

AGENDA

4:30 P.M.

CITY OF SEDONA, CITY COUNCIL MEETING

TUESDAY, FEBRUARY 27, 2018

NOTES:

- Public Forum:
Comments are generally limited to **3 minutes**.
- Consent Items:
Items listed under Consent Items have been distributed to Council Members in advance for study and will be enacted by one motion. Any member of the Council, staff or the public may remove an item from the Consent Items for discussion. Items removed from the Consent Items may be acted upon before proceeding to the next agenda item.
- Meeting room is wheelchair accessible. American Disabilities Act (ADA) accommodations are available upon request. Please phone 928-282-3113 at least two (2) business days in advance.
- City Council Meeting Agenda Packets are available on the City's website at:

www.SedonaAZ.gov

GUIDELINES FOR PUBLIC COMMENT

PURPOSE:

- To allow the public to provide input to the City Council on a particular subject scheduled on the agenda.
- This is not a question/answer session.

PROCEDURES:





- Fill out a "Comment Card" and deliver it to the City Clerk.
- When recognized, use the podium/microphone.
- State your:
 1. Name and
 2. City of Residence
- Limit comments to **3 MINUTES**.
- Submit written comments to the City Clerk.

1. CALL TO ORDER/PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE/ROLL CALL

2. CITY'S VISION

3. CONSENT ITEMS - APPROVE

LINK TO DOCUMENT = 

- a. Minutes - February 13, 2018 City Council Special Meeting. 
- b. Minutes - February 13, 2018 City Council Regular Meeting. 
- c. Approval of Proclamation, Stand with Me, Be Drug Free Week, February 26 to March 3, 2018. 
- d. Approval of Proclamation, Walking Free Day, April 14, 2018. 

4. APPOINTMENTS - None.

5. SUMMARY OF CURRENT EVENTS BY MAYOR/COUNCILORS/CITY MANAGER





6. PUBLIC FORUM

(This is the time for the public to comment on matters not listed on the agenda. The City Council may not discuss items that are not specifically identified on the agenda. Therefore, pursuant to A.R.S. § 38-431.01(H), action taken as a result of public comment will be limited to directing staff to study the matter, responding to any criticism, or scheduling the matter for further consideration and decision at a later date.)

7. PROCLAMATIONS, RECOGNITIONS & AWARDS

- a. Presentation of a check for Prop 202 funding from the Yavapai-Apache Nation to the City of Sedona.
- b. Presentation of Recognition Awards to Employees of the Sedona Police Department (SPD) for SPD Police Officer of the Year, SPD Civilian of the Year, and SPD Volunteer of the Year and the Sedona Fire District (SFD) for SFD Firefighter of the Year, and SFD Civilian of the Year by the Central Arizona of Free and Accepted Masons.
- c. Presentation of Proclamation, Stand with Me, Be Drug Free Week, February 26 to March 3, 2018.
- d. Presentation of Proclamation, Walking Free Day, April 14, 2018.

8. REGULAR BUSINESS

- a. AB 2341 **Discussion/possible action** regarding a partnership with the Sedona Public Library to install a permanent Story Walk display at Sunset Park. 
- b. AB 2346 **Discussion/possible direction** regarding off premises signs in state rights-of-way (ROW), including discussion of the 2007 Intergovernmental Agreement between Arizona Department of Transportation and the City of Sedona, ADOT/JPA File No. 06-067-1. 
- c. AB 2348 **Discussion/possible direction** regarding the process for appointment to fill the open City Council seat. 
- d. AB 2336 **Discussion/possible action** regarding proposed state legislation and its potential impact on the City of Sedona. 
- e. **Reports/discussion** on Council assignments.
- f. **Discussion/possible action** on future meeting/agenda items.

CITY COUNCIL CHAMBERS
102 ROADRUNNER DRIVE, SEDONA, AZ

The mission of the City of Sedona government is to provide exemplary municipal services that are consistent with our values, history, culture and unique beauty.

AGENDA

4:30 P.M.

CITY OF SEDONA, CITY COUNCIL MEETING

TUESDAY, FEBRUARY 27, 2018

Page 2, City Council Meeting Agenda Continued

9. EXECUTIVE SESSION

If an Executive Session is necessary, it will be held in the Vultee Conference Room at 106 Roadrunner Drive. Upon a public majority vote of the members constituting a quorum, the Council may hold an Executive Session that is not open to the public for the following purposes:

- a. To consult with legal counsel for advice on matters listed on this agenda per A.R.S. § 38-431.03(A)(3).
- b. Return to open session. Discussion/possible action on executive session items.

10. ADJOURNMENT

Posted: _____

By: _____

Susan L. Irvine, CMC
City Clerk

Note: Pursuant to A.R.S. § 38-431.02(B) notice is hereby given to the members of the City Council and to the general public that the Council will hold the above open meeting. Members of the City Council will attend either in person or by telephone, video, or internet communications. The Council may vote to go into executive session on any agenda item, pursuant to A.R.S. § 38-431.03(A)(3) and (4) for discussion and consultation for legal advice with the City Attorney. Because various other commissions, committees and/or boards may speak at Council meetings, notice is also given that four or more members of these other City commissions, boards, or committees may be in attendance.

A copy of the packet with material relating to the agenda items is typically available for review by the public in the Clerk's office after 1:00 p.m. the Thursday prior to the Council meeting and on the City's website at www.SedonaAZ.gov. The Council Chambers is accessible to people with disabilities, in compliance with the Federal 504 and ADA laws. Those with needs for special typeface print, may request these at the Clerk's Office. All requests should be made **forty-eight hours** prior to the meeting.

CITY COUNCIL CHAMBERS
102 ROADRUNNER DRIVE, SEDONA, AZ

The mission of the City of Sedona government is to provide exemplary municipal services that are consistent with our values, history, culture and unique beauty.

**Action Minutes
Special City Council Meeting
Executive Session
Vultee Conference Room, Sedona City Hall,
106 Roadrunner Drive, Sedona, Arizona
Tuesday, February 13, 2018, 3:30 p.m.**

1. Call to Order

Mayor Moriarty called the meeting to order at 3:30 p.m.

2. Roll Call

Roll Call: Mayor Sandy Moriarty, Vice Mayor John Martinez, Councilor John Currivan, Councilor Scott Jablow, Councilor Tom Lamkin, Councilor Jon Thompson, Councilor Joe Vernier.

Staff in attendance: City Manager Justin Clifton, Assistant City Manager Karen Osburn, City Attorney Robert Pickels, Jr., Associate City Attorney Rob Pollock, City Clerk Susan Irvine.

3. Executive Session

Motion: Councilor Thompson moved to enter into Executive Session at 3:30 p.m. Seconded by Vice Mayor Martinez. Vote: Motion carried unanimously with seven (7) in favor and zero (0) opposed.

Upon a public majority vote of the members constituting a quorum, the Council may hold an Executive Session that is not open to the public for the following purposes:

- a. **Discussion and consultation with the City Attorney to consider the City's position and instruct the City Attorney regarding potential litigation of the City's short-term rental ordinance by the Goldwater Institute. This matter is brought in executive session pursuant to A.R.S. 38-431.03(A)(3)&(4).**
- b. **Return to open session. Discussion/possible action on executive session items.**

No action taken.

4. Adjournment

Mayor Moriarty adjourned the meeting at 3:54 p.m.

I certify that the above are the true and correct actions of the Special City Council Meeting held on February 13, 2018.

Susan L. Irvine, CMC, City Clerk

Date

THIS PAGE INTENTIONALLY LEFT BLANK.

Action Minutes
Regular City Council Meeting
City Council Chambers, Sedona City Hall,
102 Roadrunner Drive, Sedona, Arizona
Tuesday, February 13, 2018, 4:30 p.m.

1. Call to Order/Pledge of Allegiance/Moment of Silence/Roll Call

Mayor Moriarty called the meeting to order at 4:30 p.m.

Roll Call: Mayor Sandy Moriarty, Vice Mayor Martinez, Councilor John Currivan, Councilor Scott Jablow, Councilor Tom Lamkin, and Councilor Jon Thompson, Councilor Joe Vernier.

Staff Present: City Manager Justin Clifton, Assistant City Manager Karen Osburn, City Attorney Robert Pickels, Jr., Associate City Attorney Rob Pollock, Lieutenant Lucas Wilcoxson, Sergeant Stephanie Foley, Director of Community Development Audree Juhlin, Senior Code Enforcement Officer Glenn Sharshon, Arts and Culture Coordinator Nancy Lattanzi, City Clerk Susan Irvine.

2. City's Vision/Moment of Art

A video of the City's Vision was played.

Nancy Lattanzi introduced Oman Ken, a singer-songwriter and multi-instrumentalist who plays piano, harp, Native American flute, kalimba, and hammered dulcimer. Mr. Ken played guitar and performed his original song "Love is the Way".

3. Consent Items

- a. **Minutes - January 17, 2018 City Council Special Meeting.**
- b. **Minutes - January 23, 2018 City Council Regular Meeting.**
- c. **AB 2333 Approval of appointment of the City Magistrate to serve as a Juvenile Hearing Officer for Yavapai County.**
- d. **AB 2339 Approval of a resolution authorizing an Intergovernmental Agreement between the City of Sedona and the Coconino County Sheriff's Office for limited law enforcement services by the Sedona Police Department for the residents, visitors, and business owners in Oak Creek Canyon.**

Item 3d was pulled at the request of Jablow.

Motion: Councilor Jablow moved to approve consent items 3a, 3b, and 3c. Seconded by Vice Mayor Martinez. Vote: Motion carried unanimously with seven (7) in favor and zero (0) opposed.

Pulled Consent Items:

3d - AB 2339 Approval of a resolution authorizing an Intergovernmental Agreement between the City of Sedona and the Coconino County Sheriff's Office for limited law enforcement services by the Sedona Police Department for the residents, visitors, and business owners in Oak Creek Canyon.

Questions from Council. Questions answered by Lieutenant Wilcoxson and Sheriff Jim Driscoll.

Motion: Councilor Currivan moved approve Resolution No. 2018-03 authorizing an intergovernmental agreement (IGA) between the City of Sedona and the Coconino County Sheriff's Office for limited law enforcement services for the Oak Creek Canyon as amended. Seconded by Councilor Jablow. Vote: Motion carried unanimously with seven (7) in favor and zero (0) opposed.

4. Appointments – None.

5. Summary of Current Events by Mayor/Councilors/City Manager

Councilor Jablow stated that he attended the Lunar New Year Festival a couple of weeks ago and it was a wonderful event. Vice Mayor Martinez advised that there are occasional exceptions when Yappy Hour cannot occur, but it is typically from 9:00 to 10:00 a.m. on Thursdays. Mayor Moriarty stated that the Mountain Bike Festival will take place March 2nd through 4th.

6. Public Forum

Frances Riemer, Sedona, member of Northern Arizona Climate Change Alliance, stated that they have received 538 signatures on petitions to add to the petitions previously submitted to the City and now have a total of 1,059 signatures requesting that the City create a community climate action plan.

7. Proclamations, Recognitions, and Awards – None.

8. Regular Business

a. AB 2335 Discussion/possible direction on the topic of Tobacco 21, an emerging policy to increase the age from 18 to 21 to legally purchase all tobacco products and to protect youth from early tobacco addiction from the Yavapai Anti-Tobacco Coalition of Youth.

Introduction by Justin Clifton. Presentation by Sofia Rocha, Vice President YATCY, Daphne Roeske, Director of Education YATCY, Emily Rocha, Events Coordinator YATCY, and Jen Mabery, Adult Coordinator for YATCY.

Questions and comments from Council.

By majority consensus, Council directed staff to move forward with an ordinance for consideration modeled on the Cottonwood ordinance.

b. AB 2340 Discussion/possible action regarding a resolution and ordinance amending Chapter 8.25, Sound Regulations, Sound Control of the Sedona City Code.

Presentation by Audree Juhlin, Glenn Sharshon, and Justin Clifton.

Questions and comments from Council.

Motion: Councilor Lamkin moved to approve Resolution No. 2018-04, a Resolution of the Mayor and Council of the City of Sedona, Arizona, establishing as a public record the terms of proposed amendments to the Sedona City Code Chapter 8.25, Sound Regulations, Sound Control as amended. Seconded by Councilor Jablow. Vote: Motion carried unanimously with seven (7) in favor and zero (0) opposed.

Motion: After 1st reading, Councilor Thompson moved to approve Ordinance No. 2018-03, an Ordinance of the City of Sedona, Arizona, amending Chapter 8.25, Sound Regulations, Sound Control of the Sedona City Code; providing for a savings clause; and providing for repeal of any Ordinance or parts of Ordinances or Code provisions in conflict herewith. Seconded by Councilor Jablow. Vote: Motion carried unanimously with seven (7) in favor and zero (0) opposed.

- c. AB 2336 Discussion/possible action regarding proposed State legislation and its potential impact on the City of Sedona.**

Presentation by Robert Pickels, Jr.

Questions and comments from Council.

By majority consensus, Council directed the City Attorney to take positions in opposition to HB 2500, SB 1002, and SB 1404/HB 2532.

- d. Reports/discussion on Council assignments**

Councilor Thompson attended the Verde Valley Caregiver's annual meeting. They are financially strong and are providing expanding services in the Verde Valley. He also attended the KSB Annual Awards of Excellence which many of the City Councilors attended. Councilor Jablow stated that the Humane Society has a new board president. Mayor Moriarty attended the board meeting of Sedona Recycles, and they have identified a problem with recycling in Sedona. Patriot no longer has the sorting facility in Prescott. There is also not much of a market for cardboard, as much is being comingled and contaminated.

- e. Discussion/possible action on future meeting/agenda items**

Councilor Thompson requested an agenda item regarding use of Prop 202 funds and Mayor Moriarty seconded the request. Justin Clifton stated that the off-premises sign item is agendized for the next Council meeting.

9. Executive Session

Upon a public majority vote of the members constituting a quorum, the Council may hold an Executive Session that is not open to the public for the following purposes:

- a. To consult with legal counsel for advice on matters listed on this agenda per A.R.S. § 38-431.03(A)(3).**
- b. Return to open session. Discussion/possible action on executive session items.**

No Executive Session was held.

