

AGENDA



4:30 P.M.

CITY COUNCIL MEETING

TUESDAY, FEBRUARY 28, 2023

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. For additional information on pulling a Consent Item, please contact the City Clerk's Office staff, preferably in advance of the Call to Order. 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

THE MEETING CAN BE VIEWED LIVE ON THE CITY'S WEBSITE AT WWW.SEDONAAZ.GOV OR ON CABLE CHANNEL 4.

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.
- No disruptive behavior or profane language will be allowed.

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 14, 2023 City Council Special Meeting - Executive Session.
- b. Minutes - February 14, 2023 City Council Regular Meeting.
- c. Approval of Proclamation, National Teen Dating Violence & Prevention Awareness Month, February 2023.

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, AND AWARDS

- a. National Teen Dating Violence & Prevention Awareness Month, February 2023.

8. REGULAR BUSINESS

- a. AB 2861 **Discussion/possible direction/action** regarding proposed State legislation, short-term rental legislation and State budget and their potential impact on the City of Sedona.
- b. **Reports/discussion** regarding Council assignments.
- c. **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

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: 02/23/2023

By: DJ

JoAnne Cook, CMC
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 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
Sedona City Hall, Council Executive Chamber
102 Roadrunner Drive, Sedona, Arizona
Tuesday, February 14, 2023, 3:30 p.m.**

1. Call to Order

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

2. Roll Call

Council Present: Mayor Scott Jablow, Vice Mayor Holli Ploog, Councilor Melissa Dunn, Councilor Brian Fultz, Councilor Pete Furman, Councilor Kathy Kinsella, and Councilor Jessica Williamson. Councilor Dunn attended via telephone.

Staff Present item: Deputy City Manager Joanne Keene, City Attorney Kurt Christianson, Assistant City Manager/Director of Engineering Andy Dicky, and City Clerk JoAnne Cook.

3. Special Business

Motion: Councilor Kinsella moved to enter into Executive Session at 3:31 p.m. Seconded by Vice Mayor Ploog. Motion carried unanimously with seven (7) in favor (Jablow, Ploog, Dunn, Fultz, Furman, Kinsella, and Williamson) and zero (0) opposed.

Kurt Christianson gave the admonition.

- a. Discussion/consultation with the City Attorney for legal advice to consider the City's position regarding pending litigation for the Forest Road Connection Project. This matter is brought in executive session pursuant to A.R.S. § 38-431.03(A)(3) & (4).**

Discussion took place between Council and City Attorney regarding pending litigation.

Reconvened in open session at 4:10 p.m.

- b. Return to open session. Discussion/possible action regarding executive items.**

Motion: Councilor Kinsella moved to direct the City Attorney to proceed with negotiations for the Forest Road Project as discussed in executive session. Seconded by Vice Mayor Ploog. Motion carried unanimously with seven (7) in favor (Jablow, Ploog, Dunn, Fultz, Furman, Kinsella, and Williamson) and zero (0) opposed.

4. Adjournment

Mayor Jablow adjourned the meeting at 4:11 p.m.

I certify that the above are the true and correct actions of the Special City Council Meeting held on February 14, 2023.

JoAnne Cook, City Clerk

Date

**Action Minutes
Regular City Council Meeting
City Council Chambers, Sedona City Hall,
102 Roadrunner Drive, Sedona, Arizona
Tuesday, February 14, 2023, 4:30 p.m.**

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

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

Council Present: Mayor Scott Jablow, Vice Mayor Holli Ploog, Councilor Melissa Dunn, Councilor Brian Fultz, Councilor Pete Furman, Councilor Kathy Kinsella, and Councilor Jessica Williamson. Councilor Dunn attended via phone.

Staff Present: Deputy City Manager Joanne Keene, Assistant City Manager/Director of Public Works Andy Dickey, City Attorney Kurt Christianson, Police Chief Foley, Planning Manager Cari Meyer, Director of Community Development Steve Mertes, Senior Code Enforcement Officer Brian Armstrong, and City Clerk JoAnne Cook.

