

MINUTES

1. CALL TO ORDER

Mayor Deasy called the meeting of the Flagstaff City Council held June 15, 2021, to order at 3:00 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

Present: Mayor Paul Deasy
Vice Mayor Becky Daggett
Councilmember Austin Aslan
Councilmember Jim McCarthy
Councilmember Regina Salas
Councilmember Adam Shimoni
Councilmember Miranda Sweet

Staff 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.

Sustainability Specialist Dylan Lenzen addressed Council on the community gardens. He introduced Summer White Sustainable Food Intern. Ms. White shared information on the program.

Housing Solutions CEO Devonna McLaughlin shared information about homeownership month and

the work that Housing Solutions has done in the community.

Deb Harris submitted a written comment inviting Council to a community meeting hosted by the League of Neighborhoods.

5. PROCLAMATIONS AND RECOGNITIONS

A. Proclamation: Pride Month

Mayor Deasy read the 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: Airport Commission.

Moved by Councilmember Miranda Sweet, **seconded by** Mayor Paul Deasy to appoint Gail Jackson to a term expiring October 2021.

Vote: 7 - 0 - Unanimously

7. LIQUOR LICENSE PUBLIC HEARINGS

Mayor Deasy opened the public hearing on the applications.

Police Sergeant Ryan Turley introduced the four applications.

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

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

Vote: 7 - 0 - Unanimously

A. Consideration and Action on Liquor License Application: Georgette Hernandez Quintero, "Alejandro's Mexican Food Flagstaff," 6 E. Aspen Avenue #120, Series 12, New Application.

B. Consideration and Action on Liquor License Application: H J Lewkowitz, "Chipotle Mexican Grill #3569," 4409 US Highway 89, Series 12, New Application.

C. Consideration and Action on Liquor License Application: Ricardo Angulo, "VS Arcade and Grill," 409 S. San Francisco Street, Series 12, New Application.

D. Consideration and Action on Liquor License Application: Andrea Dahlman Lewkowitz, "Cracker Barrel #297," 2560 E. Lucky Lane, Series 12, New Application.

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 Jim McCarthy to approve the Consent Agenda as presented.

Vote: 7 - 0 - Unanimously

A. Consideration of Appointments: Presiding Magistrate and On-Call Magistrate for the Flagstaff Municipal Court.

Approve the appointments of Honorable Thomas Chotena as Presiding Magistrate and Honorable Paul Julien as On-Call Magistrate.

B. Consideration and Approval of Contract: Purchase of one (1) Bobcat Toolcat Utility Work Machine for Parks trails maintenance and snow operations in the amount of \$58,070.72, from Clark Equipment Company, utilizing Sourcewell cooperative purchase contract # 040319-CEC.

1. Approve the purchase of one (1) Bobcat Toolcat Utility Work Machine in the amount of \$58,070.72, from Clark Equipment Company, utilizing the Sourcewell cooperative purchase contract # 040319-CEC; and
2. Authorize the City Manager to execute the necessary documents.

C. Consideration and Approval of Contract: Construction Manager at Risk Construction Services Contract to Rummel Construction, Inc., for Construction of the Sequence D-Phase I Excavation in the amount of \$1,298,649.80.

1. Approve the Construction Manager at Risk Construction Services Contract with Rummel Construction, Inc., for the Construction of Cinder Lake Landfill-Sequence D Phase I Excavation, and execute a Guaranteed Maximum Price (GMP) of \$1,298,649.80 (includes an Owner's Contingency of \$204,000); and
2. Authorize the City Manager to execute the necessary documents.

D. Consideration and Approval of Contract: Professional Engineering Design Services Contract for the Airport Drainage Plan Improvements in the amount of \$388,519.

1. Determine Mead & Hunt, Inc, is the most qualified firm based upon responses to the City's Request for Statement of Qualifications (RSOQ), and approve a Professional Engineering Design Services Contract with Mead & Hunt, Inc. for the Airport Drainage Plan Improvements in the amount of \$388,519 with a contract time of 365 calendar days; and
2. Authorize the City Manager to execute the necessary documents.

