

AGENDA



4:30 P.M.

CITY COUNCIL MEETING

REVISED

TUESDAY, MARCH 10, 2020

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/MOMENT OF ART

3. CONSENT ITEMS - APPROVE

LINK TO DOCUMENT =

- a. Minutes - February 25, 2020 City Council Regular Meeting.
- b. AB 2558 Approval of recommendation regarding a new Series 11 Hotel/Motel Liquor License for Sedona Rouge Hotel and Spa located at 2250 W ST RT 89A, Sedona, AZ 86336 (File #95909).
- c. AB 2562 Approval for the City Clerk to call the 2020 Primary Election for the offices of City Councilor (three seats with four-year terms) and Mayor (two-year term), to call the 2020 General election, if needed, and identifying associated deadlines for the Primary Election.

4. APPOINTMENTS

- a. AB 2567 Discussion/possible action regarding appointment of Lisa Parsons as Magistrate Judge and approval of a two-year contract and a budget transfer from contingency.

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. Recognition of Sedona Police Department Explorers and their recent achievements.

8. REGULAR BUSINESS

- a. AB 2560 **Discussion/possible action** regarding approval of the City joining the Global Covenant of Mayors for Climate and Energy.
- b. AB 2555 **Discussion/possible action** regarding proposed State legislation and its potential impact on the City of Sedona.
- c. **Reports/discussion** regarding Council assignments.
- d. **Discussion/possible action** regarding 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.



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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: _____

Cherise Fullbright
Deputy City Clerk

Note: Pursuant to A.R.S. § 38-431.02 notice is hereby given to the members of the City Council and to the general public that the 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 materials 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

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
Regular City Council Meeting
City Council Chambers, Sedona City Hall,
102 Roadrunner Drive, Sedona, Arizona
Tuesday, February 25, 2020, 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.

Council Present: Mayor Sandy Moriarty, Vice Mayor John Martinez, Councilor Bill Chisholm, Councilor John Currivan, Councilor Janice Hudson, Councilor Scott Jablow, Councilor Jessica Williamson.

Staff Present: City Manager Justin Clifton, Assistant City Manager/Community Development Director Karen Osburn, City Attorney Robert Pickels, Jr., Assistant City Attorney Shelley Cutts, Public Works Director/City Engineer Andy Dickey, Engineering Supervisor Stephen Craver, Associate Engineer David Peck, Assistant Community Development Director Warren Campbell, Senior Planner Mike Raber, Chief of Police Charles Husted, Lieutenant Stephanie Foley, Lieutenant Lucas Wilcoxson, Sergeant Casey Pelletier, Detective Brandon Bergstad, Officer Justin White, Officer Steven Willadsen, Communications & Records Supervisor Mark Coughlin, Community Services Officer Rock Kurz, Executive Assistant to the Chief of Police Sherri O'Connor, Records Clerk II Jamie Rivero, Records Clerk I Marcy Garner, Human Resources Specialist JoAnne Cook, Court Clerk Lizbeth Fullbright, Deputy City Clerk Cherise Fullbright, City Clerk Susan Irvine.

2. City's Vision/Moment of Art

A video of the City's Vision was played.

3. Consent Items

- a. **Minutes - February 11, 2020 City Council Special Meeting - Executive Session.**
- b. **Minutes - February 11, 2020 City Council Regular Meeting.**
- c. **Minutes - February 12, 2020 City Council Special Meeting.**
- d. **AB 2553 Approval of award of a Job Order Contract extension in the amount of \$1,400,000 with Tiffany Construction Company, Inc. for construction of City of Sedona drainage improvement projects during FY 2020, including the Thunder Mountain Drainage Improvements Project.**

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

4. Appointments

- a. **AB 2559 Discussion/possible action regarding the appointment of a board member to the Public Safety Personnel Retirement System (PSPRS) Board.**

Presentation by Mayor Moriarty who recognized Richard Breunich for his willingness to

serve.

Motion: Councilor Williamson moved to appoint Richard Breunich to the Public Safety Personnel Retirement System (PSPRS) Board with a term beginning immediately and ending April 24, 2023 or until a successor is appointed, whichever is later. Seconded by Councilor Jablow. Vote: Motion carried unanimously with seven (7) in favor (Moriarty, Martinez, Chisholm, Currivan, Hudson, Jablow, and Williamson) and zero (0) opposed.

