

MINUTES OF THE REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF PINETOP-LAKESIDE, ARIZONA, HELD JUNE 2, 2011 AT 7:00 P.M. IN THE TOWN COUNCIL CHAMBERS.

Vice Mayor Crockett called the Regular Meeting to order at 7:00 p.m. Roll call was taken as follows:

<u>ROLL CALL:</u>	<u>Present</u>	<u>Absent</u>		<u>Present</u>	<u>Absent</u>
Mayor Rich Crockett	<u>X</u>	<u> </u>	Dara Vanesian	<u>X</u>	<u> </u>
Vice Mayor Stephanie Irwin	<u>X</u>	<u> </u>	Kim Webb	<u>X</u>	<u> </u>
Dennis Hughes	<u>X</u>	<u> </u>	Leslee Wessel	<u>X</u>	<u> </u>
Luke Smith	<u> </u>	<u>X</u>			

STAFF PRESENT:

Kelly Udall, Town Manager; W. Kent Foree, Town Attorney; Lu Anne Frost, Town Clerk; Mary French-Jones, Grant Coordinator; and Woody Eldredge, Chief of Police.

ITEM NO. 2, PLEDGE OF ALLEGIANCE AND INVOCATION:

The Pledge of Allegiance was said, followed with an invocation by Councilmember Wessel.

ITEM NO. 3, CEREMONIAL OATH OF OFFICE FOR NEWLY ELECTED COUNCIL MEMBERS:

Judge Widmaier swore the newly elected Council Members into office.

ITEM NO. 4, SELECTION OF MAYOR AND VICE MAYOR. PURSUANT TO A.R.S. § 38-431.03(A)(1) THE COUNCIL MAY VOTE TO ENTER INTO EXECUTIVE SESSION TO DISCUSS THIS ITEM:

Former Councilmember Dodd stated how much he appreciated the opportunity to serve with the Council, and to serve the people. He stated Mayor Smith has indicated he would like to be considered for another two years as Mayor, and said he went on the record in support of Mayor Smith. He said he appreciated his leadership, accessibility, and openness to Council. He said he exhibited a lot of leadership especially on the Woodland Lake Park and the Woodland Road issue. He said Mayor Smith set a new standard on how to go about controversial issues. He said he especially appreciated his ability to keep the Council working together. Vice Mayor Crockett stated the community is a better place by what former Councilmember Dodd has done over the past four years.

COUNCILMEMBER WESSEL MOVED THE COUNCIL ENTER INTO EXECUTIVE SESSION AT 7:08 P.M. COUNCILMEMBER IRWIN SECONDED THE MOTION AND IT CARRIED UNANIMOUSLY.

Vice Mayor Crockett reconvened the regular meeting at 7:43 p.m.

Vice Mayor Crockett stated how grateful they are for Mayor Smith, and said it was unfortunate they could not reach him by telephone. He said Mayor Smith has done many things to better the community. He said Mayor Smith wants to continue to serve as Mayor.

Vice Mayor Crockett stated he is also interested in serving as Mayor, in order to continue to guide the Town in the right direction. Councilmember Vanesian asked in what capacity he thought he would be able to do that more so than Mayor Smith would. Vice Mayor Crockett stated Mayor Smith has done a good job, and said he has a good relationship with people. He stated he has some business experience that Mayor Smith does not have, and said he thinks the business community is looking for that kind of leadership. He said they are not out of the woods yet as far as economic conditions, and said he hopes whoever is leading the Town into the next two years would have the foresight to direct and guide the businesses. He said the Mayor should be someone who could sit down with business owners and the public to make sure what the will of the community is, and said then the Council can work on it. Councilmember Hughes stated they are at a crossroads, and said the Town has an undeserved reputation as being business unfriendly. He said they have tried to be more pro-business and proactive, and asked who the right person is to lead them in that direction. He said Mayor Smith has done a wonderful job, but said he questions who can further the change in the perception. He said they have taken a big step with the business retention program, and said Vice Mayor Crockett is business with a touch of salesman in his blood. He said that is what they need at this time. Councilmember Wessel stated the bulk of the revenue is from sales tax, and said the more viable a business, the more viable a community. She said the Town could provide services, and said it is critical to make changes to bring them out of the economic downturn. She said if they could make the businesses more viable, they would provide the revenue to the Town to provide essential services to the community. Vice Mayor Crockett stated they must remember this is a tourist community, and said they rely on tourism to keep the businesses operating, and said they need to do what they can to make sure tourism continues. Councilmember Irwin echoed the comments on Mayor Smith. She stated she felt they were in a position now to hit the ground running and improve the local economy.

COUNCILMEMBER IRWIN MOVED THE COUNCIL APPOINT RICH CROCKETT AS MAYOR. COUNCILMEMBER WESSEL SECONDED THE MOTION.

