

MINUTES

REGULAR COUNCIL MEETING
TUESDAY, DECEMBER 4, 2012
COUNCIL CHAMBERS
211 WEST ASPEN AVENUE
4:00 P.M. AND 6:00 P.M.

4:00 P.M. MEETING

1. CALL TO ORDER

Mayor Nabours called the meeting to order at 4:05 P.M.

NOTICE OF OPTION TO RECESS INTO EXECUTIVE SESSION

Pursuant to A.R.S. §38-431.02, notice is hereby given to the members of the City Council and to the general public that, at this regular meeting, the City Council may vote to go into executive session, which will not be open to the public, for legal advice and discussion with the City's attorneys for legal advice on any item listed on the following agenda, pursuant to A.R.S. §38-431.03(A)(3).

2. ROLL CALL

NOTE: One or more Councilmembers may be in attendance telephonically or by other technological means.

Present:

MAYOR NABOURS	
VICE MAYOR EVANS	COUNCILMEMBER ORAVITS
COUNCILMEMBER BAROTZ	COUNCILMEMBER OVERTON
COUNCILMEMBER BREWSTER	COUNCILMEMBER WOODSON

Also present: City Manager Kevin Burke; Chief Deputy City Attorney Michelle D'Andrea.

3. PLEDGE OF ALLEGIANCE AND MISSION STATEMENT

MISSION STATEMENT

The mission of the City of Flagstaff is to protect and enhance the quality of life of its citizens.

Mayor Nabours read the Mission Statement of the City.

4. **APPROVAL OF MINUTES FROM PREVIOUS MEETINGS**

- A. **Consideration of Minutes:** Flagstaff City Council Regular Meeting of November 6, 2012; Flagstaff City Council Budget Retreat of November 14-15, 2012; Flagstaff City Council Special Meeting (Executive Session) of November 15, 2012; Flagstaff City Council Regular Meeting of November 20, 2012; and Flagstaff City Council Special Meeting (Executive Session) of November 27, 2012.

Mayor Nabours moved to approve the minutes as listed [the minutes of the Flagstaff City Council Regular Meeting of November 6, 2012; Flagstaff City Council Budget Retreat of November 14-15, 2012; Flagstaff City Council Special Meeting (Executive Session) of November 15, 2012; Flagstaff City Council Regular Meeting of November 20, 2012; and Flagstaff City Council Special Meeting (Executive Session) of November 27, 2012]; seconded by Councilmember Oravits; passed unanimously.

5. **PUBLIC PARTICIPATION.**

Public Participation enables the public to address the Council about an item that is not on the agenda. Comments relating to items that are on the agenda will be taken at the time that the item is discussed. If you wish to address the Council at tonight's meeting, please complete a comment card and submit it to the recording clerk as soon as possible. Your name will be called when it is your turn to speak. You may address the Council up to three times throughout the meeting, including comments made during Public Participation. Please limit your remarks to three minutes per item to allow everyone an opportunity to speak. At the discretion of the Chair, ten or more persons present at the meeting and wishing to speak may appoint a representative who may have no more than fifteen minutes to speak.

None.

6. **PROCLAMATIONS AND RECOGNITIONS**

None submitted

7. **APPOINTMENTS**

Pursuant to A.R.S. §38-431.02, notice is hereby given to the members of the City Council and to the general public that the City Council may vote to go into executive session, which will not be open to the public, for the purpose of discussing or considering employment, assignment, appointment, promotion, demotion, dismissal, salaries, disciplining or resignation of a public officer, appointee, or employee of any public body..., pursuant to A.R.S. §38-431.03(A)(1).

- A. **Consideration of Appointments:** Beautification & Public Art Commission.

Councilmember Barotz moved to appoint Dan Hunt to the Beautification & Public Art Commission, as a Hospitality representative, for a term expiring June 2015; appoint Robert Chambers as a Design Professional

representative, with a term expiring June 2015; appoint Vicky Foster as an At-Large representative, term expiring June 2015; and appoint Emma Gardner as an At-Large representative, term expiring June 2013; seconded by Councilmember Oravits; passed unanimously.

B. **Consideration of Appointments:** Airport Commission.

Vice Mayor Evans moved to reappoint April Gavin to the Airport Commission with a term expiring October 2015 and appoint James Wallace with a term expiring October 2015; seconded by Councilmember Barotz; passed unanimously.

C. **Consideration of Appointments:** Water Commission.

Councilmember Overton moved to reappoint Hanna Cortner and Brian Ketter to the Water Commission, with terms expiring December 2015; reappoint Richard Kersey with a term expiring December 2014; seconded by Councilmember Brewster; passed unanimously.

Councilmember Brewster moved to appoint John Malin to the Water Commission with a term expiring December 2015; seconded by Councilmember Overton; passed unanimously.

Mayor Nabours thanked Mr. Turner for applying and for his prior service.

D. **Consideration of Appointments:** Building & Fire Code Board of Appeals.

Councilmember Woodson moved to reappoint Kenneth Krenke to the Building & Fire Code of Appeals for a term expiring October 2016; reappoint Greg Hancock to a term expiring October 2017; and appoint David Merrell and Mitchell Walzer to terms expiring October 2017.

8. **LIQUOR LICENSE PUBLIC HEARINGS**

None submitted

9. **CONSENT ITEMS**

ALL MATTERS UNDER 'CONSENT AGENDA' ARE CONSIDERED BY THE CITY COUNCIL TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION APPROVING THE RECOMMENDATIONS LISTED ON THE AGENDA. UNLESS OTHERWISE INDICATED, EXPENDITURES APPROVED BY COUNCIL ARE BUDGETED ITEMS.