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

Councilor Jablow stated that he attended a recent ribbon cutting for Window Wonders at their new location by Harkins Theater. Councilor Chisholm stated that Welcome Home Vietnam Veterans Day in Sedona will take place on March 29th. It will begin in Camp Verde with a motorcycle ride through the Verde Valley to the Elks Lodge in Sedona. There will be lunch and a ceremony at the Elks Lodge. Vice Mayor Martinez stated that the St. Patrick's Day parade will take place on March 14th at 10:00 a.m. on Jordan Road. The Food Truck Festival will be on March 28th at Posse Grounds Park. There is also an event at The Hub at Posse Grounds Park today and Thursday at 5:00 p.m. to discuss the future of the Park. Mayor Moriarty advised that the Sedona Film Festival is continuing with single film tickets still available. Councilor Jablow stated that the City will host a free Fix-it Clinic on May 2nd at The Hub beginning from 10:00 a.m. to 1:00 p.m.

6. Public Forum – None.

7. Proclamations, Recognitions, and Awards

a. Presentation of Prop 202 funding from the Yavapai-Apache Nation to the City of Sedona.

Chairman Jon Huey and Council Member Apphia Shirley from the Yavapai-Apache Nation presented a check in the amount of \$18,370 to the City of Sedona for Prop 202 funding. Mayor Moriarty thanked the Yavapai-Apache Nation for their generous donation.

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, SPD Volunteer of the Year, and SPD DUI Officer 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 Lodge of Free and Accepted Masons.

Brook Cunningham of the Central Arizona Lodge #14 of the Free and Accepted Masons announced awards to the following SFD employees: Administrative Support Employees of the Year Branda Brothers and Kerrie Tarver who was unable to attend and Firefighter of the Year Matt Price. Mr. Cunningham then presented an award for Verde Search and Rescue Posse Member of the Year to Peg Kern. He lastly presented awards to the following SPD employees and volunteer: Professional Staff of the Year Communications & Records Supervisor Mark Coughlin, Volunteer of the Year Robert Decker, DUI Officer of the Year Steven Willadsen, and Police Officer of the Year Detective Brandon Bergstad.

c. New employee introductions & recognition of staff accomplishments.

Justin Clifton introduced the following new employees and welcomed them to the City team: Court Clerk Lizbeth Fullbright and Officer Justin White. Justin also advised that staff

has identified 71 projects for process improvement for the Lean Project, and he appreciates everyone's involvement.

8. Regular Business

- a. AB 2538 Discussion/possible direction regarding options for the development of additional parking in Uptown Sedona following up on the results of the Sedona Parking Facility Needs, Siting, and Design Concept Assessment.**

Presentation by Karen Osburn and Justin Clifton.

Questions from Council.

Opened to the public at 6:06 p.m.

The following spoke regarding this item: Tom Gilomen, Sedona, Kali Gajewski, Sedona, Jennifer Wesselhoff, Sedona, Randy McGrane, Phoenix, and Chase Gilomen, Sedona.

Brought back to Council at 6:18 p.m.

Additional questions and comments from Council.

By majority consensus, Council agreed as follows:

- **Staff should proceed with the acquisition of the property on Forest Road.**
- **The preferred parking structure for Forest Road is Option 3 - Three-Deck with One Level Subgrade.**
- **In-lieu fees are supported with direction to staff to assess the viability of imposing a cap on the number of parking spaces that can be purchased.**
- **Defer any decisions on the Jordan Road property until the Uptown CFA is complete.**
- **Preference is to use parking revenues for debt repayment for the parking garage.**

Break at 7:00 p.m. Reconvened at 7:16 p.m.

- b. AB 2555 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.

Discussion only. No action taken.

- c. Reports/discussion regarding Council assignments.**

Councilor Chisholm advised that he attended the Sedona Chamber of Commerce and Tourism Bureau's Marketing Committee meeting last week, and they discussed their ad campaign for FY21. Businessowners requested more information about the expanded hours of the Verde Lynx, and Tlaquepaque businesses would like to see the hours for the traffic control assistants changed to noon until 7:00 p.m. Uptown construction delays are hurting businesses, but they like the City's communications plan related to the construction.

d. Discussion/possible action regarding future meeting/agenda items.

Mayor Moriarty advised that there is not a meeting tomorrow. Magistrate interviews are next Wednesday at 10:00 a.m.

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 7:56 p.m. without objection.

I certify that the above are the true and correct actions of the Regular City Council Meeting held on February 25, 2020.