E. Consideration and Approval of Final Plat

TLC PC Land Investors LLC requests final plat approval for The Estates at Pine Canyon Pine Run located at 2080 E. Del Rae Dr., a single-family home subdivision on 17.5 acres in the R1 (Single Family Residential) Zone.

Approve the final plat and authorize the Mayor to sign the plat and City Subdivider Agreement when notified by staff that the documents are ready for recording

F. Consideration and Approval of Final Plat: Request from JP 325 LLC. for Parcel 1 at Juniper Point Final Plat (PZ-19-00122-03), a 38-unit single-family residential subdivision located at 2000 W. JW Powell Blvd. in the R1 (Single Family Residential) and RR (Rural Residential) zones.

Approve the final plat and authorize the Mayor to sign the plat and City Subdivider Agreement when notified by staff that the documents are ready for recording.

- G. Consideration and Approval of Contract:** Five (5)-year Master Services and Purchasing Agreement with Axon Enterprise, Inc. (formerly known as TASER International) for the Axon Officer Safety Plan, including, the Axon Flex body-worn cameras, Evidence.com License, and TASER 7 equipment in a five (5)-year total amount of \$1,003,291.67.
1. Approve the funding of the five (5)-year Master Services and Purchasing Agreement with Axon Enterprise, Inc. for the Axon Officer Safety Plan in the total amount of \$1,003,291.67, including, the Axon Flex body-worn cameras, Evidence.com License, and TASER 7 equipment. The first payment, which will be due in FY2021-22, will be in the amount of \$124,909.99; the remaining four (4) payments, over the remaining four (4)-years of the contract will be in the amounts of \$219,595.42; and
 2. Authorize the City Manager to execute all necessary documents.

9. ROUTINE ITEMS

- A. Consideration and Adoption of Resolution No. 2021-26 and Ordinance No. 2021-13:** A Resolution of the City Council of the City of Flagstaff, Coconino County, Arizona, declaring as a public record that certain document filed with the City Clerk and entitled "Case No. PZ-21-00056 Zoning Code Text Amendment - 2021: Marijuana Uses;" and, an Ordinance of the City Council of the City of Flagstaff, Coconino County, Arizona, amending the Flagstaff City Code, Title 10, Flagstaff Zoning Code, to modify the existing Zoning Code provisions to accommodate medical and recreational marijuana and the associated land uses.

Moved by Mayor Paul Deasy, seconded by Councilmember Miranda Sweet to adopt Resolution No. 2021-26.

Vote: 7 - 0 - Unanimously

Moved by Mayor Paul Deasy, seconded by Councilmember Miranda Sweet to read Ordinance No 2021-13 by title only for the final time.

Vote: 7 - 0 - Unanimously

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF, AMENDING THE FLAGSTAFF CITY CODE, TITLE 10, FLAGSTAFF ZONING CODE, BY ADOPTING BY REFERENCE THAT CERTAIN DOCUMENT ENTITLED "CASE NO. PZ-21-00056 ZONING CODE TEXT AMENDMENT - 2021: MARIJUANA USES"; PROVIDING FOR PENALTIES, REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY, AND ESTABLISHING AN EFFECTIVE DATE

Moved by Mayor Paul Deasy, seconded by Vice Mayor Becky Daggett to adopt Ordinance No 2021-13.

Vote: 7 - 0 - Unanimously

- B. Consideration and Approval of Contract:** Approve the Construction Contract with Jud Co., LLC in the amount of \$820,375.50 for the Phoenix Avenue Bridge and Waterline Replacement Project.

