

**Action Minutes
Regular City Council Meeting
City Council Chambers, Sedona City Hall,
102 Roadrunner Drive, Sedona, Arizona
Tuesday, May 25, 2021, 4:30 p.m.**

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

Mayor Moriarty called the meeting to order at 4:31 p.m.

Council Present: Mayor Sandy Moriarty, Vice Mayor Scott Jablow, Councilor Kathy Kinsella, Councilor Tom Lamkin, Councilor Holli Ploog, Councilor Jon Thompson, Councilor Jessica Williamson.

Staff Present: City Manager Karen Osburn, Deputy City Manager Joanne Keene, City Attorney Kurt Christianson, Director of Public Works/City Engineer Andy Dickey, Associate Engineer Bob Welch, Chief of Police Charles Husted, Lieutenant Stephanie Foley, Director of Financial Services Cherie Wright, City Clerk Susan Irvine.

2. City's Vision

The Mayor read the City's Vision.

3. Consent Items

- a. **Minutes - May 11, 2021 City Council Regular Meeting.**
- b. **Minutes - May 12, 2021 City Council Special Meeting.**
- c. **AB 2680 Approval of a Resolution appointing the City of Sedona Finance Director as Chief Fiscal Officer of the City for the purpose of submitting the annual expenditure limitation report to the Arizona Auditor General's Office.**
- d. **AB 2686 Approval of a Construction Manager at Risk (CMAR) for Design Phase Services for the Uptown Sedona Parking Garage Project with McCarthy Building Companies, Inc. in an amount not-to-exceed \$166,374.**

Item 3a was pulled at the request of Councilor Kinsella.

Motion: Councilor Kinsella moved to approve consent items 3b, 3c, and 3d. Seconded by Councilor Williamson. Vote: Motion carried unanimously with seven (7) in favor (Moriarty, Jablow, Kinsella, Lamkin, Ploog, Thompson, Williamson) and zero (0) opposed.

Pulled Consent Item:

3a - Minutes - May 11, 2021 City Council Regular Meeting.

Councilor Kinsella requested that the minutes be edited under item 8a to reflect that she objected to the use of the Ranger Station on Brewer Road.

Motion: Councilor Kinsella moved to approve consent items 3a as amended. Seconded by Vice Mayor Jablow. Vote: Motion carried unanimously with seven (7) in favor (Moriarty, Jablow, Kinsella, Lamkin, Ploog, Thompson, Williamson) and zero (0) opposed.

4. Appointments – None.

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

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Vice Mayor Jablow advised that Chief Husted has been accepted to the FBI's Leadership Academy and congratulated him on this prestigious opportunity. Councilor Lamkin stated that the concert at Posse Grounds Park was nice and well attended. The 5-mile run on Saturday was very successful. Karen Osburn introduced Deputy City Manager Joanne Keene to the City Council and welcomed her to the team.

6. Public Forum

Stephanie Schmid, Sedona, spoke on behalf of the Sedona Swim Team and gave a brief history of the organization. She requested that the City Manager reevaluate items related to their summer 2021 contract. She requested an extra hour for swim team time from 7:00-8:00 a.m. Monday-Friday; she asked that the Sedona swim meet in early June be reconsidered with proper COVID protocols in place; and she requested that the showers be turned back on.

Cova Orent, Rimrock, spoke about the funding for the garage in Uptown and felt that it would negatively impact the affordability and availability of housing in Sedona. She asked that Council reconsider the legacy they would leave through the decisions they are making.

7. Proclamations, Recognitions, and Awards – None.

8. Regular Business

a. AB 2669 Presentation/discussion by Arizona Public Service (APS) regarding their fire mitigation efforts and summer readiness program.

Presentation by Mackenzie Rodgers, APS NW Division Director.

Questions and comments from Council.

Presentation and discussion only.

b. AB 2464 Discussion/possible action to approve the publication of a Notice of Intention to Increase Wastewater Rates in accordance with A.R.S. § 9-511.01 and to set a public hearing date at which time Council will consider adoption of a final ordinance changing the City's wastewater capacity fee rates and rate structure.

