Construction Company, L.P. Vice Mayor Wiley seconded the motion. Motion was approved unanimously.

8. **CLARKDALE SUSTAINABILITY PARK** – Direction to staff relating to the advancement of the proposal to create a Clarkdale Sustainability Park.

Councilmember Bohall moved to authorize the staff, mayor and council to work on the development of a scope of work for the feasibility study of the Clarkdale Sustainability Park; making presentations to key stakeholders including legislators, land owners, potential tenants, and/or investors, the media, educational and other civic and business institutions; developing presentation and outreach materials for on-line and print; and working with property owners to identify land acquisition alternatives. Councilmember Williams seconded the motion. Motion was approved unanimously.

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

Set date for 2009 Clarkdale Council Strategic Planning.

10. **ADJOURNMENT 7:20 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.