

**PAGE CITY COUNCIL
REGULAR MEETING MINUTES
MARCH 13, 2008**

A Regular Meeting of the Page City Council was held at 6:30 p.m. on March 13, 2008, in the Council Chambers at City Hall in Page, Arizona. Mayor Bill Justice presided. Vice Mayor John Cook, Councilors Tom Puckett, John Kocjan, Lyle Dimbatt, Len Cook and Elmer Horton were present. There was a moment of meditation. Mayor Justice led the Pledge of Allegiance.

Mayor Justice called the meeting to order.

Staff members present: City Manager, Bo Thomas; City Attorney, Rick Olson; Assistant to the City Manager for Airport and Regional Affairs, Richard Jentzsch; Utilities Director, Fred Ladman; Page Electric Utility General Manager, Bryan Hill and City Clerk, Lori Anderson.

PRIORITY LIST

None scheduled

MINUTES

Regular City Council Meeting-February 28, 2008

Motion made by Councilor Len Cook to approve the minutes. The motion was duly seconded and carried upon a vote.

CONSENT AGENDA

MINUTES

Page Public Library Board-November 29, 2007

Page Public Library Board-January 17, 2008

CLAIMS

INFORMATION

Motion made by Vice Mayor Cook to approve the consent agenda. The motion was duly seconded and carried with a vote.

Mayor Justice moved the following item of business next on the agenda:

BUSINESS FROM THE MAYOR

Mayor Justice presented the proclamation approved by Council at the February 28, 2008, Regular City Council Meeting honoring Raymond "Mac" McAlister to Sherry Scott, McAlister's daughter.

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PUBLIC HEARINGS

Application for a Class 12 Liquor License for Pedro Camberos Navarrete/Los Frijoles Mexican Restaurant

At the Regular City Council Meeting of February 28, 2008, City Council approved a Class 7 Liquor License for Pedro Camberos Navarrete/Los Frijoles Mexican Restaurant. The City Clerk's Office received an additional application from the Arizona Department of Liquor Licenses and Control for a Class 12 Liquor License from Pedro Camberos Navarrete/Los Frijoles Mexican Restaurant. In accordance with A.R.S. 4-201 (b) this public hearing has been scheduled to hear comments in favor or opposing the issuance of this license. Upon receipt of this application, a memorandum was sent to the Building Department, Planning and Zoning Department, Fire Department and Police Department asking for any comments or concerns to the issuance of this license.

Motion made by Vice Mayor Cook to open the public hearing. The motion was duly seconded and passed upon a vote.

Proponents

None

Opponents

None

Motion made by Vice Mayor Cook to close the public hearing. The motion was duly seconded and passed upon a vote.

HEAR FROM THE CITIZENS

Tom Caldwell, stated concerns regarding the recent discipline of a City of Page employee.

Terry Andrews, spoke in favor of recent changes made to Page Municipal Airport Leases.

UNFINISHED BUSINESS

Discussion and possible action by the City Council pertaining to a public transportation program

Councilor Dimbatt stated that transportation information was provided by the Helping Hands Agency and discussed at the March 6, 2008, City Council Work Session.

There was discussion.

Dr. Fran Good, spoke in favor of a local transportation system.

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Motion made by Councilor Dimbatt to award \$150,000.00 to Helping Hands for local match requirements to fund public transportation in the city of Page and that a new agreement be established for the upcoming year. The motion was duly seconded.

There was further discussion.

Motion made by Councilor Puckett to amend the motion, striking \$150,000.00 and replacing it with \$194,000.00, if that was the same as last year. The motion died due to the lack of a second.

Discussion continued.

Councilor Dimbatt clarified, and Helping Hands Agency representatives who were present agreed, that the city of Page line includes service to LeChee and Grenehaven.

Mayor Justice asked who was in favor of calling the question. All in favor with the exception of one opposing vote from Councilor Puckett.

Mayor Justice asked who was in favor of the motion. The motion passed 6 to 1 with Mayor Justice, Vice Mayor Cook and Councilors Kocjan, Horton, Len Cook and Dimbatt voting in favor and Councilor Puckett voting against. (Note: Councilor Puckett was allowed to change his vote to an affirmative.)

NEW BUSINESS

Discussion and possible action by the City Council pertaining to the Application for a Class 12 Liquor License for Pedro Camberos Navarrete/Los Frijoles Mexican Restaurant

The City Clerk's Office received an additional application for a Class 12 Liquor License from the Arizona Department of Liquor Licenses and Control for Pedro Camberos Navarrete/Los Frijoles Mexican Restaurant. Upon receipt of this application, a memorandum was sent to the Building Department, Planning and Zoning Department, Fire Department and Police Department asking for any comments or concerns to the issuance of this license. No concerns were received.

