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**NOTICE OF A REGULAR MEETING OF THE COMMON COUNCIL
OF THE TOWN OF CLARKDALE
Tuesday, April 13, 2010 at 6:00 P.M.
Clark Memorial Clubhouse, Men’s Lounge**

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, **April 13, 2010, 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 7th day of April, 2010
BY

Kathy Bainbridge
Town 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- Meeting called to order at 6:00 PM by Mayor Von Gausig

Town Council:

**Mayor Doug Von Gausig
Vice Mayor Jerry Wiley**

**Councilmember Patricia Williams - Absent
Councilmember Curtiss Bohall
Councilmember Richard Dehnert**

Town Staff:

**Town Manager Gayle Mabery
Utility Director Wayne Debrosky
Police Chief Pat Haynie
Assistant Town Manager Janet Perry**

**Town Clerk/Finance Director Kathy Bainbridge
Community Development Director Sherry Bailey
Public Works Director Steve Burroughs**

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 all to the April showing at the Made in Clarkdale e-Go Gallery.

Christine Schwab, Clarkdale – discussed the Feasibility Study Scope of Work – thought that the study was biased and that there was already a decided location. Ms. Schwab decided to finish her comments later when the issue comes up on the agenda.

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 – A 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 3/9/2010 and Special Meetings held 2/26/2010 and 3/23/2010.**
- B. Claims - List of specific expenditures made by the Town during the previous month. March check log and PPE 3/13/10 and 3/27/10**
- 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 3/24/2010
Design Review Board minutes of the meeting held 3/10/2010
Heritage Conservancy Board minutes of the meeting held 3/17/2010
General Plan Update Committee minutes of the meeting scheduled 3/15/2010 - cancelled
Library Advisory Board minutes of the meeting held 3/4/2010
Parks and Recreation Board minutes of the meeting held 3/10/2010
Planning Commission minutes of the meeting held 3/16/2010**
- D. Proclamation Declaring April 2010, As Water Awareness Month – Approval of a Proclamation declaring April 2010, Water Awareness Month in the Town of Clarkdale.**
- E. Proclamation Declaring April 18 to April 25, 2010, As Volunteer Appreciation Week – Approval of a Proclamation declaring April 18 to 25, 2010, as Volunteer**

Appreciation Week in the Town of Clarkdale.

- F. Resolution of the Town of Clarkdale Authorizing Application for a Designation of Adequate Water Supply** – Approval of Resolution #1328 authorizing the Town Manager to apply for the Designation of Adequate Water Supply for the Town of Clarkdale.
- G. Contract Between The State Of Arizona, Department Of Commerce, Energy Office And The Town Of Clarkdale Regarding American Recovery And Reinvestment Act (ARRA) Arizona Balance Of State Energy Efficiency Block Grant Program** – Approval of the Contract between the Department of Commerce, Energy Office and the Town of Clarkdale accepting the ARRA Arizona Balance of State Energy Efficiency Block Grant.
- H. A Resolution Requesting That The Arizona Department Of Transportation (ADOT) Establish A Dedicated Winter Maintenance Fund In The FY 2011 ADOT Operating Budget** – Approval of Resolution #1329, dedicating a winter maintenance fund in the ADOT operating budget.
- I. Authorization for the Submission of a Grant Application to the Walton Family Foundation Relating to the Clarkdale Sustainability Park** – Approval for the CSP Work Group to submit a grant application to the Walton Family Foundation for the Clarkdale Sustainability Park.
- J. Approval Of Waiver Of Town Fees For Missoula Children’s Theater** – To approve a request for a waiver of the Town’s Fees for the use of Clark Memorial Clubhouse by Missoula Children’s Theater June 14th through June 19th, 2010.

Councilmember Bohall pulled Item E.

Councilmember Dehnert pulled Item I.

Mayor Von Gausig pulled Item J.

Vice Mayor Wiley moved to accept items A, B, C, D, F, G, and H of the Consent Agenda items as prepared by staff. Seconded by Councilmember Dehnert. Motion approved unanimously.

Item E – Proclamation Declaring April 18 to April 25, 2010, As Volunteer Appreciation Week – Approval of a Proclamation declaring April 18 to 25, 2010, as Volunteer Appreciation Week in the Town of Clarkdale.

Mayor Von Gausig read the Proclamation

Councilmember Bohall moved to accept Item E of the Consent Agenda as prepared by staff. Seconded by Councilmember Dehnert. Motion approved unanimously.

Item I – Authorization for the Submission of a Grant Application to the Walton Family Foundation Relating to the Clarkdale Sustainability Park – Approval for the CSP Work

Group to submit a grant application to the Walton Family Foundation for the Clarkdale Sustainability Park.

Mayor Von Gausing moved to approve the CSP Work Group to submit a grant application to the Walton Family Foundation for the Clarkdale Sustainability Park. Seconded by Councilmember Dehnert. Motion carried with Vice Mayor Wiley opposed.

Item J - Approval Of Waiver Of Town Fees For Missoula Children’s Theater – To approve a request for a waiver of the Town’s Fees for the use of Clark Memorial Clubhouse by Missoula Children’s Theater June 14th through June 19th, 2010.

Councilmember Dehnert moved to approve a waiver of Facility Use Fees for use of the Clark Memorial Clubhouse Auditorium by the Missoula Children’s Theater from June 14, 2010 – June 19, 2010. Seconded by Vice Mayor Wiley. Motion carried unanimously.