Capital Improvements Engineer Trevor Henry provided a PowerPoint presentation that covered the following:

CONSIDERATION OF APPROVAL OF CONSTRUCTION PROJECT
VICINITY MAP
PHOENIX AVE. BRIDGE & WATERLINE
QUESTIONS

Mr. Clifton stated that while future Rio de Flag improvements may reduce the need for current drainage work, those improvements are still five to eight years away. He added that staff explored delaying the project but found no viable alternatives. He emphasized that the existing bridge is at the end of its lifespan, and closing the road was not feasible due to its impact on nearby businesses. He

stated that extensive research confirmed the project's necessity.

Moved by Councilmember Jim McCarthy, **seconded by** Mayor Paul Deasy approve the Construction Contract with Jud Co., LLC in the amount of \$820,375.50, which includes a \$57,235.50 Contract Allowance which is 7.5% of the lowest responsive bid, and a contract time of 155-calendar days, approve Administrative Change Order Authority to the City Manager in the amount of \$76,314.00 (10% of the contract amount, less the Contract Allowances), and authorize the City Manager to execute the necessary documents.

Vote: 7 - 0 - Unanimously

10. PUBLIC HEARING ITEMS

- A. Consideration and Adoption of Resolution No. 2021-32 and Ordinance No. 2021-16:** A Resolution of the City Council of the City of Flagstaff, Coconino County, Arizona, declaring as a public record that certain document filed with the City Clerk and entitled "PZ-21-00066 Updates to Zoning Code 2021 -- Accessory Dwelling Unit and Accessory Structure Encroachments Requirements;" and, an Ordinance of the City Council of the City of Flagstaff, Coconino County, Arizona, amending the Flagstaff City Code, Title 10, Flagstaff Zoning Code, to modify the existing Accessory Dwelling Unit and Accessory Structure Encroachment Requirements.

Mayor Deasy opened the public hearing.

Zoning Code Manager Dan Symer provided a PowerPoint presentation that covered the following:

ACCESSORY DWELLING UNITS AND ACCESSORY STRUCTURE ENCROACHMENT REQUIREMENTS
CITY'S PROPOSED ZONING CODE TEXT AMENDMENT
TYPES OF ACCESSORY DWELLING UNITS
OVERVIEW OF PROPOSED AMENDMENT
STAFF RECOMMENDATION

Councilmember Shimoni recommended removing the minimum size requirement and increasing the maximum size to 800 sq. ft. to improve ADU livability. Mr. Symer explained current limitations and code requirements.

Mayor Deasy supported both removing the minimum and increasing the maximum to allow flexibility for options like tiny homes or in-law suites.

Vice Mayor Daggett expressed support for Councilmember Shimoni's amendment.

Councilmember McCarthy raised concerns about ADUs being too close to property lines, especially with second-floor windows, but supported eliminating the minimum size. Mr. Symer clarified setback and encroachment provisions and noted that staff could refine the language for clarity.

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

Moved by Councilmember Adam Shimoni, **seconded by** Mayor Paul Deasy to read Resolution No. 2021-32 by title only with the amendment to remove the minimum lot size requirement and increasing the maximum size to 800 square feet.

Vote: 7 - 0 - Unanimously

A RESOLUTION OF THE FLAGSTAFF CITY COUNCIL DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT FILED WITH THE CITY CLERK AND ENTITLED "CASE NO. PZ-21-00066 UPDATES TO ZONING CODE 2021 -- ACCESSORY DWELLING UNIT AND ACCESSORY STRUCTURE ENCROACHMENTS REQUIREMENTS" AS AMENDED

Moved by Councilmember Adam Shimoni, **seconded by** Mayor Paul Deasy to read Ordinance No 2021-16 by title only for the first time with the amendment to remove the minimum size requirement

and increasing the maximum size to 800 square feet.

