

MINUTES

WORK SESSION
TUESDAY, FEBRUARY 11, 2014
COUNCIL CHAMBERS
211 WEST ASPEN AVENUE
6:00 P.M.

1. Call to Order

Mayor Nabours called the Flagstaff Work Session of February 11, 2014, to order at 6:03 p.m.

2. Pledge of Allegiance.

The City Council and audience recited the Pledge of Allegiance.

3. Roll Call

Councilmembers present:

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

Councilmembers absent:

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

4. Public Participation

Public Participation enables the public to address the council about items that are not on the prepared agenda. Public Participation appears on the agenda twice, at the beginning and at the end of the work session. You may speak at one or the other, but not both. Anyone wishing to comment at the meeting is asked to fill out a speaker card and submit it to the recording clerk. When the item comes up on the agenda, your name will be called. 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 to have 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.

The following individuals addressed Council to thank them for supporting the third annual Dew Downtown Festival:

- John VanLandingham
- Mark Lamberson

- Eric Yaberhard

Comments received included:

- There was a huge impact to the Downtown Shops. January and February are slow months and this event brought in much needed business.
- The event is planned at the right time.
- Hope to see the event continue.
- Good public/private partnership.
- Foot traffic was up in the businesses over the previous years.
- Gross revenues were up significantly.

The following individuals addressed Council with concerns about the displacement of residents of Arrowhead Village Mobile Home Park:

- Susan Covelas
- Amelia Mesa
- Elia Lione
- Ms. Vasquez

Comments received included:

- Please consider a displacement ordinance that will protect people.
- Would like a solution to the problem.
- There is no money available to move.
- Many will have to find new jobs and schools.

Klee Benally addressed the Council with concerns of religious freedom and free speech violations during the Dew Downtown Festival.

Rob Wilson addressed Council about the required fee to submit a position statement for the Regional Plan publicity pamphlet.

Meline addressed the Council with concerns of freedom of speech and oppression.

5. **Preliminary Review of Draft Agenda for the February 18, 2014, City Council Meeting.***

** Public comment on draft agenda items may be taken under "Review of Draft Agenda Items" later in the meeting, at the discretion of the Mayor. Citizens wishing to speak on agenda items not specifically called out by the City Council for discussion under the second Review section may submit a speaker card for their items of interest to the recording clerk.*

Mayor Nabours stated that the Liquor License item involves some bankruptcy questions and asked Ms. D'Andrea to be prepared to field questions at the meeting.

Mayor Nabours also asked Ms. D'Andrea to be prepared to answer questions concerning the proposed agreement for utility services.

6. Economic Collaborative of Northern Arizona (ECoNA) annual update.

Economic Vitality Director Stacey Button introduced CEO of ECoNA Rich Bowen and ECoNA Board Chairman Chris Bavasi. ECoNA is comprised of 16 member agencies. ECoNA was established with the City as the founder in 2010.

Mr. Bowen offered a PowerPoint presentation that addressed the following:

- ▶ PURPOSE/HISTORY
- ▶ OBJECTIVES
- ▶ ECoNA MEMBERSHIP
- ▶ ECoNA BOARD
- ▶ BUSINESS ATTRACTION
- ▶ INCREASING EMPLOYMENT
- ▶ BUSINESS ATTRACTION
- ▶ BUSINESS EXPANSION
- ▶ BUSINESS RETENTION AND EXPANSION
- ▶ ENTREPRENEURIAL COMMUNITY
- ▶ 2013 LEGISLATIVE WORK
- ▶ PLANNING
- ▶ 2014 POSITIVES
- ▶ 2014 CHALLENGES
- ▶ FUTURE VISION
- ▶ WORK PLAN ADDITIONS 2014

Councilmember Barotz asked if ECoNA would consider some sort of media plan to broadcast the work that is done. Many people do not know about ECoNA and it could give the community some information about what is going on. She also suggested looking into a Facebook page and other social media.

Councilmember Oravits noted that it is great to hear the statistics as it goes to show that small business is the backbone of the community. He asked if ECoNA is looking at California to draw more businesses in. Mr. Bowen offered that ECoNA has started to work with the Arizona Commerce Authority to raise visibility with them. The Commerce Authority has allowed ECoNA to join in on ads. The Commerce Authority has people that are out recruiting for Arizona and Flagstaff. There has not been a lot of success in that and ECoNA would like to look to some of their partners to do major branding with a firm. It is a challenge to find a company who is ready to make a move and Flagstaff is the best option for them. It is really about increasing the number of contacts made and advertising what is available to offer.

Councilmember Overton stated that the ECoNA model has come a long way. It is impressive to see the collaboration with all the entities large and small. Many of the City's smaller businesses do not know about the resources that ECoNA offers. Focus needs to be on how to get the word out.

Vice Mayor Evans suggested informing the public about the quality of jobs that are created. It is important for the community to know that jobs are being created that provide a livable wage in Flagstaff.

