

MINUTES

COMBINED SPECIAL MEETING/WORK SESSION
TUESDAY, MAY 13, 2014
COUNCIL CHAMBERS
211 WEST ASPEN AVENUE
6:00 P.M.

SPECIAL MEETING

1. Call to Order

Mayor Nabours called the Combined Special Meeting/Work Session of May 13, 2014, to order at 6:05 p.m. and the Council and audience then recited the Pledge of Allegiance.

2. Roll Call

Councilmembers present:

MAYOR NABOURS
COUNCILMEMBER BAROTZ
COUNCILMEMBER BREWSTER
COUNCILMEMBER ORAVITS
COUNCILMEMBER OVERTON
COUNCILMEMBER WOODSON (arrived at 7:50 p.m.)

Councilmembers absent:

VICE MAYOR EVANS

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

3. **Consideration and Adoption of Ordinance No. 2014-10:** An ordinance of the Flagstaff City Council adopting Public Safety development fees (***Impact fees for public safety***).

Planning Director Dan Folke stated that he was available to answer questions. He noted that this had been placed on this Special Meeting agenda to allow the required 75 days after adoption, prior to it becoming effective on August 1, 2014.

Mayor Nabours moved to read Ordinance No. 2014-10 by title only for the final time; seconded; passed unanimously.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF, ARIZONA AMENDING THE FLAGSTAFF CITY CODE, TITLE 3, SECTION 3-11-007-0001, DEVELOPMENT FEE FOR RESIDENTIAL DEVELOPMENT, AND SECTION 3-11-007-0002, DEVELOPMENT FEE FOR NONRESIDENTIAL DEVELOPMENT, SEVERABILITY, AUTHORITY FOR CLERICAL CORRECTIONS, AND ESTABLISHING AN EFFECTIVE DATE

Mayor Nabours moved to adopt Ordinance No. 2014-10; seconded; passed unanimously.

5. **Adjourn**

The Special Meeting of the Flagstaff City Council held May 13, 2014, adjourned at 6:10 p.m.

WORK SESSION

1. **Call to Order**

Mayor Nabours called the Work Session of May 18, 2014, to order at 6:10 p.m.

2. **Preliminary Review of Draft Agenda for the May 20, 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.*

Councilmember Barotz asked about item 14-A regarding Pine Canyon; she asked if any reason was given by the Commissioner for a no vote on the issue. Councilmember Overton also asked for clarification on the true intent of the security gate in addition to the security shack. Planning Development Manager Tiffany Antol stated that the Commissioner did not give any reason for voting in opposition. With regards to the true intent of the security gate, the Pine Canyon Homeowners Association wanted to install the gate to eliminate the need for the guard as a money saving effort. The residents of Pine Canyon were opposed to that and the community has agreed to keep the guard in addition to the gate.

Councilmember Overton asked if a representative of the developer will be in attendance at the Council meeting. Ms. Antol stated that a representative attended the Planning and Zoning Commission meeting and she expects that they will attend the Council meeting as well.

Mayor Nabours stated in regards to the appointments for the Beautification and Public Arts Commission that he thought the Council had agreed to reduce the size of the Commission from nine members to seven. There is a proposed appointment of one Art Community member and two At Large members; he stated that the official change has not been made but he feels that the Council should not fill all positions at this time in anticipation for the reduction of members. He will be bringing that up at the Council meeting for discussion.

A. **Consideration of Proposals:** Purchase of Property For The Core Services Maintenance Facility

Public Works Section Head Pat Bourque stated that staff has put a lot of time, money and effort into the information and research done to be presented. He

introduced Purchasing Director Rick Compau who provided a PowerPoint presentation that covered the following:

- ▶ HISTORY
- ▶ RFP PROCESS
- ▶ SECOND RFP
- ▶ EVALUATION CRITERIA
- ▶ EVALUATION PROCESS

Mr. Bourque continued the presentation.

▶ McALLISTER RANCH SITE PLAN

The Council reviewed the site plans. Mayor Nabours asked why expansion is possible at McAllister but not at Baylu. Mr. Bourque explained that the Baylu property is confined and space is limited making expansion difficult. Mayor Nabours asked why the buildings could not be built with an east/west exposure to better utilize the property space. Mr. Bourque stated that the snow build up on the north side would not get sun and the area would freeze causing issues during the winter months.

Councilmember Oravits asked if the building size is comparable between the two properties. Mr. Bourque stated that the two properties are comparable with building size. Councilmember Oravits asked how long it might be until expansion would be necessary. Mr. Bourque offered that based on projections some sort of additions would need to be done within eight to ten years.

Mayor Nabours asked for information about the floodplain at the McAllister property. Mr. Bourque stated that storage could be placed in the 100 year floodplain. If the City were to expand into that area it would be necessary to pull material out of the Clay Wash to build up the property.

