

## MINUTES

### 1. CALL TO ORDER

Mayor Evans called the meeting of the Flagstaff City Council held March 3, 2020, to order at 4:30 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:

ABSENT:

MAYOR EVANS  
VICE MAYOR SHIMONI  
COUNCILMEMBER ASLAN  
COUNCILMEMBER MCCARTHY  
COUNCILMEMBER ODEGAARD  
COUNCILMEMBER SALAS  
COUNCILMEMBER WHELAN

Others present: City Manager Greg Clifton; City Attorney Sterling Solomon.

### 3. PLEDGE OF ALLEGIANCE AND MISSION STATEMENT

The Council and audience recited the pledge of allegiance and Mr. Clifton read the Mission Statement of the City of Flagstaff.

### MISSION STATEMENT

*The mission of the City of Flagstaff is to protect and enhance the quality of life for all.*

Mayor called for a moment of silence for the victims of child abuse and neglect and to recognize the child who lost his life recently in Flagstaff.

#### 4. **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.*

Public Affairs Director Jessica Drum introduced Rose Toehe, the new Coordinator of Indigenous Initiatives. Ms. Toehe addressed Council with gratitude and excitement about the position.

Wayne Gregg addressed Council with concerns and in opposition of the development of Tract 22. His concerns focused on density, parking allocation, and lack of fit with the existing area.

#### 5. **PROCLAMATIONS AND RECOGNITIONS**

##### A. **Recognition:** ADOT Scenic Sign Reveal

Economic Development Director Heidi Hansen introduced Arizona Office of Tourism Director Debbie Johnson. Ms. Johnson provided a PowerPoint presentation that covered the following:

ADOT / WELCOME SIGNS  
LEAVE NO TRACE PARTNERSHIP  
ARIZONA CENSUS 2020  
AZ TRAVEL ID

Council expressed appreciation for the signs and the emphasis on Arizona being a four-season destination state. Ms. Johnson presented Mayor Evans with one of the welcome signs.

##### B. **Recognition:** Girl Scout Silver Award Recipients

This item was rescheduled to March 10, 2020.

#### 6. **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:** Parks and Recreation Commission.

Stephen Parsons addressed Council requesting his appointment to the Parks and Recreation Commission. He believes that he has the experience required to be a good member of the commission.

**Moved by** Vice Mayor Adam Shimoni, **seconded by** Councilmember Jim McCarthy to appoint Stephen Parsons to a term expiring August 2021.

**Vote:** 7 - 0 - Unanimously

7. **ROUTINE ITEMS**

A. **Consideration of Audited Financial Reports:** Year ending June 30, 2019

Finance Director Brandi Suda addressed Council stating that the City is required to perform an annual financial audit and a single audit due to the amount of federal funding the City receives. She reported that there was one deficiency identified this year which was a single invoice that was recorded in the wrong fiscal year. The error was fixed, and procedures have been put in place to prevent such an error in the future.

**Moved by** Councilmember Charlie Odegaard, **seconded by** Councilmember Jamie Whelan to approve the FY 2019 Comprehensive Annual Financial Report and the FY 2019 Single Audit Report.

**Vote:** 7 - 0 - Unanimously

B. **Consideration and Adoption of Resolution No. 2020-06:** A resolution of the Flagstaff City Council, approving the 2020 Cooperative Fire Rate Agreement (CFRA) Intergovernmental Agreement between the AZ Department of Forestry & Fire Management (DFFM) and the City of Flagstaff.

Wildland Fire Manager Paul Summerfelt addressed Council stating that the agreement is a standing agreement with the state for the past 30 years and is renewed every other year. The agreement allows for full reimbursement of any costs that the City expends when responding to a wildfire outside the City's jurisdiction. That typically results in about \$1 million in reimbursements coming into the city each year. That funding has typically been used for equipment and training.

