

## CITY OF WILLIAMS CITY COUNCIL

ANNOTATED MINUTES  
AGENDA ITEM

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NOVEMBER 10, 2011  
COUNCIL ACTION

### *I. PROCEDURES:*

- A. Call to Order Mayor Moore called the meeting to order at 7:00 p.m.
- B. Pledge and Invocation Al Richmond led the pledge of allegiance, and former Mayor Ken Edes offered the invocation.
- C. Roll Call Mayor John Moore and Councilmen Don Dent (Vice-Mayor), Bernie Hiemenz, Bill Miller, and James Wurgler were present and constituted a quorum. Councilmen Frank McNelly and Lee Payne were absent.  
  
Present from City Staff were Brandon Buchanan, City Manager, Joe Duffy, Finance Director, Billy Pruett, Water Department, and City Clerk/HR Director Susan Kerley.  
  
City Attorney Kellie Peterson and Gioia Goodrum, Williams-Grand Canyon Chamber of Commerce President/CEO were present.
- D. Approval of Minutes: October 13, 2011 Councilman Miller made a motion to approve the minutes as presented. Councilman Hiemenz seconded the motion, and it carried 4-0.
- E. Adoption of Agenda Councilman Dent made a motion to adopt the Agenda as presented. Councilman Miller seconded the motion, and it carried 4-0.

### *II. PRESENTATIONS*

- A. Changes in mail-in ballots and polling-place voting: Candy Owens, County Recorder Ms. Owens has been the County Recorder for 19 years. She appeared to present information on mail-in balloting versus polling place elections and strongly encouraged mail-in balloting. She distributed to Council a Fact Sheet for Vote by Mail Elections:
- Out of its 1,636 registered voters, the City of Williams has 592 voters signed up on the Permanent Early Voting List (PEVL).
  - Since January of 2011, 73% of new registrations show that the voter is signing up for PEVL.
  - Vote by Mail elections have been shown to increase voter turnout. Flagstaff, Page, Sedona, and Fredonia conduct all their scheduled elections by mail.
  - While a stand alone election costs \$3.25 per voter, a Vote by Mail Election now costs \$2.00 per voter.
  - Effective July 1, 2012, costs may increase to \$5.00 per voter for a stand alone election and \$2.50 per voter for a Vote by Mail Election.
  - The Elections Department has procedures in place to make certain a voter receives his ballot in the mail, and, if not, he can easily receive a replacement ballot. The return envelope is postage paid, and each signature is checked against the voter registration record for verification.

Mayor and Council asked Ms. Owens to let them know how many PEVL voters and how many polling-place voters voted in the last (2010) Mayoral/Council Election.

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**B. Update on Clean and Beautiful and Monument Park: Carol Glassburn**

Ms. Glassburn offered her appreciation to Clean and Beautiful's partners, Xanterra and the City of Williams. She said she is very proud of these partnerships. Morgan O'Conner recently traveled to D. C. to accept a national Good Neighbor Award for Xanterra, and Williams was recognized as a rural recycling site. The items collected in this year's Clean-Up Days (2) included: 19, 126 pounds of metal, 179 appliances, 450 tires, and 310 gallons of paint.

ADEQ, employees of the Water Department, and local youth worked on a water testing project at Cataract Lake.

Ms. Glassburn promised Councilman Miller that a paper shredder will be on-site for the next Clean-Up Day. She thanked Dan of CanDans who really supports the City's efforts and Joe Duffy for working with C & B.

She noted that there is a question about whether some trees in Monument Park are diseased. Professional Landscaper and a Parks and Recreation Commissioner, Jim Winbourn, added that some of their root systems are getting exposed on about 90% of the trees. This may also present a safety hazard. The retaining wall has been compromised by the tree roots. One goal next spring is to get Monument Park done. He suggested working with the new City Manager and the Finance Director to come up with a plan. Ms. Glassburn concluded by saying that, while they don't yet have the research done to present to Council, she believes the Parks and Recreation Commission will recommend getting a botanist over from NAU to assess the situation.