Mr. Bourque continued the presentation.

- ▶ CONCEPTUAL COST COMPARISONS
- ▶ OPERATIONAL AND MAINTENANCE COST COMPARISONS
- ▶ COST COMPARISONS

Mayor Nabours asked if the construction costs were about the same for both parcels. Mr. Bourque stated that there is an approximately \$1.1 million difference between the two parcels. Additionally, the City owns the McAllister property. Baylu is asking \$5.4 million for their property but is willing to trade most of that for McAllister Ranch and the Mogollon property.

Mayor Nabours stated that in the Regional Plan it shows McAllister Ranch as a future activity center and gateway into Flagstaff; he asked if that was considered. Mr. Bourque stated that because the area is so heavily treed and the idea is to build back, most of the trees would hide the site and the buildings.

Councilmember Oravits asked how much the City paid for McAllister Ranch. Assistant to the City Manager for Real Estate David McIntire stated that he is unsure how much the City paid for the property but the appraised value is only for the 20 acres that are developable without it affecting ability for flood control.

Councilmember Overton stated that there were nine quality respondents and the Council owes it to them to try and come to an agreement. He would like to find a better way to represent the numbers and compare McAllister to Baylu. Mayor Nabours agreed and suggested that the Council allow Baylu to present at the Council meeting to make their argument. Councilmember Barotz stated that it may be difficult for Baylu to make a compelling argument because they are not in the business of building public works yards.

Mayor Nabours requested more information and details from Mr. Bourque on expansion possibilities; for both properties he would like to know how much room there is before hitting the floodplain.

Additionally, Mayor Nabours would like information on how the designated activity center at the McAllister location would affect the project; what the zoning is now in the county and what is allowed; what the zoning is on the Baylu property and how that would need to be changed.

Councilmember Oravits requested additional information about the traffic access through the Baylu property.

3. 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.

Lori Valencia addressed Council offering thanks to the Police Department for their work during graduation weekend. She also encouraged the Council to meet with and have a conversation with the La Plaza Vieja neighborhood.

John Dunford addressed Council to congratulate Councilmember Overton on the great forthcoming event in his life.

Charlie Silver addressed Council regarding neighbors of the current Public Works yard and their desire to be involved with and informed about decisions about the repurposing of the Mogollon property.

A break was held from 7:25 p.m. through 7:35 p.m.

4. **Wildfire Preparedness Update**

Wildland Fire Manager Paul Summerfelt provided a PowerPoint presentation that covered the Annual Wildfire Briefing.

- ▶ PERCENT NORMAL PRECIPITATION
- ▶ ACCUMULATED OCT-MAR PRECIPITATION
- ▶ DROUGHT OUTLOOK THROUGH JULY
- ▶ COCONINO COUNTY AREA MONSOON OUTLOOK
- ▶ 2014 FIRE SEASON POTENTIAL
- ▶ 2014 FOCUS AREAS
 - Prevention
 - Preparedness
 - Response
- ▶ COLLABORATION 7 PARTNERSHIPS

Police Lieutenant Frank Higgins and Police Sergeant Greg Jay continued the presentation:

- ▶ LAW ENFORCEMENT FIRE PREVENTION PATROLS
- ▶ PATROL EFFORTS
- ▶ OVERFLIGHTS
- ▶ WOODS WATCH

Coconino County Representative Robert Rowley continued the presentation:

- ▶ COCONINO COUNTY
- ▶ CITY/COUNTY EOC TEAM EXERCISE
- ▶ PFAC FULL SCALE EXERCISE

Mayor Nabours asked what the automated calls tell people. Mr. Rowley explained that it depends on the message but they can be used for weather warnings. Mayor Nabours expressed concern of over using the system and urged that it should be used only for scenarios that pose an immediate threat to life and property.

Councilmember Barotz asked how much the system costs the County each year. Mr. Rowley stated that the County purchased rights for the entire county and all political subdivisions and they pay \$28,000 per year for the service.

Forest Service representative Don Muse continued the presentation:

- ▶ RESTORATION EFFORTS
- ▶ WILDLAND FIRE DISPATCH
- ▶ FIRE PREVENTION STRATEGIES
- ▶ WILDFIRE DETECTION
- ▶ ENGINES AND CREWS
- ▶ REGIONAL GROUND RESOURCES
- ▶ NATIONAL GROUND RESOURCES
- ▶ REGIONAL AVIATION RESOURCES

5. Update on Veterans Court

Presiding Magistrate Judge Chotena provided a PowerPoint presentation that covered the following:

- ▶ VETERANS TREATMENT COURT
- ▶ THE NEED
- ▶ POPULATION

Mayor Nabours asked how the Court knows that the defendant is a veteran. Judge Chotena explained that there is staff that works with the jail to work with defendants and part of the questionnaire that is administered asks if they are veterans.