There was discussion.

Motion made by Councilor Dimbatt to approve the Arizona Department of Liquor Licenses & Control Application for a Liquor License for Pedro Camberos Navarrete/Los Frijoles Mexican Restaurant.

The motion was duly seconded and passed 6 to 1 with Mayor Justice, Vice Mayor Cook and Councilors Kocjan, Horton, Puckett and Dimbatt voting in favor and Councilor Len Cook voting against.

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Councilor Puckett stated that he misunderstood the voting procedure of the transportation agenda item and wished to change his vote to yes, supporting the program, instead of opposing.

Motion made by Mayor Justice to allow Councilor Puckett to change his vote to yes, in support of the transportation issue. The motion was duly seconded and passed upon a vote.

Discussion and possible action by the City Council pertaining to an Intergovernmental Agreement between the City of Page and Arizona Department of Revenue for collection of city taxes

The City of Page participates in the Model Cities Tax Program offered through the Arizona Department of Revenue. This program allows the State of Arizona and the City of Page to work together on taxpayer joint audits, the uniform method of administration, collection, audit and licensing of transaction privilege tax, severance tax, and rental occupancy taxes that are imposed by the State or the City. The City of Page first participated in the tax program in July, 1987.

There was discussion.

Councilor Len Cook requested that the issue of business licenses be brought forward at the next regular council meeting.

Motion made by Councilor Kocjan to approve and sign the Intergovernmental Agreement between the State of Arizona and the City of Page. The motion was duly seconded and passed upon a vote.

Discussion and possible action by the City Council pertaining to a Change Order for the Water Treatment Plant Project

Staff has reviewed a proposal from Fann Environmental to replace four transfer pumps at the Water Treatment Plant. The existing pumps are 20 years old and the cost to rebuild would be nearly as expensive as replacing; rebuilding would also mean that there would be no backup pump while they are offline.

Fann is currently under contract and is working to clear the Consent Order that was placed on the plant by the Arizona Department of Environmental Quality (ADEQ).

There was discussion.

Motion made by Councilor Horton to approve the Change Order for additional work to Fann Environmental in the amount of \$58,769.03. The motion was duly seconded and passed upon a vote.

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Discussion and possible action by the City Council pertaining to the development of ten hangars at the Page Municipal Airport

At its February 25, 2008, meeting, the Page Airport Board recommended approval of Victory Development, L.L.C., constructing up to ten hangars.

There was discussion.

Motion made by Councilor Dimbatt to authorize the Airport Director to proceed with up to ten separate hangar space land lease agreements with Victory Development, L.L.C., or its assignee; and any subsequent owner as each hangar is constructed and sold. The motion was duly seconded and passed upon a vote.

Discussion and possible action by the City Council pertaining to a Memorandum of Understanding between the City of Page and Unite Private Networks, L.L.C.-Resolution 1002-08

Resolution 1002-08 will allow Unite Private Networks, L.L.C. to utilize City rights-of-way/conduits to place fiber optic cables that will be used by the Page Unified School District (PUSD). The City will receive six fiber optic cables for its own use.

Unite Private Networks, L.L.C., has signed an agreement with Page Electric Utility for pole attachments in areas where the cables will go overhead.

The cables will interconnect Lake View Elementary, Page Middle School, Page High School, and the PUSD maintenance yard.

There was discussion.

Motion made by Councilor Len Cook to introduce Resolution 1002-08 by title only. The motion was duly seconded and passed upon a vote.

The City Clerk introduced Resolution 1002-08 by title only.

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE CITY OF PAGE, COCONINO COUNTY, ARIZONA, APPROVING A MEMORANDUM OF UNDERSTANDING WITH UNITE PRIVATE NETWORKS, L.L.C., AUTHORIZING THE USE OF CITY OF PAGE RIGHTS-OF-WAY FOR FIBER OPTIC CABLE INSTALLATION FOR THE PAGE UNIFIED SCHOOL DISTRICT; AND AUTHORIZING THE CITY MANAGER TO EXECUTE DOCUMENTS.

Motion made by Councilor Len Cook to adopt Resolution 1002-08. The motion was duly seconded and passed upon a vote.

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Discussion and possible action by the City Council pertaining to the purchase of a riding lawn mower for the Public Works Parks Department

Due to the age and condition of the Public Works Parks Department equipment, a new riding lawn mower is needed. The old mower will be used as a backup when necessary.

There was discussion.

Motion made by Councilor Len Cook to purchase a riding lawn mower from John Deere Co. using Mohave Educational Services contract in the amount of \$20,243.09. The motion was duly seconded and passed upon a vote.