**C. Electric System Update: K. R. Saline – Jeff Woner**

Mr. Woner gave a Power Point (attached to original minutes) presentation that included the following points:

- K. R. Saline with 20 employees has about 40 clients, including Williams, under contract.
- Williams is lucky to be in a good electric contract with APS. It is very unusual to be in a 15-year deal with a fixed price of 5.5 cents/kWh. The best deal he's negotiated with APS lately was 8.5 cents for only five years.
- Now, Parker-Davis Power (2 cents/kWh) supplies about 13% of Williams' power, and the remainder is provided by Arizona Public Service.
- He suggested diversifying a bit because in 2017, when the current contract with APS expires, Williams may not get as good a deal as it has now.
- Future Long-Term Power Supply Opportunities include Hoover Dam Power, Sempra Purchase Power Agreement and Extension/Renewal of current APS Agreement.
- He pointed out that long-term stability in power costs is essential to the City's budget and electric rates.
- Recommendations include:
  - 2012 to 2014 Aggressively pursue Hoover Allocation
  - November 2011 – February 2012

Authorize K. R. Saline to begin discussions with APS regarding

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extension/pricing of existing power supply contract.

Economic comparison of options.

APS offer must be better than SEMPRA

By March 2012

Either finalize extension with APS; or

File for Open Access Transmission Agreement with APS to deliver SEMPRA resource.

Mayor Moore asked Brandon Buchanan to work with Jeff Woner and to make this an action item for Council at its December or a January meeting.

**III. PUBLIC PARTICIPATION:**

Mayor Moore introduced members of the Williams High School Government Class. One member, Jay, entered a poetry contest on Facebook, and his poem will appear in a book to be published by the Library of Congress.

Former Mayor Ken Edes said that he got a call from the Governor’s staff today. The Chairperson’s position on the Independent Redistricting Commission is available. The Staff would like someone from northern Arizona. They must be:

- A. Independent or non-declared (all Republican and Democratic spots are filled).
- B. Elder statesman with at least three years’ experience.
- C. The deadline for recommendations is Monday the 14<sup>th</sup>.

He suggested Sheriff Joe Richards, but he’s not available. They will narrow down the recommendations to three next week. This person will be Chairperson of the Commission  
Mayor Moore added that it would behoove us to try to find someone.

**IV. CONSENT AGENDA ITEMS:**

- D. Approval of Purchase Orders: J. Duffy

Councilman Hiemenz made a motion to approve Consent Agenda Items as presented. Councilman Miller seconded the motion, and it carried 4-0.

- E. Approval of Check Register for month ending October 31, 2011: J. Duffy

**V. NON-CONSENT AGENDA ITEMS:**

- F. Council may approve and adopt Resolution No. 1272, the call for election designating the election dates for 2012 and the dates by which candidates must file nomination petitions and nomination papers:

Councilman Miller made a motion to adopt Resolution No. 1272, and it was seconded by Councilman Wurgler. The motion carried 4-0.

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S. Kerley

- G. Request for approval of contract with Coconino County Elections Department to provide election services for the March 13, 2012, Consolidated Election and decision on whether this will be a polling place election or a vote-by-mail election: S. Kerley
- Councilman Dent said that before he votes on this matter, he wants the percentage of the returned PEVL ballots and the percentage of voters who voted at the polls in the last (2010) Mayoral and Council election. Susan Kerley will obtain these numbers from County Recorder Candy Owens.
- Mayor Moore said he like the polling places, and Councilman Dent agreed that this tradition is part of the process. Councilman Miller added that participation at polling places reinforces our patriotic responsibilities.
- Councilman Dent made a motion to table this item until the December 8<sup>th</sup> Council meeting. Councilman Miller seconded the motion, and it carried 4-0.
- H. Council may approve and adopt Resolution No. 1273, suspending the collection of Development Impact Fees for general government and sanitation, effective January 1, 2012: J. Moore
- Mayor Moore explained that the new State law does not allow for charging fees for general government and sanitation uses. Kellie Peterson said that, under the new law, the City can continue to collect fees through June 2014 in acceptable categories. Resolution No. 1273 would go into effect on January 1, 2012, when the State law changes.
- Councilman Miller made a motion to adopt Resolution No. 1273, and Councilman Wurgler seconded the motion. It carried 4-0.
- I. Council may approve acceptance of a bid proposal from Drescher Roofing, Inc., for reroofing Elephant Rocks' clubhouse, removing the old shingles, and repairing any bad timber: M. Yerian
- In Marty Yerian's absence, Joe Duffy introduced this item. He explained that the bids range from \$15,713 to \$16,685. Building Inspector Tim Pettit and Golf Course Superintendent Marty Yerian examined the roof and concluded that it has too many sags to be replaced with a metal roof. They recommended a traditional, shingled roof, and they recommended the bid be awarded to Drescher Roofing.
- Councilman Wurgler made a motion to accept the bid proposal from Drescher Roofing, and it was seconded by Councilman Dent. The motion carried 4-0.
- J. Council may award the CDBG bid for the Senior Center improvements project in the amount of
- Joe Duffy reminded that Council did authorize some of the CDBG funds for Senior Center improvements. Replacing the heating and air-conditioning units will use up the available funds. CDBG's Program Specialist Carl Stewart's recommendation is to award the bid to TLR Builders for \$34,132.39.
- Councilman Dent made a motion to award the bid to TLR Builders