Councilmember Whelan asked if it is an expectation that the City participate. Mr. Summerfelt stated that participation is not required and it is something that certain members of the department have chosen to participate in. Councilmember Whelan expressed concern about the long-term health risks associated with fire fighting.

Mr. Summerfelt offered that April 1, 2020 is the deadline to have the agreements signed by the state and if the city misses that deadline it will be two years before they can join in again. He added that response to wildland fires is once or twice per year so the exposure risks from that perspective is not significant. The greatest exposure is coming from structure fires.

**Moved by** Councilmember Charlie Odegaard, **seconded by** Councilmember Jim McCarthy to read Resolution No. 2020-06 by title only.

**Vote:** 7 - 0 - Unanimously

*A RESOLUTION OF THE FLAGSTAFF CITY COUNCIL, APPROVING THE 2020 COOPERATIVE FIRE RATE AGREEMENT (CFRA) INTERGOVERNMENTAL AGREEMENT BETWEEN THE AZ DEPARTMENT OF FORESTRY & FIRE MANAGEMENT AND THE CITY OF FLAGSTAFF*

**Moved by** Councilmember Austin Aslan, **seconded by** Vice Mayor Adam Shimoni to adopt Resolution No. 2020-06.

**Vote:** 7 - 0 - Unanimously

- C. Consideration and Adoption of Ordinance No. 2020-06:** An ordinance of the City Council of the City of Flagstaff amending the Employee Handbook of Regulations relating to Compensation, Promotion and Vacation Leave

Mr. Clifton explained that there is a small correction that needed to be made to the ordinance in Section 1-20-020.B to allow the City Manager to offer more than 12% above the minimum with certain conditions. The correction will be made and presented for the final read and adoption in two weeks.

The changes being proposed would allow the use of the same standards used for external new hires to be used with internal employees. The Employee Advisory Committee was in support along with the Leadership and Budget Teams. The change will help level the playing field among outside applicants and internal staff promoting within the organization.

**Moved by** Councilmember Jim McCarthy, **seconded by** Councilmember Austin Aslan to read Ordinance No. 2020-06 by title only for the first time.

**Vote:** 7 - 0 - Unanimously

*AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF, ARIZONA, AMENDING THE FLAGSTAFF CITY CODE, CHAPTER 1-14, PERSONNEL SYSTEM BY AMENDING THE EMPLOYEE HANDBOOK OF REGULATIONS RELATING TO COMPENSATION, PROMOTION AND VACATION LEAVE; PROVIDING FOR PENALTIES; REPEAL OF CONFLICTING ORDINANCES; SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE*

## **8. LEGISLATIVE UPDATES**

- A. Consideration of Potential Action:** Letter regarding SB1160 and SB1160~~1~~

Management Analysis Jack Fitchett provided a PowerPoint presentation that covered the following:

LEGISLATIVE UPDATE  
OVERVIEW  
COUNCIL DIRECTION – POTENTIAL LETTER  
SB 1160 (CANCER PRESUMPTION)

Mr. Clifton stated that staff is seeking approval for a letter that provides information on the financial impact that SB1160 and SB1161 can have on municipalities and there is no funding mechanism in place to help offset the costs. The letter will be asking the state to consider allocating funding to assist in the costs. There is no position on the bills themselves, just on the financial considerations.

Councilmember McCarthy expressed concern about the legislation creating a special class of employees that is exempt from the standards of proving a work-related illness. He indicated that treating different employees in different ways is unfair.

Councilmember Odegaard stated that the letter is appropriate with the concern of funding and placing the burden solely upon municipalities. It is a budget concern for the city and the letter is appropriate at this time.

Mayor Evans indicated that the Council had historically taken the stance that they want to see other cancers included in this type of legislation. She expressed frustration that the insurance companies in the state have taken a more limited view of what cancers should or should not be covered. At this juncture, the city is not weighing in on who should or should not get coverage but rather that assistance is needed to achieve the coverage.