Susan L. Irvine, CMC, City Clerk

Date



**CITY COUNCIL
AGENDA BILL**

**AB 2558
March 10, 2020
Consent Items**

Agenda Item: 3b
Proposed Action & Subject: Approval of recommendation regarding a new Series 11 Hotel/Motel Liquor License for Sedona Rouge Hotel and Spa located at 2250 W ST RT 89A, Sedona, AZ 86336 (File #95909).

Department City Clerk
Time to Present N/A
Total Time for Item
Other Council Meetings N/A
Exhibits Liquor License Application is available for review in the City Clerk's office.

City Attorney Approval	Reviewed 3/2/20 RLP	Expenditure Required
		\$ 0
City Manager's Recommendation	Recommend approval of a new Series 11 Liquor License for Sedona Rouge.	Amount Budgeted
		\$ 0
		Account No. N/A (Description)
		Finance <input checked="" type="checkbox"/> Approval

SUMMARY STATEMENT

Background: State liquor laws require Sedona's City Council to forward a recommendation for approval or denial of applications for liquor licenses.

The City has received an application for a new Series 11 Hotel/Motel Liquor License for Sedona Rouge Hotel and Spa located at 2250 W ST RT 89A, Sedona, AZ 86336 (File #95909). The liquor license application is available for review and inspection in the City Clerk's office or by email.

A Series 11 Liquor License is a non-transferable, on-sale retail privileges liquor license which allows the holder of a hotel/motel license to sell and serve all types of spirituous liquor solely for consumption on the premises of a hotel or motel that has a restaurant where food is served on the premises. The restaurant on the licensed premises must derive at least forty percent (40%) of its gross revenue from the sale of food. The holder of this license may sell spirituous liquor in sealed containers in individual portions to its registered guests at any time by means of a minibar located in the guest rooms of registered guests. The registered guest must be at least twenty-one (21) years of age. Access to the minibar is provided by a key or magnetic card device and may not be furnished to a guest between the hours of 2:00 a.m. and 6:00 a.m.

Community Development, Finance, the Sedona Police Department , and Sedona Fire District have conducted a review of the application. No objections regarding its approval were noted.

Community Plan Consistent: Yes - No - Not Applicable

Board/Commission Recommendation: Applicable - Not Applicable

Alternative(s): Recommend denial of a new Series 11 Hotel/Motel Liquor License for Sedona Rouge Hotel and Spa located at 2250 W ST RT 89A, Sedona, AZ 86336 (File #95909). Reasons for a recommendation of denial would need to be specified.

MOTION

I move to: recommend approval of a new Series 11 Hotel/Motel Liquor License for Sedona Rouge Hotel and Spa located at 2250 W ST RT 89A, Sedona, AZ 86336 (File #95909).



**CITY COUNCIL
AGENDA BILL**

**AB 2562
March 10, 2020
Consent Items**

Agenda Item: 3c

Proposed Action & Subject: Approval for the City Clerk to call the 2020 Primary Election for the offices of City Councilor (three seats with four-year terms) and Mayor (two-year term), to call the 2020 General election, if needed, and identifying associated deadlines for the Primary Election.

Department	City Clerk
Time to Present	N/A
Total Time for Item	
Other Council Meetings	N/A
Exhibits	A. Resolution

City Attorney Approval	Reviewed 3/2/20 RLP	Expenditure Required
		\$ TBD
City Manager's Recommendation	Approve the City Clerk to call the 2020 Elections.	Amount Budgeted
		\$ 27,450
		Account No. 10-6240-06-6405 (Description) (Professional Services) \$27,200
		10-6240-06-6511 (Advertising) \$250
		Finance Approval <input checked="" type="checkbox"/> Although there is no cost to "calling" an election, there is a cost to hold/administer the election. This has been anticipated in the FY 2020/21 Budget.

SUMMARY STATEMENT

Background: The City Clerk is seeking approval to call a Primary Election on August 4, 2020 and, if necessary, a General Election on November 3, 2020.

The Primary Election will have the following issues on the ballot:

- Three (3) council seats consisting of four-year terms.
- Mayor's seat consisting of a two-year term.

If needed, the General Election will be held to fill any seat(s) not filled at the Primary.

This Resolution will also identify deadlines for filing of nomination forms and voter registration as established under Arizona Revised Statutes.

Community Plan Compliant: Yes - No - Not Applicable

Board/Commission Recommendation: Applicable - Not Applicable

Alternative(s): None.