10. Adjournment

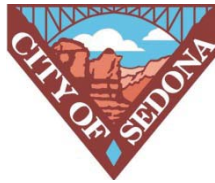
Mayor Moriarty adjourned the meeting at 6:50 p.m. without objection.

I certify that the above are the true and correct actions of the Regular City Council Meeting held on February 13, 2018.

Susan Irvine, CMC, City Clerk

Date

THIS PAGE INTENTIONALLY LEFT BLANK.



City of Sedona Proclamation Request Form

Full Name of Contact Person	David McGill
Contact Phone Number	7172
Contact Mailing Address	100 Roadrunner Drive
Contact Email Address	dmcgill@sedonaz.gov
Group, Organization, Activity or Event Being Recognized (Please make sure you provide complete and current information about the group or event)	Stand with Me, Be Drug Free Week
Website Address (if applicable)	www.matforce.org
Name of the sponsor(s) of the Proclamation (2 Council members or the City Manager)	Justin Clifton
What is the proclaimed day, days, week or month? (e.g. 10/11/12, October 11-17, 2012, October 2012)	February 26 - March 3, 2018
Would you like to attend a Council meeting for formal presentation of the Proclamation or would you like to pick it up?	<input checked="" type="checkbox"/> Presentation at Meeting <input type="checkbox"/> Pick up Proclamation
If you would like the Proclamation presented at a Council meeting, please provide the full name and contact information (phone number and email address) of the party who will accept it on behalf of the group.	Marilee Fowler (mfowler@matforce.org) 928-300-7129 and/or Maudelle Terry (theterrys@earthlink.net) 928-204-0723 If they do not make the Council meeting, Chief McGill will accept on their behalf.

Provide information about the organization/event including a mission statement, founding date, location and achievements.

The vision of MATFORCE is - Working together reducing substance abuse in Yavapai County.

MATFORCE works to increase the number of youth participating in coalition sponsored activities and provide support for successful prevention programs. MATFORCE is constantly working on enhancing their comprehensive plan that includes a media campaign, promotional marketing, a Speaker's Bureau, educational programs and various community activities to raise awareness of and advocate for positive changes in substance abuse issues and public policies. MATFORCE also provides educational resources for treatment professionals, strengthening treatment options and promoting prevention programs.

Please explain why this Proclamation and any events accompanying it are important to the Community and are consistent with the City's vision statement and Community Plan goals. What is the clear reason for the Proclamation and why are you requesting this honor? What activities/events are planned around this Proclamation and how do you plan to promote this to the community?

MATFORCE is asking cities/towns in Yavapai County to join in the celebration as they raise awareness of the fact that the majority of people in our county do not use illegal drugs.

MATFORCE is sponsoring Walk With Me, Be Drug Free Week throughout the County. Posters and flyers will also be placed medical offices, businesses, restaurants, etc. throughout Yavapai County.

Please include a draft of the proposed Proclamation with this request, preferably a Word file in electronic format.

*Office of the Mayor
City of Sedona, Arizona*



**Proclamation
Stand with Me, Be Drug Free Week,
February 26 - March 3, 2018**

WHEREAS, MATFORCE has proclaimed February 26 to March 3, 2018 to be Stand with Me, Be Drug Free Week; and

WHEREAS, the City of Sedona embraces a vision of a healthy, vibrant, and strong community for children, youth, families, and people of all ages; and

WHEREAS, most citizens are not involved in substance abuse, and the City of Sedona recognizes that Stand with Me, Be Drug Free Week is an opportunity to acknowledge and celebrate these healthful citizens; and

WHEREAS, knowing that families are adversely affected by illegal drug use, including work problems, legal problems, mental health problems, physical illness, addiction, accidents, accidental death, economic loss, child abuse, destruction of families, driving while impaired, and crimes against persons and property; and

WHEREAS, the City of Sedona: would like to commend and pay tribute to all of its citizens who choose to be free of illegal drug use; and

WHEREAS, the City of Sedona would like to especially commend the youngest of our citizens for not using alcohol, as 85% of 8th grade students, 69% of 10th grade students, and 56% of 12th grade students DO NOT use alcohol; for not using marijuana, as 91% of 8th grade students, 79% of 10th grade students, and 74% of 12th grade students DO NOT use marijuana; and for not abusing prescription drugs, as 94% of 8th grade students, 94% of 10th grade students, and 95% of 12th grade students DO NOT abuse prescription drugs.

NOW THEREFORE I, SANDY MORIARTY, MAYOR OF THE CITY OF SEDONA, ARIZONA, ON BEHALF OF THE SEDONA CITY COUNCIL, do hereby proclaim February 26th to March 3rd, 2017 to be Stand with Me, Be Drug Free Week, and encourage our citizens to participate in the celebration of a drug-free, healthy community by participating in the planned events, activities, and displays.

Issued this 27th day of February, 2018.

Sandra J. Moriarty, Mayor

ATTEST:

Susan L. Irvine, CMC, City Clerk

THIS PAGE INTENTIONALLY LEFT BLANK.



City of Sedona Proclamation Request Form

Full Name of Contact Person	Linda S. Busuttil
Contact Phone Number	928.300.1451
Contact Mailing Address	730 S. Cedar Ridge Court, Cornville AZ 8
Contact Email Address	lindabusuttil@yahoo.com
Group, Organization, Activity or Event Being Recognized (Please make sure you provide complete and current information about the group or event)	Walking Free - 4 mile Walk a thon event Fundraiser and Walk for public awareness to prevent, protect women, men and children of our community from sex trafficking. Funds go to rescue and restore those from sex trafficking.
Website Address (if applicable)	www.walkingfreesedona.com
Name of the sponsor(s) of the Proclamation (2 Council members or the City Manager)	Mayor Sandy Moriarity Vice Mayor John Martinez
What is the proclaimed day, days, week or month? (e.g. 10/11/12, October 11-17, 2012, October 2012)	Proclaimed Day Saturday, April 14, 2018
Would you like to attend a Council meeting for formal presentation of the Proclamation or would you like to pick it up?	<input checked="" type="checkbox"/> Presentation at Meeting <input type="checkbox"/> Pick up Proclamation
If you would like the Proclamation presented at a Council meeting, please provide the full name and contact information (phone number and email address) of the party who will accept it on behalf of the group.	Linda Busuttil 928.300.1451 lindabusuttil@yahoo.com

Provide information about the organization/event including a mission statement, founding date, location and achievements.

Please see attached

Please explain why this Proclamation and any events accompanying it are important to the Community and are consistent with the City's vision statement and Community Plan goals. What is the clear reason for the Proclamation and why are you requesting this honor? What activities/events are planned around this Proclamation and how do you plan to promote this to the community?

Please see attached

Please include a draft of the proposed Proclamation with this request, preferably a Word file in electronic format.

Proclamation Request form

Walking Free Sedona, City Wide 4 Mile Walk-A-Thon

April 14, 2018

Walking Free Sedona Event is important to the community of Sedona, to raise public awareness and take an offensive stand against this crime of sex trafficking by education and therefore, protecting the families of our community. We will be joining many cities of this nation that has also, mobilized to raise awareness by giving a voice to those exploited and dehumanized by the sex slave trade.

The walking event to accompany this Proclamation is to have a 4 mile city wide walk-a-thon in West Sedona, April 14, 2018. Also, a fund raiser to donate to organizations that are active and successful in the restoration of the lives of women, men and children and for the support of our State of Arizona of anti-trafficking laws.

Solid Rock Church of Sedona and International Ministries, is instrumental in having an educational documentary on the problem and solutions to human sex trafficking. Viewed at Mary Fisher Theater in Sedona, April 12, 2014. We also, implemented a Rally to educate our community of the presence of human trafficking within our City of Sedona and the Verde Valley. Guest speakers Chad Schilling, Yavapai Sheriff County Officer, Carlos Godina, Education Deputy and Community Liaison with Yavapai County Deputy's Office, and Honorary Guest Sedona Mayor Sandy Moriarty in why the City of Sedona supports this issue.

We also promote by printing and broadcasting through our local Red Rock News and Radio. We invite the personal and business community of Sedona through sponsorship.

Our families of the City of Sedona Community will be secure and equipped to protect and lead this City in the Freedom from Sex Trafficking.

We continue to AGREE AND PROCLAIM along with our ARIZONA State Representative, Victoria Steele, that we are a NO SEX TRAFFICKING ZONE. And NOT IN OUR CITY!

Thank you for the honor and privilege of your consideration and support

Sincerely,

Linda Busuttill, Founder and Leader

928.300.1451

THIS PAGE INTENTIONALLY LEFT BLANK.

**Office of the Mayor
City of Sedona, Arizona**



**Proclamation
Walking Free Day
April 14, 2018**

WHEREAS, Solid Rock Church of Sedona and International Ministries, a non-profit organization, has designated April 14, 2018 as a "Walking Free Event", a four-mile walk and fundraiser, to raise public awareness for prevention, protection, and funds for those suffering from the injustice of human trafficking; and

WHEREAS, Solid Rock Church of Sedona, for the purpose of freedom from sex slavery, is sponsoring this event where women, men, children, and any person of this community walking will represent and give voice to those exploited and dehumanized by the sex slave trade; and

WHEREAS, rescued and restored women, men, and children of this city, nation, and worldwide will be among the next generation of families to change and lead the future of all people of this nation in this freedom; and

WHEREAS, this event is deserving of our support to speak for the liberty and justice for women, men, and children; raise awareness as a free people; be a voice for those without a voice; rid the insidious undercurrent of this injustice, and abolish modern day sex slavery; and

WHEREAS, to achieve this worthy objective, we should demonstrate our partnership by support, education, and protection of our citizens, families, and community and speak to this injustice and give them freedom, a future, and hope.

NOW, THEREFORE, I, SANDY MORIARTY, MAYOR OF THE CITY OF SEDONA, ARIZONA, ON BEHALF OF THE SEDONA CITY COUNCIL, do hereby proclaim April 14, 2018 as "Walking Free Day" in the City of Sedona, Arizona.

Issued this 27th day of February, 2018.

Sandra J. Moriarty, Mayor

ATTEST:

Susan L. Irvine, CMC, City Clerk

THIS PAGE INTENTIONALLY LEFT BLANK.



**CITY COUNCIL
AGENDA BILL**

**AB 2341
February 27, 2018
Regular Business**

Agenda Item: 8a
Proposed Action & Subject: Discussion/possible action regarding a partnership with the Sedona Public Library to install a permanent Story Walk display at Sunset Park.

Department	Parks and Recreation
Time to Present	10 minutes
Total Time for Item	30 minutes
Other Council Meetings	N/A
Exhibits	A. Example of Displays B. Map of Location

City Attorney Approval	Reviewed 2/20/18 RLP	Expenditure Required
		\$ Utilize existing staff hours
City Manager's Recommendation	Approve the Library's request to install a permanent Story Walk at Sunset Park.	Amount Budgeted
		\$ Utilize existing staff hours
		Account No. N/A (Description)
		Finance <input checked="" type="checkbox"/> Approval

SUMMARY STATEMENT

The Sedona Public Library is interested in furthering its partnership with the City of Sedona and the Story Walk program to now include permanent sign displays at Sunset Park.

Background: In July of 2017, the Library was given permission to test out its first Story Walk program with temporary displays at Sunset Park. Story Walk is considered an innovative and delightful way for children (and adults) to enjoy reading, physical activity, and the outdoors at the same time. Laminated pages from a children's picture book are installed along an outdoor path. As you walk the path, you are directed to the next page in the story. In our case, the laminated pages were hung along the chain link fence that borders the grass field at Sunset Park.

The displays, which are still up today, were not a hardship on City staff, and the Library considered this trial period a success. In one month, the Library tracked 227 visitors to the exhibit. During that month, 43 visitors submitted evaluations: 93% said their experience was Excellent (72%) or Good (21%). In response to the success, the Library has received one \$3,000 grant from a private local family foundation, and is applying for two additional grants (\$6,000 from Arizona Community Foundation Sedona, and, if unsuccessful, they will apply to the Library Services & Technology Act) in order to fund the purchase of 20 permanent display

cases (Exhibit A). It is their desire to have 18 display cases installed along the existing walkway at Sunset Park and have two available for replacement. The displays would be along both sides of the walkway, creating a down-and-back experience (Exhibit B). As part of the partnership, the Public Works Department has agreed to install the signs during normal working hours. These labor hours can be considered part of the match for the grants. The Maintenance Supervisor anticipates this project taking 120 hours to complete. The goal is to complete the project by October of 2018 or sooner.

The Library will be responsible for updating the content in the displays as well as any cost associated with replacing displays due to vandalism.

Community Plan Consistent: Yes - No - Not Applicable

- Chapter 6, Provide activities and amenities that allow for community interactions and encourage active and healthy lifestyles.
- Chapter 6, #3 Develop partnerships that leverage resources of the City and other organizations to support park and recreation facilities and programs.

Board/Commission Recommendation: Applicable - Not Applicable

Alternative(s): Approve a different location on City property.

MOTION

I move to: approve the partnership with the Sedona Public Library to install a permanent Story Walk display at Sunset Park.

Exhibit A

Example of Displays



Exhibit B

Map of Locations



Existing walking path at Sunset Park. Story Walk may encompass all or part of this path. This path is roughly 260 yards long.



**CITY COUNCIL
AGENDA BILL**

**AB 2346
February 27, 2018
Regular Business**

Agenda Item: 8b
Proposed Action & Subject: Discussion/possible direction regarding off premises signs in state rights-of-way (ROW), including discussion of the 2007 Intergovernmental Agreement between Arizona Department of Transportation and the City of Sedona, ADOT/JPA File No. 06-067-1.

Department	Community Development Department
Time to Present	5 minutes
Total Time for Item	45 minutes
Other Council Meetings	N/A
Exhibits	A. IGA, April 17, 2007, with Amendments B. Sign Code

City Attorney Approval	Reviewed 2/20/18 RLP	Expenditure Required
		\$ 0
City Manager's Recommendation	Discuss and provide direction to staff regarding off premises signs in ADOT ROW.	Amount Budgeted
		\$ 0
		Account No. N/A (Description)
		Finance <input checked="" type="checkbox"/> Approval

SUMMARY STATEMENT

The purpose of this agenda item is to provide City Council with an opportunity to discuss interest in allowing off premises signs in state rights-of-way and enforcement of such signs placed illegally along SR89A and SR179.