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\$34,132.39,  
excluding change  
orders, to TLR  
Builders, LLC of  
Peoria, AZ, and may  
enter into a contract  
with this firm for the  
same amount: J.  
Duffy

for \$34,132.39, and the motion was seconded by Councilman Miller.  
The motion carried 4-0.

K. Council may make a  
decision, after  
discussion, on  
sending a letter of  
support to Speaker  
of the House Andy  
Tobin for the  
Themed Park and  
Arizona State  
Railroad Museum  
projects and the Tax  
District legislation  
that will provide  
avenues for funding  
their construction:  
A. Richmond

Mayor Moore pointed out that this letter was prepared a month or so  
ago. Council members expressed an interest in reviewing the letter.  
Al Richmond explained that when the economy tanked, GADA  
bonds were unable to be used. The Railroad Museum is not in  
partnership with the themed park. They are just working in concert  
with them. The themed park group is going through a  
reorganization. The goal is to make the legislation more user-  
friendly so both the Railroad Museum and the themed park can take  
advantage of it.

Andy Tobin will be submitting the legislation in January, and it will  
be written in the next two weeks. Much of the legislation is in place  
so they'll just be dealing with changes. Mr. Richmond stressed that  
the Museum is not in partnership with the themed park, it is in  
partnership with the City.

L. Council may  
approve a letter of  
support for the  
Havasupai Tribe: J.  
Moore

In September, when the Mayor, Bernie Hiemenz, and Joe Duffy met  
with the Havasupai Tribal Council, they asked for a letter of support,  
which the City Attorney has drafted. Mayor Moore said he thinks it  
is important to work with the Havasupai Tribe.

Councilman Dent asked Attorney Peterson if we are in any way  
supporting them in water we may have rights to. Ms. Peterson  
replied that are making claims to water to sustain their way of life  
and quantify its acreage. They are asking that the government come  
in and assign a number. This gives us a place at the table.

Councilman Miller made a motion to issue this letter, and it was  
seconded by Councilman Wurgler. The motion carried 4-0.

**VI. REPORTS AND INFORMATION ITEMS:**

A. Mayor and Council

Mayor Moore announced that Polar Express started today. There  
were no Council reports.

B. Staff Reports

None

**VII.**

At 8:20 p.m., Mayor Moore called for a five minute recess before  
convening to Executive Session.

Councilman Miller made a motion to convene to Executive Session, and it

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was seconded by Councilman Hiemenz. It carried 4-0.

**CONVENE TO EXECUTIVE SESSION**

*The City Council may vote to enter Executive Session to:*

Pursuant to Arizona Revised Statute 38-431.03.A.4, Council will discuss the request from Randall Williams for restitution and will seek legal advice.

*No final action shall be taken in Executive Session.*

**RECONVENE TO REGULAR SESSION**

Councilman Wurgler made a motion to return to Regular Session, and it was seconded by Councilman Hiemenz. The motion carried 4-0.

**VIII.** M.. Council may make a decision regarding the matter discussed in Executive Session: J. Moore

Councilman Miller made a motion to refund the proceeds from the sale of the tractor and trailer belonging to Randall Williams to him, less the expenses of staff time and the costs of selling these vehicles. \$19,260.07 will be refunded to Mr. Williams, contingent upon his signing a release to be prepared by City Attorney Kellie Peterson. Councilman Wurgler seconded this motion, and it carried 4-0.

**X.** **ADJOURN:**

Councilman Miller made a motion to adjourn, and it was seconded by Councilman Wurgler. The meeting adjourned at 8:51 p.m.

\_\_\_\_\_  
Mayor John Moore

ATTEST:

\_\_\_\_\_  
City Clerk