Councilmember Vanesian asked if it makes sense to remove Mayor Smith at this point with two years into his term, since he has expressed interest to continue. She stated he has accomplished some good things, and said she thinks he could be business oriented if he was assisted in that direction. Councilmember Webb asked if they have to make this decision at this time. Kent Foree stated yes, they do need to make the decision at this meeting based on the Town Code. Councilmember Wessel stated this is not an easy thing to do. She said the Town has critical issues, and said they need to be more aggressive in dealing with economic vitality. She stated she respects Mayor Smith, and said she appreciates all he has done. She stated this is a difficult decision, but said she believes they need to tackle the economy more aggressively.

VICE MAYOR CROCKETT CALLED FOR THE VOTE AND THE MOTION CARRIED 5-1 WITH COUNCILMEMBER VANESIAN OPPOSED.

Councilmember Irwin stated she would like to be appointed as the Vice Mayor. She stated she has many business contacts and is interested in economic redevelopment and revitalization. She said she thought she would be a good fit with Mayor Crockett.

COUNCILMEMBER HUGHES MOVED THE COUNCIL APPOINT STEPHANIE IRWIN AS VICE MAYOR. COUNCILMEMBER WESSEL SECONDED THE MOTION AND IT CARRIED UNANIMOUSLY.

ITEM NO. 5, COUNCIL LIAISON APPOINTMENTS:

After some discussion, the Council took no action on this item. It will be brought forward at a future Council meeting.

ITEM NO. 6, CALL TO THE PUBLIC:

Mayor Crockett explained the rules for Call to the Public.

Officer Jeff Overton stated he is the new President of the Police Officers Association. He stated the Executive Board has also changed. He said the Vice President is Kevin Canini, the Secretary is Rebecca Brown, the Treasurer is Jack Babb, and Guy Willis is the Public Information Officer. He stated they are looking forward to working with the Council. He thanked the Town Manager and Chief Eldredge, and said they are willing to talk to them at any time. He said the primary goal is to maintain an open dialog, and said it is beneficial for both the Association and the Town. He said they would like to see an increase in the personnel levels at the Police Department, and said they have the same number of officers as when the Department was established 25 years ago. He said they would like the radio system repaired as it is used to relay crucial information. He said they often use personal cell phones to get info to the dispatchers, but said the radio is essential to officer safety. Chief Eldredge stated they are working hard to bring resolution to these issues, and asked for their continued support. He said the safety of officers and residents is the goal.

ITEM NO. 7, CONSENT AGENDA:

The consent agenda consisted of the Minutes of the Work Session and Regular Meeting of May 19, 2011, and the Minutes of the Special Meeting of May 9, 2011.

VICE MAYOR IRWIN MOVED TO APPROVE THE CONSENT AGENDA AS PRESENTED. COUNCILMEMBER HUGHES SECONDED THE MOTION AND IT CARRIED UNANIMOUSLY.

ITEM NO. 8, RESOLUTION NO. 11-1186 APPOINTING DAVID WIDMAIER, NAVAJO COUNTY JUSTICE OF THE PEACE, AS THE TOWN MAGISTRATE FOR THE TOWN OF PINETOP-LAKESIDE, ARIZONA, PURSUANT TO CHAPTER 2.12 OF THE PINETOP-LAKESIDE TOWN CODE:

Kelly Udall stated he appreciates Judge Widmaier's service, and said this Resolution appoints him for a term of two years. He said staff recommends this appointment.

COUNCILMEMBER WESSEL MOVED TO ADOPT RESOLUTION NO. 11-1186 APPOINTING DAVID WIDMAIER, NAVAJO COUNTY JUSTICE OF THE PEACE, AS THE TOWN MAGISTRATE FOR THE TOWN OF PINETOP-LAKESIDE, ARIZONA, PURSUANT TO CHAPTER 2.12 OF THE PINETOP-LAKESIDE TOWN CODE. COUNCILMEMBER WEBB SECONDED THE MOTION AND IT CARRIED UNANIMOUSLY.

ITEM NO. 9, ORDINANCE NO. 11-351 INCREASING THE RATE OF THE MAGISTRATE COURT USER FEE SURCHARGE FROM \$75 TO \$85:

Judge Widmaier stated the current ordinance charges a \$75 fee for every violation of the Town Code or civil traffic violation to offset the cost of what the Town is paying Navajo County for prosecution services. He said they want to make sure they keep current, and said in order to do that they need to raise the fee \$10. He said they cannot just raise the fines, because of the maximum penalties, but said they can add fees. He said they are trying to keep the ordinance current. Mayor Crockett stated this would help recoup funds.

VICE MAYOR IRWIN MOVED TO ADOPT ORDINANCE NO. 11-351 INCREASING THE RATE OF THE MAGISTRATE COURT USER FEE SURCHARGE FROM \$75 TO \$85. COUNCILMEMBER HUGHES SECONDED THE MOTION AND IT CARRIED UNANIMOUSLY.