She also suggested using the biosciences sector to get assistance in attracting the Veterans home. It could bring a lot of jobs to Flagstaff and the jobs that are created would be powerful for the region.

Mr. Burke asked about the certified sites. Mr. Bowen stated that the brokers and land owners got together with the Arizona Commerce Authority to do an education piece on certified sites and it is quite extensive.

Mr. Burke also noted that with regard to sector work, there are anchor tenants in each of the industries and really working the angle of vertical and horizontal businesses related to the anchor to find the next supplier or distributor to connect is very important.

Mr. Bavasi stated that three years ago ECoNA was a grand experiment and if this is the model it will be important to develop five and ten year plans.

7. **Discuss and provide direction to staff on the development of an ordinance prohibiting aggressive solicitation.**

Flagstaff Police Chief Kevin Treadway provided a Powerpoint presentation that covered the following:

- ▶ AGGRESSIVE SOLICITATION
- ▶ WE WILL...
- ▶ LOITERING STATUTE
- ▶ CRIME IN FLAGSTAFF
- ▶ TRENDS FOR FLAGSTAFF POLICE DEPARTMENT
- ▶ COMPSTAT
- ▶ VIOLENT AND PROPERTY CRIME
- ▶ VIOLENT CRIME
- ▶ PROPERTY CRIME
- ▶ DIRECTED PATROL EFFORTS/OP 40
- ▶ OP 40
- ▶ REVIEW OF LOITERING CALLS FOR SERVICE APRIL 1, 2012 TO APRIL 30, 2013
- ▶ QUANTITATIVE ARREST DATA
- ▶ ARRESTS QUALITATIVE DATA
- ▶ OP 40 ARRESTS OVERALL
- ▶ MISSION AND CULTURE FPD
- ▶ OPTIONS

Assistant City Attorney Maryanne Sullivan continued the presentation.

- ▶ PROPOSED ORDINANCE
- ▶ DEFINITION OF AGGRESSIVE MANNER
- ▶ OTHER DEFINITIONS
- ▶ PROHIBITED ACTS
- ▶ QUESTIONS

Mayor Nabours stated that Flagstaff has not had this ordinance in the past but has always used the State statute. Recently, the State statute was deemed unconstitutional.

The City can enact its own ordinance or it can wait to see if the State is going to enact a more constitutional statute. He asked if there is any indication that the State may revise the statute. Ms. Sullivan stated that House Bill 2024 is very similar to the language being proposed tonight, however it is unknown if it will be successful. The State statute does not address some of Flagstaff's unique situations. This proposal would allow the City to continue to address the problem in a constitutional way.

Mayor Nabours noted that the language makes reference to allowing solicitation to occur at 15 feet. Ms. Sullivan stated that 15 feet is the maximum that she feels to be constitutionally allowed. It is a matter of conduct versus speech.

Mayor Nabours asked if there is a consensus of the City Council to move forward with drafting a City ordinance rather than wait for the State to modify the statute.

Councilmember Woodson asked, if an ordinance is not adopted, were there any other laws that the City can enforce or if there be a gap in enforcement. Chief Treadway stated that there would be a gap, especially with public property.

All members of the City Council were in favor of moving forward with drafting an ordinance with the 15 foot limit.

8. Review of Draft Agenda Items for the February 18, 2014, City Council Meeting.*

**Public comment on draft agenda items will be taken at this time, at the discretion of the Mayor.*

None.

10. Public Participation

None

11. Informational Items and Reports from Council and Staff, requests for Future Agenda Items

Councilmember Overton stated that the Dew Downtown was a great event and good image of Flagstaff.

Vice Mayor Evans requested information in writing from Legal on what the Council can or cannot do in the context of denying a rezone.

Vice Mayor Evans also stated that knowing an application will be submitted for the Arrowhead Village Mobile Home Park in the near future, there will be a large population of Spanish speakers who will need a translator to translate their comments, remarks, and questions. The City should be providing that service and she requested a future agenda item to discuss options.

Councilmember Barotz is not aware of the date for the rezoning of the Arrowhead Village property and requested a CCR that lays out a timeline for the project and exactly where it is in the process.

Councilmember Brewster offered congratulations for the Dew Downtown; it was a great event and economic booster.

Councilmember Oravits requested the travel records from the Sustainability Section. He also requested more information about the fees associated with submitting a pro and con statement for the Regional Plan.

Councilmember Oravits inquired about the budget process and was under the impression that the City Council would be going through the budget by department as was done last year. Mr. Burke indicated that the Council will hear from each Division during the April retreat about their specific work plan and challenges.

Councilmember Oravits requested information about the procedures for to/from. It would be nice to be reminded about what staff time can be dedicated to requests.

Mr. Burke stated that the Dew Downtown was a good success and the estimate of attendees is somewhere between 18,000 and 21,000 for the weekend. He thanked the City Council for their support and approval for the event.

12. **Adjournment**

The Work Session of the Flagstaff City Council held February 11, 2014, adjourned at 8:04 p.m.

MAYOR

ATTEST:

CITY CLERK