

MINUTES

1. **CALL TO ORDER**

Mayor Deasy called the meeting of the Flagstaff City Council held August 24, 2021, to order at 3:01 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 DEASY
VICE MAYOR DAGGETT
COUNCILMEMBER ASLAN
COUNCILMEMBER MCCARTHY
COUNCILMEMBER SALAS
COUNCILMEMBER SHIMONI
COUNCILMEMBER SWEET

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 Councilmember Shimoni 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.

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.

Raina Delmar, Co-President of Coconino Anti-Tobacco Students, addressed Council asking them to move forward with the licensing portion of the T21 ordinance.

Michelle James addressed Council about the proposed relocation of Flagstaff Medical Center; she expressed concerns about the impacts and lack of communication about the project.

5. PROCLAMATIONS AND RECOGNITIONS

A. Proclamation: Camp Colton Week

Mayor Deasy read and presented the Camp Colton Week proclamation.

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: Northern Arizona Intergovernmental Public Transportation Authority (NAIPTA) Transit Advisory Committee (TAC) Citizen Representative.

Moved by Councilmember Adam Shimoni, **seconded by** Councilmember Jim McCarthy to appoint Kevin Parkes to a term expiring October 2024.

Vote: 7 - 0 - Unanimously

7. LIQUOR LICENSE PUBLIC HEARINGS

Mayor Deasy opened the public hearing for all applications.

Police Sergeant Ryan Turley introduced the three applications, noting no concerns.

There being no public comment Mayor Deasy closed the public hearing.

Moved by Councilmember Regina Salas, **seconded by** Mayor Paul Deasy to forward the applications to the State with a recommendation of approval.

Vote: 7 - 0 - Unanimously

- A. **Consideration and Action on Liquor License Application:** Scott Michael McClelland, "Tiki Grill," 1509 S. Milton Road, Series 12, New Application.
- B. **Consideration and Action on Liquor License Application:** Lauren Brooks King, "Kachina Kitchen," 1800 S. Milton Road Suite 21, Series 12, New Application.
- C. **Consideration and Action on Liquor License Application:** Jeffrey Craig Miller, "Museum Club," 3404 E. Route 66, Series 06, Owner Transfer.

8. **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.

Moved by Mayor Paul Deasy, **seconded by** Councilmember Adam Shimoni to approve the Consent Agenda as presented.

Vote: 7 - 0 - Unanimously

- A. **Ratification of City Staff's Approval of Contract:** City Council Ratification of Deputy City Manager Shannon Anderson's August 4, 2021, approval of the Second Amendment to Agreement for Video Streaming Services with Swagit Productions, LLC.
Ratify staff's August 4, 2021, approval of the Second Amendment to Agreement for Video Services with Swagit Productions, LLC, and an installation charge for a total amount of \$60,955 to provide streaming and closed captioning services and equipment.

9. **ROUTINE ITEMS**

- A. **Consideration and Approval for a Digital Ad Server Contract:** Approve the service contract with See Source, LLC for a Digital Ad Server in the amount of \$160,000.00.

Convention and Visitors Bureau Director Trace Ward and Marketing and Media Relations Manager Lori Pappas provided a PowerPoint presentation that covered the following:

DIGITAL AD SERVER
SEE SOURCE
RECOVERY
PAID DIGITAL AD CREATIVE
EXAMPLES
DIGITAL AD SERVER VENDOR: SEE SOURCE

Councilmember Shimoni noted that he would like to see more paid digital ads go out in Spanish.

Steve Finch addressed Council in support of the contract with See Source.

Moved by Mayor Paul Deasy, **seconded by** Vice Mayor Becky Daggett to approve the annual service agreement with See Source LLC and execute a \$160,000 contract and authorize the City Manager to execute the necessary documents.

Vote: 7 - 0 - Unanimously

10. REGULAR AGENDA

- A. Consideration and Adoption of Resolution No. 2021-41:** a resolution approving an Intergovernmental Agreement (IGA) between the City of Flagstaff and Coconino County for submission of a grant application and approval upon award of the U.S. Department of Justice, Fiscal Year 2021 Edward Byrne Memorial Justice Assistance (JAG) Grant.

Police Support Services Manager Allison Hughes addressed Council stating that the U.S. Department of Justice, Office of Justice Programs Bureau of Justice Assistance, was created in 1984 to provide federal leadership in developing the nation's capacity to prevent and control crime, administer justice, and assist crime victims. The Edward Byrne Memorial Justice Assistance Grant (JAG) Program allows states, tribes, and local governments to support a broad range of activities to prevent and control crime based on their own local needs and conditions. It provide agencies with the flexibility to prioritize and spend funds where they are most needed. The formula calculates direct allocations for local governments within each state, based on their share of the total violent crime reported with the state.

Councilmember Shimoni stated that he is struggling with some of the things the funding would be used for. He would like to have a conversation about how the city polices proactively in neighborhoods to prevent crime. Vice Mayor Daggett added that she would like to have a future discussion about alternative police responses.

Moved by Councilmember Adam Shimoni, **seconded by** Vice Mayor Becky Daggett to read Resolution No. 2021-41 by title only.