ITEM NO. 10, ORDINANCE NO. 11-352 AMENDING THE PROCEDURES AND CRITERIA FOR THE ADVERTISING AND PROMOTION COMMITTEE ADOPTED BY ORDINANCE NO. 11-345, AMENDING SECTION 4, REMOVING THE SERVING COUNCILMEMBER AS A VOTING MEMBER:

Mr. Udall stated this is a simple change to the ordinance, and said it removes the Councilmember appointed to the Advertising and Promotion Committee from a voting member to a liaison. He said it then has the effect of adding a new voting member to the committee. Mayor Crockett stated they recently had to turn away some very well qualified individuals because the Councilmember was a voting member, and said he brought this to the committee's attention to have a community member serve rather than a Councilmember. He said Councilmember Hughes' term expires in August, and said they would then have another seat available.

VICE MAYOR IRWIN MOVED TO ADOPT ORDINANCE NO. 11-352 AMENDING THE PROCEDURES AND CRITERIA FOR THE ADVERTISING AND PROMOTION COMMITTEE ADOPTED BY ORDINANCE NO. 11-345, AMENDING SECTION 4, REMOVING THE SERVING COUNCILMEMBER AS A VOTING MEMBER. COUNCILMEMBER WEBB SECONDED THE MOTION AND IT CARRIED UNANIMOUSLY.

ITEM NO. 11, COUNCIL DECISION REQUEST TO APPOINT JIM ROEDER TO THE ADVERTISING & PROMOTION COMMITTEE, EFFECTIVE JULY 3, 2011. PURSUANT TO A.R.S. § 38-431.03(A)(1) THE COUNCIL MAY VOTE TO ENTER INTO EXECUTIVE SESSION TO DISCUSS THIS ITEM:

Mr. Udall stated the recommendation to appoint Jim Roeder to the Advertising and Promotion Committee is by unanimous recommendation of the Committee. He said Mr. Roeder had served previously on the 2020 Vision Committee, and said he would do a great job. He said because of the action the Council just took they can now take action to fill a vacancy. Jim Roeder stated he wants to do what he can for the community, and said he feels serving on that committee would afford that.

COUNCILMEMBER HUGHES MOVED TO APPOINT JIM ROEDER TO THE ADVERTISING & PROMOTION COMMITTEE FOR A TERM COMMENCING ON JULY 3, 2011 AND EXPIRING ON AUGUST 26, 2012. COUNCILMEMBER WEBB SECONDED THE MOTION AND IT CARRIED UNANIMOUSLY.

ITEM NO. 12, RESOLUTION NO. 11-1187 TO ENTER INTO AGREEMENTS WITH PINETOP-LAKESIDE SENIOR CITIZENS, INC. AND NORTHERN ARIZONA COUNCIL OF GOVERNMENTS (NACOG) SUPPORTING THE PINETOP-LAKESIDE SENIOR CITIZENS CONGREGATE MEAL PROGRAM FY 2011/2012:

Mary French-Jones stated this is the third year they are requesting the Council to authorize staff to enter into an agreement with Northern Arizona Council of Governments Area Agency on Aging to support the congregate meal program at the Pinetop-Lakeside Senior Citizens Center. She stated the first order of business is a cursory agreement with the Senior Center, and said Director DeLee Cain has signed it. She said the second order of business is NACOG's contract that authorizes the Town to act as fiscal agent for the Pinetop-Lakeside Senior Center. She said they would be providing approximately 5,500 meals annually, and said they would be reimbursed \$25,000. She stated they have a part-time executive director, a part-time head cook, and part-time cook, and said they serve over 700 meals per month. Councilmember Hughes confirmed the Town is the contractor and asked about the reporting requirements. Ms. French-Jones stated there is a NACOG requirement for an annual audit. She said it is expensive for a small non-profit organization, and said NACOG prefers to contract directly with a hierarchy that can offset those audit costs. She said the Town is audited every year.

COUNCILMEMBER WESSEL MOVED TO ADOPT RESOLUTION NO. 11-1187 TO ENTER INTO AGREEMENTS WITH PINETOP-LAKESIDE SENIOR CITIZENS, INC. AND NORTHERN ARIZONA COUNCIL OF GOVERNMENTS (NACOG) SUPPORTING THE PINETOP-LAKESIDE SENIOR CITIZENS CONGREGATE MEAL PROGRAM FY 2011/2012. COUNCILMEMBER WEBB SECONDED THE MOTION AND IT CARRIED UNANIMOUSLY.

ITEM NO. 13, CURRENT EVENTS BY TOWN MANAGER:

This item was discussed during the work session.

The Regular Meeting adjourned at 8:21 p.m.

Dated this 9th day of June 2011.

PINETOP-LAKESIDE TOWN COUNCIL

/s/ Lu Anne Frost, Town Clerk

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Meeting of the Town Council of the Town of Pinetop-Lakeside, Arizona, held on the 2nd day of June 2011. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 9th day of June 2011.

/s/ Lu Anne Frost, Town Clerk