A. **Consideration and Approval of Funding Request:** Consideration and approval of an adjustment of the Section 8 Housing Choice Voucher Program payment standard to exceed 110% of the Section 8 Fair Market Rents for zero and one bedroom units.

FHA Director Mike Gouhin explained that HUD annually publishes a schedule of rates for all bedroom sizes. For the zero bedroom unit the City was requesting approval for an increase of 115% over Fair Market Rate, and an increase of 120% for the one-bedroom unit. The 120% increase must go before HUD as well for approval. He said that it was strictly HUD monies; the City distributes the funding through the Housing Authority.

Brief discussion was held on whether there was a point in which they would encourage a family to go for a two-bedroom unit versus a one-bedroom since the one-bedrooms are in such high demand. Ellen Ishii with the FHA said that they monitor the requests closely.

B. Approval of the 2013 City of Flagstaff Legislative Priorities Agenda.

Councilmember Barotz thanked staff for including the document regarding protocol, adding that it was clear and helpful.

Vice Mayor Evans moved to approve Consent Items 9-A and 9-B; seconded by Councilmember Brewster; passed unanimously.

10. **ROUTINE ITEMS**

None submitted

RECESS

The Regular Meeting of the Flagstaff City Council of December 4, 2012, recessed at 4:22 p.m.

6:00 P.M. MEETING

RECONVENE

Mayor Nabours reconvened the Regular Meeting of the Flagstaff City Council of December 4, 2012, at 6:01 p.m.

NOTICE OF OPTION TO RECESS INTO EXECUTIVE SESSION

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11. **ROLL CALL**

NOTE: One or more Councilmembers may be in attendance telephonically or by other technological means.

Present:

MAYOR NABOURS
VICE MAYOR EVANS
COUNCILMEMBER BAROTZ
COUNCILMEMBER BREWSTER

COUNCILMEMBER ORAVITS
COUNCILMEMBER OVERTON
COUNCILMEMBER WOODSON

Others present: City Manager Kevin Burke; Chief Deputy City Attorney Michelle D'Andrea.

12. **CARRY OVER ITEMS FROM THE 4:00 P.M. AGENDA**

None.

13. **PUBLIC HEARING ITEMS**

None submitted

14. **REGULAR AGENDA**

- A. **Consideration and Approval of Grant Agreement:** Design Drainage Improvements - Westplex Taxilane Reconstruction.

Grants Manager Stacey Brechler-Knaggs said that this was an ADOT grant with a 90/10 match with construction funds coming from FAA. The construction estimate is \$5 million that will come in the form of a \$1 million entitlement for FY12, another \$1 million in FY13, and \$3 million in discretionary funds. She clarified that there was a \$20,000 change order authority in which 10% would come from City funds.

Councilmember Overton moved to approve [the grant agreement with the Arizona Department of Transportation Multimodal Planning Division Aeronautics Group and authorize the acceptance of grant funding in the amount of \$498,886]; seconded by Councilmember Brewster; passed unanimously.

- B. **Consideration and Approval of Service Agreement:** Supplemental Agreement No.1, Pulliam Airport Master Plan Improvements, Design Services for the Westplex Taxilanes Reconstruction Project.

Councilmember Brewster moved to approve Supplemental Agreement Number 1 with Kimley-Horn and Associates, Inc., in the amount of \$203,176.00 subject to acceptance of a grant from the Arizona Department of Transportation, Multimodal Planning Division, Aeronautics; seconded by Vice Mayor Evans; passed unanimously.

Councilmember Woodson moved to authorize a Change Order Authority in the amount of \$20,317 to cover the potential costs associated with unanticipated or additional items of work; seconded by Councilmember Brewster; passed unanimously.

Councilmember Woodson moved to authorize the City Manager to execute the necessary documents; seconded by Councilman Oravits; passed unanimously.

15. **DISCUSSION ITEMS**

A. **Discussion Item:** Sidewalk Ordinance

Mayor Nabours withdrew his request to consider this item at this time and will bring it back to Section 15 on a later meeting.

16. **PUBLIC PARTICIPATION**

The following individuals addressed the Council regarding the water main break in the Oak Park Manor area:

Lisa Raynor
Barbara Bartell
Dan Frazier
Brad Garner

17. **INFORMATIONAL ITEMS AND REPORTS FROM COUNCIL AND STAFF, REQUESTS FOR FUTURE AGENDA ITEMS**

Mayor Nabours clarified that at the last meeting they discussed possible changes to the Zoning Code and comments were made that they should vote on the individual items as to whether they proceed for further consideration. His thought was that it was a moving document and once it is fully presented to the Planning and Zoning Commission and the public, then it would come back to the Council, and they could vote on the items, line by line if needed.

Mayor Nabours reported on the Lego League competition held at the Coconino High School last weekend. He said that it tied in with the Council's recent adoption of supporting the City as a STEM (Science, Technology, Engineering & Math) community.

Councilmember Oravits said that he has been approached by several people regarding a possible *Tough Mudder*, which is some type of endurance competition, and asked if that could be looked into further.

He noted that last week at his daughter's school, Knowles Elementary, they had a STEM night, which was good.

He reported that he and others attended the Water Update Session held in Prescott Valley last week and found it very informative.

He reported that he and Vice Mayor Evans toured the County Jail facility yesterday and while the City received complaints of its condition in the past, he found it to be in very good condition.

Vice Mayor Evans thanked the Boy Scout group for attending the meeting this evening.

