

MINUTES OF THE REGULAR MEETING OF THE SHOW LOW CITY COUNCIL HELD ON TUESDAY, MAY 19, 2020 AT 7:00 P.M. IN THE CITY COUNCIL CHAMBERS, 181 NORTH 9TH STREET, SHOW LOW, NAVAJO COUNTY, ARIZONA

1. Call to Order.

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

2. Roll Call.

COUNCIL MEMBERS PRESENT: Mayor Seymore, Vice Mayor Allsop, Councilman Clark, Councilman Hatch, Councilwoman Kakavas, Councilman Kelley, and Councilman Leech.

COUNCIL MEMBERS ABSENT: None.

STAFF MEMBERS PRESENT: Ed Muder, City Manager; F. Morgan Brown, City Attorney; Justin Johnson, Deputy City Manager; Bill Kopp, Public Works Director; Shane Hemesath, City Engineer; Tom Bahr, Airport Manager; Lisa Robertson, Grants/Transit Manager; Toby Gilmore, Police Sergeant; Rachael Hall, Deputy City Clerk; and Tamra Reidhead, City Clerk.

GUESTS: Kurt Fernau.

3. Invocation.

Councilman Clark gave the invocation.

4. Pledge of Allegiance.

Councilwoman Kakavas led the Council and audience in the pledge of allegiance.

Mayor Seymore thanked all responders for their services during this time.

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. **SPECIAL EVENTS:**

- A. Proclamation by the Mayor Proclaiming May 18 through 22, 2020 as Cougar Cheerleading State Championship Week in the City of Show Low.

7. **CONSENT CALENDAR:**

- A. Consideration of Acceptance for the West Cooley Sewer Replacement Phase 1, City of Show Low Project No. S-0419. (Shane Hemesath)
- B. Consideration of Noncommercial Ground Lease with John and Kristi Kelsey and Termination of Noncommercial Ground Lease with William Waller at Show Low Regional Airport. (Thomas Bahr)
- C. Consideration of Resolution No. R2020-08 Acceptance of Grant Funds from Arizona Department of Transportation for South Apron Rehabilitation Design. (Thomas Bahr)
- D. Consideration of Resolution No. R2020-09 Accepting Federal Aviation Administration CARES Act Airport Grant Agreement. (Thomas Bahr)
- E. Consideration of Acceptance of Grant Funds from the Arizona Department of Environmental Quality for an Asbestos and Lead-Based Paint Abatement at 700 East McNeil Street and Approval of Associated Budget Transfers. (Lisa Robertson)
- F. Consideration of Minutes of Show Low City Council meetings:
(1) Regular Meeting of April 21, 2020.

COUNCILMAN LEECH MOVED TO APPROVE THE CONSENT CALENDAR AS PRESENTED; SECONDED BY COUNCILWOMAN KAKAVAS; PASSED 7 TO 0 WITH MAYOR SEYMORE, VICE MAYOR ALLSOP, AND COUNCIL MEMBERS CLARK, HATCH, KAKAVAS, KELLEY, AND LEECH VOTING IN FAVOR.

8. **NEW BUSINESS:**

- A. Consideration of Award of Construction Contract for 2020 Rehabilitation and Rejuvenation of Public Roadways – Slurry Seal, City of Show Low Project No. R-1920. (Shane Hemesath)

Mr. Hemesath said the 2020 Capital Improvements Program included funding for rehabilitating and rejuvenating (R&R) City roadways using

slurry seal. The City’s current pavement preservation plan included a minimum maintenance of crack-filling, patching, and resurfacing every City street and parking lot every six years. City crews were currently crack-filling and patching repairs for the areas identified for slurry sealing this year.

Mr. Hemesath said rehabilitation included furnishing all labor, equipment, and materials required to place approximately 290,000 square yards of type II polymer-modified asphalt slurry seal on selected City streets and parking lots as well as applying pavement markings for the parking lots after the slurry seal placement. The scope of work also included installing approximately 17,000 square yards of polymer–modified asphalt seal coat to all of the City’s asphalt walking paths.

Mr. Hemesath said the engineer’s construction cost estimate for the work was \$439,000. The invitation to bid was published as required and sealed bids were opened publicly, with the following results:

<u>Contractor</u>	<u>Total Bid</u>
American Pavement Preservation	\$489,427.70
VSS International	\$498,000.00
Regional Pavement Maintenance	\$661,948.00

Mr. Hemesath said staff recommended awarding the 2020 R&R – slurry seal construction contract, City of Show Low Project No. R-1920, to American Pavement Preservation, in an amount not to exceed \$489,427.70.

Councilman Kelley said normally bids came in closer to the engineer’s construction cost estimate. He asked what the factors were for the higher bids for this project. Mr. Hemesath talked with contractors and some factors were the current cost of oil, a wet spring season that had put jobs behind, and contractors currently being very busy with jobs.

