

**MINUTES OF THE REGULAR MEETING OF THE SHOW LOW CITY COUNCIL HELD ON TUESDAY, JANUARY 4, 2022, AT 7:00 P.M. IN THE CITY COUNCIL CHAMBERS, 181 NORTH 9TH STREET, SHOW LOW, NAVAJO COUNTY, ARIZONA**

1. Call to Order.

Mayor Leech called the meeting to order at 7:00 p.m.

2. Roll Call.

**COUNCIL MEMBERS PRESENT:** Mayor Leech, Vice Mayor Kakavas, Councilman Allsop, Councilman Clark, and Councilwoman Wilson.

**COUNCIL MEMBERS ABSENT:** Councilman Adams and Councilman Hatch.

**STAFF MEMBERS PRESENT:** Ed Muder, City Manager; Morgan Brown, City Attorney; Justin Johnson, Deputy City Manager; Brad Provost, Police Chief; Justen Tregaskes, Planning and Zoning Director; Shane Hemesath, City Engineer; Lisa Robertson, Grants and Transit Manager; Kent McQuillan, Information Systems Specialist; Grace Payne, Communications Manager; Nicole Hudson, Deputy City Clerk; and Rachael Hall, City Clerk.

**GUESTS:** Daryl Seymore, Glenn Kephart, Rochelle Lacapa, Ken Meruyama, John Hannah, Doug Roberts, Katie Waite, and others.

3. Invocation.

Councilman Clark gave the invocation.

4. Pledge of Allegiance.

Mayor Leech led the Council and audience in the pledge of allegiance.

5. **CALL TO THE PUBLIC:**

Any citizen desiring to speak on a matter that is within the jurisdiction of the City Council may do so at this time. Comments may be limited to three minutes per person and shall be addressed to the City Council as a whole, and not to any individual member. Issues raised shall be limited to those within the jurisdiction of the City Council. Pursuant to the Arizona Open Meeting Law, the City Council cannot discuss or act on items presented at this time. At the conclusion of the call to the public, individual City Council members may (1) respond to criticism made by those who have spoken, (2) ask staff to review a matter, and (3) ask that a matter be put on a future agenda.

None.

6. **CONSENT CALENDAR:**

- A. Proclamation by the Mayor Proclaiming January 17, 2022, as **MARTIN LUTHER KING, JR. DAY OF SERVICE** in the City of Show Low.
- B. Consideration of Acceptance of Meadow Trail Parking Lot Expansion, City of Show Low Project No. R-0222. (Shane Hemesath)
- C. Consideration of Resolution No. R2022-01 Abandoning Unnecessary Public Rights-of-Way in Show Low Country Club Estates Subdivision and Reserving an Easement for Utility Purposes. (Justen Tregaskes)
- D. Consideration of Approval of Subrecipient Agreement with Arizona Department of Emergency and Military Affairs to Provide Grant Funding for the Purchase of Five Standby Generators for Selected Municipal Wells and Authorization of Purchase of Generators from Empire Power Systems. (Lisa Robertson)
- E. Consideration of Purchase of Records/Communications Server System for Regional Communications Center. (Brad Provost)
- F. Consideration of Minutes of Show Low City Council meetings:
  - (1) Regular Meeting of December 7, 2021.

**COUNCILMAN CLARK MOVED TO APPROVE THE CONSENT CALENDAR AS PRESENTED; SECONDED BY COUNCILWOMAN WILSON; PASSED 5 TO 0 WITH MAYOR LEECH, VICE MAYOR KAKAVAS AND COUNCIL MEMBERS ALLSOP, CLARK, AND WILSON VOTING IN FAVOR.**

Ms. Hall read the proclamation for Martin Luther King, Jr. Day of Service.

7. **NEW BUSINESS:**

- A. Consideration of Award of Construction Contract for Park Plaza Subdivision Sewer Replacement, City of Show Low Project No. S-0822. (Shane Hemesath)

Mr. Hemesath said the City's fiscal year 2022 Capital Improvement Plan budget included \$290,000.00 for a sewer line replacement project labeled "Park Plaza Subdivision Sewer Replacement". The existing wastewater collection system consisted of aging six-inch clay pipe, and it was requiring more maintenance and repairs. The scope of the work included installing approximately 1,600 linear feet of new eight-inch PVC sewer line, six new concrete manholes, new sewer services, and removing and replacing the existing asphalt.