Background:

In 2007, the City of Sedona entered into an Intergovernmental Agreement (IGA) with the Arizona Department of Transportation (ADOT) pursuant to Arizona Revised Statutes §§ 11-951 through 11-954, as amended. This IGA defines Operational and Maintenance responsibilities for all state highways within the City of Sedona City limits – State Route 89A from mile marker 368.6 to 374.2 and State Route 179 from mile marker 310.4 to 313.8.

For the purposes of this agenda item discussion, the IGA provides that the City shall “Enforce all City ordinances regarding the placement of signs or other objects within public Rights-of-Way on SR179 and SR89A”.

City Council recently adopted revisions to the City's Sign Code, which in part, allow temporary, off premises signs in City rights-of-way. During discussion of the revised ordinance, concern was raised about City enforcement of signs in ADOT right-of-way. Councilor Currvan suggested that the language of the IGA allows discretion and that the City could treat temporary, off premises signs in state rights-of-way the same way it treats the same signs in City rights-of-way.

As result, Council requested that this topic be brought back to City Council for further consideration.

Important Context:

- ARS § 28-7901 et seq. prohibits the placement of signs in ADOT rights-of-way without approval.
- City LDC Section 1105.07(A) states, "No signs shall be placed on or about public property or within any public right-of-way, unless otherwise permitted. Such signs may be deemed refuse and subject to removal by the Director."
- City LDC Section 1114.02(A)(5) states, "Signs shall not be placed so as to create a traffic hazard, as determined by city staff. Signs shall not be placed in ADOT right-of-way, traffic medians, public sidewalks, or bicycle paths."
- City LDC Section 1114.02(A)(6) states, "Signs may be placed in City of Sedona right-of-way in residential districts, but shall not be attached to any trees, fences, utility poles, light posts, street signs, or any other public facility located within city right-of-way."

Key Questions:

- Would allowing temporary, off-premises signs in the ADOT rights-of-way achieve better balance between the desires of businesses, other agencies, and individuals to advertise certain activities and the desires of some residents to avoid sign pollution?
- Are there possible consequences to changing the way we address sign enforcement in ADOT rights-of way?

Community Plan Consistent: Yes - No - Not Applicable

Board/Commission Recommendation: Applicable - Not Applicable

Alternative(s):

MOTION

I move to: for discussion and possible direction only.

INTERGOVERNMENTAL AGREEMENT

BETWEEN
THE STATE OF ARIZONA
AND
CITY OF SEDONA

THIS AGREEMENT is entered into this date April 17th, 2007, pursuant to the Arizona Revised Statutes § 11-951 through 11-954, as amended, between the STATE OF ARIZONA, acting by and through its DEPARTMENT OF TRANSPORTATION (the "State") and the CITY OF SEDONA, acting by and through its MAYOR and CITY COUNCIL (the "City").

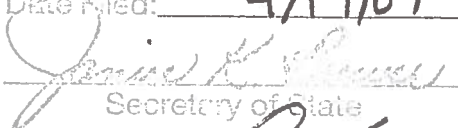
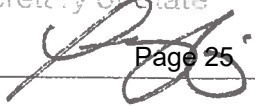
I. RECITALS

1. The State is empowered by Arizona Revised Statutes § 48-401 to enter into this Agreement and has delegated to the undersigned the authority to execute this Agreement on behalf of the State.

2. The City is empowered by Arizona Revised Statutes § 48-572 to enter into this Agreement and has by resolution, a copy of which is attached hereto and made a part hereof, resolved to enter into this Agreement and has authorized the undersigned to execute this Agreement on behalf of the City.

3. The purpose of this Agreement is to define Operational & Maintenance responsibilities for all State highways within the limits of the City of Sedona, namely SR 89A from MP 368.6 to 374.2 and SR 179 from MP 310.4 to 313.8, hereinafter referred to as the "Project". The responsibility of each party is defined under Section II, Scope of Work of this Agreement. Please note that this Agreement will replace JPA 90-124.

THEREFORE, in consideration of the mutual covenants expressed herein, it is agreed as follows:

NO. 28865
Filed with the Secretary of State
Date Filed: 4/17/07

Secretary of State
By:  Page 25

II. SCOPE OF WORK

1. The State shall:

a. Be responsible for any required betterments to SR-179 and SR- 89A including; reconstruction of roadway, curbs, retaining walls, medians and channelizations; bridges and drainage; guardrails and fences; transportation permits (such as overweight, overwidth and overheight as prescribed by law); and permits for highway right-of-way encroachments and use.

b. Maintain all longitudinal painted guide lines, crosswalks, stopbars, turn arrows and legends on SR-179 and SR-89A, except those pavement markings associated with bike lanes, and approve any other markings to be placed within the limits of SR-179 and SR-89A.

c. In the event of future traffic signal pole knock down, the State will replace the pole, mast arm, etc. with City supplied "Street Furniture" or the State will erect a standard ADOT pole, mast arm and ancillary equipment. In the event of future non standard ADOT roadway safety lighting pole knock down, the City will replace the "Street Furniture" in it's entirety, or the State will erect a standard ADOT roadway safety light and pole in it's place. The State will not replace or maintain any pedestrian pathway or continuous roadway safety lighting.

d. Provide traffic signal and intersection lighting maintenance to any standard ADOT equipment not specifically assigned to the City that is within the State Right-of-Way.

e. Maintain the highway drainage system within the State Right-of-Way except for the Stormceptor®Stormwater Treatment Systems installed along Oak Creek.

f. Maintain roadway retaining walls within the State Right-of-Way.

2. The City shall:

a. Be responsible for sidewalk and pedestrian pathway repair, replacement and routing maintenance including sweeping and cleaning of sidewalks and pedestrian pathways.

b. Be responsible for all street sweeping, litter control and pickup, weed control and mowing, and control of overgrowth of vegetation.

c. Be responsible for parking striping, curb marking and "No Parking" signs. Signs to be supplied by the City.

d. Be responsible for routine inspections maintenance and replacement of stop signs that intersect SR-179 and SR-89A.

e. Be responsible for maintenance and replacement of the bike lane pavement markings, signing, and any increased street sweeping associated with the bike lanes.

f. Be responsible for all City utilities within State Right-of-way, including all Stormceptor®Stormwater Treatment Systems installed along Oak Creek, even if they are within the State maintained highway drainage system.

g. Enforce all City ordinances regarding the placement of signs or other objects within public Rights-of-Way on SR-179 and SR-89A.

h. Be responsible for snow removal within the City limits on SR-179 and SR 89A in the event ADOT can not get crews into the area during severe storms or until such time as ADOT crews are available.

- i. Be responsible for all pothole patching outside the curb to curb limits of the highway or A.C. shoulder to A.C. shoulder limits of the highway, i.e., access driveways, parking areas, etc.
- j. Provide all electrical power necessary for all signals, pedestrian and roadway safety lighting.
- k. Provide maintenance to the finish of "Street Furniture" roadway safety lighting and traffic signal poles, mast arms, and heads highway luminary equipment including fixtures, ballast, lamps, and the exterior of signal control cabinets, and replacement parts for the optical emergency vehicle pre-emption system when necessary.
- l. In the event of future traffic signal pole knockdown, participate in the costs of "Street Furniture" replacement above and beyond the prevailing cost of State standard poles, mast arms, etc. The City will provide "Street Furniture" replacement pole, mast arm and ancillary equipment or accept the installation of a standard State pole, mast arm and ancillary equipment.
- m. Be responsible for all Pedestrian and continuous roadway lighting enhancements within the City limits. Including all maintenance and replacement of the lighting poles and fixtures.
- n. Be responsible for all maintenance of "Street Furniture" roadway safety lighting that uses non-standard ADOT poles and equipment. In the event of future roadway safety lighting pole knockdown, the City will replace the "Street Furniture" in it's entirety, or accept the installation a standard ADOT roadway safety light and pole in it's place.
- o. Be responsible for the landscape irrigation system including all testing, adjusting, repairing and operation of the irrigation system and shall furnish all water and electrical power necessary to operate the irrigation system.
- p. Be responsible for the landscaping consisting of the care of all landscaping in accordance with accepted horticultural practices keeping all areas free of weeds, undesirable grasses and litter, furnishing and applying insecticide/herbicide sprays and dust to combat diseases and other pest, pruning and replanting as required.
- q. Be responsible for installation, maintenance and replacement of all artwork and fixtures installed in the State Right-of-Way, including but no limited to artwork, decorative walls fountains, and vegetation art within the roundabout centers.
- r. Grant the State without cost permission to enter City Right-of-Way as required to conduct any and all construction and preconstruction related activities to SR-179 and SR 89A including without limitation, temporary construction easements or temporary Right-of-Entry to accomplish among other things, soil and foundation investigations.
- s. Conduct all maintenance work in a manner to minimize traffic congestion and interference with through traffic. All traffic control will meet the requirements of the Arizona Department of Transportation's "Uniform Traffic Control Manual for Highway Construction and Maintenance".

III. MISCELLANEOUS PROVISIONS

1. This Agreement shall become effective upon signatures by the parties hereto, and shall remain in full force in perpetuity.
2. The State shall assume full responsibility and liability for the actions of the State and be responsible for the Operations and Maintenance as they relate to this Agreement. The City shall assume full responsibility and liability for the actions of the City and be responsible for the Operations and Maintenance as they relate to this Agreement.
3. This Agreement shall become effective upon filing with the Secretary of State.

4. This Agreement may be cancelled in accordance with Arizona Revised Statutes § 38-511.

5. The provisions of Arizona Revised Statutes § 35-214 are applicable to this Agreement.

6. In the event of any controversy, which may arise out of this Agreement, the parties hereto agree to abide by required arbitration as is set forth for public works contracts in Arizona Revised Statutes § 12-1518.

7. All notices or demands upon any party to this Agreement shall be in writing and shall be delivered in person or sent by mail, addressed as follows:

Arizona Department of Transportation
Joint Project Administration
205 S. 17th Avenue, Mail Drop 616E
Phoenix, Arizona 85007
(602) 712-7525
(602) 712-7424 Fax

City of Sedona Public Works
Attn: Charles P. Mosley, P.E.
102 Roadrunner Drive
Sedona, Arizona 86336
Phone # (928) 204-5348
Fax # (928) 282-7207

8. This Agreement is subject to all applicable provisions of the Americans with Disability Act (Public Law 101-336, 42 U.S.C. 12101-12213) and all applicable Federal regulations under the Act, including 28 CFR Parts 35 and 36. The parties to this Agreement shall comply with Executive Order Number 99-4 issued by the Governor of the State of Arizona and incorporated herein by reference regarding "Non-Discrimination".

9. Non-Availability of Funds: Every payment obligation of the State under this Agreement is conditioned upon the availability of funds appropriated or allocated for the payment of such obligations. If funds are not allocated and available for the continuance of this Agreement, this Agreement may be terminated by the State at the end of the period for which the funds are available. No liability shall accrue to the State in the event this provision is exercised, and the State shall not be obligated or liable for any future payments as a result of termination under this paragraph.


10. In accordance with Arizona Revised Statutes § 11-952 (D) attached hereto and incorporated herein is the written determination of each party's legal counsel and that the parties are authorized under the laws of this State to enter into this Agreement and that the Agreement is in proper form.

IN WITNESS WHEREOF, the parties have executed this Agreement the day and year first above written.

CITY OF SEDONA

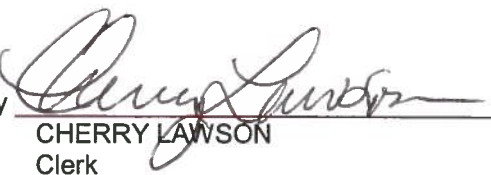
STATE OF ARIZONA

Department of Transportation

By 
PUD COLQUHOUN
Mayor

By 
DOUGLAS A. FORSTIE, P.E.
Deputy State Engineer, Operations

ATTEST:

By 
CHERRY LAWSON
Clerk

G:06-069 City of Sedona
SR 179 & 89A Operation & Maintenance
July 13, 2006-ly
Revised January 11, 2007 Carl's comments.
Final revised January 22, 2007 sent to Charles Mosley
Final revised January 31, 2007 review by Sedona & ADOT-ly

RESOLUTION NO. 2007 - 06

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SEDONA, ARIZONA, APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF TRANSPORTATION REGARDING OPERATION AND MAINTENANCE RESPONSIBILITIES FOR ALL STATE HIGHWAYS WITHIN THE SEDONA CITY LIMITS, AND PROVIDING AUTHORIZATION FOR THE MAYOR TO EXECUTE SAID AGREEMENT.

WHEREAS:


The City of Sedona desires to enter into an intergovernmental agreement with the Arizona Department of Transportation setting forth their mutual obligations in connection with operation and maintenance responsibilities for all State highways within the Sedona City Limits.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE COUNCIL OF THE CITY OF SEDONA, ARIZONA, THAT:

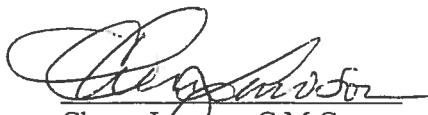
The City of Sedona, through its Mayor and Council, hereby approves the Intergovernmental Agreement with the Arizona Department of Transportation, JPA File No. 06-067 setting forth their mutual obligations in connection with operation and maintenance responsibilities for all State highways within the Sedona City Limits.

The Mayor is authorized to execute said agreement on behalf of the City of Sedona, Arizona.

PASSED AND ADOPTED by the Mayor and Council of the City of Sedona, Arizona, this 13th day of March, 2007.


