



TOWN COUNCIL REGULAR MEETING

Wednesday, January 20, 2021 at 6:00 pm

Attendees: Staff: Joseph Jarvis - Town Manager, Kelsi Miller - Town Clerk, Dayson Merrill - Chief of Police, James Kempt- Police Sergeant, Robin Aguero - Community Services

**Springerville Town Council Chambers - 418 E. Main St.
Springerville, AZ 85938**

Pursuant to A.R.S. Section 38-431.02, notice is hereby given to the members of the Springerville Town Council and to the general public that the Council will hold a meeting open to the public at the Springerville Town Hall, 418 East Main Street, Springerville, Arizona. The Town Council reserves the right to adjourn into Executive Session in accordance with Arizona Revised Statutes Section 38-431.03 (A)(1)(3)(4) and (7) for legal consultation on any of the following agenda items.

TOWN COUNCIL MEETING: 6:00 P.M.

1. CALL MEETING TO ORDER AND PLEDGE OF ALLEGIANCE:

2. ROLL CALL:

Members of the Town Council or Legal Counsel that are unable to be present in person at a scheduled Council meeting, may participate in the meeting by telephone or video conference.

3. PUBLIC HEARING & PUBLIC FORUM:

a. White Mountains Flower LLC.:

Discussion and possible action regarding entering into a public forum to take public and council comments on White Mountains Flower LLC.

b. Small cells wireless facilities in the right-of-way fees:

Discussion and possible action regarding entering into a public hearing to take public and council comments on the proposed fees to collect annually for the use of the right-of-way for the purposes of installing small cells wireless facilities.

4. PUBLIC PARTICIPATION:

Non-agenda items presented during the public participation portion of this agenda

cannot be acted on at this time by the Council. Individual council members may ask questions of the public or ask staff to review the matter, or defend themselves, but are prohibited by State of Arizona Open Meeting Laws from discussing the item among themselves until the item is noticed according to open meeting requirements as an agenda item. The Chair MAY allow public comment on agenda items and will limit time of discussion to 3 minutes per person no longer than 10 minutes per topic.

5. COUNCIL, MANAGER AND STAFF REPORTS:

Summary reports will be given on the items listed and no action will be taken on any matters mentioned in the summary unless listed in the agenda. (A.R.S. 38.431.02(k))

a. Mayor & Council Reports: Summary Updates on committee meetings.

b. Staff Reports: Summary Updates

c. Manager Joseph Jarvis: Summary Updates & presentation(s)

6. CONSENT ITEMS:

a. Consider approval of the December 16, 2020 Regular Town Council minutes.

b. Consider approval of the January 6, 2021 Special Council Meeting minutes.

c. Consider ratification and approval of accounts payable register from 12/09/2020 through 01/12/2021.

d. Consider reappointment of Brian Carpenter to the Planning and Zoning Commission with a 3 year term.

Brian Carpenter has served on the Springerville Planning and Zoning Commission for a 3-year term, it is the staff's recommendation to renew Brian as a commissioner for another 3-year term.

7. APACHE COUNTY YOUTH COUNCIL PRESENTATION:

8. BROADBAND PRESENTATIONS:

a. ATNI:

Presentation by ATNI regarding broadband.

b. Executive Session:

The Town Council will receive a presentation on a potential partnership to bring broadband to the Town of Springerville.

OLD BUSINESS

9. RESOLUTION 2021-R002:

Discussion and possible action on Resolution 2021-R002, regarding the proposed fee schedule changes associated with establishing the application and annual fees for small cell wireless facilities in the Town right-of-way.

10. Discussion/Action leading to the events of White Mountains Flower LLC (Erin Silva, Doug Henderson).

See attachment

11. COVID-19:

Discussion, updates. and possible direction regarding COVID-19.

NEW BUSINESS

12. PROPOSED CHANGES TO THE TOWN CODE PERTAINING TO ADULT-USE MARIJUANA:

Discussion and direction regarding the Town Code pertaining to adult-use marijuana.

13. CONFLICT OF INTEREST:

Discussion, consultation, and clarification with legal council regarding conflict of interest.

14. CONTRACTED TOWN MANAGER:

Discussion and possible action to retain Joseph Jarvis as the Town Manager.

15. LOCKHART BUILDING LLC:

a. Limited Release and Settlement Agreement:

Discussion and possible action regarding entering into a limited release and settlement agreement.

b. Resolution 2021-R004:

Discussion and possible action on Resolution 2021-R004.

16. DRUG AND ALCOHOL TESTING POLICY:

a. Resolution 2021-R003:

Discussion and possible action regarding Resolution 2021-R003, regarding the Town of Springerville Drug and Alcohol Testing Policy.

b. WMRMC Testing:

Discussion and possible action to partner with White Mountain Regional Medical Center for testing.

17. PIONEER IRRIGATION ANNUAL MEETING:

Discussion and appointment of representation for the Pioneer Irrigation annual meeting.

18. PLANNING AND ZONING ADMINISTRATOR:

Discussion and possible action appointing Joseph Jarvis as the Planning and Zoning Administrator.

19. ADJOURNMENT:

Submitted by: _____

Posted by: _____

Members of the public who only want to provide written comments can express their

comments by emailing the Town Clerk at **kmiller@springervilleaz.gov** to be read during the call to the public. All comments must be submitted by 5:00 p.m. on the day of the meeting.

Americans with Disabilities Act (A.D.A.): The Town of Springerville intends to comply with A.D.A. If you are physically challenged or disabled and need special accommodations to participate in this town meeting, please contact the Town Clerk at (928) 333-2656 ext. 224 forty-eight (48) hours prior to the meeting to arrange necessary accommodations.

Contact: Kelsi Miller, Town Clerk (kmiller@springervilleaz.gov) (928) 333-2656 x 224 | Agenda published on 01/14/2021 at 4:25 PM