Mr. Hemesath said the project was designed by Painted Sky Engineering with a construction estimate of \$315,000.00. Arizona Department of Environmental Quality approvals to construct were obtained. The project was publicly bid in accordance with statutory requirements with the following results:

<u>Contractor</u>	<u>Base Bid</u>
Apache Underground and Excavating	\$278,304.50
Rawlings Specialty Contracting	\$303,840.00

Mr. Hemesath said staff recommended awarding the construction contract for the Park Plaza Subdivision Sewer Replacement, City of Show Low Project No. S-0822, to Apache Underground and Excavating in an amount not to exceed \$278,304.50.

**COUNCILMAN CLARK MOVED TO AWARD THE CONSTRUCTION CONTRACT FOR THE PARK PLAZA SUBDIVISION SEWER REPLACEMENT, CITY OF SHOW LOW PROJECT NO. S-0822, TO APACHE UNDERGROUND AND EXCAVATING IN AN AMOUNT NOT TO EXCEED \$278,304.50; SECONDED BY VICE MAYOR KAKAVAS; PASSED 5 TO 0 WITH MAYOR LEECH, VICE MAYOR KAKAVAS AND COUNCIL MEMBERS ALLSOP, CLARK, AND WILSON VOTING IN FAVOR.**

- B. Consideration of Letter of Support for Navajo County Middle Mile Broadband Network. (Ed Muder)

Mr. Muder said Navajo County intended to pursue funding through the Arizona Broadband Development Grant Program for a Countywide Middle Mile Fiber Optic Network. The funding would support a Countywide fiber project that would assist Navajo County's communities, including providing affordable, reliable high-speed internet connectivity for residents, public safety communications, local industry, healthcare providers, and small and medium businesses.

Mr. Muder said this investment would assist in providing access to essential services for residents including telemedicine, remote work, and distance learning. It would also support the growth of the local economy, allowing communities to continue to attract and retain businesses and a workforce that will thrive in the digital economy.

Mr. Muder said Navajo County had asked all six incorporated communities to sign a letter of support. He said Glenn Kephart, County Manager, was in attendance to answer questions regarding the grant application.

Supervisor Seymore said the project was important for Navajo County to build redundancy into the broadband system that existed and to enhance communities with access to reliable broadband service.

Glenn Kephart said Navajo County contracted with Magellan Advisors last January to conduct a comprehensive broadband study in Navajo County. Magellan identified construction of an open access middle mile network and provided a high-level design for this network including the construction of new fiber from Holbrook south along Highway 77 through Snowflake and Taylor and continuing through Show Low and Pinetop-Lakeside. The middle mile network would also run from Show Low to Heber-Overgaard and would include a wireless connection from Heber-Overgaard to Winslow. The Arizona Commerce Authority grant application process required a partnership with a private sector partner. Navajo County had advertised for a request for proposals which were due on January 10. It was estimated that the project would cost approximately \$17,000,000 and the broadband grant had a maximum of \$10,000,000 per project. In partnership with key stakeholders, Navajo County would continue to seek funding to meet the goal of the building a strong, open-access middle mile broadband network.

Mayor Leech asked if the study provided a cost to run the broadband network. Mr. Kephart said the cost to run the broadband network would be included in the information that was submitted in the requests for proposals by the private sector service providers.

Vice Mayor Kakavas thanked the County for taking the lead on an important.

Councilman Allsop expressed concerns about private sector employees losing jobs. Mr. Kephart said Navajo County had no intention of taking over any internet business. The goal was to assist with federal funds to build the open access and then it would be up to the private sector to tap into. The request for proposals would allow for partnership opportunities. Supervisor Seymore said there was no intention to cause the loss of existing jobs, but the broadband network could help with commerce by adding higher technology jobs and jobs that weren't currently in the area that could be developed.

Councilman Clark said he also did not want to see good paying jobs lost but he thought the middle mile broadband network would be a wise investment that could create more and better job opportunities.

**COUNCILMAN CLARK MOVED TO SUBMIT A LETTER OF SUPPORT FOR THE NAVAJO COUNTY MIDDLE MILE BROADBAND NETWORK; SECONDED BY VICE MAYOR KAKAVAS; PASSED 4 TO 1 WITH MAYOR LEECH, VICE MAYOR KAKAVAS AND COUNCIL MEMBERS CLARK AND WILSON VOTING IN FAVOR AND COUNCIL MEMBER ALLSOP CASTING THE DISSENTING VOTE.**

8. **SUMMARY OF CURRENT EVENTS:**

A. Council Members

Councilman Clark said the Show Low Chamber of Commerce was starting their monthly networking breakfasts beginning tomorrow.