**Moved by** Councilmember Austin Aslan, **seconded by** Councilmember Regina Salas to approve the letter and authorize the Mayor to sign it.

**Vote:** 7 - 0 - Unanimously

**B. Direction:** Upcoming State and Federal Legislative Lobbying Trips.

Mr. Fitchett provided a PowerPoint presentation that covered the following:

UPCOMING LEGISLATIVE TRIPS  
STATE  
OTHER PLANNED TRAVEL MEETINGS

Councilmember Whelan suggested that a third meeting be added during the legislative session. Mayor Evans indicated that while she is open to a third meeting, she is afraid that three meetings would be too much to ask on everyone's already busy schedules.

Councilmember Aslan suggested meeting with the Arizona Corporation Commission as well.

Council agreed to keep things the way they are currently and asked that staff continue to extend invitations to our delegates to come to Flagstaff.

Management Analyst Sarah Langley concluded the presentation.

UPCOMING FEDERAL TRIP

**RECESS**

The 4:30 p.m. portion of the March 3, 2020, Regular Council Meeting recessed at 4:58 p.m.

**6:00 P.M. MEETING**

**RECONVENE**

Mayor Evans reconvened the Regular Meeting of March 3, 2020, at 6:02 p.m.

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**9. ROLL CALL**

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

PRESENT:

ABSENT:

MAYOR EVANS  
VICE MAYOR SHIMONI  
COUNCILMEMBER ASLAN  
COUNCILMEMBER MCCARTHY  
COUNCILMEMBER ODEGAARD  
COUNCILMEMBER SALAS  
COUNCILMEMBER WHELAN

Others present: City Manager Greg Clifton; City Attorney Sterling Solomon.

**10. PLEDGE OF ALLEGIANCE**

The Council and audience recited the pledge of allegiance.

Mayor requested a moment of silence for victims of child abuse and in remembrance of the child that recently lost his life in Flagstaff.

Mayor reordered the agenda and took items 15A and 15B before the other items.

**11. PUBLIC PARTICIPATION**

Richard O'Keeffe addressed Council with concerns about rising costs resulting from an increase in minimum wage.

Carol Curtis addressed Council to thank the Council and city staff for their assistance in a pipe issue they had at their house.

Avalon Wendel addressed Council in opposition to HB2461.

Mary Metzger addressed Council about there being no trash cans at Picture Canyon. She requested that maintenance of the area be transferred to BBB.

The following individuals addressed Council in opposition to the Tract 22 development and their concerns about parking, safety, and lack of fit with the surrounding neighborhood:

- Maxine Sellman
- Ted Wotasik
- Michael Banker
- Bruce Carl Ertmann
- Skip Allen

**12. CARRY OVER ITEMS FROM THE 4:30 P.M. AGENDA**

None

**13. DISCUSSION ITEMS****A. Preliminary Discussion of Potential Ballot Measures**

Deputy City Manager Shannon Anderson provided a PowerPoint presentation that covered the following:

PRELIMINARY DISCUSSION OF POTENTIAL BALLOT MEASURES  
PROJECT TEAM  
AGENDA

Management Services Director Rick Tadder continued the presentation.

SECONDARY PROPERTY TAX & BOND CAPACITY  
GENERAL OBLIGATION BOND  
LEGAL LIMITS – ASSESS VALUATIONS (STATE STATUTE)  
CURRENT RATE  
FOR PLANNING PURPOSES  
SECONDARY PROPERTY TAX CAPACITY  
SUMMARY  
BOND HISTORY  
GENERAL OBLIGATION BOND HISTORY

Mayor Evans asked what the additional .085 rate equates to for a property. Mr. Tadder stated that it is about \$21 per year.

Housing Director Sarah Darr continued the presentation.