Presentation by Cherie Wright, and Willdan Consultants Kevin Burnett and Pat Walker.

Questions and comments from Council.

Motion: Councilor Thompson moved to approve a Notice of Intention to Increase Wastewater Rates for Capacity Fees and set a future public hearing date for not later than July 27, 2021. Seconded by Councilor Kinsella. Vote: Motion carried unanimously with seven (7) in favor (Moriarty, Jablow, Kinsella, Lamkin, Ploog, Thompson, Williamson) and zero (0) opposed.

c. AB 2683 Discussion/possible action regarding the use of FY21 Sedona Chamber of Commerce and Tourism Bureau (SCC&TB) contract contingency funds in the approximate amount of \$296,000 to pay off the real property owned by the SCC&TB at 401 Jordan Road, SCC&TB's transfer of ownership of the property to the City, and authorization of a budget transfer from contingency.

Presentation by Karen Osburn.

Questions and comments from Council.

Motion: Councilor Williamson moved to approve the use of unspent Sedona Chamber of Commerce and Tourism Bureau (SCC&TB) FY21 contract contingency funds, in the approximate amount of \$296,000, to pay off the real property owned by the SCC&TB at 401 Jordan Road, and to execute the necessary legal documents to transfer ownership from SCC&TB to the City of Sedona. Seconded by Vice Mayor Jablow. Vote: Motion carried unanimously with seven (7) in favor (Moriarty, Jablow, Kinsella, Lamkin, Ploog, Thompson, Williamson) and zero (0) opposed.

Motion: Councilor Williamson moved to approve a budget transfer of \$296,000 from the contingency account to the Tourism Management & Development program in the City Manager's Office budget. Seconded by Councilor Ploog. Vote: Motion carried unanimously with seven (7) in favor (Moriarty, Jablow, Kinsella, Lamkin, Ploog, Thompson, Williamson) and zero (0) opposed.

- d. **AB 2685 Discussion/possible action regarding approval of a Parking Agreement and Residential Lease Agreement between the City of Sedona and Arizona Safari Jeep Tours, LLC.**

Presentation by Andy Dickey and Dave Swartwout owner of Arizona Safari Jeep Tours, LLC.

Questions and comments from Council.

Motion: Councilor Kinsella moved to approve the Parking and Residential Lease Agreements allowing Safari to utilize 215 W SR 89A, and 65 and 121 Brewer Road as specified in the agreement and not to exceed 30 vehicles for parking use on a short-term basis through December 31, 2021 with the option for month-to-month renewals not to exceed 6 months. Seconded by Vice Mayor Jablow. Vote: Motion carried unanimously with seven (7) in favor (Moriarty, Jablow, Kinsella, Lamkin, Ploog, Thompson, Williamson) and zero (0) opposed.

- e. **AB 2646 Discussion/possible direction/action regarding proposed State legislation and State budget and its potential impact on the City of Sedona.**

Presentation by Kurt Christianson.

Questions and comments from Council.

By majority consensus, Council directed the City Attorney to register opposition to HB 2900 and SB 1828 which relate to the flat income tax rate.

- f. **AB 2571 Discussion/possible direction regarding issues surrounding the COVID-19 pandemic and the City's response.**

Presentation by Karen Osburn.

Questions and comments from Council.

By majority consensus, Council agreed that the Mayor's Emergency Proclamation should be rescinded. They also concurred that they should return to the dais without masks or plexiglass but would wear masks if someone made that request.

g. Reports/discussion regarding Council assignments

Councilor Williamson advised that the Library is having their own beer brewed by a local brewery and will get a portion of the sale proceeds. They are also looking to have their own wine as well. Councilor Lamkin will be attending a Coconino Plateau Watershed meeting on Friday.

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

Mayor Moriarty advised that there is a work session tomorrow at 3:00 p.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.**

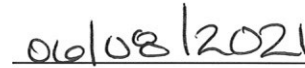
No Executive Session was held.

10. Adjournment

Mayor Moriarty adjourned the meeting at 6:36 p.m. without objection.

I certify that the above are the true and correct actions of the Regular City Council Meeting held on May 25, 2021.


Susan L. Irvine, CMC, City Clerk


Date