Pud Colquitt, Mayor

ATTEST:


Cherry Lawson, C.M.C.
City Clerk

APPROVED AS TO FORM:


City Attorney

ATTORNEY APPROVAL FORM

FOR CITY OF SEDONA

INTERGOVERNMENTAL AGREEMENT DETERMINATION


I have reviewed the above referenced Intergovernmental Agreement between the State of Arizona, acting by and through its DEPARTMENT OF TRANSPORTATION, and the CITY OF SEDONA, an Agreement among public agencies which, has been reviewed pursuant to A.R.S. § 11-952, as amended, by the undersigned CITY Attorney who has determined that it is in proper form and within the powers and authority granted to CITY under the laws of the State of Arizona.

No opinion is expressed as to the authority of the remaining parties to enter into said Agreement.

Dated 3-16, 2007



Attorney

<p>TERRY GODDARD Attorney General</p>	 OFFICE OF THE ATTORNEY GENERAL STATE OF ARIZONA	<p>CIVIL DIVISION TRANSPORTATION SECTION Writer's Direct Line: 602.542.8855 Facsimile: 602.542.3646 E-mail: Susan Davis@azag.gov</p>
---	---	---

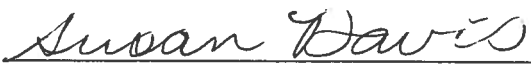
INTERGOVERNMENTAL AGREEMENT
DETERMINATION

A.G. Contract No. KR07-0141TRN (JPA 06-067-I), an Agreement between public agencies, i.e., The State of Arizona and City of Sedona, has been reviewed pursuant to A.R.S. § 11-952, as amended, by the Undersigned Assistant Attorney General who has determined that it is in the proper form and is within the powers and authority granted to the State of Arizona.

No opinion is expressed as to the authority of the remaining Parties, other than the State or its agencies, to enter into said Agreement.

DATED: April 10, 2007

TERRY GODDARD
Attorney General



 SUSAN E. DAVIS
 Assistant Attorney General
 Transportation Section

SED:mjf:1008246
Attachment

ADOT File No.: IGA/ JPA 06-067-I
AG Contract No.: KR07-0141TRN
Amendment No. One
Project: Maintenance
Section: SR 179 & 89A
TRACS No.: H3414 03C
Budget Source Item No.: 15107

**AMENDMENT NO. ONE
TO
INTERGOVERNMENTAL AGREEMENT**

BETWEEN
THE STATE OF ARIZONA
AND
CITY OF SEDONA

THIS AGREEMENT, entered into this date March 20th, 2009, Amendment No. One amending JPA No. 06-067-I, A.G. Contract No.: ~~PKR~~07-0141TRN, and executed April 17, 2007, and filed with the Secretary of State under No. 28865, pursuant to the Arizona Revised Statutes § 11-951 through 11-954, as amended, between the STATE OF ARIZONA, acting by and through its DEPARTMENT OF TRANSPORTATION (the "State") and the CITY OF SEDONA, acting by and through its MAYOR and CITY COUNCIL (the "City"). The State and the City are collectively referred to as "Parties".

I. RECITALS

1. The State is empowered by Arizona Revised Statutes § 28-401 to enter into this Agreement and has delegated to the undersigned the authority to execute this Agreement on behalf of the State.

2. The City is empowered by Arizona Revised Statutes § 48-572 to enter into this Agreement and has by resolution, a copy of which is attached hereto and made a part hereof, resolved to enter into this Agreement and has authorized the undersigned to execute this Agreement on behalf of the City.

The purpose of this amendment is to clarify maintenance responsibilities regarding Americans with Disability Act ("ADA") ramps, and also regarding retaining, sound or decorative walls.

THEREFORE, in consideration of the mutual Agreements expressed herein, this Agreement is amended as follows:

No. 28865
Filed with the Secretary of State
Date Filed: March 20 2009
Ken Bennett
Secretary of State
By Marie Resenk

II. SCOPE OF WORK

Article II, paragraph 1.f. is replaced in full and paragraph 1.g. is added in full, as follows:

1. The State will:

f. Be responsible for the maintenance of the structural integrity of all highway earth retaining walls and sound walls within State right-of-way.

g. Assume full responsibility for the design and construction of all sidewalks and handicapped access ramps installed as part of the State Highway 179 project in Sedona (179 CN 310 STP TEA-179-A-(002) B and (001) B). Be responsible to replace any or all ramps that require replacement if it is ever determined by federal or state government, or a court of competent jurisdiction, that said ramps fail to comply with ADA standards. If the current ADA standard regarding ramps is changed or modified by the federal or state government, the timetable for coming into compliance with any new modifications is subject to ADOT policies and at State expense.

Article II, paragraphs 2.a. and 2.t. will be replaced in full as follows:

2. The City will:

a. Be responsible for sidewalk and pedestrian pathway repair, replacement and routine maintenance, including sweeping and cleaning of sidewalks and pedestrian pathways. Excluded in this responsibility is the replacement of the sidewalk handicapped ramps if the only purpose is to replace them for lack of ADA compliance.

t. Be responsible for the maintenance and repair of all decorative walls within State Right-of-way, including the painting and repair of any of the rustication enhancements on the highway retaining or sound walls. Decorative walls include the small retaining walls for the sidewalks (curbwalls, etc.), the small retaining walls used solely for landscaping (such as those in the roundabout centers, etc.) and any walls or concrete used solely to support artwork

III. MISCELLANEOUS PROVISIONS

Article III, paragraph 11 will be added in full as follows:

11. The Parties shall comply with Arizona Revised Statutes § 41-4401 to the extent applicable to the activities under this Agreement.

ALL NOTICES OR DEMANDS upon any party to this Agreement shall be in writing and shall be delivered in person or sent by mail addressed as follows:


Arizona Department of Transportation
 Joint Project Administration
 205 S. 17th Avenue, Mail Drop 637E
 Phoenix, Arizona 85007
 (602) 712-7124
 (602) 712-3132 Fax

City of Sedona
 Attn: Public Works Department
 102 Roadrunner Drive
 Sedona, Arizona 86336
 (928) 204-5348
 (928) 282-7207 Fax

EXCEPT AS AMENDED herein, **ALL OTHER** terms and conditions of the original Agreement remain in full force and effect.

IN WITNESS WHEREOF, the Parties have executed this Amended Agreement the day and year first above written.

CITY OF SEDONA

By  _____
ROB ADAMS
Mayor

STATE OF ARIZONA

Department of Transportation

By  _____
SAM MAROUFKHANI, P.E.
Deputy State Engineer, Development

ATTEST:

By  _____
for CHERRY LAWSON
Clerk

Initial amendment draft 12/11/08 ghc
Revisions per City 1/7/09

ATTORNEY APPROVAL FORM FOR THE CITY OF SEDONA


I have reviewed the above referenced Intergovernmental Agreement between the State of Arizona, acting by and through its DEPARTMENT OF TRANSPORTATION, and the CITY OF SEDONA, an Agreement among public agencies which, has been reviewed pursuant to A.R.S. § 11-951 through § 11-954 and declare this Agreement to be in proper form and within the powers and authority granted to the City under the laws of the State of Arizona.

No opinion is expressed as to the authority of the State to enter into this Agreement.

DATED this 19 day of February, 2009.

A handwritten signature in blue ink, appearing to read "Michael G. A.", written over a horizontal line.

City Attorney

<p>TERRY GODDARD Attorney General</p>	 <p>OFFICE OF THE ATTORNEY GENERAL STATE OF ARIZONA</p>	<p>CIVIL DIVISION TRANSPORTATION SECTION Writer's Direct Line: 602.542.8855 Facsimile: 602.542.3646 E-mail: Susan.Davis@azag.gov</p>
---	--	--


INTERGOVERNMENTAL AGREEMENT
DETERMINATION

A.G. Contract No. KR07-0141TRN (IGA/JPA 06-067-I, Amendment No. One), an Agreement between public agencies, i.e., The State of Arizona and City of Sedona, has been reviewed pursuant to A.R.S. § 11-952, as amended, by the Undersigned Assistant Attorney General who has determined that it is in the proper form and is within the powers and authority granted to the State of Arizona.

No opinion is expressed as to the authority of the remaining Parties, other than the State or its agencies, to enter into said Agreement.

DATED: March 16, 2009

TERRY GODDARD
Attorney General


SUSAN E. DAVIS
Assistant Attorney General
Transportation Section

SED:mjf:419774
Attachment

ADOT File No.: IGA/ JPA 06-067I
AG Contract No.: KR07-0141TRN
Amendment No. Two
Project: Maintenance
Section: SR179 & 89A
ADOT Project No.: H3414 03C
Budget Source Item No.: 15107

**AMENDMENT NO. TWO
TO
INTERGOVERNMENTAL AGREEMENT**

BETWEEN
THE STATE OF ARIZONA
AND
THE CITY OF SEDONA

THIS AGREEMENT, entered into this date December 20, 2013, Amendment No. Two amending JPA No. **06-067**, A.G. Contract No.: **KR07-0141TRN**, and executed **April 17, 2007** filed with the Secretary of State under No. **28865**, pursuant to the Arizona Revised Statutes § 11-951 through 11-954, as amended, between the STATE OF ARIZONA, acting by and through its DEPARTMENT OF TRANSPORTATION (the "State") and the CITY OF SEDONA, acting by and through its MAYOR and CITY COUNCIL (the "City"). The State and the City are collectively referred to as "Parties".

I. RECITALS

1. The State is empowered by Arizona Revised Statutes § 28-401 to enter into this Agreement and has delegated to the undersigned the authority to execute this Agreement on behalf of the State.
2. The City is empowered by Arizona Revised Statutes § 48-572 to enter into this Agreement and has by resolution, a copy of which is attached hereto and made a part hereof, resolved to enter into this Agreement and has authorized the undersigned to execute this Agreement on behalf of the City.

The purpose of this Amendment is to clarify maintenance responsibilities.

THEREFORE, in consideration of the mutual Agreements expressed herein, this Agreement is amended as follows:

II. SCOPE OF WORK

Article II, Paragraph c., and g. shall be deleted and replaced in full and Paragraph, h. and i. shall be added in full as follows

1. The State will:

c. In the event of future traffic signal pole knock down, the State will replace the pole, mast arm, etc. with City supplied "street furniture" or the State will erect a standard ADOT pole, mast arm and ancillary equipment. The State will not replace or maintain any pedestrian pathway lighting. In the event of future non standard ADOT roadway safety lighting pole knock down, the City will replace the "street furniture" in its entirety or the State will erect a standard ADOT roadway safety light and pole in its place. However, with regard to that portion of SR 89A from MP 370.9 to 373.05. in the event of future roadway safety lighting pole knockdown, the State will replace the pole, mast arm, etc. with the appropriate "street furniture" similar in design and finish as designated for project 89A YV370 H7560 01C, unless agreed otherwise by the City of Sedona. The City of Sedona shall not unreasonably withhold approval of similar "street furniture."

g. Assume full responsibility for the design and construction of all sidewalks and handicapped access ramps installed as part of the State Highway 89A project in Sedona (89AYV 370 H75601C) as well as State Highway 179 project in Sedona (179 CN 310 STP TEA-179-A- (002) B and (001) B). Be responsible to replace any or all ramps that require replacement if it is ever determined by federal or state government, or a court of competent jurisdiction, that said ramps fail to comply with ADA standards. If the current ADA standard regarding ramps is changed or modified by the federal or state government, the timetable for coming into compliance with any new modifications is subject to ADOT policies and at State expense.

h. On SR 89A, from MP 370.9 to 373.05, the State will provide maintenance to roadway safety lighting.

i. On SR 89A, from MP 370.9 to 373.05, the State shall provide all electrical power for roadway safety lighting.

Article II, Paragraph j., k., m., and n shall be deleted and replaced in full as follows:

2. The City will:

j. Provide all electrical power necessary for all signals, pedestrian and roadway safety lighting, except for that portion of SR89A from MP 370.9 to 373.05. On SR89A, from MP 370.9 to 373.05, the City shall not be responsible to provide electrical power for roadway safety lighting.

k. Provide maintenance to the finish of "street furniture" roadway safety lighting and traffic signal poles, mast arms, and heads highway luminary equipment including fixtures, ballast, lamps, and replacement parts for the optical emergency vehicle pre-emption system when necessary. However,, the City shall not be responsible to provide maintenance to the finish specified in project documents for Project 89A YV 370 H756001C between SR 89A MP 370.9 to MP 373.05, and the finish shall not be changed without City concurrence for roadway safety lighting poles, mast arms, and fixtures., except for temporary replacement with standard ADOT fixtures to maintain illumination until specified components can be installed.

m. Be responsible for all Pedestrian and continuous roadway lighting enhancements within the City limits, including all maintenance and replacement of the lighting poles and fixtures. However, for that portion of SR 89A, from MP 370.9 to 373.05, the City shall not be responsible to provide maintenance and replacement of lighting poles and fixtures for roadway safety lighting.

n. Be responsible for all maintenance of "street furniture" roadway safety lighting that uses non-standard ADOT poles and equipment. In the event of future roadway safety lighting pole knockdown, the City will replace the "street furniture" in its entirety, or accept the installation of standard ADOT roadway safety light and pole in its place. However for that portion of SR89A, from MP 370.9 to 373.05, the City shall not be responsible to provide maintenance or replacement of "street furniture" roadway safety lighting poles. With the exception of Traffic signals and intersection lighting for signalized intersections, "street furniture" includes wiring and related appurtenances in the case of non-standard ADOT poles and equipment.

III. MISCELLANEOUS PROVISIONS

3. This Agreement shall become effective upon signing and dating of the Determination Letter by the State's Attorney General.

ALL NOTICES OR DEMANDS upon any party to this Agreement shall be in writing and shall be delivered in person or sent by mail addressed as follows:

Arizona Department of Transportation
Joint Project Administration
205 S. 17th Avenue, Mail Drop 637E
Phoenix, Arizona 85007
(602) 712-7124
(602) 712-3132 Fax

City of Sedona
Attn: Charles P. Mosley, P.E. MPA
Director of Public Works
City Engineer
102 Roadrunner Drive
Sedona, Arizona 86336
(928) 204-7132
(928) 204-XXXX Fax

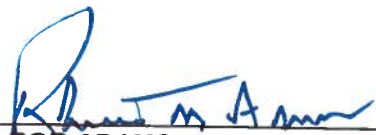
PURSUANT TO ARIZONA REVISED STATUTES § 11-952 (D), attached hereto and incorporated herein, is the written determination of each party's legal counsel that the parties are authorized under the laws of this State to enter into this Agreement and that the Agreement is in proper form.