Vote: 7 - 0 - Unanimously

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF, AMENDING THE FLAGSTAFF CITY CODE, TITLE 10, FLAGSTAFF ZONING CODE, BY ADOPTING BY REFERENCE THAT CERTAIN DOCUMENT ENTITLED "CASE NO. PZ-21-00066 UPDATES TO ZONING CODE 2021 -- ACCESSORY DWELLING UNIT AND ACCESSORY STRUCTURE ENCROACHMENTS REQUIREMENTS"; PROVIDING FOR PENALTIES, REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY, AND ESTABLISHING AN EFFECTIVE DATE AS AMENDED

- B. Consideration and Adoption of Resolution No. 2021-33 and Ordinance No. 2021-17:** A Resolution of the City Council of the City of Flagstaff, Coconino County, Arizona, declaring as a public record that certain document filed with the City Clerk and entitled "Case No. PZ-19-00123 Updates to Zoning Code 2019 -- Neighborhood Community Commercial;" and, an Ordinance of the City Council of the City of Flagstaff, Coconino County, Arizona, amending the Flagstaff City Code, Title 10, Flagstaff Zoning Code, to modify the Zoning Code to include a new zone called Neighborhood Community Commercial (NCC).

Mayor Deasy opened the public hearing.

Zoning Code Manager Dan Symer provided a PowerPoint presentation to Council that covered the following:

NEIGHBORHOOD COMMUNITY COMMERCIAL (NCC) ZONE
REASON FOR THE PROPOSED ZONING CODE TEXT AMENDMENT
MAPS
PROPOSED ZONING CODE AMENDMENT

The following individuals addressed Council regarding the creation of the Neighborhood Community Commercial zone:

Marilyn Weissman, Friends of Flagstaff's Future

- Alicyn Gitlin
- Tyler Denham
- Steve Finch, Flagstaff Lodging, Tourism, and Restaurant Association

The following comments were received:

- Supports creation of Neighborhood Community Commercial (NCC) zoning.
- Retaining 60-foot height limits overextends infrastructure, water, and traffic capacity and disrupts neighborhood character.
- Growth should align with limited water and transportation resources.
- Taller buildings could be acceptable only if sprawl is reduced and density limited on the outskirts, occupancy is limited to long-term residents, "by-the-bed" rentals are prohibited, and height increases are tied to affordability requirements.
- NCC gives neighborhoods more control by allowing height reductions at their request.
- Without outer density limits or affordability requirements, increased height worsens water and traffic strain.
- The NCC concept arose from community concerns following large-scale projects like The Hub; it does not rezone property automatically.
- Moderate heights maintain neighborhood scale and reduce car reliance.
- Infill development helps reduce traffic and emissions; limiting it drives sprawl and higher resource use.
- Question the need for a zoning change, suggesting voluntary community land trusts instead.
- Overly restrictive zoning could trigger Prop 207 claims regarding property rights.
- The city faces a housing shortage; height reductions hinder the ability to meet demand.
- Increasing density near downtown and campus supports walking, biking, and carbon-neutrality

goals.

- Expanding housing supply is key to reducing cost of living.
- Historic preservation should be achieved through official registration, not zoning restrictions.
- As a landlocked city, Flagstaff must allow vertical growth to avoid constrained development and lost revenue.
- Maintaining Flagstaff's heritage and character is important, but must be balanced with housing and sustainability needs.

Jessica Hartsell submitted a written comment in opposition to the creation of the Neighborhood Community Commercial zone.

Councilmember McCarthy spoke about how the creation of the new zone will not change anything, and the implementation of the zone will be a different discussion.

Councilmember Shimoni commented that he is struggling with moving forward with 45 ft. zones. He asked Mr. Symer if a student-focused housing development with four plus rooms could be built in Flagstaff today. Mr. Symer stated that the HOH land use is allowed in many zones and there are regulations where the zone is allowed to be that many rooms and bedrooms. There are location requirements pertaining to them. Councilmember Shimon expressed concern that another student housing complex like the HUB or The Standard cannot be built today. When the HOH plan was adopted, the percentage of large bedroom developments was reduced. He stated that the community needs to be developed vertically.

Vice Mayor Daggett asked if within the zone there are single family homes that could end up next to a 60 foot building. Mr. Symer responded that the NCC zone is capped at 45 feet, but that you can request a Conditional Use Permit, so yes, that could happen.