BUILDING COMMUNITY TOGETHER  
ATTAINABLE HOUSING RECOMMENDATIONS  
OVERVIEW  
EMERGENCY HOUSING RECOMMENDATIONS - \$10 MILLION  
RENTAL HOUSING RECOMMENDATIONS - \$10 MILLION  
WORKFORCE HOUSING – HOMEOWNERSHIP - \$10 MILLION  
HOUSING COMMISSION BOND RECOMMENDATIONS

Sustainability Director Nicole Antonopoulos continued the presentation.

OPEN SPACE RECOMMENDATIONS  
INTEGRATED OPEN SPACE SYSTEM  
FLAGSTAFF'S EXISTING REGIONAL PRESERVES  
LONG-TERM VISION FOR AN INTEGRATED OPEN SPACE SYSTEM  
INTEGRATING OPEN SPACE SYSTEM

Open Space Specialist Robert Wallace continued the presentation.

OPEN SPACE RECOMMENDATIONS  
INTEGRATED OPEN SPACE SYSTEM - \$24.5 M  
CONSERVE AND PROTECT - \$2 M  
OBSERVATORY MESA TRAIL - \$2.9 M

## OPEN SPACE - \$29.5 M

Parks Director Amy Hagin continued the presentation.

## PARKS AND RECREATION RECOMMENDATIONS

GIRLS' SOFTBALL COMPLEX - \$15.5 M

OUTDOOR RACQUET COMPLEX - \$8.5 M

MULTI-PURPOSE FIELDS - \$4 M

WHERE DO WE GO FROM HERE?

Wildland Forest Health Supervisor Neil Chapman continued the presentation.

## FLAGSTAFF WATERSHED PROTECTION PROJECT RECOMMENDATIONS

PHASE III – MORMON MOUNTAIN (LAKE MARY WATERSHED)

PUBLIC SUPPORT

PROJECT = \$7 M NEED

Mr. Tadder continued the presentation.

## UNFUNDED PENSION LIABILITY

PENSION BONDS

HIGH LEVEL "WHAT IF" SCENARIOS

WHAT ARE THE SHORT-TERM GOALS?

SUMMARY

Councilmember McCarthy asked if there was any capacity in the existing general fund to put any more money toward the unfunded pension liability. Mr. Tadder explained that the capacity within the general fund is very limited and they do not see any additional capacity at this time.

Ms. Anderson concluded the presentation.

## PARTNER UPDATES

WHAT COMES NEXT?

COUNCIL QUESTIONS

The following individuals addressed Council with regard to potential ballot measures:

- Catherine Esquivel
- Jennifer Kottra
- Ryan Ashley
- Al White
- Nicole Ellman
- Jean Moore
- Laura and Lana Sandoval
- Tad Moore
- Heather Marcy
- Kai Beattie
- Steve Finch
- Sat Best
- Jerry Thull
- Justin Inglis
- Mark Haughwout
- Emily Melhorne
- Devonna McLaughlin

- Sandi Flores
- Ross Altenbaugh
- Holly Creager
- Karen Enyedy
- Khara House
- Nicole Chambers
- Chloe Pozar
- Ryan Martin
- Jan Blackman
- Ray Carver
- Bernice Carver
- Lauren Lauder

The following comments were received:

- There are not enough houses in Flagstaff anymore.
- Arizona has one of the highest homeless populations.
- A bond should be put forward to fund new pickleball courts.
- Flagstaff is missing out on the tourism impacts of having pickleball courts and tournaments.
- Consider expanding housing stock, expand the land trust, develop rentals, and utility infrastructure.
- Housing should be the top priority.
- Promote and improve our outdoor amenities with bonding.
- Recreational facilities are needed in Flagstaff.
- Move forward with the softball field proposal.
- Supportive of the Housing Commission recommendation.
- Do not increase property taxes, people already cannot afford to live in Flagstaff.
- The pension liability needs to take priority.
- The City needs to separate wants from needs.
- Open space needs to be addressed and conservation values integrated into all plans and development.
- Soccer facilities are desperately needed.
- Please support the open space bond question.
- Take a holistic approach to housing.
- City owned parcels should be used for affordable housing, not parks and open space.
- Bonding for the full amount of the proposed affordable housing question should be a priority.
- Support the recommendations of the commission and urge the Council to move forward with a bond question for affordable housing.
- The Housing Commission has worked hard to include governance and specificity in the housing bond.
- There are concerns about non-native invasive plants in Flagstaff and the open space program needs support to continue efforts to eradicate these plants on public land.
- Please consider supporting a bond question that provides softball facilities to Flagstaff.