Vote: 7 - 0 - Unanimously

A RESOLUTION OF THE FLAGSTAFF CITY COUNCIL, APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN COCONINO COUNTY AND THE CITY OF FLAGSTAFF FOR THE APPLICATION FOR THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM FY 2021 LOCAL SOLICITATION / CFDA #16.738

Moved by Councilmember Jim McCarthy, **seconded by** Councilmember Regina Salas to adopt Resolution No. 2021-41.

Vote: 7 - 0 - Unanimously

- B. Consideration and Adoption of Resolution No. 2021-40:** A resolution approving an amended intergovernmental agreement between Coconino County, Coconino County Juvenile Court Services Department, Coconino County Accommodation School District, and the City of Flagstaff for use of the City's Hal Jensen Recreation Center by the School District for the Juvenile Transition School.

Recreation Manager Jon Wilson addressed Council stated that following the approval by City Council in early July, the state identified two mandatory provisions that needed to be added to the agreement. The state also limited the renewal to one five-year renewal rather than two. The changes did not affect the overall terms of the agreement. Due to school starting before the Council recess was over, the agreement was provided to the Mayor for signature and staff is asking for ratification of that approval.

Moved by Councilmember Adam Shimoni, **seconded by** Vice Mayor Becky Daggett to read Resolution No. 2021-40 by title only.

Vote: 7 - 0 - Unanimously

A RESOLUTION OF THE FLAGSTAFF CITY COUNCIL, APPROVING THE AMENDED INTERGOVERNMENTAL AGREEMENT BETWEEN COCONINO COUNTY, COCONINO COUNTY JUVENILE COURT SERVICES DEPARTMENT, COCONINO COUNTY ACCOMMODATION SCHOOL DISTRICT AND THE CITY OF FLAGSTAFF FOR USE OF THE CITY'S HAL JENSEN RECREATION CENTER BY THE SCHOOL DISTRICT FOR ITS JUVENILE TRANSITION SCHOOL

Moved by Mayor Paul Deasy, **seconded by** Councilmember Jim McCarthy to adopt Resolution No. 2021-40.

Vote: 7 - 0 - Unanimously

- C. **Consideration and Adoption of Ordinance No. 2021-19:** An ordinance amending Chapter 5 of the City Code pertaining to the establishment of fees for fire department services outside the City Limits.

Fire Chief Mark Gaillard addressed Council stating that the ordinance provides clarity for staff and the public on how fees are established. The intent of the original ordinance was to use the assessed value of a property and staff believes that using the limited assessed value is more appropriate as it is the same value the used for other taxes to be assessed.

Moved by Mayor Paul Deasy, **seconded by** Councilmember Adam Shimoni to read Ordinance No. 2021-19 by title only for the first time.

Vote: 7 - 0 - Unanimously

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF, AMENDING SECTION 5-01-001-0001 OF THE FLAGSTAFF CITY CODE REGARDING FIRE PROTECTION SERVICES IN COUNTY ISLANDS AND OTHER SELECTED UNINCORPORATED PROPERTY; PROVIDING FOR SEVERABILITY, AUTHORITY FOR CLERICAL CORRECTIONS, AND ESTABLISHING AN EFFECTIVE DATE

- D. **Consideration and Adoption of Ordinance No. 2021-20:** An ordinance amending Flagstaff City Code, Chapter 1-18, Administrative Departments, to establish the Parks, Recreation and Open Space Division in City Code.

Deputy City Manager Shannon Anderson addressed Council stating that the ordinance would be to establish the Parks, Recreation, and Open Space Division.

Council expressed their gratitude for the change and noted that it makes a lot of sense for the organization. Councilmember Salas suggested that Events be added to the Division title. The acronym PROSE could be used for Parks, Recreation, Open Space, and Events.

Moved by Councilmember Regina Salas, **seconded by** Mayor Paul Deasy to read Ordinance No. 2021-20 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 1-18, ADMINISTRATIVE DEPARTMENTS, TO ESTABLISH THE PARKS, RECREATION AND OPEN SPACE DIVISION; PROVIDING REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY, AUTHORITY FOR CLERICAL CORRECTIONS, AND ESTABLISHING AN EFFECTIVE DATE

E. Consideration and Possible Action: Revisions to City Council Rules of Procedure and Un-Suspension of the Rules

City Clerk Stacy Saltzburg provided a PowerPoint presentation that covered the following:

CITY COUNCIL RULES OF PROCEDURE
SEEKING DIRECTION – RULE 3.01 & 3.03
CURRENT SUSPENSION OF RULES
COUNCIL DIRECTION & QUESTIONS

Following discussion the City Council gave the following direction:

- Continue operating under the suspension of Rule 5.01.
- Meetings will start at 3:00 p.m. with more routine items at the beginning of the meeting.
- The meetings will be continuously running with the Mayor establishing appropriate break times.
- Work Sessions will begin at 3:00 p.m.
- Staff will come back to Council for a check in at the end of October.

A break was held from 4:26 p.m. through 4:44 p.m.