Councilmember Salas stated that she is concerned about adopting the amendment today since it has not been vetted through the community and neighborhood associations. She added that she would vote no on this resolution.

Councilmember Sweet stated that she is struggling with this as well and would like more community input.

Councilmember McCarthy stated that he will support this tonight since it just allows for the option of changes. He added that Council will get community input before any rezoning.

Mayor Deasy added that this is a tool for the tool-kit and is a larger discussion that needs to be had.

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

Moved by Councilmember Jim McCarthy, **seconded by** Councilmember Adam Shimoni to read Resolution No 2021-33 by title only for the first time.

Vote: 6 - 1

NAY: Councilmember Regina Salas

A RESOLUTION OF THE FLAGSTAFF CITY COUNCIL DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT FILED WITH THE CITY CLERK AND ENTITLED "CASE NO. PZ-19-00123 UPDATES TO ZONING CODE 2019 -- NEIGHBORHOOD COMMUNITY COMMERCIAL (NCC)"

Moved by Councilmember Jim McCarthy, **seconded by** Mayor Paul Deasy to read Ordinance No 2021-17 by title only for the first time.

Vote: 6 - 1

NAY: Councilmember Regina Salas

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF, AMENDING THE

FLAGSTAFF CITY CODE, TITLE 10, FLAGSTAFF ZONING CODE, BY ADOPTING BY REFERENCE THAT CERTAIN DOCUMENT ENTITLED "CASE NO. PZ-19-00123 UPDATES TO ZONING CODE 2019 -- NEIGHBORHOOD COMMUNITY COMMERCIAL (NCC)"; PROVIDING FOR PENALTIES, REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY, AND ESTABLISHING AN EFFECTIVE DATE

C. Public Hearing: Fiscal Year 2021-2022 Budget and Property Tax Levy

Mayor Deasy opened the public hearing.

Finance Director Brandi Suda provided a PowerPoint presentation to Council that covered the following:

BUDGET TIMELINE
 LEGAL SCHEDULE A
 FY 21-22 APPROVED CAAP REQUESTS PRESENTED BY SUSTAINABILITY DIRECTOR NICOLE ANTONOPOULOS
 CLIMATE RELATED APPROVED REQUESTS
 PROPOSED PROPERTY TAX
 PROPERTY TAX RATE HISTORY
 PROPERTY ASSESSED VALUES
 CITY PROPERTY TAX IMPACT

Councilmember Salas asked Ms. Suda for clarification on the approved budget request related to the Climate Action and Adaptation Plan. Ms. Suda stated that it is the combination of both climate and equity, and climate only.

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

Mayor Deasy convened into a Special Meeting.

11. SPECIAL MEETING

A. Consideration and Adoption of Resolution No. 2021-28: A resolution of the Council of the City of Flagstaff, Arizona, adopting the Budget for the City of Flagstaff for Fiscal Year 2021-2022.

Justin Inglis from the Flagstaff Trails Initiative (FTI) requested that \$5,000 to \$10,000 of discretionary funds be used for trail initiatives.

Mayor Deasy called a break at 4:43 p.m. through 4:56 p.m.

Human Resources Director Jeanie Gallagher provided a PowerPoint presentation to Council that covered the following:

FY 21-22 BUDGET COMPENSATION DATA
 BACKGROUND
 TRANSITION SOLUTIONS
 TRANSITION SOLUTIONS (CONTINUED)
 WHO IS BENEFITTING?
 REGULAR PAY PLAN BREAKDOWN

Mayor Deasy and several councilmembers thanked the Employee Advisory Committee (EAC), employees, and staff for their work on the compensation plan. Mr. Clifton noted upcoming work on a new step plan for multi-skilled Water Services workers, with results to be reported in the coming months.

Councilmember McCarthy asked about the Police Department pay increases, and Ms. Gallagher explained that market adjustments were made last year and that the new plan supports recruitment and retention. Councilmember McCarthy also emphasized diversity in recruitment.