EXCEPT AS AMENDED herein, **ALL OTHER** terms and conditions of the original Agreement remain in full force and effect.

IN WITNESS WHEREOF, the Parties have executed this Amended Agreement the day and year first above written.

CITY OF SEDONA

STATE OF ARIZONA
Department of Transportation

By 
ROB ADAMS
Mayor

By 
DALLAS HAMMIT, P.E.
Senior Deputy State Engineer, Development

ATTEST:

By 
SUSAN IRVINE
Clerk

ATTORNEY APPROVAL FORM FOR THE CITY OF SEDONA


I have reviewed the above referenced Intergovernmental Agreement between the State of Arizona, acting by and through its DEPARTMENT OF TRANSPORTATION, and the CITY OF SEDONA, an Agreement among public agencies which, has been reviewed pursuant to A.R.S. § 11-951 through § 11-954 and declare this Agreement to be in proper form and within the powers and authority granted to the City under the laws of the State of Arizona.

No opinion is expressed as to the authority of the State to enter into this Agreement.

DATED this 12 day of December, 2013.



City Attorney

		
TOM HORNE ATTORNEY GENERAL	OFFICE OF THE ATTORNEY GENERAL TRANSPORTATION SECTION	JAMES R. REDPATH ASSISTANT ATTORNEY GENERAL DIRECT LINE: 602-542-8837 E-MAIL: JIM.REDPATH@AZAG.GOV

JOINT PROJECT AGREEMENT
DETERMINATION

A.G. Contract No. KR07-0141 (ADOT JPA 06-067-I), Amendment No. Two, an Agreement between the State of Arizona and the City of Sedona, has been reviewed pursuant to A.R.S. § 28-401, as amended, by the undersigned Assistant Attorney General who has determined that it is in the proper form and is within the powers and authority granted to the State of Arizona.

No opinion is expressed as to the authority of the remaining Parties, other than the State or its agencies, to enter into said Agreement.

DATED: December 20, 2013

THOMAS C. HORNE
 Attorney General


 JAMES R. REDPATH
 Assistant Attorney General
 Transportation Section

JRR:rl:#3650238
 Attachment

THIS PAGE INTENTIONALLY LEFT BLANK.

Article 11 SIGN REGULATIONS

Sections:

- 1101 Title.
- 1102 Purpose.
- 1103 Definitions.
- 1104 Administration.
- 1105 General standards applicable to all signs.
- 1106 Sign measurements and calculations.
- 1107 Design standards applicable to all signs.
- 1108 Exempt signs.
- 1109 Permanent signs – Commercial districts.
- 1110 Permanent signs – State Route 89A character district.
- 1111 Permanent signs – Residential districts.
- 1112 Permanent signs – Special use, community facilities, transitional districts.
- 1113 Permanent signs – Parks and recreation uses.
- 1114 Temporary signs.
- 1115 Prohibited signs.

1101 Title.

This article shall be known as the Sedona Sign Ordinance.

[Ord. 2017-06 § 1, 9-26-2017 (Res. 2017-20 (Exh. A), 9-26-2017)].

1102 Purpose.

1102.01 The Council finds that the natural surroundings, climate, history, and people of the city provide the Sedona community with its unique charm and beauty. This article has been adopted to ensure that all signs installed in the city are compatible with the unique character and environment of the community, and in compliance with the Community Plan.

1102.02 The purpose of this article is to promote public health, safety, and welfare through a comprehensive system of reasonable, effective, consistent, content-neutral, and nondiscriminatory sign standards and requirements, including the following specific purposes:

- A. To promote and accomplish the goals, policies, and objectives of the Community Plan;
- B. To balance public and private objectives by allowing adequate avenues for both commercial and noncommercial messages;
- C. To recognize free speech rights by regulating signs in a content-neutral manner;
- D. To improve pedestrian and traffic safety by promoting the free flow of traffic and the protection of pedestrians and motorists from injury and property damage caused

by, or which may be fully or partially attributable to, cluttered, distracting, and/or illegible signage;

E. To protect the aesthetic beauty of the city's natural and built environment for the citizens of and visitors to the city, and to protect prominent viewsheds within the community;

F. To prevent property damage, personal injury, and litter from signs which are improperly constructed, poorly maintained, or made of unstable materials;

G. To protect property values, the local economy, and the quality of life by preserving and enhancing the appearance of the streetscape; and

H. To provide consistent sign design standards that enable the fair and consistent enforcement of these sign regulations.

1102.03 This article is not intended to and does not restrict speech on the basis of its content, viewpoint, or message. No part of this article shall be construed to favor commercial speech over noncommercial speech. A noncommercial message may be substituted for another noncommercial message displayed on a sign, or the content of any noncommercial message displayed on a sign may be changed to a different noncommercial message, without the need for any approval or permit; provided, that the size of the sign is not altered. To the extent any provision of this article is ambiguous, the term shall be interpreted not to regulate on the basis of the content of the message.

[Ord. 2017-06 § 1, 9-26-2017 (Res. 2017-20 (Exh. A), 9-26-2017)].

1103 Definitions.

Sign definitions are included in Article 2 SLDC, Definitions.

[Ord. 2017-06 § 1, 9-26-2017 (Res. 2017-20 (Exh. A), 9-26-2017)].

1104 Administration.

1104.01 Permit Required. Except as provided in this article, no person shall erect, construct, enlarge, alter, repair, display, maintain, or use a sign, whether temporary or permanent, until a permit for the same has been issued by the Director. Each sign shall require a separate sign permit.

1104.02 Permit Process. An application for a sign permit shall be made in writing on forms furnished by the Department and comply with the sign permit process set by the Director.

1104.03 Inspections for Permit.

A. All signs for which a permit is required shall be subject to inspection by and approval of the Director.

B. Footing inspections may be required for all signs having footings, subject to review and approval by the Director.

C. All signs containing electrical wiring shall be subject to the provisions of the International Building Code as adopted, and the electrical components used shall bear the label of an approved testing agency.

1104.04 Master Sign Plans. For some developments, alternative standards and flexibility in the established standards may enhance the aesthetic qualities of the development and the community. Approval of a Master Sign Plan allows for unified presentation of signage throughout a development site, flexibility to provide for unique environments, and preapproval of designs and design elements to make sign review more efficient.

A. Approval Required.

1. New construction or redevelopment projects shall obtain approval of a Master Sign Plan as part of the development review process as set forth in SLDC 401 (Development review), prior to any signs being erected.
2. All signs erected or maintained shall conform at all times to the approved Master Sign Plan. Any deviations from an approved Master Sign Plan shall be unlawful unless and until a revised Master Sign Plan is approved.
3. For developments covering multiple properties, the property owner(s) may elect to have the entire development considered a unified development site for the purposes of the Master Sign Plan.

B. Master Sign Plan Requirements.

1. Contents. A Master Sign Plan shall set forth a master plan for all signage for an entire parcel or development site and include the following information:
 - a. Sign dimensions and approximate locations;
 - b. Materials and colors;
 - c. Proposed illumination, including illumination levels;
 - d. Maximum numbers of items of information per sign face;
 - e. A design theme with illustrative examples of each sign type and the proposed general locations of each sign type;
 - f. A demonstration that the Master Sign Plan will improve the aesthetics of the development and will not have an adverse impact on the use, enjoyment, or value of property in adjacent or nearby residential districts; and
 - g. Any other maps, drawings or materials as required by the Director (including a colored rendering of the sign) to adequately describe the sign proposal. The application and any exhibits shall become the property of the city.
2. Prohibited Signs and Sign Elements. Prohibited signs and sign elements are not eligible for inclusion in a Master Sign Plan unless specifically indicated in this article.
3. Architectural Theme. All signs shall be architecturally integrated into or complementary to the design of the building(s) and character of the site, and shall use similar and coordinated design features, materials, and colors. The Master Sign Plan shall establish an integrated architectural vocabulary and cohesive theme for the development site.

4. Community Character. The signage proposed in a Master Sign Plan shall not have an adverse impact on the community character of the district in which the development site is located, or of the City of Sedona.

5. Nonconforming Signs. If there are existing signs on site, they shall be treated in accordance with SLDC 1203 (Nonconforming signs) upon adoption of the Master Sign Plan.

C. Master Sign Plan – Flexibility Criteria.

1. Generally. Signage which is proposed as part of a Master Sign Plan may deviate from the standards of this article as outlined below.

2. Height, Area, Number, and Location of Signs.

a. The height, area, number, and location of signs permitted through the Master Sign Plan shall be determined based on the following criteria:

i. The overall size of the development site and the scale of the use or uses located or anticipated to be located there (larger land areas and scales of use tend to favor larger signs and/or more signs);

ii. Relationship between the building setback and sign location (additional signage may be appropriate for buildings with less visibility, particularly where buffering is providing an aesthetic and/or environmental benefit to the city);

iii. Length of frontage on a public right-of-way (larger frontages may justify more or larger signs, particularly if the size of the frontage tends to prevent sign clutter from multiple adjacent parcels);

iv. Classification of street the development site fronts on (frontage along an arterial or collector street may justify more or larger signs than frontage along a local street);

v. Access and visibility to the site;

vi. Intended traffic circulation pattern and the need for wayfinding;

vii. Hierarchy of signage;

viii. Relationship between the site and adjacent uses;

ix. The desired function of the site; and

x. Consistency with the objectives and design policies of the Community Plan and any applicable Community Focus Area Plans.

3. Lighting. Lighting standards shall not deviate from the standards of this article.

D. Master Sign Plan Review.

1. Master Sign Plans for new construction or redevelopment shall be reviewed as part of the development review process as set forth in SLDC 401 (Development review).

2. Director Approval. Master Sign Plans that deviate from the standards of this article, as allowed by this section, by no more than 10% may be approved by the Director.

3. Planning and Zoning Commission Approval. Master Sign Plans that deviate by more than 10% require approval by the Planning and Zoning Commission, in accordance with the development review process as set forth in SLDC 401 (Development review).

4. Notwithstanding the provisions of this section, the Director may require any Master Sign Plan to be considered by the Commission at a public hearing on the basis of location, visually related impacts, or in conjunction with other aspects of overall site development or improvements.

E. Individual Sign Permits. Individual sign permits are required for signs installed in compliance with an approved Master Sign Plan that conforms with the provisions of this article.

F. Amendments. A Master Sign Plan may be amended in the same manner in which the original Master Sign Plan was approved.

[Ord. 2017-06 § 1, 9-26-2017 (Res. 2017-20 (Exh. A), 9-26-2017)].

1105 General standards applicable to all signs.

1105.01 General. Unless specifically exempted, the standards contained in this section shall apply to all signs within the City of Sedona.

1105.02 Abandoned Signs. The property owner shall be responsible for removing abandoned signs within 5 days.

1105.03 Clearance to Utility Lines. Signs shall not be located with less than 5 feet 6 inches horizontal or 10 feet vertical clearance from overhead electric conductors which are energized not more than 750 volts. Signs shall not be located with less than 8 feet 6 inches horizontal or 11 feet vertical clearance from overhead electric conductors which are energized in excess of 750 volts.

1105.04 Clearance over Pedestrian Walkways or Vehicular Drives. Signs which project over a pedestrian walkway shall maintain a minimum clearance of 8 feet above grade. Signs which project over a vehicular drive shall maintain a minimum clearance of 13 feet, 6 inches above grade, or the clearance required by all applicable codes.

1105.05 Component Painting. All light fixtures, conduit, and shielding shall be painted to match either the building or the supporting structure that serves as the background of the sign.

1105.06 Historic Preservation. Where signage is to be placed on or associated with a designated historic landmark, the design, graphics and materials of such signage shall be consistent with the historic character and context of the structure or site and be in compliance with the landmark approval.

1105.07 Location.

A. No signs shall be placed on or about public property or within any public right-of-way, unless otherwise permitted. Such signs may be deemed refuse and subject to removal by the Director.

B. No sign or sign structure shall be erected in such a manner that any portion of its surface or supports will interfere with free use of all fire appliances, including hydrants, standpipes, automatic fire sprinkler connections, and the like. Fire lanes shall not be obstructed by the placement of any sign or sign structure.

C. No sign shall obstruct any window to such an extent that any light or ventilation is reduced to a point below that required by any law or ordinance.

1105.08 Maintenance.

A. All signs shall be structurally sound and maintained in good repair. The display surfaces of all signs shall be kept neatly painted or posted at all times.

B. Any sign determined by the Director to be a hazard to safety, health, or public welfare by reason of inadequate maintenance, dilapidation, or electrical shall be remedied immediately.

1105.09 Landscaping. When landscaping is required in conjunction with a sign, the landscape area shall be maintained by the property owner and shall be kept in a neat and clean condition, free of weeds and rubbish.

1105.10 Traffic Visibility Triangle. For traffic safety, signs located within the triangular area on a corner lot formed by measuring 30 feet along both street side property lines from their intersection or 10 feet from the intersection of a property line adjacent and parallel to a public street and a private street or driveway shall maintain a 3-foot maximum top height. The City Engineer may approve a sign within the traffic visibility triangle if it can be demonstrated that it does not impact traffic safety.

[Ord. 2006-02, 1-10-2006; Ord. 2017-06 § 1, 9-26-2017 (Res. 2017-20 (Exh. A), 9-26-2017). Formerly 1106].

1106 Sign measurements and calculations.

1106.01 Sign Area.

A. Sign area is calculated as the area within a continuous perimeter with up to 8 straight sides that encloses the limits of text and graphics of a sign, together with any frame or other material or color forming an integral part of the display or used to differentiate the sign's message from the background against which it is placed. The area excludes the structure upon which the sign is placed (unless the structure is an integral part of the display or used to differentiate it), but includes any open space contained within the outer limits of the display face of a sign, or between any component, panel, strip, or figure of any kind composing the display face, whether this open space is enclosed by a frame or border or not.