2. City's Vision/Moment of Art

The City's Vision Statement was played.

Nancy Lattanzi introduced Executive Director of the Sedona Heritage Museum & Sedona Historical Society Nate Meyers. Nate shared a presentation titled (Just a few reasons) Why We Love Sedona History and explained why today is a special for Arizona (it is Arizona's birthday and Arizona is known as the Valentine state).

3. Consent Items

- a. **Minutes – January 17, 18,& 19, 2023 City Council Special Meeting - Council Retreat.**
- b. **Minutes – January 24, 2023 City Council Regular Meeting.**
- c. **Minutes – January 25, 2023 City Council Special Meeting.**
- d. **Approval of a Proclamation, Unity Pledge Day, February 13, 2023.**
- e. **AB 2918 Approval of a Settlement Agreement with Jean McDonald to settle claims arising out Forest Road Connection Project and to resolve ongoing litigation in the eminent domain matter of City of Sedona vs. Jean McDonald Revocable Trust, et al., Coconino County Superior Court Case No. CV202200080.**
- f. **AB 2921 Approval of an amended Resolution modifying the vehicle type in the previously approved lease/purchase agreement with Zions Bancorporation, N.A., Salt Lake City, Utah for the purchase of three police vehicles.**

Motion: Councilor Williamson moved to approve consent items 3a-3f. Seconded by Vice Mayor Ploog. Vote: Motion passed with seven (7) in favor (Jablow, Ploog, Dunn, Fultz, Furman, Kinsella, Williamson) and zero (0) opposed).

4. Appointments - None.

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

Vice Mayor Ploog said the 2023 Sedona St. Patrick's Parade is Saturday, March 18 at 10:30 a.m., registration closes February 28th; the B.E.S.T. Sports for Kids Spring session registration is now open for the Beginners Edge Sports Training Program for youth ages 16 months up to 12 years; Story Time in the Park is being held at the Sedona Library and is geared for ages 0-6 years and open to all; organized Pickleball is opened to the public 9:00 a.m. – 11:00 a.m. Monday,

Tuesday, Thursday, Friday, and Sunday; Yappy Hour is held every Thursday from 9:00 a.m. - 10:00 a.m. at Posse Grounds Park on the Lower Softball Field; Open Gym is held every Tuesday and Thursday 7:00 p.m. -9:00 p.m. at the West Sedona School Gym, the fee is \$2; Tennis Lessons are offered every Monday and Wednesday. To learn more about programs and events, visit the city website or call Parks and Recreation at www.sedonaaz.gov; today is the 65th birthday of the Rotary Club of Sedona; and, there will be an Open House with our Sister City's Mayor from Canmore, Canada, at Sedona City Hall on Saturday, February 25, 2023 from 9:00 a.m. – 10:30 a.m., food will be provided, Vice Mayor Ploog encouraged all to attend. Mayor Jablow recognized volunteers, Sandy Macbeth, Leann Weber, Kirk Landauer, Philippa Atterbury, Peggy Bishop, Rebecca Iaia, Kim Spangler, Jean Worland, Bill and Debbie Johnson, and Vicki Luna, who assisted pet owners Natalie and Tony Watson locate missing dog, Sedona, who had been lost for 31 days.

6. **Public Forum – None.**
7. **Proclamations, Recognitions & Awards – None.**
8. **Regular Business**
 - a. **AB 2913 Public hearing/discussion/possible action regarding an approval of a Minor Community Plan Amendment (Minor CPA) from Single-family Low Density (0.5 to 2 DU/AC) to Public/Semi-Public and Zone Change (ZC) from RS-18 (Single-Family Residential) to CF (Community Facilities) to allow for the operation of a trailhead shuttle from an existing parking lot at 1294 & 1406 State Route 179 (Church of the Red Rocks Overflow Parking Lot) and option to purchase the property. The subject property is ±1.94 acres, and is located southwest of the intersection of State Route 179 and Bowstring Dr. APN: 401-25-002N & P Case Number: PZ22-00010 (Minor CPA, ZC) Applicant: City of Sedona.**

Presentation by Cari Meyer and Kimley Horn Project Manager Andrew Baird.