MOTION

I move to: approve Resolution No. 2020-____ a resolution calling the 2020 Primary Election for the offices of City Councilor (three seats with four-year terms) and Mayor (two-year term), calling the 2020 General election, if needed, and identifying associated deadlines for the Primary Election.

RESOLUTION NO. 2020-__

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF SEDONA, ARIZONA, DESIGNATING THE ELECTION DATE AND PURPOSE OF ELECTION; THE PLACE AND THE LAST DATE FOR CANDIDATES TO FILE NOMINATION PAPERS; AND THE DEADLINE FOR VOTER REGISTRATION.

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF SEDONA, ARIZONA as follows:

Section 1. Designation of Election Date; Purpose

That August 4, 2020 has been set as the time for holding the Primary Election in the City of Sedona for the following purpose:

Nominating candidates for Mayor for a 2-year term and three City Council seats for a 4-year term whose names shall appear on the ballot at the General Election to be held on November 3, 2020. Any candidates receiving a majority of all the votes cast at the Primary Election will be declared elected without running at the General Election pursuant to A.R.S. § 9-821.01.

Section 2. Designating Date and Place to File Candidate Nomination Forms

Candidates seeking municipal office may obtain nomination papers and other materials at the City Clerk's Office, 102 Roadrunner Drive, Sedona, Arizona. Candidates must file nomination papers and other nomination forms by 5:00 p.m. on April 6, 2020 at the City Clerk's Office, 102 Roadrunner Drive, Sedona, Arizona in order for their names to appear on the Primary Election ballot.

Section 3. Designating Deadline for Voter Registration

Coconino and Yavapai County registration and voting lists will be used for the municipal election. In order to be qualified to vote in the Primary Election, you must be registered by July 6, 2020.

PASSED AND ADOPTED by the Mayor and Council of the City of Sedona, Arizona this 10th day of March, 2020.

Sandra J. Moriarty, Mayor

ATTEST:

Susan L. Irvine, CMC, City Clerk

APPROVED AS TO FORM:

Robert L. Pickels, Jr., City Attorney



**CITY COUNCIL
AGENDA BILL**

**AB 2567
March 10, 2020
Appointments**

Agenda Item: 4a
Proposed Action & Subject: Discussion/possible action regarding appointment of Lisa Parsons as Magistrate Judge and approval of a two-year contract and a budget transfer from contingency.

Department City Council
Time to Present 2 minutes
Total Time for Item 15 minutes
Other Council Meetings N/A
Exhibits A. Draft Magistrate Judge Contract

City Attorney Approval	Reviewed 3/5/20 RLP	Expenditure Required
		\$ 22,600 (remainder of FY2020) Annual salary and benefit total - \$158,300
City Manager's Recommendation	N/A	Amount Budgeted
		\$ 14,300 (remainder of FY2020) Account No. 10-5520-01-XXXX (Description) (Applicable salary and benefit accounts) Finance Approval <input checked="" type="checkbox"/>

SUMMARY STATEMENT

Background: On February 11, 2020, the City Council met in executive session and selected applicants for in-person interviews for the position of Magistrate Judge. City Council selected the top five applicants, four of whom were subsequently interviewed on March 4, 2020. Following the interviews, Lisa Parsons was selected as the candidate for the position of Magistrate Judge.

Per Arizona Revised Statutes § 22-403: *Presiding officer of municipal court; appointment; compensation; justice of the peace as magistrate*

A. *The presiding officer of the municipal court shall be a magistrate, who shall be selected in a manner provided by the charter or ordinances of the city or town. The*

magistrate shall receive such compensation as provided by the governing body of the city or town.

Furthermore, per Sedona City Code, 2.45.010:

A. The city magistrate shall be the presiding officer of the magistrate's court and shall be selected by the council and shall perform those functions necessary to the maintenance of the magistrate's court as set forth in this code, and as provided by the Constitution and laws of this state, and the applicable orders, rules and directives of the Arizona Supreme Court.

The terms of the magistrate's contract are set forth in Sedona City Code, 2.70.030:

2.70.030 City magistrates – Appointment – Compensation.

The magistrate court shall be composed of a presiding magistrate and such other magistrates as may be determined by the council. The council shall appoint and may remove for cause the presiding magistrate and such additional magistrates appointed. All magistrates shall be appointed for a period of two years, with their compensation to be determined by the council.

Budgetary Implications: The magistrate judge position has historically been part-time and was budgeted as part-time for Fiscal Year 2019-20. A budget transfer of \$8,300 from the contingency account will be needed to cover this additional cost. The position will be included as full-time when the Fiscal Year 2020-21 budget is presented.