Councilman Allsop encouraged citizens to support local schools by attending sporting events.

B. Mayor

Mayor Leech thanked public works for the Christmas lights that were installed. He congratulated Chief Provost on 35 years of service with the City.

C. City Manager

Mr. Muder said candidate packets for anyone interested in running for a seat on the City Council were available beginning tomorrow, January 5. The necessary paperwork must be filed between March 7 and April 4. The Primary Election would be held August 2.

Mr. Muder said staff was beginning the process to prepare the City's annual budget for fiscal year 2023. In addition to a budget study session with the City Council on January 18, at 6:00 p.m., a town hall budget meeting would be held specifically for citizen input on January 20 at 6:00 p.m. All budget meetings were held in Council Chambers and were open to the public.

Mr. Muder said residents could recycle Christmas trees until January 9 at the north end of the Frontier Park parking lot on 9th Place.

Mr. Muder said in public works projects, construction was completed on the Meadow parking lot expansion project and crews continued to work on the City Campus parking lot improvement project. This week the City's contractor was scheduled to begin the sewer project at McNeil, 4th to 8th Avenue and Days Inn. The 1st Drive and McNeil waterline project was

scheduled to begin January 24. He thanked the citizens for their patience as these important projects were completed.

9. **SCHEDULING OF MEETINGS:**

Scheduling of meetings, which may be brought up at this time.

Mr. Muder said there would be a budget study session in Council Chambers on Tuesday, January 18, at 6:00 p.m.

**COUNCILWOMAN WILSON MOVED TO RECESS INTO EXECUTIVE SESSION TO DISCUSS A.P. NOS. 210-30-016, 210-30-018, AND 210-30-019, AND REVIEW THE EXECUTIVE SESSION MINUTES OF NOVEMBER 16, 2021; SECONDED BY MAYOR LEECH; PASSED 5 TO 0 WITH MAYOR LEECH, VICE MAYOR KAKAVAS AND COUNCIL MEMBERS ALLSOP, CLARK, AND WILSON VOTING IN FAVOR.**

The Show Low City Council recessed into Executive Session at 7:37 p.m.

10. **EXECUTIVE SESSION:**

A. Confidentiality Statement.

B. Discussion or consultation for legal advice with the attorney or attorneys of the public body or with designated representatives of the public body in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale, or lease of real property pursuant to A.R.S. Sections 38-431.03(A)(3) and 38-431.03(A)(7).

(1) A.P. Nos. 210-30-016, 210-30-018, and 210-30-019.

C. Discussion or consideration of records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law. Pursuant to A.R.S. Section 38-431.03(A)(2).

(1) Executive Session Minutes of November 16, 2021.

11. **POST EXECUTIVE SESSION:**

Consideration of any item on the Executive Session portion of this agenda, which the Council may wish to take action upon in Open Session.

The Show Low City Council reconvened into Open Session at 7:59 p.m.

- A. Consideration of Approval of the Minutes of the Executive Session of the Show Low City Council Held on November 16, 2021.

**COUNCILWOMAN WILSON MOVED TO APPROVE THE EXECUTIVE SESSION MINUTES OF NOVEMBER 16, 2021; SECONDED BY MAYOR LEECH; PASSED 5 TO 0 WITH MAYOR LEECH, VICE MAYOR KAKAVAS AND COUNCIL MEMBERS ALLSOP, CLARK, AND WILSON VOTING IN FAVOR.**

12. **ADJOURNMENT.**

There being no further business to be brought before the Council, **MAYOR LEECH ADJOURNED THE REGULAR MEETING OF THE SHOW LOW CITY COUNCIL OF JANUARY 4, 2022, AT 8:00 P.M.**

ATTEST:

APPROVED:

\_\_\_\_\_  
Rachael Hall, City Clerk

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John Leech, Jr., Mayor

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**CERTIFICATION**

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the **REGULAR MEETING** of the City Council of Show Low held on January 4, 2022. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

(SEAL)

\_\_\_\_\_  
Rachael Hall, City Clerk