



ACTION ITEM LIST

The AIL is intended to comply with the requirements of A.R.S. § 38-431.01.E regarding the posting on the City website within 3 days of a statement of legal actions taken at the Special City Council meeting held on April 23, 2024 at 3:30 p.m.

COUNCIL ATTENDANCE: Mayor Scott Jablow, Vice Mayor Holli Ploog, Councilor Melissa Dunn, Councilor Brian Fultz, Councilor Pete Furman, Councilor Kathy Kinsella, and Councilor Jessica Williamson.

EXECUTIVE SESSION: Entered into Executive Session at 3:34 p.m. (Fultz/Williamson) 7-0

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:

Kurt Christianson gave the admonition.

- a. Discussion and consultation for legal advice with the City Attorney, to consider the City's position, and instruct its attorneys regarding pending or contemplated litigation or settlement discussions in order to avoid or resolve litigation in the matter of La Tierra 1120/La Tierra 1146/Adobe Hilltop Plaza, LLC's A.R.S. 12-1134 notice of claim regarding 1120/1146 W. SR 89A and 80 Soldiers Pass Road. This matter is brought in executive session pursuant to A.R.S. § 38-431.03(A)(3)&(7).
- b. Discussion and consultation for legal advice with the City Attorney, to consider the City's position, and instruct its attorneys regarding contemplated litigation regarding a referendum petition filed on Ordinance 2024-01, rezoning part of the Cultural Park to allow the Safe Place to Park. ARS 38-431.03(A)(3)&(7).
- c. Return to open session. Discussion/possible action regarding executive session items including Ordinance 2024-01 and adoption of a Resolution waiving partial enforcement of Ordinance 2023-03 on 1120/1146 W. SR 89A and 80 Soldiers Pass Road.

Reconvened in open session at 4:12 p.m.

Item 3a

Comments from Council.

Motion: Councilor Kinsella moved to approve R2024-08 approving a binding waiver of enforcement for certain city properties within the city of Sedona, as outlined in the resolution. Seconded by Councilor Fultz. Motion carried with seven (7) in favor (Jablow, Ploog, Dunn, Fultz, Furman, Kinsella, and Williamson) and zero (0) opposed.

Item 3b

An update was given by JoAnne Cook regarding the referendum and signature verification process. Shannon Boone answered questions regarding the project and grant funds.

Questions and comments from Council.

Motion: Councilor Kinsella moved to put Safe Place to Park Program on hold until results of the referendum is determined. Seconded by Councilor Williamson. Motion carried with four (4) in favor (Dunn, Fultz, Kinsella, and Williamson) and three (3) opposed (Jablow, Ploog, Furman).

ADJOURNMENT: The meeting was adjourned at 4:42 p.m.