B. Support structures will not be counted against total sign area as long as such elements are appropriately scaled to the size of the copy as determined by the Director.

1106.02 Sign Height.

A. Sign height is measured as the vertical distance from the average elevation of the finish grade within a 6-foot radius at the base of the sign to the top of the sign, including all backgrounds and support structures, exclusive of any filling, berming, mounding, or landscaping, solely done for the purpose of locating the sign.

B. If natural grade at the base of a sign is lower than the grade of an adjacent road, the height of the sign may be measured from the top of curb elevation.

1106.03 Items of Information. An item of information is a word, logo, abbreviation, symbol, geometric shape, image, or number with 10 or fewer digits (punctuation of numbers does not increase the number of items of information).

[Ord. 2017-06 § 1, 9-26-2017 (Res. 2017-20 (Exh. A), 9-26-2017)].

1107 Design standards applicable to all signs.

This section provides minimum design guidance for all signs, regardless of specific type or location. These guidelines address issues related to sign legibility, placement, color, materials, and illumination. These guidelines are intended to ensure business owners install quality signs that add to and support the character and unique beauty of Sedona. Following these standards from the onset of a project will help to ensure that the signs are designed as an integral element of the building design architecture and not as an afterthought.

1107.01 Sign Legibility. In the interest of public safety, the following standards are meant to ensure that signs have adequate visibility and legibility. Deviations may be permitted through approval of a Master Sign Plan if it can be shown that the proposed deviation will not have a negative impact on visibility and legibility of the sign.

A. Signs 15 Square Feet or Less.

1. Maximum of 7 items of information.
2. Maximum of 2 font styles.

B. Signs over 15 Square Feet.

1. Maximum of 12 items of information.
2. Maximum of 3 font styles.

Items of information (see SLDC 1106, Sign measurements and calculations): A brief message should be used whenever possible. A sign with a brief, succinct message is simpler and faster to read, looks cleaner, and is generally more attractive.

Font styles: An effective sign should do more than attract attention; it should communicate its message clearly. This is directly related to the readability of words and phrases. The most significant influence on legibility is lettering style and spacing. Typefaces that are difficult to read reduce the sign's ability to communicate. Crowding letters, words, or lines will make any sign more difficult to read. Conversely, over spacing these elements causes the viewer to read each item individually, again obscuring the message.

C. Signs should use letters on a contrasting background.

There should be an adequate amount of contrast between the colors to increase legibility. If there is little contrast between the brightness or hue of the message of a sign and its background, it will be difficult to read.

1107.02 Sign Placement. In order to assist in wayfinding, signs throughout a development site should be placed in a strategic manner, in similar locations and in a similar fashion throughout the center so that customers can easily identify business locations.

A. Wayfinding signs for businesses shall be placed at or near the public entrance or main parking area to indicate the most direct access to the business.

B. Signs shall be placed consistent with the proportions of the building's facade.

For example, a particular sign may fit well on an upper, more basic wall, but would overpower and obstruct the finer detail of a lower storefront area.

C. Signs shall not be located so that they cover or interrupt the architectural details or ornamentation of a building's facade.

D. Signs shall not be mounted higher than the eave line or top of the parapet wall of the building and no portions of the sign shall extend beyond the ends of the wall to which it is attached.

E. The location and extent of signs and advertising should not obstruct scenic views.

F. Repetitious signage information on the same building frontage should be avoided.

1107.03 Sign Color. The City of Sedona has long placed a strong emphasis on building design and aesthetics, including regulations of color to ensure the built environment blends into the surrounding natural environment. In order to ensure the signs adhere to this same standard, sign colors are regulated in a similar way to building colors.

A. Sign colors shall provide sufficient contrast to be legible, yet be subdued enough to blend with the natural landscape and/or surrounding structures.

B. Background colors shall be limited to no more than 3 on a single sign.

Too many colors overwhelm the viewer's ability to process fast what the sign is communicating. Limit use of accent colors to increase legibility.

C. The background area of a sign, exclusive of any letters, words, or symbols, shall comply with the exterior color requirements of SLDC 904.01 (Exterior Color Requirements), except as noted below.

1. Not more than 10% of the sign background area shall exceed these color requirements.

2. Natural materials including, but not limited to, rock, natural wood, tile, and brick, which do not comply with these color requirements, may be considered on a case-by-case basis by the Director.

D. Text colors are not subject to the same color restrictions as background colors, but should provide sufficient contrast. Bright and glossy or fluorescent colors and reflective surfaces are prohibited.

E. Sign colors shall relate to and complement the materials or color scheme of the buildings, including accent and trim colors.

F. Signs may be painted directly on building facades. The Director shall review such requests on a case-by-case basis and make a determination based on a review of whether the proposed sign interferes with the architectural integrity of the building.

1107.04 Sign Materials.

A. Materials shall be selected with consideration for the architectural design of the building's facade. Sign materials shall complement the architecture and materials of the structure.

B. Acceptable sign materials include:

1. Wood (carved, sandblasted, etched, sealed and painted, or stained).
2. Red rock and river rock.
3. Tile (painted, sealed, inlaid tiles).
4. Metal, including rusted metal (formed, etched, cast, engraved, primed or factory coated).
5. Stucco, when used to match an existing building on site.
6. High density sign foam, when designed to successfully imitate another acceptable sign material.
7. Decorative iron or wood brackets are preferred for sign hardware support.
8. Requests to use alternative materials may be approved on a case-by-case basis by the Director.

C. Signs with Relief.

1. Signs with relief are encouraged but not required.
2. The total base sign area may increase by 20% when a minimum of 50% of the total copy area incorporates 3-dimensional relief.

1107.05 Sign Illumination. Sign illumination is necessary to ensure businesses can be found when open after dark. However, as a dark sky community, Sedona seeks to limit outdoor lighting to only what is necessary and to minimize light pollution. The following illumination standards seek to achieve a balance between providing sufficient sign lighting while ensuring maintenance of the dark skies:

A. Illumination is only permitted on permanent signs in commercial districts. Temporary signs and signs in residential districts cannot be illuminated, unless approved as a part of a Master Sign Plan.

B. The intensity of sign lighting shall not exceed that necessary to illuminate and make legible a sign from the adjacent travel way or closest right-of-way; and the illumination of a sign shall not be obtrusive to the surrounding area as determined by the Director.

C. Signs should only be illuminated if the existing ambient light (such as from street lights or from interior lighting from a building) is not sufficient to light the sign.

D. When illumination is used, the light shall be contained to the sign and no light shall spill over.

E. Illumination for signs shall conform to all provisions of SLDC 911 (Outdoor lighting). Sign lighting shall be treated as Class 1 lighting and shall conform to the lamp, shielding, and time restrictions and shall count towards the lumen cap for the property.

F. Sign illumination shall be limited to a maximum of 2 different colors.

G. External Illumination.

1. Fixtures chosen for external illumination shall be architecturally compatible with the building to which they are attached.

2. Externally lit signs shall be illuminated only with steady, stationary, shielded light sources directed solely onto the sign without causing glare.

3. External lighting fixtures shall be fully shielded and directed down.

4. Ground-mounted uplighting may be used when it can be demonstrated that no light will spill off of the sign face.

H. Internal Illumination.

1. Internally illuminated signs are prohibited except as permitted below:

a. Individual halo-lit letters with solid opaque faces that do not permit any light to come through the face, which are silhouetted against a softly illuminated wall.

b. Metal-faced box signs with cut-out letters and soft-glow lighting sources.

I. Prohibited Illumination Methods.

1. Light bulbs or lighting tubes used for illuminating a sign shall not be visible from adjacent public rights-of-way or residential properties.

2. The fixtures used to illuminate signs shall not be directed toward nearby residential properties.

3. Other than 1 sign per business, with a maximum of 2 square feet, digital or electronically lit messages of any kind, or signs having the same effect, are prohibited.

4. Blinking, rotating, flashing, hanging, or reflecting lights are prohibited.

5. Visible raceways and transformers for individual letters are prohibited.

[Ord. 2017-06 § 1, 9-26-2017 (Res. 2017-20 (Exh. A), 9-26-2017)].

1108 Exempt signs.

Subject to the conditions and limitations specified below, the following signs or sign devices are exempted from the permit process; provided, that they are not prohibited by SLDC 1115 (Prohibited signs):

1108.01 Bumper Stickers. Bumper stickers affixed to motor vehicles.

1108.02 Event Posters and Announcements. Posters, fliers and announcements promoting events may be displayed, but shall not contain advertisements for products or services not associated with the event. Displays of event announcements shall not exceed 1 poster, a maximum size of 11 inches by 17 inches, per business, and shall not be placed on the exterior of a building or structure.

1108.03 Cornerstones. Cornerstones and the like, when carved into stone, concrete, bronze or other permanent material and made an integral part of a building or structure. Cornerstones are not to exceed 4 square feet.

1108.04 Flags. The flag, pennant or insignia of any nation, organization of nations, state, province, county, city, any religious, civic or fraternal organization, or educational institution. A temporary sign permit shall be required when such are used in connection with a commercial promotion or as an advertising device (SLDC 1114.02(B), Temporary Signs, Commercial Districts).

1108.05 Governmental Signs. Any sign, posting, notice or similar signs placed, installed or required by law by a city, county, or a federal or state governmental agency in carrying out its responsibility to protect the public health, safety, and welfare, including, but not limited to, the following:

- A. Emergency and warning signs necessary for public safety or civil defense;
- B. Traffic signs erected and maintained by an authorized public agency;
- C. Signs required to be displayed by law;
- D. Signs directing the public to points of interest; and
- E. Signs showing the location of public facilities.

1108.06 Historic Plaques. Historic plaques erected or provided by the city designating an area of historical significance.

1108.07 Information Signs. Information signs on commercial properties are limited to a maximum of 2 square feet per business entrance.

1108.08 Display Boxes. Display boxes of up to 2 square feet are allowed for restaurants, bars and lounges. Display boxes may be illuminated with fully shielded fixtures. A permit shall be obtained for display boxes larger than 2 square feet, and the area in excess of the permitted 2 square feet shall be counted against the total allowable sign area for the business.

1108.09 Official Notices. Official government notices and notices posted by government officers or employees in the performance of their official duties; and government signs to

control traffic, provide information, identify streets, warn of danger, or perform other regulatory purposes.

1108.10 On-Site Directional Signs. One directional sign per property or development site, no more than 3 feet in height and 4 square feet in area, located outside of the front and street side yard setbacks, to aid in traffic circulation and wayfinding within a developed site. Additional on-site directional signs may be permitted through the approval of a Master Sign Plan.

1108.11 Outline Lighting. Outline lighting and decorative strings of lights are authorized without a permit only from Thanksgiving to the following January 15. After January 15, lighting in residential areas must be turned off, and in commercial areas, it must be turned off and removed from buildings and structures. Such lighting shall be installed in a way that does not create a public nuisance or hazard.

1108.12 Political Signs.

A. The city encourages political signs to be placed in a way that limits the negative aesthetic affects of numerous large political signs throughout the city and serves to fulfill the city's vision of enhancing its natural beauty.

B. Political signs are permitted in compliance with A.R.S. Section 16-1019.

1108.13 Residential Nameplates, Street Address or Combination. One nameplate sign showing the name of the occupant of a residence; the occupant's profession, occupation, and/or title; and/or the address of the dwelling is allowed. The sign shall contain no advertising copy and shall not exceed 2 square feet in area.

1108.14 Seasonal Decorations. Temporary, noncommercial decorations or displays, when such are clearly incidental to, and are customarily or commonly associated with, any national, local or religious celebration; provided, that such decorations or displays are maintained in an attractive condition and do not constitute a fire hazard.

1108.15 Signs Authorized by Law. Signs required or specifically authorized for a public purpose by any law, statute or ordinance; provided, however, that no such sign shall be placed in a public right-of-way unless specifically required or authorized by law, statute or ordinance, and, except for warning signs or barricades of a temporary nature, such signs shall be permanently affixed to the ground, a building or other structure. Such signs shall not exceed the minimum number required to accomplish the purpose.

1108.16 Signs not Readable from the Public Right-of-Way.

A. Signs or displays located entirely inside of a building and not visible from the building's exterior;

B. Official signs located within city recreation facilities and placed by City of Sedona officials in the performance of their duties to provide information related to city recreation facilities and programs.

1108.17 Signs on Vehicles. Signs displayed on motor vehicles or trailers which are being operated or stored in the normal course of business, such as signs indicating the name of the owner or business which are located on delivery trucks, trailers and the like. Business vehicles shall be parked in an assigned parking space which is not immediately adjacent to a street frontage.

1108.18 Street Address Signs. Each property must display its legally assigned street number in accordance with Chapter 12.20 SCC (Street Naming and Addressing), SCC 12.20.070 (Addressing standards) and applicable Fire Code requirements. Legally assigned street address numbers must be incorporated into a property's monument sign. If the property does not have a monument sign, the address numbers must be clearly displayed on the building or appropriate wall. The address numbers must be of a contrasting color with the background to which they are attached. Letters or numbers shall have a maximum height of 150% of the required minimum height, as set forth in the City Code and the Fire Code.

1108.19 Symbols. Nonverbal symbols attached to a place of religious worship.

- A. Symbols must be stationary and unlighted.
- B. One symbol shall be permitted per street frontage per lot.
- C. Symbols shall not exceed 16 square feet in area and 6 feet in height.

1108.20 Temporary signs on properties offered for sale, lease, or rent are permitted on site as follows:

- A. All Residential Zones. One sign per property is permitted. Signs must be nonilluminated, constructed of durable materials, placed only on the property for sale, rent, or lease, be no more than 6 feet in height, and be no larger than 6 square feet in area.
- B. All Commercial and Nonresidential Zones. One sign per street frontage is permitted. Signs must be nonilluminated, constructed of durable materials, placed only on the property for sale, rent, or lease, be no more than 6 feet in height, and be no larger than 12 square feet in area.
- C. All signs shall be removed within 15 days from the date of sale, lease or rental.

1108.21 Warning Signs. Temporary or permanent signs erected by the city, public utility companies or construction companies to warn of danger or hazardous conditions, including signs indicating the presence of underground cables, gas lines or similar devices.