Community Plan Compliant: Yes - No - Not Applicable

Board/Commission Recommendation: Applicable - Not Applicable

Alternative(s): N/A

MOTION

I move to: approve the appointment of Lisa Parsons as Magistrate Judge for the City of Sedona and approve the two-year employment contract.

I move to: approve a budget transfer of \$8,300 from the contingency account to the Municipal Court budget to cover the additional costs for Fiscal Year 2019-20.

EMPLOYMENT AGREEMENT

THIS AGREEMENT, made and entered into this 16th day of March, 2020, by and between the City of Sedona, State of Arizona, a municipal corporation, (“Employer”), and Lisa Parsons, (“Employee”), both of whom agree as follows:

WITNESSETH:

WHEREAS, Employer desires to employ the services of the Employee as Magistrate Judge of the City of Sedona, as provided by A.R.S. § 9-240.B.28 (General powers of common council), A.R.S. § 9-237 (Appointive officers), and Section 2.70.030 (City magistrates – Appointment – Compensation) of the Sedona City Code; and

WHEREAS, it is the desire of the Employer to provide certain benefits, to establish certain conditions of employment, and to set working conditions of said Employee; and

WHEREAS, Employee desires to accept employment as Magistrate Judge for said City of Sedona; and

NOW THEREFORE, in consideration of the mutual covenants herein contained, Employer and Employee (collectively, the “Parties”) agree as follows:

Section 1: Duties

Employer hereby agrees to employ the Employee as Magistrate Judge of Employer to perform the functions and duties specified in the Sedona City Code, Section 2.45.010 (City magistrate); Title 22 (Justice and Municipal Courts), Chapter 4 (Municipal Courts), Articles 1 (General Provisions) and 2 (Procedure) of the Arizona Revised Statutes; and all regulations, orders, policies and handbooks established by the Arizona Supreme Court, and to perform other legally permissible and proper duties and functions as the Council shall from time to time assign.

Section 2: Term

- A. This agreement shall be considered effective from the date of March 16, 2020.
- B. Employee agrees to remain in the exclusive employ of Employer until March 16, 2022, and neither to accept other employment nor to become employed by any other employer for any work that results in a conflict with the Employee’s duties in the Sedona City Court, except that the Employee may, with the consent of Employer, enter into IGA’s for performance of court duties with other municipal courts or Justices of the Peace pursuant to A.R.S. § 22-427.
- C. Nothing in this agreement shall prevent, limit or otherwise interfere with the right of the Employee to resign at any time from her position with Employer, subject only to the provision set forth in Section 4 of this agreement.

Section 3: Termination and Severance Pay

In the event Employee is terminated by Council with cause before the expiration of the twenty-four (24) month term of employment, Employer shall have no obligation to pay Employee any severance pay; provided, however, that Employee shall be compensated for all earned flex leave, vacation, holidays, and benefits accrued to date, as limited by conditions set forth in the City of Sedona Employee Manual.

Section 4: Resignation

In the event Employee voluntarily resigns her position with Employer before expiration of the aforesaid term of her employment, then Employee shall give Employer sixty (60) days written notice in advance or such other length of notice as may be mutually agreed upon in writing by the parties. In addition to the sixty days' notice, the Employee agrees to be available to the City of Sedona for consultation for an additional (30) thirty days at an hourly rate commensurate with the salary described in Section 6 herein.

Section 5: Disability

If Employee is permanently disabled or is otherwise unable to perform her duties because of sickness, accident, injury, mental incapacity, or health for a period of four (4) successive weeks beyond any accrued sick and vacation leave, Employer shall have the option to terminate this agreement.

Section 6: Salary

- A. Employer agrees to pay Employee for her services rendered pursuant hereto an annual base salary of \$115,000.00 payable in installments at the same time as other management employees of the Employer are paid.
- B. Employer agrees to increase said base salary and/or benefits of Employee in such amounts and to such extent as the Council may determine that is desirable to do so on the basis of an annual salary review of said Employee and made at the same time as similar consideration is given other employees generally.

Section 7: Hours of Work and Telephone

- A. It is recognized by the Parties that the duties of Magistrate Judge require work outside of normal office hours and Employee agrees to devote the amount of time and energy necessary to carry out those duties with the highest degree of professionalism possible. Employee is an unclassified employee per Section 105 of the Employee Manual.
- B. The Employee is required to maintain a personal telephone at her place of residence and a cell phone at which she may be reached in emergency situations. Such telephones shall be the financial responsibility of the Employee.
- C. The City shall compensate the Employee \$100 per month for the cost of a personal cell phone.