Questions and comments from Council.

Opened the public hearing at 5:08 p.m.

No public comments were heard.

Brought back to Council at 5:08 p.m.

Questions and Comments from Council.

Motion: Councilor Williamson moved to approve Resolution No. 2023-04 amending the Sedona Community Plan Future Land Use Map by re-designating the subject property from Single-family Low Density Residential to Public/Semi-Public. Seconded by Vice Mayor Ploog. Vote: Motion passed with seven (7) in favor (Jablow, Ploog, Dunn, Fultz, Furman, Kinsella, Williamson) and zero (0) opposed).

Motion: Councilor Williamson moved to approve Ordinance No. 2023-01, regarding case number PZ 22-00010 (ZC), rezoning the property identified herein from its present designation of RS-18 (Single-Family Residential) to CF (Community Facilities), based on conformance with the requirements for approval of a zone change, consistency and conformance with the Sedona Community Plan and subject to all applicable ordinance requirements. Seconded by Vice Mayor Ploog. Motion passed with seven (7) in favor (Jablow, Ploog, Dunn, Fultz, Furman, Kinsella, Williamson) and zero (0) opposed).

Motion: Councilor Williamson moved approve purchase of the subject property per the option to purchase terms outlined in the Ground Lease and Option to Purchase Agreement effective January 1, 2022, between the City of Sedona and the Church of the Red Rocks. Seconded by Vice Mayor Ploog. Motion passed with seven (7) in favor (Jablow, Ploog, Dunn, Fultz, Furman, Kinsella, Williamson) and zero (0) opposed).

Item 8c was moved up on agenda prior to item 8b.

b. AB 2861 Discussion/possible direction regarding City Council's State Legislative priorities.

Presentation by Joanne Keene.

Questions and comments from Council.

By majority consensus, Council agreed to support HB 2044; oppose HB 2061; oppose HB 2067; support SB 1006; oppose SB 1100; oppose SB 1170, oppose HB 2307, support HB 2256, oppose HB 2756, oppose SB 1245, support SB 1189, oppose HB 2808, oppose SB 1117, oppose HB 2418, support HB 2047, support HCR 2011, support SB 1497, support SCR 1032.

Councilor Furman advised Council of HB 3126, HB 2653, HB 2731 that concern water and asked staff to add to the list of bills to monitor.

Staff will come back to Council with information regarding the revenue stream and the mechanism for payment for SB 1393 , continue to monitor SB 1011, and add SB 1566 to the list.

Break at 5:50 p.m. Reconvened at 6:05 p.m.

c. AB 2915 Presentation/discussion and update from the Arizona Game and Fish Department to discuss the consideration of a wildlife feeding ordinance.

Presentation by Arizona Game and Fish Department Region 2 Field Supervisor Timothy Holt.

Comments and questions from Council.

Opened to the public at 7:27 p.m.

Jen Farnsworth, Sedona, spoke regarding her concerns with an ordinance. She gave shout out to AZ Game and Fish Wildlife Manager Lee Luedeker for his work in the Sedona area. She urged Council to take efforts to educate the public. She recommended the book "Don't Call Me Pig".

Brought back to Council at 7:31 p.m.

For presentation and discussion only.

d. Reports/discussion regarding Council assignments

Councilor Kinsella said the Sedona Community Center created a new position, Client Management for the Meals on Wheels Program, information regarding the requirements for the position can be found on their website. Mayor Jablow advised there are discussions regarding the expansion of the runway to include new safety measures.

e. Discussion regarding ideas for future meeting/agenda items

Mayor Jablow stated that there will not be a Council meeting tomorrow.

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.