Councilmember Shimoni proposed a \$5,000 allocation each to FTI and Flag Bike Party for accident victims, but Mayor Deasy preferred to table the discussion for a full review, including legal advice on the fund's use. Mr. Clifton and City Attorney Solomon agreed to schedule an executive session for further guidance before the break.

Moved by Mayor Paul Deasy, seconded by Councilmember Miranda Sweet to read Resolution 2021-28 by title only.

Vote: 7 - 0 - Unanimously

A RESOLUTION OF THE COUNCIL OF THE CITY OF FLAGSTAFF, ARIZONA ADOPTING THE BUDGET FOR THE CITY OF FLAGSTAFF FOR FISCAL YEAR 2021-2022.

Moved by Mayor Paul Deasy, seconded by Councilmember Jim McCarthy to adopt Resolution No. 2021-28.

Vote: 7 - 0 - Unanimously

Mayor Deasy reconvened the Regular Meeting.

12. REGULAR AGENDA

- A. **Consideration and Adoption of Ordinance No. 2021-14:** An ordinance levying upon the assessed valuation of the property within the City of Flagstaff, Arizona, subject to taxation a certain sum upon each one hundred dollars (\$100.00) of valuation sufficient to raise the amount estimated to be required in the Annual Budget, less the amount estimated to be received from other sources of revenue; providing funds for various bond redemptions, for the purpose of paying interest upon bonded indebtedness and providing funds for general municipal expenses, all for the Fiscal Year ending the 30th day of June 2022. **(Primary and secondary property tax levies for FY 2021-2022)**

Moved by Councilmember Jim McCarthy, seconded by Vice Mayor Becky Daggett to read Ordinance No. 2021-14 by title only for the first time.

Vote: 7 - 0 - Unanimously

AN ORDINANCE LEVYING UPON THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE CITY OF FLAGSTAFF, ARIZONA, SUBJECT TO TAXATION A CERTAIN SUM UPON EACH ONE HUNDRED DOLLARS (\$100.00) OF VALUATION SUFFICIENT TO RAISE THE AMOUNT ESTIMATED TO BE REQUIRED IN THE ANNUAL BUDGET, LESS THE AMOUNT ESTIMATED TO BE RECEIVED FROM OTHER SOURCES OF REVENUE; PROVIDING FUNDS FOR VARIOUS BOND REDEMPTIONS, FOR THE PURPOSE OF PAYING INTEREST UPON BONDED INDEBTEDNESS AND PROVIDING FUNDS FOR GENERAL MUNICIPAL EXPENSES, ALL FOR THE FISCAL YEAR ENDING THE 30TH DAY OF JUNE, 2022

- B. **Consideration and Adoption of Ordinance No. 2021-15:** An ordinance of the City Council of the City of Flagstaff, authorizing the acquisition of real property for the Lone Tree Overpass Project; providing for delegation of authority, subsequent council approvals, severability, and establishing an effective date

Real Estate Manager Bryce Doty provided a PowerPoint presentation that covered the following:

DESIGN MAP
PARCEL MAP
TIMELINE

Moved by Councilmember Jim McCarthy, seconded by Mayor Paul Deasy to read Ordinance No. 2021-15 by title for the first time with Option 2.

Vote: 7 - 0 - Unanimously

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF, AUTHORIZING THE ACQUISITION OF REAL PROPERTY FOR THE LONE TREE OVERPASS PROJECT; PROVIDING FOR DELEGATION OF AUTHORITY, SUBSEQUENT COUNCIL APPROVALS, SEVERABILITY, AND ESTABLISHING AN EFFECTIVE DATE

- C. **Consideration and Adoption of Resolution No. 2021-31:** Consideration of an Intergovernmental Agreement (IGA) between the City of Flagstaff and the Arizona Board of Regents, for and on behalf of, Northern Arizona University (NAU) to share resources, information, and proportional costs for continued operation of a Public Safety Radio System.