11. DISCUSSION ITEMS

A. COVID-19 update on phases and special events

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

AGENDA
CCHHS: COVID-19 WEEKLY CASES
CCHHS: HOSPITAL ADMISSIONS
CCHHS: COVID-19 RELATED DEATHS
CCHHS: COMMUNITY TRANSMISSION
CCHHS: COMMUNITY VACCINATION
CCHHS: VARIANTS
NAH: HOSPITAL CENSUS
CITY'S RE-ENTRY PLAN PHASE 3

Recreation Manager Jon Wilson continued the presentation.

RECREATION UPDATE
AQUAPLEX
JAY LIVELY ICE ARENA
HAL JENSEN RECREATION CENTER
JOE C MONTOYA COMMUNITY AND SENIOR CENTER

Library Director Jared Tolman continued the presentation.

LIBRARY UPDATE
AVAILABLE LIBRARY SERVICES

Ms. Anderson concluded the presentation.

SPECIAL EVENTS NOTICE OF CHANGES

Gina Byars submitted a written comment in support of the 72-Hour notification.

Ryanne Sebern submitted a written comment asking for the Art in the Park event over Labor Day to be kept as scheduled.

Council agreed that 72 hour notice to event planners is appropriate to provide time for them to shift their event. They encouraged event planners to enforce mitigation measures and help limit the spread in the community.

Councilmember Shimoni requested information from NAU now that school is in session. He would also like to hear from Dr. Englethaler again in the near future.

12. COUNCIL LIAISON REPORTS

Councilmember Salas reported that she attended the Parks and Recreation Commission meeting where they discussed pickleball, the west side park, and the Parks and Recreation Master Plan. The Tourism Commission met and had a similar presentation to the one earlier in the meeting; they are looking forward to implementing the contract with online advertising.

Councilmember Sweet reported that she will be attending the NACOG meeting on Thursday.

Councilmember McCarthy reported that he took a tour of the flood area with Public Works Director Scott Overton. He also met with Senator Sinema about getting federal assistance with the floods and forest restoration. Lastly, he toured the airport and Joy Cone facility with other councilmembers.

Councilmember Shimoni reported that Mountain Line met last week. He also participated in a few tours and hosted a livestream on Facebook that week.

Councilmember Aslan reported that there was a joint Sustainability and Transportation Commissions meeting last week to discuss the Lone Tree Overpass.

13. 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 seeking to decriminalize unsheltered residents

Jody Clements introduced the petition to repeal the anti-camping ordinance. She feels that it is cruel, discriminatory, counterproductive, and unconstitutional. She requested that the ordinance be repealed.

Ms. Keeler addressed Council in opposition to allowing camping in city limits.

Written comments in support of repealing the anti-camping ordinance were submitted by the following:

- Brian Marbury
- Schuyler Borges
- Claire Hardi

Written comments in opposition of repealing the anti-camping ordinance were submitted by the following:

- Patrick Benson
- Amber and Ryan Ziegler

Councilmember McCarthy stated that the matter is one that Council has already discussed and acted on a number of times. He is not supportive of moving the item forward to a future agenda for discussion.

Vice Mayor Daggett stated that there are a lot of individuals and families who are unsheltered or on the verge of being so. She understands the concern within the petition but does not believe that overturning the ban solves the underlying problem. Flagstaff has a severe shortage of housing for low income people and that needs to be address.

Councilmember Shimoni expressed his desire to move the petition forward and have a conversation about a temporary camping ordinance similar to Eugene, Oregon.

Council briefly discussed the other FAIR items that are similar to the petition, the upcoming ARPA funding discussions, and the need for a broader discussion on housing in general. Following their discussion there was not the requisite support needed to move the petition forward to a future agenda for discussion.

14. CITY MANAGER REPORT

A. City Manager Report

Mr. Clifton briefly reviewed his report.

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

Councilmember Shimoni stated that there is a nice live stream on YouTube with the Outreach Director from CAHOOTS in Oregon. He encouraged everyone to watch it. He also requested a FAIR item to discuss the Flagstaff Police Department efforts regarding not call initiated services like neighborhood watch and community policing.

Vice Mayor Daggett thanked Mr. Clifton for moving staff up in the organization; it speaks to the talent and quality of employees.

Mayor Deasy stated that he would like to consider having a digital sign in front of City Hall to inform the public about what is being discussed at City Council Meetings. There may need to be modifications to the sign code in order to make it work.

Councilmember McCarthy thanked Mr. Clifton for his leadership.

Councilmember Sweet thanked the community for their involvement. She stated that it was the Flagstaff Birth and Women Center's last night; they have worked hard bringing babies into the community. She encouraged everyone to get vaccinated if able.

Councilmember Salas encouraged Council, staff, and the public to continue looking for strategic solutions to address homelessness. She is looking forward to the upcoming ARPA funding discussion. She also noted that tomorrow is the National Park Services birthday.

16. ADJOURNMENT

The Regular Meeting of the Flagstaff City Council held August 24, 2021, adjourned at 6:12 p.m.

MAYOR

ATTEST:

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 August 24, 2021. I further certify that the Meeting was duly called and held and that a quorum was present.

DATED this 20th day of September, 2022.

CITY CLERK