Discussion and possible action by the City Council pertaining to the purchase of a tractor/loader for the Sewer Treatment Plant

The Sewer Treatment Plant is in need of a tractor/loader that is larger and more dependable. With the purchase of a new tractor/loader the old one will be used for lighter work at the City of Page Corrals.

There was discussion.

Motion made by Vice Mayor Cook to purchase a tractor/loader from John Deere Co. using Mohave Educational Services contract in the amount of \$35,138.11. The motion was duly seconded and passed upon a vote.

BID AWARDS

Discussion and possible action by the City Council pertaining to the award of bid for Mill and Overlay of Lake Powell Boulevard and Miscellaneous Work

The City Clerk's Office received and opened six sealed bids on March 6, 2008, for the Mill and Overlay of Lake Powell Boulevard and Miscellaneous Work project. Staff recommends accepting the Combs Construction bid.

There was discussion.

Motion made by Councilor Len Cook to accept the bid from Combs Construction in the amount of \$553,150.00 for the Mill and Overlay of Lake Powell Boulevard and Miscellaneous Work. The motion was duly seconded and passed upon a vote.

BUSINESS FROM THE MAYOR

Mayor Justice stated that in the near future he will meet with Navajo Nation Officials regarding homeless shelter and transportation issues. He also reported that the recent Community Resource meeting was very informative and the public should be made aware that there are entities in town that deal with crisis.

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BUSINESS FROM THE MANAGER

None scheduled

BUSINESS FROM THE CITY ATTORNEY

EXECUTIVE SESSION

Pursuant to A.R.S. §38-431.03(A)(3), the City Council may vote to go into executive session with the City Attorney for the purposes of consultation and discussion of legal advice pertaining to assessing a franchise fee to all electric utility accounts

Motion made by Vice Mayor Cook to invite PEU Board Chairman, Brynn Johns and PEU General Manager, Bryan Hill and enter into executive session. The motion was duly seconded and passed upon a vote.

Mayor Justice reconvened the Regular City Council Meeting at 7:40 p.m.

Discussion and possible action by the City Council pertaining to assessing a franchise fee to all electric utility accounts

Motion made by Vice Mayor Cook that the City Attorney prepare an addendum to the existing franchise agreement deleting the phrase "within the present and any future corporate limits" and adding necessary language to clarify that the franchise fee is to be assessed to all electric utility accounts consistent with the City Code. The motion was duly seconded and passed unanimously.

BUSINESS FROM THE COUNCIL

EXECUTIVE SESSION

Pursuant to ARS § 38-431.03 (A)(1) Discussion or consideration of employment, assignment, appointment, promotion, demotion, dismissal, salaries, disciplining or resignation of a public officer, appointee or employee of any public body, except that, with the exception of salary discussions, an officer, appointee or employee may demand that such discussion or consideration occur at a public meeting. The public body shall provide the officer, appointee or employee with such notice of the executive session as is appropriate but not less than twenty-four hours for the officer, appointee or employee to determine whether such discussion or consideration should occur at a public meeting.

City Magistrate Candidates

Motion made by Vice Mayor Cook to enter into executive session. The motion was duly seconded and passed upon a vote.

Mayor Justice reconvened the Regular City Council Meeting at 7:54 p.m.

Discussion and possible action by the City Council pertaining to determining an interview schedule for City Magistrate Candidates

Motion made by Vice Mayor Cook to instruct the Human Resources Director to set up an interview schedule with candidate numbers 1, 2, 3, 5, 6, 7 and 8. The motion was duly seconded and passed upon a vote.

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Mayor Justice reported on an upcoming recycling meeting to be held in St. George, Utah and that National Park Service representatives will be attending. They will report at the next City Council Meeting.

BOARDS & COMMISSIONS

None scheduled

DEPARTMENTS

None scheduled

CLAIMS

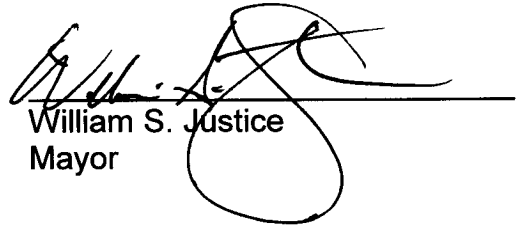
None scheduled

ADJOURN

The meeting was adjourned at 7:57 p.m.



Lori L. Anderson
City Clerk



William S. Justice
Mayor

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the City Council Regular Meeting, held on the 13th day of March, 2008. I further certify that the meeting was duly called and that a quorum was present.

Dated this 27th day of March, 2008

A handwritten signature in cursive script that reads "Lori L. Anderson". The signature is written in black ink and is positioned above a solid horizontal line.

Lori L. Anderson, City Clerk