Section 8: Outside Activities

Employee shall not engage in teaching, consulting, or other non-employer-connected business without the prior approval of the Council.

Section 9: Benefits

The Employee will receive vacation leave accrued at 6.15 hours per pay period up to a maximum accrual of 240 hours. Employee shall be entitled to flexible leave, paid holidays and health insurance options as granted to all full-time employees. Employee shall participate in the Arizona State Retirement System with all applicable employer and employee contributions.

Section 10: Dues and Subscriptions

Employer agrees to budget for and to pay for professional dues and subscriptions of Employee necessary for her full participation in national, regional, state, and local associations and organizations necessary and desirable for her continued professional participation, growth, and advancement, and for the good of the Employer.

Section 11: Professional Development

- A. Employer hereby agrees to budget for and to pay for travel and subsistence expenses of Employee for professional and official travel, meetings, and occasions to continue the reasonable professional development of Employee and to adequately pursue necessary official functions for Employer, including but not limited to the Judicial Conference, state conferences, and such other national regional, state, and local governmental groups and committees thereof which Employee serves as a member.
- B. Employer also agrees to budget for and to pay for travel and subsistence expenses of Employee for short courses, institutes, and seminars that are necessary for her professional development and for the good of the Employer.

Section 12: Indemnification

In addition to that required under state and local law, Employer shall defend, save harmless, and indemnify Employee against any tort, professional liability claim, or demand or other legal action arising out of an alleged act or omission occurring while in the course and scope of her employment and consistent with the performance of Employee's duties as City Magistrate. Employer may compromise and settle any such claim or suit and pay the amount of any settlement or judgment rendered thereon.

Section 13: Bonding

Employer shall bear the full cost of any fidelity or other bonds required of the Employee under any law or ordinance.

Section 14: Residency Required

The Employee shall reside within an area that would allow a response time to City Hall of 60 minutes and shall continue to do so as long as employed by the City of Sedona.

Section 15: Other Terms and Conditions of Employment

- A. The Council, in consultation with the City Magistrate, shall fix any such other terms and conditions of employment, as it may determine from time to time, relating to the performance of Employee, provided such terms and conditions are not inconsistent with or in conflict with the provisions of this agreement, the City of Sedona Code, or any other law. Any such terms shall be set forth in writing as part of or an amendment to this or future employment agreements.
- B. Except as otherwise expressly provided herein, all provisions of the City of Sedona Code and regulations and rules of the Employer as set forth in the Employee Manual relating to vacation and flex leave, retirement and pension system contributions, holidays, and other benefits and working conditions as they now exist or hereafter may be amended, also shall apply to Employee as they would to other employees of Employer, in addition to said benefits herein specifically provided for the benefits of Employee.
- C. Employee shall be entitled to receive the same vacation and sick leave benefits as are accorded department heads including provisions governing accrual and payment therefore on termination of employment all as set forth in the Employee Manual.

Section 16: No Reduction of Benefits

Employer shall not at any time during the term of this agreement reduce the salary, compensation, or other financial benefits of Employee.

Section 17: Notices

Notices pursuant to this agreement shall be given to deposit in the custody of the United States Postal Service, postage paid, addressed as follows:

EMPLOYER: Mayor, City of Sedona, 102 Roadrunner Drive, Sedona, Arizona 86336

EMPLOYEE: Lisa Parsons, 2350 W. State Route 89A 11-193, Sedona, AZ 86336

Alternatively, notices required pursuant to this agreement may be personally served in the same manner as is applicable to civil judicial practice. Notice shall be deemed given as of the date of personal service or as of the date of deposit of such written notice in the course of transmission in the United State Postal Service.

Section 18: General Provisions

- A. The text herein shall constitute the entire agreement between the parties.
- B. This agreement shall be binding upon and inure to the benefit of the heirs in law and executors of Employee.
- C. If any provision, or any portion thereof, contained in this agreement is held unconstitutional, invalid or unenforceable, the remainder of this agreement or portion thereof shall be deemed severable, shall not be affected, and shall remain in full force and effect.

WITNESS WHEREOF, the City of Sedona has caused this agreement to be signed and executed in its behalf by its Mayor and duly attested by its City Clerk, and the Employee has signed and executed this agreement, both in duplicate, the day and year first above written.