1108.22 Window Display. Merchandise or models of products or services which are incorporated as an integral part of an indoor window display.

1108.23 Window Signs. Window signs covering no more than 10% of a window.

1108.24 Works of art, including murals, which do not advertise a product or business and which have been approved by the Director.

[Ord. 2006-02, 1-10-2006; Ord. 2009-15, 10-13-2009; Ord. 2011-09 § 1, 10-11-2011 (Res. 2011-21 Exh. A, 10-11-2011); Ord. 2017-06 § 1, 9-26-2017 (Res. 2017-20 (Exh. A), 9-26-2017). Formerly 1105].

1109 Permanent signs – Commercial districts.

The following regulations apply to signs within commercial zoning districts within the City of Sedona. These include the following zones: neighborhood commercial (CN), office professional (OP), general commercial (C-1), general commercial (C-2), heavy

commercial/light manufacturing (C-3), resort commercial (RC), and lodging (L). In addition, properties within the planned development (PD) district with commercial uses would be included in this category.

For new and remodeled shopping centers, a comprehensive sign program for all signs in the center shall be developed. If a property has an approved Master Sign Plan or a sign plan approved in compliance with this article, that plan shall take precedence over these regulations.

For sign computation purposes, the following shall be considered a single property or development site: (A) a commercial condominium building or complex; (B) businesses associated by a common agreement or ownership with common parking facilities or housed in 1 structure.

When 2 or more tenants occupy 1 building space with a common entrance, they shall be considered 1 tenant for sign computation purposes.

1109.01 Business Tenant Signs. Business tenant signs are permitted per business and sign area accumulates for each separate business on a property.

For properties or development sites with a single tenant, tenant signage with a maximum area of 25 square feet is permitted. On properties exceeding a 60-foot lot frontage on a single street, this area may be increased in area by 1 square foot for each 3 lineal feet of building frontage in excess of 60 feet, up to a maximum of 50 square feet.

For properties or development sites with 2 or more tenants, tenant signage with a maximum area of 15 square feet is permitted for each tenant with a primary entrance on a street, parking lot, courtyard or mall. For tenants exceeding a 36-foot building frontage, the sign area may be increased in area by 1 square foot for each 3 lineal feet of building frontage in excess of 36 feet, up to a maximum of 50 square feet.

Business tenant signs shall be located on a wall of the building which contains the business. Business tenant signs are prohibited within the front and street side yard setbacks.

The following signs are considered business tenant signs. The cumulative area of all signs used by the business may not exceed the limits as set forth above.

A. Building Signs.

1. Building signs shall not project from the surface upon which they are attached more than what is required for construction purposes and in no case more than 12 inches.
2. New building signs for individual businesses in a shopping center shall be placed consistent with the location of signs for other businesses in the center. This will establish visual continuity among storefronts and create a unified appearance for the center.

B. Projecting and Suspended Signs.

1. Hanging signs should be simple in design and not used to compete with existing signage at the site, such as building signs.

2. On a multi-storied building, the sign shall be suspended between the bottom of the second story windowsills and the top of the doors or windows of the first story. On a 1-story building, the top of the sign should be in line with the lowest point of the roof.
3. The 2 sides of a projecting or suspended sign must be parallel back to back, and shall not exceed 10 inches in thickness.
4. A projecting sign shall be hung at right angles to the building and shall not extend more than 4 feet from a building wall.
5. The top of the sign should be in line with whichever is the most successful application of scale, linear continuity or visibility as determined by the Director.
6. No sign shall overhang any public right-of-way (including sidewalks) without approval from the relevant organization having jurisdiction over the right-of-way. Such signs shall be covered by a public liability insurance policy which names the city as the insured party.
7. Sign supports and brackets shall be compatible with the design and scale of the building. Decorative metal and wood brackets are encouraged.
8. To avoid damaging brick and stonework, brackets shall be designed to be bolted into masonry joints.
9. Internal illumination of projecting signs is prohibited.

C. Awning Signs.

1. The text of awning signs shall be located only on the valance portion of the awning. Letter color shall be contrasting with the awning and the building color scheme.
2. The shape, design, and color of awnings should coordinate with, and not dominate, the architectural style of the building. Where multiple awnings are used on a building, the design and color of the sign awnings shall be consistent with all other awnings.
3. Backlit and internally illuminated awnings are prohibited.
4. Only permanent signs that are an integral part of the canopy or awning shall be used.

D. Window Signs.

1. Interior signs 24 inches or less from the window are considered as exterior advertising signs.
2. Window signs (permanent or temporary) shall not cover more than 25% of the area of each window. Signs that cover 10% or less of the window do not count towards the total business sign allowance.
3. Window signs shall be primarily individual letters intended to be viewed from outside. Glass-mounted graphics may be applied as long as they comply with the 25% limitation.

4. Electronic or LED monitors (such as TV screens) shall not be used as window signs.

1109.02 Site Signs. Site signs are permitted for each individual parcel or group of parcels that the owners have declared to be a development site for sign purposes. Sign area accumulates for the parcel or development site, regardless of the number of businesses on that parcel.

The following signs are considered site signs, are allotted per property, and shall not count against the total allowable signage for any 1 business. These signs are permitted at the discretion of the property owner and/or property management company.

A. Monument (Freestanding) Signs.

1. There shall be no more than 1 monument sign per street frontage per site and a maximum of 2 monument signs per site.
2. A landscaped area equivalent to the area of each sign face of a monument sign shall be maintained. Landscaping should be designed to ensure the long-term readability of the sign.
 - a. On properties that install a monument sign in an area landscaped in accordance with SLDC 910.05(L) (Street Frontage Requirements), 1 of the following may be applied:
 - i. Base sign area may be increased by 20%; or
 - ii. Sign height may be increased by 25%.
 - iii. An increase in sign height does not permit additional sign area, except as otherwise permitted by this article.
 - iv. An increase in sign height is not permitted if it would violate another provision of the SLDC (e.g., site visibility triangle, wall height).
3. Monument signs are permitted a maximum area of 25 square feet and maximum height of 8 feet. On properties which exceed a 300-foot lot frontage on a single street, 1 of the following 2 options may be applied:
 - a. The maximum sign area may be increased to 35 square feet.
 - b. A second monument sign on a single frontage may be permitted provided there is a minimum of 250 feet of separation between the 2 signs. If this option is used, the maximum of 2 monument signs per property does not change.
4. The sign base shall have a minimum aggregate width of 75% of the width of the sign cabinet or face.
5. Monument signs shall be placed perpendicular to the street.
6. Monument signs shall incorporate architectural elements, details, and articulation consistent with the primary building on the site.
7. Each monument sign shall incorporate the legally assigned address number.

8. For properties where a monument sign is not used, the Director may allow additional building signage for center identification in lieu of a monument sign, subject to the same maximum area as the monument sign.

B. Directional Signs.

1. Directional signs shall be placed at the driveway entrance to a lot, parcel or multiple-use lot or parcel. There shall be no more than 1 directional sign per driveway.
2. No directional sign shall be greater than 6 square feet in area or have height greater than 3 feet above grade.
3. No more than 25% of the area of a directional sign may be devoted to business identification.
4. Directional signs shall not be permitted at a driveway entrance where there is a separate monument sign, but directional signage may be incorporated into the monument sign. Directional information incorporated into a monument sign shall not count towards the total allowable sign area for the monument sign.

C. Directory Signs.

1. Directory signs may be provided for individual businesses or occupants of the same building or building complex, in accordance with the following:
 - a. The display board shall be of an integrated and uniform design.
 - b. One directory sign is permitted at each pedestrian entrance to the building complex, with a maximum of 2 per development site.
 - c. Directory signs may be wall-mounted or monument signs.
 - d. Such signs shall not exceed 6 feet in height.
 - e. Each tenant business is permitted a maximum of 0.5 square feet on a directory sign and the building identification shall not exceed 2 square feet. The total area of any directory sign shall not exceed 15 square feet.
2. Directory signs shall not be subject to items of information restrictions (see SLDC 1107.01, Sign Legibility).

D. Service (Gas) Station Signs.

1. Each service station or other business selling automotive fuel is permitted 1 price sign for each street frontage not to exceed 8 square feet in area and 8 feet in height.
2. Service station signs shall be incorporated into the main monument sign but shall not count towards the maximum allowable square footage when used solely for gas pricing.
3. "Self/full serve" signs not to exceed 3 square feet in area each are permitted on each end of each pump island.

4. Any other signs may be considered through approval of a Master Sign Plan, including, but not limited to, signs affixed to the top or sides of an operable fuel dispensing pump or trash containers.

E. Drive-Through Board Signs.

1. Board signs shall maintain a minimum setback of 25 feet from front and street side property lines.
2. Maximum of 30 square feet and 6 feet in height.
3. Internal illumination of board signs is permitted.
4. Shall be designed with a solid base. The design, materials, and finish of the base shall match the building.
5. Screening of board signs from the public right-of-way is required through use of the building, walls, fences, or landscaping, subject to review and approval by the Director.
6. A maximum of 1 sign per drive-through restaurant is permitted.
7. If speakers are used, they shall be subject to the City of Sedona's noise ordinance (Chapter 8.25 SCC, Sound Regulations – Sound Control).

F. Signs for Vacation Timeshare Solicitors, Vacation Club Solicitors, Timeshare Sellers and Vacation Club Membership Sellers. Within the City of Sedona, all signage at all locations engaged in the commercial solicitation of vacation club membership plans, timeshares or timeshare plans, including, but not limited to, off-premises canvassing (OPC) locations, kiosks, or podiums located adjacent to public rights-of-way, shall comply with the requirements of Chapter 8.15 SCC (Nuisances) and SCC 8.15.023 (Provisions related to signs for vacation timeshare solicitors, vacation club solicitors, timeshare sellers and vacation club membership sellers).

[Ord. 2017-06 § 1, 9-26-2017 (Res. 2017-20 (Exh. A), 9-26-2017). Formerly 1107].

1110 Permanent signs – State Route 89A character district.

As uptown Sedona is characterized as a predominately pedestrian area, it is recognized that different sign standards are needed. For properties that have been identified in the Sedona Main Street and Character Districts Design Manual as being part of the State Route 89A character district, the design standards applicable to commercial signs will apply with the following exceptions:

1110.01 Business Tenant Signs. For properties or development sites with a single tenant, tenant signage with a maximum area of 12.5 square feet is permitted. On properties exceeding a 30-foot lot frontage on a single street, this area may be increased in area by 1 square foot for each 3 lineal feet of building frontage in excess of 30 feet, up to a maximum of 25 square feet.

For properties or development sites with 2 or more tenants, tenant signage with a maximum area of 9 square feet is permitted for each tenant with a primary entrance on a street, parking lot, courtyard or mall. For tenants exceeding an 18-foot building frontage, the sign

area may be increased in area by 1 square foot for each 3 lineal feet of building frontage in excess of 18 feet, up to a maximum of 25 square feet.

A. Under Canopy Signs.

1. Where a building sign is not visible to pedestrian traffic in a covered walkway, an under canopy identification sign of up to 3 square feet is allowed. Square footage for an under canopy sign does not count towards the maximum area for the business sign.
2. Where the building design does not permit an under canopy sign with an 8-foot clearance, the Director may approve a minimum clearance of 7 feet.

1110.02 Site Signs.

A. Monument (Freestanding) Signs. On properties with less than 100 feet of street frontage, monument signs are permitted a maximum area of 18 square feet and maximum height of 5 feet.

[Ord. 2017-06 § 1, 9-26-2017 (Res. 2017-20 (Exh. A), 9-26-2017)].

1111 Permanent signs – Residential districts.

The following regulations shall apply to the specific permanent signs as indicated for residential districts and subject to the issuance of a sign permit:

A. Directional Signs.

1. Directional signs are prohibited for single-family residential uses.
2. There shall be no more than 1 directional sign per driveway entrance to a lot, parcel or multiple-use lot or parcel.
3. No directional sign shall be greater than 6 square feet in area and have height greater than 3 feet above grade.
4. Directional signs shall not be permitted at a driveway entrance where there is an identification sign, but directional signage may be incorporated into the identification sign. Directional information incorporated into an identification sign shall not count towards the total allowable sign area for the identification sign.

B. Identification Signs.

1. One identification sign per property is permitted. However, if the property exceeds 2 acres in area and has frontage along more than 1 public right-of-way, a maximum of 2 signs are permitted, with no more than 1 sign adjacent to each street frontage.
2. Signs for single-family residential uses shall not exceed 6 square feet in area per face and may be double-faced.
3. Signs for non-single-family residential uses shall not exceed 12 square feet in area per face and may be double-faced.
4. An identification sign may be a wall-mounted or monument sign. The height of a monument sign shall not exceed 3 feet above grade.

C. Subdivision Entrance Signs.

1. Not more than 2 permanent subdivision identification signs are permitted for each primary entrance to a recorded subdivision.
2. Each sign shall not exceed 12 square feet in area per face and may be double-faced.
3. A subdivision entrance sign may be a wall-mounted or monument sign. The height of a monument sign shall not exceed 3 feet above grade.
4. A landscaped area equivalent to the area of each sign face of a monument sign shall be maintained. Landscaping should be designed to ensure the long-term readability of the sign.
 - a. On properties that install a monument sign in an area landscaped in accordance with SLDC 910.05(L) (Street Frontage Requirements), 1 of the following may be applied:
 - i. Base sign area may be increased by 20%; or
 - ii. Sign height may be increased by 25%.
 - iii. An increase in sign height does not permit additional sign area, except as otherwise permitted by this article.
 - iv. An increase in sign height is not permitted if it would violate another provision of the SLDC (e.g., site visibility triangle, wall height).
5. Subdivisions with entrances off of a major arterial roadway may apply for a Master Sign Plan to allow additional or larger signs to ensure readability from the adjacent roadway.

[Ord. 2017-06 § 1, 9-26-2017 (Res. 2017-20 (Exh. A), 9-26-2017). Formerly 1108].