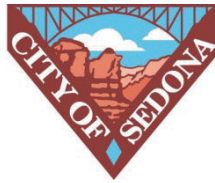
10. Adjournment

Mayor Jablow adjourned the meeting at 7:55 p.m. without objection.

I certify that the above are the true and correct actions of the Regular City Council Meeting held on February 14, 2023.

JoAnne Cook, CMC, City Clerk

Date



City of Sedona Proclamation Request Form

Full Name of Contact Person	Tracey McConnell
Contact Phone Number	(928) 925-4020
Contact Mailing Address	PO Box 595, Sedona AZ 86339
Contact Email Address	tracey@verdevalleysanctuary.org
Group, Organization, Activity or Event Being Recognized (Please make sure you provide complete and current information about the group or event)	Verde Valley Sanctuary
Website Address (if applicable)	https://verdevalleysanctuary.org/
Name of the sponsor(s) of the Proclamation (2 Council members or the City Manager)	Kathy Kinsella and Mayor Scott Jablow
What is the proclaimed day, days, week or month? (e.g. 10/11/12, October 11-17, 2012, October 2012)	February is National Teen Dating Violence and Prevention Awareness Month
Would you like to attend a Council meeting for formal presentation of the Proclamation or would you like to pick it up?	<p>Presentation at Meeting</p> <p>Pick up Proclamation</p>
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.	Tracey McConnell (928) 925-4020 tracey@verdevalleysanctuary.org

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

The Verde Valley Sanctuary (VVS) began 30 years ago as a grassroots organization of women who were concerned about domestic violence in our community. The original group of volunteers began taking crisis calls in their homes and transporting victims of abuse to the nearest shelters 50+ miles away in Flagstaff, Prescott, and Phoenix. Thanks to generous donations from the community, VVS opened the first domestic violence shelter in the Verde Valley region in 1994 with a leased modular home that slept six. Since then, VVS has strategically expanded and now offers comprehensive services for survivors of domestic and sexual violence in both residential and community based formats.

Our mission is to provide safety, services, and comfort to survivors of domestic and sexual violence. Our locations are in Cottonwood, Sedona and Camp Verde. In Fiscal Year 2021/2022, VVS provided services to nearly 1,500 survivors of domestic violence and sexual assault. VVS also provided over 300 prevention education presentations to over 2,100 youth.

Free Services: Pet-Friendly Emergency Shelter 24/7/365; Transitional Housing w/Match Savings Program; Lay Legal Advocacy Center; Community Based Advocacy; Youth Violence Prevention Education; Crisis Hotline 24/7/365 (928) 634-2511; Public Outreach and Awareness.

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?

Together, it is on all of us to raise regional awareness about teen dating violence and promote safe and healthy relationships. High school students who experience physical violence in a dating relationship are more likely to use drugs and alcohol, are at greater risk of suicide and are much more likely to carry patterns of abuse into future relationships. Only 33% of teens who are in an abusive relationship ever tell anyone about the abuse, and 81% of parents surveyed either believe teen dating violence is not an issue or admit they do not know if it is one.

Verde Valley Teen Maze, a community-driven event to help youth experience the consequences of life choices and provide them with information they need to make good choices, will be held February 28th through March 2nd from 9:00 am to 2:00 pm at Clemenceau Building (COCSO Office), 1 N. Willard St. Cottonwood, AZ 86326. Teen Maze and its design "bring to life" the potential effects of various life choices. Envision a life-size board game and you'll get a good mental picture of teens navigating their way through the Maze by drawing scenario cards or spinning a wheel that educates on a myriad of topics. Topics focused on this year are risks of fentanyl and marijuana; effects of tobacco and vaping; cyber safety; safe dating skills; teen pregnancy prevention; nutrition; and self-care/coping skills. Each section of the Maze is presented through creative games and hands-on activities to provide an experiential learning environment.

