

Action Minutes
Regular City Council Meeting
City Council Chambers, Sedona City Hall,
102 Roadrunner Drive, Sedona, Arizona
Tuesday, September 28, 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 4:30 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 Financial Services Cherie Wright, Director of Public Works/City Engineer Andy Dickey, Associate Engineer Bob Welch, City Clerk Susan Irvine.

2. City's Vision

The City's Vision was read by Councilor Thompson.

3. Consent Items

- a. **Minutes - September 14, 2021 City Council Special Meeting - Executive Session.**
- b. **Minutes - September 14, 2021 City Council Regular Meeting.**
- c. **Minutes - September 15, 2021 City Council Special Meeting.**
- d. **AB 2722 Approval of a recommendation regarding a Liquor License Agent Change/Acquisition of Control application for the Series 3 In State Microbrewery Liquor License for Oak Creek Brewing Co, 2050 Yavapai Drive, Sedona, AZ (File #158274).**
- e. **AB 2723 Approval of a recommendation regarding a Liquor License Agent Change/Acquisition of Control application for the Series 7 Beer and Wine Bar Liquor License for Oak Creek Brewing Co, 2050 Yavapai Drive, Sedona, AZ (File #158273).**
- f. **AB 2732 Approval of a Resolution approving the form of the lease/purchase agreement with Zions Bancorporation, N.A., Salt Lake City, Utah and authorizing the execution and delivery thereof.**

Motion: Councilor Kinsella moved to approve consent items 3a, 3b, 3c, 3d, 3e, and 3f. 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

Vice Mayor Jablow advised that the Uptown Halloween Trick or Treat has been cancelled and replaced with Trunk or Treat at the Posse Grounds Park upper softball field from 5:00 to 7:00 p.m. Parks & Recreation also has the following events taking place: registration

for Coed Youth Grasshopper Basketball for grades 1-6 opens on October 8th; Music Morning with Annette the 1st and 3rd Thursdays 9:00 a.m. at Sunset Park; Story Time in the Park on Wednesdays 9:00 a.m. at Sunset Park; and Yappy Hour on Thursdays at 9:00 a.m. at Posse Grounds Park. Councilor Lamkin advised that the Park Rangers are looking for volunteers, said it is lots of fun, and you can apply at the City. A volunteer appreciation luncheon was held yesterday as a drive-through event.

6. Public Forum – None.

7. Proclamations, Recognitions, and Awards – None.

8. Regular Business

a. AB 2464 Public hearing/discussion/possible action regarding: 1) an Ordinance adopting proposed new wastewater capacity fees in accordance with A.R.S. § 9-511.01, and 2) a Resolution and Ordinance amending Title 13, Division I, Chapter 13.15 of the Sedona City Code (Wastewater).

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

Questions from Council.

Opened the public hearing at 4:58 p.m.

No comments were received.

Closed the public hearing and brought back to Council at 4:58 p.m.

Motion: After 1st reading, Councilor Williamson moved to approve Ordinance No. 2021-06, setting new wastewater capacity fee charges. Seconded by Councilor Kinsella. 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 Resolution No. 2021-23, creating a public record entitled “2021 Amendments to Chapter 13.15 of the Sedona City Code, (Wastewater)”. Seconded by Councilor Kinsella. Vote: Motion carried unanimously with seven (7) in favor (Moriarty, Jablow, Kinsella, Lamkin, Ploog, Thompson, Williamson) and zero (0) opposed.

Motion: After 1st reading, Councilor Williamson moved to approve Ordinance No. 2021-07, amending Chapter 13.15 Connections to Wastewater System of the Sedona City Code (Wastewater), and approving changes in the City’s wastewater rates and rate structure all as set forth in the exhibits attached to said ordinance. Seconded by Councilor Kinsella. Vote: Motion carried unanimously with seven (7) in favor (Moriarty, Jablow, Kinsella, Lamkin, Ploog, Thompson, Williamson) and zero (0) opposed.

b. AB 2706 Presentation/discussion with Yavapai College President Dr. Lisa Rhine regarding a general update on activities and plans of the College.