Councilwoman Kakavas asked if there were sufficient funds to cover the cost of the project. Mr. Hemesath said yes, there were sufficient funds for the project.

Councilman Clark asked how long the project should take to complete. Mr. Hemesath said the project should take close to three weeks to complete.

COUNCILWOMAN KAKAVAS MOVED TO AWARD THE CONSTRUCTION CONTRACT FOR THE 2020 REHABILITATION AND REJUVENATION OF PUBLIC ROADWAYS – SLURRY SEAL, CITY OF SHOW LOW PROJECT NO. R-1920, TO AMERICAN PAVEMENT PRESERVATION, IN AN AMOUNT NOT TO EXCEED \$489,427.70; SECONDED BY COUNCILMAN CLARK; PASSED 7 TO 0 WITH

MAYOR SEYMORE, VICE MAYOR ALLSOP, AND COUNCIL MEMBERS CLARK, HATCH, KAKAVAS, KELLEY, AND LEECH VOTING IN FAVOR.

- B. Consideration of Award of Contract for Holiday Lighting and Decorations. (Bill Kopp)

Mr. Kopp said the City’s fiscal year 2021 budget included funding for Christmas lighting and decorations for four locations on City property. This work included design, installation, maintenance, removal, packaging, storage and transport of seasonal lighting decorations. The decorations would be installed in four public locations: city hall, library, public safety building, and Festival Marketplace. The City desired to utilize the uniqueness of its parks and facilities to create a dramatic holiday light display that would decorate and benefit the local community and its visitors. The term of the contract was for three years with two one-year extensions.

Mr. Kopp said the request for proposals was published per requirements. Three proposals were received. Staff reviewed the proposals for compliance with the selection criteria and determined that HLC Productions met the requirements and also provided the lowest price. Although pricing was not the only criteria for the selection, the pricing was presented to the Council for their information.

<u>Contractor</u>	<u>Price</u>
HLC Productions	\$21,290.63
Flag Landscape - Christmas Decorator	\$24,974.38
Artistic Holiday Designs	\$64,503.85

Mr. Kopp said staff recommended awarding the contract for Christmas lighting and decorations to HLC Productions in an amount not to exceed \$21,290.63 for a term of three years and authorizing staff to approve up to two one-year renewals after the original term.

Councilman Leech asked if HLC Productions was the same company that decorated for the City in the past. Mr. Kopp said no, the past company did not send in a bid this year. He said this was a new company.

Vice Mayor Allsop asked if the City could delegate extra funds to decorate more facilities throughout the City. Mr. Kopp said staff could look into delegating more funds towards the decorations if that was what the Council wanted.

Councilman Clark asked if the contract had a termination clause for convenience if the Council wasn’t satisfied with the first year of

decorations. Mr. Brown said yes, there was a 30-day termination clause for convenience in the contract.

COUNCILMAN LEECH MOVED TO AWARD THE CONTRACT FOR CHRISTMAS LIGHTING AND DECORATIONS TO HLC PRODUCTIONS IN AN AMOUNT NOT TO EXCEED \$21,290.63 PER YEAR FOR THE FIRST THREE YEARS AND AUTHORIZE STAFF TO APPROVE UP TO TWO ONE-YEAR RENEWALS; SECONDED BY VICE MAYOR ALLSOP; PASSED 7 TO 0 WITH MAYOR SEYMORE, VICE MAYOR ALLSOP, AND COUNCIL MEMBERS CLARK, HATCH, KAKAVAS, KELLEY, AND LEECH VOTING IN FAVOR.

9. **SUMMARY OF CURRENT EVENTS:**

A. Council Members

Vice Mayor Allsop attended a Main Street meeting to discuss further plans for the corner of 9th Street and Deuce of Clubs. A decorative wall and sign were installed, and new trees were planted. New bushes would be planted soon, and more lighting would be installed. The project should be completed by June. He said the Farmer's Market would be opened this weekend. He thanked Mayor Seymore for his continued efforts for the citizens during COVID-19.

Councilwoman Kakavas thanked the community for their resilience, and thanked staff for their continued engagements with businesses during this time.

Councilman Kelley asked for continued patience and understanding from the community members during this time.

Councilman Clark said the Show Low School District would be making changes for graduation and promotions this year due to COVID-19. The Show Low Junior High would not have a promotion for 8th graders but would have a celebration this Thursday outside of the Junior High. Show Low High School would hold a graduation motorcade on Thursday. The motorcade would begin at the old Kmart parking lot, then turn on Clark Road to Old Linden Road, and finish at the High School. The graduation ceremony would take place in the High School parking lot after the motorcade. He thanked City staff for their continued services during this time, and thanked Mayor Seymore for his service and his leadership.

B. Mayor

Mayor Seymore encouraged citizens to stay safe, stay connected, and stay strong during this time.