Lisa Parsons, Magistrate Judge

Sandra J. Moriarty, Mayor, City of Sedona

ATTEST:

Susan L. Irvine, CMC, City Clerk

APPROVED AS TO FORM:

Robert L. Pickels, Jr., City Attorney



**CITY COUNCIL
AGENDA BILL**

**AB 2560
March 10, 2020
Regular Business**

Agenda Item: 8a
Proposed Action & Subject: Discussion/possible action regarding approval of the City joining the Global Covenant of Mayors for Climate and Energy.

Department	City Manager/Sustainability
Time to Present	15 minutes
Total Time for Item	60 minutes
Other Council Meetings	N/A
Exhibits	A. Commitment Document Template

City Attorney Approval	Reviewed 2/3/20 RLP	Expenditure Required	\$ 0
City Manager's Recommendation	Join the Global Covenant of Mayors for Climate and Energy.	Amount Budgeted	\$ 0
		Account No. (Description)	N/A
		Finance Approval	<input checked="" type="checkbox"/>

SUMMARY STATEMENT

The City of Sedona identified sustainability as a priority in the Community Plan. To affect greater change, the City has the opportunity to join a global city climate leadership alliance known as the Global Covenant of Mayors for Climate and Energy (GCoM). GCoM envisions a world where committed mayors and local governments accelerate climate and energy initiatives that lead to a climate resilient future. Becoming a GCoM signatory city will provide recognition for Sedona's current and future environmental initiatives and work with peer cities to share innovations. The purpose of this item is to evaluate whether to participate in the Global Covenant of Mayors.

Background: Our climate is changing. Temperatures are increasing globally and locally in northern Arizona. Addressing the climate crisis is an urgent issue for cities. An analysis by the Climate Assessment for the Southwest (CLIMAS) indicates warming temperatures, poorer air quality, changing precipitation patterns, and increased flood and wildfire risk are local examples of the impacts northern Arizona is facing as a result of climate change.

Unexpected expenditures from drought, wildfire, flooding, and extreme heat can cause major disruptions in city budgets and operations. Climate change is a threat to community wellbeing and fiscal health.

GCoM is the world's largest alliance of local governments with a shared long-term vision of promoting and supporting voluntary action to combat climate change and move to a low emission, climate resilient future. This coalition gathers thousands of cities of all sizes across 6 continents and more than 120 countries, representing almost 10% of the world's population.

Joining GCOM is a commitment to not only take bold local action but to also work with peers around the world to share innovative solutions that enable cities to do more, faster. GCoM cities connect and exchange knowledge and ideas supported by regional stakeholders.

Process: To become a GCoM signatory city, the City of Sedona must:

- Sign the commitment document. The commitment document pledges the City to (i) reduce/avoid greenhouse gas emissions, (ii) prepare for the impacts of climate change, (iii) increase access to sustainable energy, and (iv) track progress toward these objectives.
- Communicate the City's commitment to citizens and local media.
- Develop citywide knowledge, goals, and plans that aim at least as high as national climate protection commitment(s) or the Nationally Determined Contribution (NDC) to the Paris Climate Agreement. With support from GCoM, global and regional networks, and other partners, the City will:
 - Develop a greenhouse gas (GHG) emissions inventory
 - Assess climate risks and vulnerabilities of the City
 - Define ambitious climate mitigation, resilience and energy targets
 - Create a full climate action plan
- Track and report City progress on a regular basis.

Timeline:

With Council approval, the Mayor will sign the commitment document. Upon submittal, the City will become a GCoM signatory city and must complete the pledged actions within three years or lose its GCoM status.

Key Considerations:

- Within Arizona, the cities of Phoenix, Tempe, and Flagstaff have all committed to GCOM.
- The additional work necessary to become a signatory city is minimal as the projects required (greenhouse gas inventory, climate risks and vulnerabilities assessment, reductions targets, and a climate action plan) are already underway.
- Joining GCoM provides the City the opportunity to work with and get guidance from cities around the globe working to become more sustainable.
- There is no cost to joining GCoM. Actionable items pledged through GCoM are supported by strategies and actions that will be developed in the Climate Action Plan. Some will have financial implications which will be subject to review and approval through the regular budget process.

Community Plan Consistent: Yes - No - Not Applicable

Goals outlined in the Community Plan Section 5, Environment, include:

- Preserve and protect the natural environment

Board/Commission Recommendation: Applicable - Not Applicable

Alternative(s): The City Council could choose not to join the Global Covenant of Mayors.