1112 Permanent signs – Special use, community facilities, transitional districts.

1112.01 Nonresidential Uses. Signage for nonresidential uses within special use, community facilities, and transitional districts is subject to the provisions of SLDC 1109 (Permanent signs – Commercial districts), with the following exceptions:

- A. Directional Signs. Directional signs are limited to a maximum area of 4 square feet. All other provisions apply.
- B. Directory Signs. Directory signs are limited to a maximum area of 10 square feet. All other provisions apply.
- C. Monument (Freestanding) Signs. Monument signs are limited to a maximum area of 12 square feet and a maximum height of 5 feet. No more than 1 monument sign is permitted per property. All other provisions apply.

1112.02 Residential Uses. Signage for residential uses within transitional and special use districts is subject to the provisions of SLDC 1111 (Permanent signs – Residential districts).

1112.03 Master Sign Plan. The above requirements may be modified through approval of a Master Sign Plan.

[Ord. 2003-17 § 3, 10-14-2003; Ord. 2017-06 § 1, 9-26-2017 (Res. 2017-20 (Exh. A), 9-26-2017). Formerly 1109].

1113 Permanent signs – Parks and recreation uses.

The following regulations shall apply to the specific permanent signs as indicated for public parks and recreation uses and subject to the issuance of a sign permit:

1113.01 Signage necessary for the safe and orderly operation of the parks and recreation facilities is permitted. This could include, but is not limited to, facility identification, posting of park rules, directional signs, and hours of operation. Signs over 3 feet in height or signs visible from off site require a permit.

1113.02 Master Sign Plan. A Master Sign Plan may be approved for public parks and recreation facilities.

[Ord. 2017-06 § 1, 9-26-2017 (Res. 2017-20 (Exh. A), 9-26-2017)].

1114 Temporary signs.

1114.01 Standards for Temporary Signs.

- A. Design standards related to color, font styles, and items of information are not applicable for temporary signs.
- B. Sign Area. Sign area shall include the entire sign, including background and text.
- C. Sign Location. Signs shall be located so as not to create a hazard for pedestrian or vehicular traffic.
- D. Sign Installation. Temporary signs shall be installed in such a way that ensures they do not create a safety hazard.
- E. Sign Illumination. Illumination of temporary signs is prohibited.

1114.02 The following regulations shall apply to the specific temporary signs as indicated and subject to the issuance of a temporary sign permit:

A. Temporary Signs, Residential Districts.

1. Up to 4 temporary signs may be placed either on the owner's property or off site for the purpose of directing the public when the property owner is opening the property to the public for a residential or nonprofit activity (e.g., real estate open house, garage/yard sale, estate sale), subject to the following:
 - a. Maximum of 1 sign may be located on site.
 - b. Maximum of 3 signs may be located off site, with no more than 1 sign per turning movement.
 - c. Signs may be displayed a maximum of 12 times per year.

2. Signs may be displayed between the hours of 7:00 a.m. and 8:00 p.m.
3. Signs shall not exceed 3 square feet in area and 3 feet in height.
4. Signs shall not be illuminated.
5. Signs shall not be placed so as to create a traffic hazard, as determined by city staff. Signs shall not be placed in ADOT right-of-way, traffic medians, public sidewalks, or bicycle paths.
6. Signs may be placed in City of Sedona right-of-way in residential districts, but shall not be attached to any trees, fences, utility poles, light posts, street signs, or any other public facility located within city right-of-way.
7. Signs shall have sufficient weight and durability to withstand wind gusts, storms, and other weather elements.
8. Signs shall not be made of flimsy or unstable materials such as cardboard boxes, poster board, or paper.
9. Signs shall not have attachments, including, but not limited to, balloons, ribbons, loudspeakers, etc.
10. Signs may be placed on privately owned property within residential districts with the written permission of the property owner.
11. Accepting payment or any form of compensation for the placement of off-premises signs is prohibited.
12. Temporary signs in residential districts shall be used only for wayfinding purposes.
13. Violations are subject to any and all adopted fees and enforcement policies and regulations.

B. Temporary Signs, Commercial Districts.

1. Temporary signs are allowed in commercial districts subject to the limitations of this section.
2. Temporary signs in commercial districts may be displayed on site 5 times per year for a maximum of 5 consecutive days each time.
3. New businesses shall be permitted to display 1 temporary sign for a maximum of 30 days. This 30-day period shall not start prior to issuance of a tenant occupancy permit and shall not extend beyond installation of the permanent sign for the business or 30 days after issuance of a certificate of occupancy, whichever is sooner.
4. Temporary business signs shall not exceed 20 square feet in area.
5. Temporary signs shall be attached to the building of the business of which they are advertising.

a. Temporary signs may be freestanding if the overall height does not exceed 8 feet.

b. When attached to the building, temporary signs shall not be mounted higher than the eave line or top of the parapet wall of the building and no portion of the sign shall extend beyond the ends of the wall to which it is attached.

6. Temporary off-premises signs in commercial districts are prohibited except for temporary wayfinding signs for nonprofit or residential activities which are permitted, subject to the conditions in subsection 1114.02(A) of this section (Temporary Signs, Residential Districts), for nonprofit or residential activities occurring adjacent to commercial districts.

7. The following signs may be permitted through a temporary sign permit:

- a. Flag-mounted signs;
- b. Banners;
- c. Pennants;
- d. Streamers;
- e. Balloons;
- f. Inflatable signs;
- g. Costumed characters;
- h. Sandwich board or A-frame signs.

C. Site Development Signs.

1. One on-premises site development sign may be allowed for each development project.

2. A site development sign may be displayed upon the issuance of a building permit for the project and shall be removed prior to the issuance of a certificate of occupancy or the abandonment of the project, whichever shall first occur.

3. Any site development sign shall not exceed 20 square feet in area and shall not exceed 8 feet in height.

[Ord. 2017-06 § 1, 9-26-2017 (Res. 2017-20 (Exh. A), 9-26-2017). Formerly 1111].

1115 Prohibited signs.

1115.01 Signs that are not specifically authorized are expressly prohibited. Prohibited signs include, but are not limited to, the following:

- A. Pole signs;
- B. Internally illuminated cabinet signs;

- C. Plastic signs are prohibited except as otherwise provided;
- D. Flag-mounted signs, except as otherwise provided;
- E. Signs having intermittent or flashing illumination, animated or moving parts, rotating or simulating movement by any means of fluttering, spinning or reflection devices or that emit sound, except as otherwise permitted;
- F. Electronic message signs;
- G. Freestanding changeable copy signs, except as otherwise provided;
- H. Banners, pennants, streamers, balloons, flags, search lights, strobe lights, beacons, inflatable signs, and costumed characters, except as otherwise provided;
- I. Service or bay entrance sign banners or advertising;
- J. Signs imitating an official traffic control sign;
- K. Signs that in any way obstruct the view of, are susceptible to, or are confused with an official traffic sign, signal or device or any other official sign, as defined by the Director;
- L. Signs that in any way imitate any official sign, including, but not limited to, color and font style, as defined by the Director;
- M. Signs that use words, phrases, symbols, or characters implying the existence of danger or the need for stopping or maneuvering of a motor vehicle, or create in any way an unsafe distraction for motor vehicle operators;
- N. Signs that obstruct the view of motor vehicle operators, bicyclists and pedestrians entering a public roadway from any parking area, service drive, private driveway, alley or other thoroughfare;
- O. Signs that obstruct free ingress to or egress from required door, window, fire escape or other required exit;
- P. Any sign placed on city-owned property, except as otherwise provided;
- Q. Any sign placed on private property without the property owner's written approval;
- R. Off-premises signs, except as otherwise provided;
- S. Signs attached to any fences, utility poles, trees, shrubs, rocks or other natural objects, unless specifically included in the design and approved by the Director;
- T. Signs constituting a hazard to safety, health or public welfare;
- U. Neon signs where the light source is visible from the public right-of-way, except as otherwise provided;
- V. Roof-mounted signs;
- W. Signs painted on or attached to vehicles or fleet of vehicles which are parked conspicuously on the public right-of-way or on private premises for the purpose of circumventing the intention of these regulations;

X. Sandwich board, A-frame, portable and other similar types of signs, except as otherwise provided;

Y. Signs with reflective surfaces;

Z. Temporary signs, except as otherwise provided;

AA. Walking signs, including costumed characters used for commercial advertising purposes, which are visible from any public right-of-way, any adjacent building, or any public area, except as otherwise provided;

BB. Signs with any statement, symbol or picture of an obscene nature;

CC. Signs in districts designated "open space and recreation" are prohibited, except as otherwise provided;

DD. Signs with exposed raceways and conduit.

[Ord. 2017-06 § 1, 9-26-2017 (Res. 2017-20 (Exh. A), 9-26-2017). Formerly 1114].

THIS PAGE INTENTIONALLY LEFT BLANK.



**CITY COUNCIL
AGENDA BILL**

**AB 2348
February 27, 2018
Regular Business**

Agenda Item: 8c
Proposed Action & Subject: Discussion/possible direction regarding the process for appointment to fill the open City Council seat.

Department	City Manager's Office
Time to Present	15 minutes
Total Time for Item	30 minutes
Other Council Meetings	N/A
Exhibits	A. Memo regarding appointment process

City Attorney Approval	Reviewed 2/20/18 RLP	Expenditure Required	\$ 0
City Manager's Recommendation	Discuss and give direction on the appointment process for the open City Council seat.	Amount Budgeted	\$ 0
		Account No. (Description)	N/A
		Finance Approval	<input checked="" type="checkbox"/>

SUMMARY STATEMENT

Background: The City Council has a vacant seat as a result of the resignation of Joe Vernier effective February 19, 2018. Council must now appoint a person to the vacant seat to a term that will run only until the next regular election cycle (August/November 2018). The August/November election cycle will include a seat for the remaining two years of Joe Vernier's original four-year term.

While the terms of the election are mandated by statute, there is little other regulation and/or guidance as to what process the Council uses to make the appointment. Please find the enclosed memo, which outlines the timeline, key decisions regarding process, and possible criteria to consider in making the appointment.

Community Plan Consistent: Yes - No - Not Applicable

Board/Commission Recommendation: Applicable - Not Applicable

MOTION

I move to: for discussion and possible direction only.

THIS PAGE INTENTIONALLY LEFT BLANK.

MEMO

To: City Council
From: Justin Clifton, City Manager
Date: February 20, 2018
Subject: City Councilor Appointment



Office of the City Manager

This memo is intended to outline the time line, key considerations regarding the process and possible criteria for making an appointment of a vacant City Council seat.

Time Line:

February 21st: Applications available
February 27th: Meet in open session to consider the appointment process
March 7th: Deadline to Submit Applications
March (TBD): Meet in open session to review applications
March/April (TBD): Meet in open session to conduct interviews/consider appointment

Process Questions:

Does the entire Council wish to participate in every aspect of the process or is there any interest in authorizing a subcommittee to review applications, conduct interviews or make a recommendation to the full Council?

Does the Council want to structure certain decisions (such as asking Councilors to pick the top 4 candidates, dedicating time to deliberate etc.) or have an open ended decision making process?

Does the Council want to establish criteria for the preferred candidate prior to reviewing applications?

What dates does Council want to meet to discuss applications and conduct interviews?

Possible Criteria Considerations:

Experience: Given the possibility that this term is very short, Council may wish to prefer any candidates that have previously served on Council or have other relevant city experience. This could minimize the learning curve and better ensure productive participation. Alternatively, inexperience is sometimes seen as an advantage as it often brings new perspective and fresh ideas.

Intent to run: While no candidate is ever assured of winning a competitive election, Council may wish to give preference to those candidates who intend to run over those that do not. The

logic is that candidates that express intent to run have greater probability of longer term continuity and contribution than those who are intent not to seek election.

Missing Representation: Some Councils/ boards find the appointment process as a unique opportunity to bring on a member that brings a perspective different from the other seated members. This different perspective can be based on representing a demographic group (age, gender, ethnicity etc.), affiliation (business, environment, parents etc.), skill set (finance, policy making etc.) or other characteristics.

Replacement: This idea suggests that preferred candidates are those that most closely replace the qualities lost in the Councilor whose seat is being filled. The logic is that the previously elected candidate reflects the will of the voters and taking this approach is the most consistent with honoring that mandate.

Previous Candidacy: This idea suggests that candidates who previously ran for office but didn't get elected should be considered above those who have never expressed interest. The logic is that these candidates have some verifiable public support and have done more to pursue a position than candidates who have not participated in elections. Then again, it can be argued that candidates who did not win a seat were "rejected" by voters, making an appointment contrary to the will of the voters.

Other: Council is free to consider any other criteria in making the appointment to this vacant seat.



**CITY COUNCIL
AGENDA BILL**

**AB 2336
February 27, 2018
Regular Business**

Agenda Item: 8d
Proposed Action & Subject: Discussion/possible action regarding proposed State legislation and its potential impact on the City of Sedona.

Department	Legal
Time to Present	10 Minutes
Total Time for Item	30 Minutes
Other Council Meetings	January 23, 2018, February 13, 2018
Exhibits	None

City Attorney Approval	Reviewed 2/20/18 RLP	Expenditure Required
		\$ 0
City Manager's Recommendation	None.	Amount Budgeted
		\$ 0
		Account No. N/A (Description)
		Finance Approval <input checked="" type="checkbox"/>

SUMMARY STATEMENT

Background: During the course of the State Legislative Session, many bills are introduced that have a potential impact on the City of Sedona. The Arizona League of Cities and Towns and City staff routinely monitor bills of interest as they progress through the legislative process.

This item is scheduled in order to provide a summary update on relevant bills, to answer questions that the City Council may have in regard to any individual bill and to consider the need for the City Council to take a formal position in support or opposition of any particular bill.

On January 23, 2018, Council agreed by majority consensus to continue to allow staff and the Mayor to weigh in on issues at the Legislature on behalf of the City through the same process established on February 11, 2014. Council will be notified via email of issues on which the City takes a position. Such a practice is a very effective method of ensuring appropriate City involvement with legislative issues.

Community Plan Consistent: Yes - No - Not Applicable

Board/Commission Recommendation: Applicable - Not Applicable

Alternative(s):

MOTION

I move to: for informational purposes only, unless there is a preference to take a position on a particular bill.