C. City Manager

Mr. Muder said the City's 22nd annual Project Clean Sweep kicked off this month. Show Low residents could dump green waste for free this week through Saturday, May 23, at Dirty Deeds Green Waste located at 890 Cinder Pit Road. Bulky item pickup was scheduled for Monday, June 1, through Thursday, June 4, on customer's regularly scheduled trash collection day. The same week, through Saturday, June 6, customers could haul debris for free to the Lone Pine Transfer Station.

Mr. Muder said next Monday, May 25, was the annual Memorial Day service at the City cemetery to honor those service men and women who paid the ultimate sacrifice. The service would be conducted by the VFW, with guest speaker Lieutenant Colonel Michael Babb, U.S. Army (Retired).

Mr. Muder said the 2020 Census was underway and over 56.1% of households across Arizona have responded to date. The response rate from residents living in Show Low, however, was only 37.7%, which was significantly lower than the state's response rate. He reminded residents that online forms were available on the U.S. Census Bureau's website at www.2020census.gov. Census workers would be in the community throughout the summer and fall and would work on weekends.

Mr. Muder said this week was National Public Works Week. He recognized and thanked the City's public works employees for the incredible job they do providing clean water and an efficient sewer system, building and repairing roads, removing snow, and controlling ice. The City crews were known for putting customers first, staying late or working on weekends as needed to respond to calls for service. He commended them for their public service.

Mr. Muder reminded that there was a campfire ban enacted by the U.S. Forest Service in the Apache-Sitgreaves, Coconino, Coronado, Kaibab, Prescott, and Tonto National Forests. Igniting, building, maintaining, attending, or using a fire was prohibited on all six of these national forests in Arizona until June 30, 2020, or until rescinded.

10. **SCHEDULING OF MEETINGS:**

Mr. Muder said a special meeting would need to be scheduled for the Council to interview applicants for the two vacancies on the Planning and Zoning Commission. He said four applications were received. He anticipated the Council making the appointments at its June 2 meeting and asked when Council member were available. Mayor Seymore suggested meeting before the regularly

scheduled meeting on June 2. After a brief discussion, the interviews were scheduled for June 2, at 6:00 p.m., prior to the regular meeting.

VICE MAYOR ALLSOP MOVED TO RECESS INTO EXECUTIVE SESSION TO DISCUSS THE TIMBER MESA FIRE AND MEDICAL DISTRICT INTERGOVERNMENTAL AGREEMENT, CONTRACT WITH SHOW LOW CHAMBER OF COMMERCE, APPLICATION FOR RATE INCREASE BY ARROWHEAD MOBILE HEALTHCARE, INC., AND REVIEW THE EXECUTIVE SESSION MINUTES OF APRIL 5, 2019, AND MARCH 6 AND MARCH 17, 2020; SECONDED BY COUNCILMAN LEECH; PASSED 7 TO 0 WITH MAYOR SEYMORE, VICE MAYOR ALLSOP, AND COUNCIL MEMBERS CLARK, HATCH, KAKAVAS, KELLEY, AND LEECH VOTING IN FAVOR.

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

11. **EXECUTIVE SESSION.**

- A. Confidentiality Statement.
- B. Discussion or consultation with the attorney or attorneys of the public body for legal advice or to consider its position and instruct its attorneys regarding the public body's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation, or in settlement discussions conducted in order to avoid or resolve litigation. Pursuant to A.R.S. Sections 38-431.03(A)(3) and 38-431.03(A)(7).
 - (1) Timber Mesa Fire and Medical District Intergovernmental Agreement.
 - (2) Contract with Show Low Chamber of Commerce.
- C. Discussion or consultation with the attorney or attorneys of the public body for legal advice. Pursuant to A.R.S. Section 38-431.03(A)(3).
 - (1) Application for Rate Increase by Arrowhead Mobile Healthcare, Inc.
- D. 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 April 5, 2019, and March 6 and 17, 2020.

12. **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 9:04 p.m.

- A. Consideration of Approval of the Minutes of the Executive Session of the Show Low City Council Held on April 5, 2019, and March 6 and 17, 2020.

COUNCILMAN HATCH MOVED TO APPROVE THE EXECUTIVE SESSION MINUTES OF APRIL 5, 2019, AND MARCH 6 AND 17, 2020; SECONDED BY VICE MAYOR ALLSOP; PASSED 7 TO 0 WITH MAYOR SEYMORE, VICE MAYOR ALLSOP, AND COUNCIL MEMBERS CLARK, HATCH, KAKAVAS, KELLEY, AND LEECH VOTING IN FAVOR.

13. **ADJOURNMENT.**

There being no further business to be brought before the Council, **MAYOR SEYMORE ADJOURNED THE REGULAR MEETING OF THE SHOW LOW CITY COUNCIL OF MAY 19, 2020 AT 9:04 P.M.**

ATTEST:

APPROVED:

 Tamra Reidhead, City Clerk

 Daryl Seymore, Mayor

T:\docs\cc051920

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 May 19, 2020. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this _____ day of _____, 20____.

(SEAL)

 Tamra Reidhead, City Clerk