Mayor Deasy recused himself from this discussion due to a conflict of interest.

Deputy Police Chief Frank Higgins explained that the new IGA will allow the City of Flagstaff and NAU to continue a partnership to share resources, information, and costs of operation which has existed for the past ten years. This partnership has benefited the City of Flagstaff by allowing the Police, Fire, and Public Works Divisions the use of NAU's radio system backbone infrastructure. In exchange, the IGA authorizes NAU continued access to the Hexagon Safety & Infrastructure Computer Aided Dispatch, Records Management System, and Jail Management System, that are jointly owned by the City of Flagstaff and Coconino County.

Moved by Councilmember Jim McCarthy, **seconded by** Councilmember Adam Shimoni to read Resolution 2021-31 by title only.

Vote: 6 - 0

A RESOLUTION OF THE FLAGSTAFF CITY COUNCIL, APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF FLAGSTAFF AND THE ARIZONA BOARD OF REGENTS, FOR AND ON BEHALF OF, NORTHERN ARIZONA UNIVERSITY (NAU) TO SHARE RESOURCES, INFORMATION, AND PROPORTIONAL COSTS FOR CONTINUED OPERATION OF A PUBLIC SAFETY RADIO SYSTEM

Moved by Councilmember Adam Shimoni, **seconded by** Councilmember Miranda Sweet to adopt Resolution 2021-31.

Vote: 6 - 0

- D. **Consideration and Adoption of Resolution No. 2021-35:** A resolution approving a Binding Waiver of Enforcement between the City of Flagstaff and Northgate Holdings, LLC related to properties owned by Northgate generally located north of Ellery Avenue and south of Dupont Avenue on South San Francisco Street.

Senior Assistant City Attorney Christina Rubalcava provided a PowerPoint presentation that covered the following:

BACKGROUND
MAP OF NORTHGATE PROPERTIES
OVERVIEW OF PROP 207
BINDING WAIVER OF ENFORCEMENT

Moved by Councilmember Jim McCarthy, **seconded by** Mayor Paul Deasy to read Resolution 2021-35 by title only.

Vote: 7 - 0 - Unanimously

A RESOLUTION OF THE FLAGSTAFF CITY COUNCIL, APPROVING A BINDING WAIVER OF ENFORCEMENT BETWEEN THE CITY OF FLAGSTAFF AND NORTHGATE HOLDINGS, LLC, RELATING TO ASSESSOR PARCEL NUMBERS 103-15-023, 103-15-024, 103-15-025, 103-15-

026, 103-15-002, AND 103-15-003, GENERALLY LOCATED NORTH OF ELLERY AVENUE AND SOUTH OF DUPONT AVENUE ON SOUTH SAN FRANCISCO STREET WITHIN THE CORPORATE LIMITS OF THE CITY OF FLAGSTAFF

Moved by Councilmember Jim McCarthy, **seconded by** Mayor Paul Deasy to adopt Resolution 2021-35.

Vote: 7 - 0 - Unanimously

E. Consideration and Adoption of Resolution No. 2021-34: A resolution adopting the Flagstaff Carbon Neutrality Plan

Sustainability Director Nicole Antonopoulos provided a PowerPoint presentation that covered the following:

MOVING FORWARD
OUR ACTION PLAN
NEXT STEPS

Sam Meier expressed support for the plan.

Rachel Ellis, Board Member of Friends of Flagstaff's Future, expressed support for the plan.

Steve Finch stated he was opposed to the plan until a meeting is held to get input from the business community and stated that 2030 is too aggressive.

Bastien Andruet spoke about the housing emergency and balancing carbon neutrality.

Claudia Sangster submitted a written comment in opposition to the Carbon Neutrality Plan.

Council expressed strong support and gratitude for staff and public efforts on the plan, acknowledging the hard work involved and ahead.

Councilmember Salas raised concerns about involvement of Homeowner's Associations, the vilification of natural gas, the cost of climate goals, and called for more dialogue to create a realistic plan.