NEW BUSINESS

4. **RESOLUTION DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT FILED WITH THE TOWN CLERK AND ENTITLED “AN ORDINANCE OF THE TOWN OF CLARKDALE, YAVAPAI COUNTY, ARIZONA, AMENDING THE ZONING MAP OF THE TOWN OF CLARKDALE, ARIZONA TO REZONE CERTAIN REAL PROPERTY DESCRIBED HEREIN FROM PLANNED AREA DEVELOPMENT (PAD) TO COMMERCIAL (C) AND RESTRICTING THE USE OF THE PROPERTY WHICH SHALL CONFORM TO THE C ZONING DISTRICT WITHIN THE TOWN OF CLARKDALE, AND IMPOSING CONDITIONS”** – Discussion and consideration of Resolution # 1330, declaring as a public record the above named document which will be filed with the Town Clerk.

Vice Mayor Wiley moved to adopt Resolution # 1330, declaring as a public record that certain document filed with the Town Clerk entitled “An Ordinance Of The Town Of Clarkdale, Yavapai County, Arizona, Amending The Zoning Map Of The Town Of Clarkdale, Arizona To Rezone Certain Real Property Described Herein From Planned Area Development (PAD) To Commercial (C) And Restricting The Use Of The Property Which Shall Conform To The C Zoning District Within The Town Of Clarkdale, And Imposing Conditions”. Seconded by Councilmember Bohall. Motion carried unanimously

5. **AN ORDINANCE OF THE TOWN OF CLARKDALE, YAVAPAI COUNTY, ARIZONA. AMENDING THE ZONING MAP OF THE TOWN OF CLARKDALE, ARIZONA TO REZONE CERTAIN REAL PROPERTY DESCRIBED HEREIN FROM PLANNED AREA DEVELOPMENT (PAD) TO COMMERCIAL (C) AND RESTRICTING THE USE OF THE PROPERTY WHICH SHALL CONFORM TO THE C ZONING DISTRICT WITHIN THE TOWN OF CLARKDALE, AND IMPOSING CONDITIONS** - Discussion and consideration of Ordinance #326 which rezones that portion of Freeport McMoRan property which includes the Clark House and five acres.

Councilmember Bohall moved to approve Ordinance #326, an Ordinance of the Town of Clarkdale, Yavapai County, Arizona, amending the zoning map of the Town of Clarkdale, Arizona to rezone certain real property described herein from Planned Area Development (PAD) to Commercial (C) and restricting the use of the property which shall conform to the C Zoning District within the Town of Clarkdale, and imposing conditions. Seconded by Vice Mayor Wiley. Motion carried unanimously

6. **FIRST AMENDMENT TO RESTATED DEVELOPMENT AGREEMENT BETWEEN THE TOWN OF CLARKDALE AND FREEPORT-MCMORAN CORPORATION** – Discussion and consideration of amending the Freeport McMoRan Restated Development Agreement to remove approximately five acres of property known as the Clark House Property.

Councilmember Bohall moved to approve the First Amendment to the Restated Development Agreement which removes the Clark House and five acres from the Development Agreement for the Verde Valley Ranch. Seconded by Vice Mayor Wiley. Motion carried unanimously.

7. **RELEASE OF EASEMENT FOR A PORTION OF VERDE VALLEY COUNTRY CLUB ROAD** – Discussion and consideration of a Release of Easement for a portion of Verde Valley Country Club Road no longer necessary for access to the Clark House.

Vice Mayor Wiley moved to approve the Release of Easement for a portion of Verde Valley Country Club Road. Seconded by Councilmember Bohall. Motion carried unanimously.

8. **POLICE CANINE TRANSFER OF OWNERSHIP AGREEMENT** – Discussion and consideration of retiring Clarkdale Police Department's Narcotics Detection Canine, Laser, and relinquishing ownership and liability to his long time handler, Sergeant Chris Wylie.

Vice Mayor Wiley moved to approve the Police Canine Transfer of Ownership Agreement between the Town of Clarkdale and retired Police Sergeant Chris Wylie. Seconded by Councilmember Bohall. Motion carried unanimously.

9. **RESOLUTION APPOINTING THE TOWN'S REPRESENTATIVE TO THE NORTHERN ARIZONA COUNCIL OF GOVERNMENTS (NACOG)** – Discussion and consideration of Resolution #1331, making appointments as the Town of Clarkdale's representative to NACOG, effective June 8, 2010.

Councilmember Bohall moved to table Item 10 until the next council meeting on April 27th. Seconded by Councilmember Dehnert. Motion carried unanimously.

10. **WORKSESSION WITH THE CLARKDALE SUSTAINABILITY PARK (CSP) FEASIBILITY STUDY SCOPE OF WORK GROUP** - An update to Council from the Clarkdale Sustainability Park Feasibility Study Scope of Work Group regarding their work in progress on the Feasibility Study.

Worksession only, no action taken.

11. **FISCAL YEAR 2009-2010 BUDGET UPDATE** – A worksession to discuss the third quarter of the 2009-2010 FY budget.

Worksession only, no action taken

12. **FISCAL YEAR 2010-2011 TRIAL BUDGET WORKSESSION**– A worksession with the Council regarding the Trial Budget for FY 10-11.

Councilmember Bohall moved, due to the time of the evening, to table Item 12 until the next council meeting on April 27th. Seconded by Councilmember Dehnert. Motion carried unanimously.

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

Tabled Item 10 and Tabled Item 12 to be placed on the April 27th agenda.

14. **ADJOURNMENT at 10:00 p.m.**

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.