Written comments in support of one or more of the bond measures were submitted by the following individuals:

- Madison Kier
- Karen Malis-Clark
- Joe Galli
- Christa Terhufen
- Wendy Tooker
- Lauren Lander

- Noah Davidson
- Tatum Covey
- Matthew Eckhoff
- Robert Mark
- Evelyn Billo
- Diana Henry
- Jean Brown
- B. Johnson
- Gabriel Marilions
- Allison Caputo
- Lee Johnson
- Lorri Hull
- Melissa Berny
- Randy Marlett
- Vickey Finger
- Charles Hoyt
- Val Paleski
- Autumn Layden
- Irvine Callahan
- James Dryer

A break was held from 9:12 p.m. through 9:24 p.m.

Councilmember McCarthy expressed support for a bond that would address the unfunded pension liability. He was supportive of a housing measure but not at the full amount requested.

Councilmember Odegaard indicated that he was not supportive of a bond for the unfunded pension liability and would rather see that addressed in another way. He expressed support for a housing bond.

Vice Mayor Shimoni strongly supported the recommended housing bond. He was also supportive of full capacity for FWPP, multi-purpose fields, and \$2 million for open space and conservation.

Councilmember Whelan stated that she was fully supportive of the housing bond recommendations. She also expressed support for the Parks and Recreation items presented.

Councilmember Aslan expressed support for the housing measure at the full recommendation along with FWPP. He also indicated that he is supportive of raising the bond capacity to the \$61 million to support the Parks and Recreation needs.

Councilmember Salas stated that she is supportive of the eviction prevention funding and creating incentives for private development. She also expressed support for recreation facilities with a defined cost recovery mechanism included.

Mayor Evans voiced support for the housing bond and FWPP. She also expressed support for funding the Parks and Recreation Plan but reducing the multi-use space to \$2 million and reallocating the \$1 million to open space and conservation.

Council requested a follow up Work Session to continue the ballot measure discussion.

**Moved by** Councilmember Jamie Whelan, **seconded by** Councilmember Charlie Odegaard to continue the meeting in accordance with the City Council Rules of Procedure.

**Vote:** 7 - 0 - Unanimously

- B. Discussion:** Parking as it relates to:
- A. 2016 Bond Measure for Municipal Court Facilities
  - B. Downtown Flagstaff Visioning Plan

Court Administrator Jessica Cortes provided a PowerPoint presentation that covered the following:

PARKING AS IT RELATES TO: 2016 MUNICIPAL COURTHOUSE BOND MEASURE & DOWNTOWN VISIONING PLAN  
OVERVIEW – DISCUSSION POINTS  
INADEQUATE COURTHOUSE FACILITY  
PROJECT HISTORY 0 PROPOSITION NO. 412

Project Manager Christine Cameron continued the presentation.

PROJECT PARKING  
NEW COURT FACILITY PARKING PLAN  
PROJECT STATUS – UNDER CONSTRUCTION

Councilmember McCarthy asked why there was a reduction in parking spaces from what was included in the publicity pamphlet. Ms. Cortes explained that the original proposal was for a 70,000 square foot building in partnership with Coconino County and at that size, 200 spaces were required. When Coconino County backed out of the project the building size was significantly reduced which subsequently lowered the number of spaces required to 100.