Judge Chotena continued the presentation.

- ▶ STRUCTURE
- ▶ GOALS
- ▶ VETERANS COURT TEAM
- ▶ PRIVACY AND CONFIDENTIALITY
- ▶ IMPLEMENTATION

6. Overview of the City of Flagstaff Solid Waste Plan

Public Works Project Manager Matt Morales provided a PowerPoint presentation that covered the following:

- ▶ COUNCIL WORK SESSION
- ▶ SOLID WASTE – EXISTING SERVICES
- ▶ OPERATIONS SUMMARY – BUDGET
- ▶ OPERATIONS SUMMARY – WASTE DIVERSION – RECYCLABLES
- ▶ OPERATIONS SUMMARY-RESEARCH AND DEVELOPMENT FOR CL
- ▶ EXISTING DESIGN CONFIGURATION (permitted in year 2000)
- ▶ SEQUENCE D – DESIGN REVISION
- ▶ CINDER LAKE LANDFILL EXISTING DESIGN OF SEQUENCE D
- ▶ CINDER LAKE LANDFILL EXISTING TOPOGRAPHY
- ▶ CINDER LAKE LANDFILL PROPOSED REDESIGN OF SEQUENCE D
- ▶ OPERATIONS SUMMARY RESEARCH AND DEVELOPMENT
- ▶ EXISTING TECHNOLOGY
- ▶ EXISTING RESEARCH
- ▶ FUTURE CONSIDERATIONS
- ▶ SOLID WASTE PLAN OBJECTIVES
- ▶ SOLID WASTE PLAN POLICY CHANGE AND STAKEHOLDER INPUT
- ▶ SOLID WASTE PLAN TEN YEAR OUTLOOK

7. Discussion of Coconino County Ordinance No. 2014-03: Ban of Portable Communication Devices and Texting While Operating a Motor Vehicle

Deputy Chief of Police Walt Miller stated that there are two options available; opt in to the County ordinance or opt out of the County ordinance and the City draft their own.

The following individuals addressed Council in regards to the ban of portable communication devices:

- Joe Hobart
- Ron Warfield
- Kenneth Helk
- John Viktora
- Kelly Cullin

Comments received:

- The City of Flagstaff should draft their own ordinance to address issues of local concern.
- The County ordinance prohibits the use of CB radios which are used as safety equipment. It will hurt business and reduce safety.
- The ordinance should exclude any and all electronic devices.
- Two way radios are a safe means of communicating and the County ordinance prohibits the use of two way radios.

Councilmember Barotz encouraged Council to opt out of the County ordinance and draft an ordinance for the City. Councilmember Overton offered his support to opting out and drafting a City ordinance. He stated that it will be important to make sure the ordinance is understandable and enforceable. Councilmembers Oravits and Brewster also stated their support of opting out of the County ordinance.

The consensus of the Council is to opt out of the County ordinance and draft an ordinance for the City of Flagstaff.

8. Review of Draft Agenda Items for the May 20, 2014, City Council Meeting.*

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

None.

9. Public Participation

None.

10. Informational Items To/From Mayor, Council, and City Manager; requests for possible future agenda items.

Councilmember Barotz asked for information about digitizing and tracking City Council votes.

Councilmember Barotz stated that there have been a number of train derailments lately and there are new rules about disclosure when trails go through a community carrying crude oil. She requested a short memo that discusses plans that are in place should there be a railroad catastrophe.

Councilmember Oravits expressed agreement in the proposal to digitize and track City Council votes.

Councilmember Oravits asked in regards to the proposed expansion of the Tusayan Airport that the City invite a representative from Tusayan to attend a Council meeting and provide an update on the expansion and what it is all about.

Mayor Nabours stated that there is more and more of a need for a statewide law concerning cell phone use and driving. He suggested sending a resolution to the League urging the State to do something statewide. Councilmember Barotz stated that the Sunlight Foundation is devoted to trying to ensure transparency in government and provides grants to organizations that are trying to improve their transparency. She suggested that this may be an avenue to research for assistance in moving this forward.

11. Adjournment

The Work Session of the Flagstaff City Council held May 13, 2014, adjourned at 9:31 p.m.

MAYOR

ATTEST:

CITY CLERK

CERTIFICATION

STATE OF ARIZONA)
ss.)
County of Coconino)

I, ELIZABETH A. BURKE, do hereby certify that I am the City Clerk of the City of Flagstaff, County of Coconino, State of Arizona, and that the above Minutes are a true and correct summary of the meeting of the Council of the City of Flagstaff held May 13, 2014. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 25th day of August, 2014.

CITY CLERK