Mayor Deasy highlighted the plan's long development, widespread involvement, and emphasized that it is a framework that will continue evolving with community and business input.

Moved by Mayor Paul Deasy, **seconded by** Councilmember Adam Shimoni to read Resolution 2021-34 by title only.

Vote: 6 - 1

NAY: Councilmember Regina Salas

A RESOLUTION OF THE FLAGSTAFF CITY COUNCIL, ADOPTING THE CARBON NEUTRALITY PLAN

Moved by Councilmember Austin Aslan, **seconded by** Councilmember Jim McCarthy to adopt Resolution 2021-34.

Vote: 6 - 1

NAY: Councilmember Regina Salas

F. Consideration and Approval: Canceling of the August 17, 2021 Regular Meeting and the August 31, 2021 Work Session.

City Clerk Stacy Saltzburg explained the need to cancel two meetings due to upgrades in Council Chambers and to receive training on the new equipment. She proposed to hold the next meeting on

August 24, 2021.

Moved by Councilmember Jim McCarthy, **seconded by** Vice Mayor Becky Daggett to cancel the August 17, 2021 Regular Council Meeting and the August 31, 2021 Work Session.

Vote: 7 - 0 - Unanimously

13. COUNCIL LIAISON REPORTS

Councilmember Sweet stated she attended the recent Beautification and Public Arts Commission meeting where there were discussions on new art at the airport and the Downtown Library.

Councilmember Shimoni reported that the CJCC held a retreat last week to develop a strategic plan, which will be available for public review. He also noted that the Indigenous Commission discussed a land acknowledgment and expressed excitement about the ongoing conversation.

Mayor Deasy provided a reported on the recent Public Safety Personnel Retirement System Board meetings.

14. 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 regarding lack of safe and accessible bicycle and pedestrian infrastructure in Flagstaff

Scott Heinsius introduced the petition and explained the need for improved infrastructure in Flagstaff.

The following individuals addressed Council in support of the petition:

- Ryan Drendel
- Sarah Andrews
- Alicyn Gitlin
- Shawna Heinsius
- Jason Hasenbank
- Jordan Williams
- Nicholas Jones
- Sasha Fernandez
- Mason Wiggins
- John Dailey

Written comments in support of the petition were submitted by the following individuals:

- Blake Scott
- Laura Nie
- Robert Collis
- Bill Miller
- Ed Schenk

Councilmember Shimoni advocated for shifting focus from car lanes to bike and mass transit lanes, highlighting challenges faced by bike commuters. He called for executive and public sessions on Prop 419 funding and emphasized the need to "right-size" roads.

There was requisite Council support to advance the item to a future agenda for discussion.

B. Future Agenda Item Request (F.A.I.R.): A request by Councilmember Salas to place on a future agenda a discussion about reviewing and possibly amending the 2021 Commemorative Flag

schedule to designate flags for July and August.

Councilmember Salas withdrew her FAIR item.

- C. **Future Agenda Item Request (F.A.I.R.):** A request by Councilmember Aslan to place on a future agenda a discussion about the addition of a "Land Acknowledgement" in the City Council Rules of Procedure, to be read during the agenda's PLEDGE OF ALLEGIANCE AND MISSION STATEMENT section.

Councilmember Aslan spoke about why he requested the item and shared the suggested language.

There was requisite Council support to advance the item to a future agenda for discussion.

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

Vice Mayor Daggett stated that the High Country Humane and the other shelters are very full, she asked the community to consider adopting an animal.

Councilmember Shimoni requested a future agenda item to have a discussion on Council discretionary funds in the next month. He stated there was an invitation for the League of Neighborhoods meeting for later in June.

16. **ADJOURNMENT**

The Regular Meeting of the Flagstaff City Council held June 15, 2021, adjourned at 7:38 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 June 15, 2021. I further certify that the Meeting was duly called and held and that a quorum was present.

DATED this 16th day of December, 2025

CITY CLERK