Promotions: Schools flyers and Public Service Announcements in the local news in



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
NATIONAL TEEN DATING VIOLENCE AWARENESS & PREVENTION MONTH
February 2023

WHEREAS, This February, during National Teen Dating Violence Awareness and Prevention Month, we stand with those who have known the pain and isolation of an abusive relationship, and we recommit to ending the cycle of teen dating violence that affects too many of our young people; and

WHEREAS, Together, it's on all of us to raise regional awareness about teen dating violence and promote safe and healthy relationships; and

WHEREAS, females between the ages 16-24 are more vulnerable to intimate partner violence, experiencing abuse at a rate almost triple the national average; and

WHEREAS, one in three adolescent girls in the United States is a victim of physical, emotional or verbal abuse from a dating partner, a figure that far exceeds victimization rates for other types of violence affecting youth; and

WHEREAS, high school students who experience physical violence in a dating relationship are more likely to use drugs and alcohol, are at greater risk of suicide and are much more likely to carry patterns of abuse into future relationships; and

WHEREAS, young people victimized by a dating partner are more likely to engage in risky sexual behavior and unhealthy dieting behaviors and the experience may disrupt normal development of self-esteem and body image; and

WHEREAS, nearly half of teens who experience dating violence report that incidents of abuse took place in a school building or on school grounds; and

WHEREAS, only 33% of teens who are in an abusive relationship ever tell anyone about the abuse, and 81% of parents surveyed either believe teen dating violence is not an issue or admit they do not know if it is one; and

WHEREAS, by providing young people with education about healthy relationships and relationship skills and by changing attitudes that support violence, we recognize that dating violence can be prevented; and

WHEREAS, it is essential to raise community awareness and to provide training for teachers, counselors and school staff so that they may recognize when youth are exhibiting signs of dating violence; and

WHEREAS, the establishment of Teen Dating Violence Awareness and Prevention Month will benefit young people, their families, schools and communities regardless of socioeconomic status, gender, sexual orientation or ethnicity; and

WHEREAS, everyone has the right to a safe and healthy relationship and to be free from abuse.

WHEREAS, Dating violence transcends gender, race, religion, ethnicity, sexual orientation, and socioeconomic status. It takes many forms, among them physical, sexual, and emotional abuse, bullying, and shaming, which can occur in person or through electronic communication and social media.

WHEREAS, If you or someone you know is involved in an abusive relationship of any kind, immediate and confidential support is available by visiting loveisrespect.org or calling Verde Valley Sanctuary at (928) 634-2511.

NOW, THEREFORE, that I, Scott Jablow, Mayor of the City of Sedona, Arizona, on behalf of the City Council, do hereby proclaim February 2023 as National Teen Dating Violence Awareness and Prevention Month. I call upon all citizens to support efforts in their communities and schools, and in their own families, to empower young people to develop healthy relationships throughout their lives and to prevent and respond to teen dating violence. It's on all of us.

Issued this 28th day of February, 2023.

ATTEST:

Scott Jablow, Mayor

JoAnne Cook, CMC, City Clerk



**CITY COUNCIL
AGENDA BILL**

**AB 2861
February 28, 2023
Regular Business**

Agenda Item: 8a

Proposed Action & Subject: Discussion/possible direction/action regarding proposed State legislation, short-term rental legislation and State budget and their potential impact on the City of Sedona.

Department	City Manager
Time to Present	15 Minutes
Total Time for Item	45 Minutes
Other Council Meetings	January 24, 2023; February 14, 2023
Exhibits	None

City Attorney Approval	Reviewed 2/21/23 KWC	Expenditure Required	\$ N/A
City Manager's Recommendation	For information and discussion only.	Amount Budgeted	\$ N/A
		Account No. (Description)	N/A
		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, the City's legislative advocate 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 and the proposed State budget, to answer questions that the City Council may have regarding any individual bill or the budget, and to consider the need for the City Council to take a formal position in support or opposition of any particular bill.

Climate Action Plan/Sustainability Consistent: Yes - No - Not Applicable

Board/Commission Recommendation: Applicable - Not Applicable

Alternative(s): None

MOTION

I move to: for presentation and direction purposes only.