The following individuals addressed Council in support of delivering the 200 parking spaces:

- Terry Madeksza
- John VanLandingham
- Maury Herman
- Karen Kinne-Herman
- Steve Finch
- Fitz Aspey
- Whitney Cunningham
- David Stephens
- Miranda Sweet
- Karan Patel
- Ki Won Choi

The following comments were received:

- When the ballot measure was created it was done through a very public process with a lot of community input.
- The voters expect 200 parking spaces because that is what they voted on.
- The 200 spaces are important for downtown and the community.
- This is very much a bait and switch.
- The city has an obligation to fulfill the obligations that the voters approved.
- This is an issue of trust and the public needs reassurance that the project will be delivered in full.

- The downtown business community was solicited to support the measure with the understanding that parking would be included.
- The publicity pamphlet was clear, both parking and a courthouse would be built.
- The city took away 64 parking spaces to build the courthouse and those should be returned in addition to the 200 promised spaces.
- The countless hours of people who developed the recommendations for ballot measures is for nothing if the voters do not trust the proposals enough to support them.
- If you expect the voters to support other measures, they have to know there will be follow-through.

Written comments in support of delivering the 200 parking spaces were submitted by the following individuals:

- Karan Patel
- Joe Galli
- David Stephens
- Shena Lyon
- Mark Lamberson
- Ki Won Choi
- Paul Moir

Mr. Clifton indicated that staff has been working to secure spaces at the old courthouse site as well as partnering with Flagstaff Senior Living for parking during and after construction. He recognizes that they are all surface level parking and not a structure but it will help until a structure can be built. He noted that the Downtown Visioning Plan will hopefully identify something that is inclusive of a structure. It is truly a timing issue and it is not about if but when.

Council discussed the matter and expressed their unanimous support to deliver on the commitment for parking. Mr. Clifton committed to continued partnership and collaboration with the Downtown Business Alliance to identify solutions.

Executive Director of the Downtown Business Alliance Terry Madeksza presented a PowerPoint presentation on the Downtown Vision and Action Plan.

DOWNTOWN VISION & ACTION PLAN  
BACKGROUND  
SELECTION PROCESS  
OBJECTIVES  
PROCESS

Council thanked Ms. Madeksza for the presentation and requested that the city continue to be a part of the visioning process.

#### 14. **COUNCIL LIAISON REPORTS**

None

**15. FUTURE AGENDA ITEM REQUESTS**

*After discussion and upon agreement by three members of the Council, an item will be moved to a regularly-scheduled Council meeting.*

- A. Future Agenda Item Request (F.A.I.R.)** A Citizens' Petition requesting that the Council "place three 15 MPH 7am-5pm School Days signs with corresponding End School Zone signs on Pine Cliff Drive and Gemini Road."

Petitioner Kerry Richardson addressed Council requesting a permanent 15mph school zone signs in the general location of Basis school. Mr. Richardson explained that the area is growing and there are other parcels for sell that include both business and residential units. He is concerned for the safety of all the students attending Basis.

Three councilmembers indicated support to move the item forward to a future agenda for discussion.

- B. Future Agenda Item Request (F.A.I.R.)** A request by Vice Mayor Shimoni to have a discussion regarding levels of fire service and how they respond to calls for service.

Vice Mayor Shimoni requested the the FAIR be withdrawn as he has received the information that he was seeking. Council agreed to withdraw the request.

**16. CITY MANAGER REPORT**

- A. City Manager Report**

Mr. Clifton encouraged Council to review the report and that he would forego his verbal update given the late hour.

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

None

**18. ADJOURNMENT**

The Regular Meeting of the Flagstaff City Council held March 3, 2020, adjourned at 11:40 p.m.

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MAYOR

ATTEST:

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CITY CLERK

**CERTIFICATION**

I, STACY SALTZBURG, 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 on March 3, 2020. I further certify that the Meeting was duly called and held and that a quorum was present.

DATED this 18th day of January, 2022.

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CITY CLERK