Presentation by Yavapai College President Dr. Lisa Rhine, Governing Board Chair Deb McCasland, Vice President of Community Relations and Student Affairs Rodney Jenkins.

Questions and comments from Council.

Presentation and discussion only. No action taken.

Break at 6:15 p.m. Reconvened at 6:32 p.m.

Item 8d was discussed prior to item 8c in consideration of staff in attendance.

- d. **AB 2733 Discussion/possible action regarding approval of a Resolution establishing the need and public purpose for right-of-way and easements necessary for the Forest Road Extension Project.**

Presentation by Andy Dickey, Bob Welch, and Kurt Christianson.

Questions and comments from Council.

Motion: Councilor Ploog moved to approve Resolution 2021-24 establishing the need and public purpose for property acquisition and related easements for the installation and maintenance of the Forest Road Extension Project and authorize in advance formal condemnation proceedings if the necessary property and easements cannot be obtained by informal negotiations as amended. Seconded by Councilor Thompson. Vote: Motion carried unanimously with seven (7) in favor (Moriarty, Jablow, Kinsella, Lamkin, Ploog, Thompson, Williamson) and zero (0) opposed.

- c. **AB 2727 Discussion/possible action regarding legislative advocacy related to short-term rentals and their impact on Sedona including possible engagement of a lobbyist and authorization of possible transfer of contingency funds of up to \$75,000.**

Presentation by Joanne Keene and Karen Osburn.

Questions and comments from Council.

Motion: Councilor Kinsella moved to approve a budget transfer of \$75,000 from the contingency account to professional services to cover the potential cost of a private lobbyist subject to City Manager approval and approval of a written contract by the City Attorney. Seconded by Councilor Ploog. Further discussion by Council. Councilor Thompson stated that he came in supporting this item but changed his mind based on the Mayor's comments. Councilor Lamkin stated that he was torn on the item but based on the Mayor's comments was convinced it would not have an impact. Councilor Williamson stated that she does not feel that a vote in favor of this item is undercutting the Mayor who has done astonishing work on this over the years. Mayor Moriarty stated that she wanted to correct the assumption that this was not a priority of the League of Arizona Cities and Towns because it is on their list and has been for years. **Vote: Motion carried with four (4) in favor (Jablow, Kinsella, Ploog, Williamson) and three (3) opposed (Moriarty, Lamkin, Thompson).**

- e. **AB 2705 Discussion/possible action regarding approval of a revised statement related to the statewide congressional and legislative redistricting process and alternatives.**

Presentation by Joanne Keene.

Questions and comments from Council.

Motion: Councilor Kinsella moved to approve the revised redistricting values statement to submit to the Independent Redistricting Commission as amended. Seconded by Councilor Thompson. Vote: Motion carried unanimously with seven

(7) in favor (Moriarty, Jablow, Kinsella, Lamkin, Ploog, Thompson, Williamson) and zero (0) opposed.

- 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.

Presentation and discussion only. No action taken.

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

Councilor Williamson advised that you can support the Sedona Public Library by ordering the Overdue Brew at the Sedona Brewing Company. Councilor Lamkin stated that the Coconino Plateau Watershed toured the Perrin Ranch north of Williams to see what they were doing related to water conservation. Councilor Thompson advised that Sedona Recycles was able to find a vendor for rigid plastic and Styrofoam and also got their truck fixed.

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

Mayor Moriarty advised that there is a special meeting tomorrow at 3:00 p.m. Councilor Williamson asked when the second half of the discussion regarding sewer rates was going to take place, and Karen Osburn stated that it would not be any time soon.

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.**

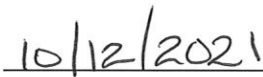
No Executive Session was held.

10. Adjournment

Mayor Moriarty adjourned the meeting at 8:40 p.m. without objection.

I certify that the above are the true and correct actions of the Regular City Council Meeting held on September 28, 2021.


Susan L. Irvine, CMC, City Clerk


Date