MOTION

I move to: authorize the Mayor to sign the Global Covenant of Mayors for Climate and Energy commitment letter to become a signatory city.



Appendix C: Proposed New Global Committed Letter

Global Covenant of Mayors for Climate & Energy
Commitment of
[Name of City or Local Government (please include type of jurisdiction (e.g. city/town/village, etc.))]
[Name of country/region]
[Local Government Logo if applicable]

I, **[Name]**, **[Mayor and /or title of equivalent mandated representative]** of **[name of city or jurisdiction]** commit to the Global Covenant of Mayors for Climate & Energy (GCoM), joining thousands of other cities and local governments around the world currently engaged in climate leadership.

GCoM envisions a world where committed mayors and local governments – in alliance with partners – accelerate ambitious, measurable climate and energy initiatives that lead to an inclusive, just, low-emission and climate resilient future, helping to meet and exceed the Paris Agreement objectives.

Whatever the size or location, the mayors and local leaders committed to GCoM stand ready to take concrete measures with long-term impact to tackle the interconnected challenges of climate change mitigation and adaptation, as well as access to sustainable energy.

To implement this vision, we pledge to implement policies and undertake measures to (i) reduce / avoidⁱ greenhouse gas (GHG) emissions, (ii) prepare for the impacts of climate change, (iii) increase access to sustainable energy, and (iv) track progress toward these objectives.

Specifically, within three years of this commitmentⁱⁱ, we pledge to develop, adoptⁱⁱⁱ, use and regularly report on the following:

- A community-scale GHG emission inventory, following the recommended guidance;
- An assessment of climate risks and vulnerabilities;
- Ambitious, measurable and time-bound target(s) to reduce/avoid GHG emissions;
- Ambitious climate change adaptation vision and goals, based on quantified scientific evidence when possible, to increase local resilience to climate change;
- An ambitious and just goal to improve access to secure, sustainable and affordable energy; and
- A formally adopted plan(s) addressing climate change mitigation / low emission development, climate resilience and adaptation, and access to sustainable energy.

The targets and action plans for mitigation / low emission development must be quantified and consistent with or exceed relevant national unconditional^{iv} commitments defined through the UNFCCC (Intended) Nationally Determined Contribution (NDC). The targets and action plans should be in line with National Adaptation Plans, where these exist; and should be consistent with the

principles around energy access and urban sustainability embodied in the Sustainable Development Goals (SDGs).

We will explore the allocation of adequate staff resources and institutional arrangements. This includes governance processes, municipal structures and budget allocations to deliver on this commitment and secure continuity.

We acknowledge that there may be additional regional- or country-specific commitments or requirements that we commit to follow, and that may be agreed through our city networks or through our direct engagement with local partners of GCoM.

The **[city/town/village/type of jurisdiction]** of **[name of city or jurisdiction]** acknowledges that continued engagement in GCoM and associated Regional or National Covenants, as established, is contingent on complying with the above requirements within established timeframes.

Name and title of person signing this commitment

[Name and complete postal address of the local government]

[Website of city or jurisdiction]

[Name of the Mayor (or equivalent)] [Name, e-mail and phone number of the main contact person]

[number of] Inhabitants, **[Area]** sq. kilometres/ miles

[Country], [website]

OFFICIAL SIGNATURE

Mandated by the **[Responsible officer or municipal council]** on **[DATE]**.

ⁱ “Avoid emission” via low emission development

ⁱⁱ Flexibility is allowed to suit differentiated local circumstances and needs.

ⁱⁱⁱ According to the city and local government’s procedures

^{iv} Many countries have submitted two sets of NDC targets: unconditional targets, to be implemented without any explicit external support; and conditional targets. The latter are more ambitious than unconditional targets and require external support for their fulfilment. The cities and local governments committing to the GCoM are required to commit at least to the equivalent of their country’s unconditional targets, but are encouraged to be more ambitious where possible.



**CITY COUNCIL
AGENDA BILL**

**AB 2555
March 10, 2020
Regular Business**

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

Department	Legal
Time to Present	15 Minutes
Total Time for Item	30 Minutes
Other Council Meetings	January 28, 2020, February 11, 2020, February 25, 2020
Exhibits	None

City Attorney Approval	Reviewed 3/2/20 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 League of Arizona Cities and Towns and City staff routinely monitor bills of interest as they progress through the legislative process.

This item is scheduled to provide a summary update on relevant bills, to answer questions that the City Council may have regarding 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.

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 issue.