

**MINUTES OF THE REGULAR MEETING
OF THE HONORABLE TOWN COUNCIL
OF THE TOWN OF PINETOP-LAKESIDE, ARIZONA,
HELD ON THURSDAY, FEBRUARY 6, 2020
IN THE TOWN COUNCIL CHAMBERS LOCATED AT
325 W. WHITE MOUNTAIN BOULEVARD, LAKESIDE, AZ 85929**

A. Call to Order

Mayor Irwin called the meeting to order at 6:00 p.m.

➤ Roll Call

The following Council Members were present:

Stephanie Irwin	Mayor
Jerry Smith	Vice Mayor
Kathy Dahnk	Council Member
Carla Bowen	Council Member (<i>participated by phone</i>)
Jim Snitzer	Council Member
Mazie Hastings	Council Member
Lynn Krigbaum	Council Member

Also, Present:

Keith Johnson	Town Manager
Kevin Rodolph	Finance Director
Jill Akins	Town Clerk
Matt Patterson	Public Works Director
Dan Barnes	Chief of Police
Cody Blake	Community Development Director
Tony Alba	Community Services Manager
Kendra Abel	Library Manager

➤ **Pledge of Allegiance and Invocation**

Mayor Irwin led the Pledge of Allegiance to the Flag.

Chaplain Jim Stansberry delivered the Invocation.

B. Call to the Public

Mayor Irwin called for public comments.

Tony Alba, Community Services Manager, offered the following comments:

Mr. Alba announced that the Second Annual White Mountain Chili Cook-off will be held on Saturday, March 8, 2020 at the White Mountain Nature Center beginning at 2:00 p.m. until 6:00 p.m. He said this is a free community event and will include twelve teams of cooking chili, six salsa entries, and a few cobbler and corn bread entries. Free tastings for everyone in attendance, entertainment provided by Blue Tattoo, out-door games, chain saw demonstration, indoor and outdoor patio seating. The White Mountain Rotary Club will provide a beer and wine garden to benefit the Blue Ridge Scholarship Fund.

Daniel Rawlings offered the following comments:

“Good evening Mayor and Councilmembers, for those of you that may not know me my name is Daniel Rawlings and I would like to take a moment of your time this evening to express gratitude on behalf of me and my family. On November 29, 2019 our lives changed forever after the loss of our two youngest children, Willa and Colby. The days, weeks and now months following have been such a humbling experience for me and my family. As we saw communities come together to help us and to support us and we would like to say “thank you” to all of those that freely gave of their service, time and talents. The love and support was widespread, from lodging accommodations, local restaurants, community fundraisers, home cooked meals and so much more. But the thing that will forever touch my heart is the faith, prayers and the unwavering determination that resulted in the closure for my family as my little Willa’s body was found and laid to rest with her best friend and brother Colby. As I have said before, thank you just does not seem to be enough to express our gratitude to all of those that have done so much for us, but right now it is all that I have to offer. I pray that one day we will be able to give of our time and our talents to help lift others of this great community as they have done for us.”

Thank you for your time and may God continue to bless this great community of the White Mountains. Thank you.”

Mayor Irwin expressed that everyone continues to support you, as you and your family go forth through this healing process and we thank you and your family for all that you have done for our communities.

C. Consent Agenda

Mayor Irwin announced consideration of the Consent Agenda and explained that all items listed would be acted upon by a single vote of the Council, unless a member of the Council asked that specific items be removed from the Consent Agenda, discussed and voted upon separately.

Council Member Krigbaum said she would like to clarify the impression from the January 2, 2020 meeting minutes and said that while the minutes are exactly correct, she said she did listen to the tape recording, but said it was very difficult to make out all of the words from the recording. She believes that the minutes are recorded as it should be but said she would like to correct or change the opinion or impressions. The statement “the White Mountain Land Alliances, and even though it is still in force, the White Mountain Alliance is no longer in existence.” She said that this is the part that is not exactly true, that the White Mountain Land Trust does still exist, and explained that her fellow Council Member Jim Snitzer is the president, she said that she is the secretary and John Jarchow is the treasurer. She said that she wanted people to know that the White Mountain Land Trust is still in existence.

Jay Zucker addressed the Council regarding consent agenda item C.5 and said that he and his wife, Debra Zucker, are building a new business in the community called Wine Mountains. He said it would be opening up later in the Spring of 2020 and he thanked the staff and said that they have been amazing in guiding and helping them through this process.

Vice Mayor Smith moved for passage of the Consent Agenda as presented. Council Member Dahnk seconded the motion and by show of hands the following vote was recorded:

AYES
Mayor Irwin
Vice Mayor Smith

ABSTAIN

NAYS

C.5 Consider Liquor License Application #93576 new license for beer and wine to Wine Mountains, located at 1746 E. White Mountain Blvd., Pinetop, AZ 85935

By a unanimous vote under the Consent Agenda, Town Council approved the Liquor License Application #93576 for Wine Mountains, located at 1746 E. White Mountain Blvd., Pinetop, AZ 85935.

C.6 Consider approval of the Town Check Register for the period December 1 through 31, 2019

By a unanimous vote under the Consent Agenda, Town Council approved the Town Check Register for the period December 1 through 31, 2019.

D. Business Before the Council

Mayor Irwin announced that Public Comment will be taken at the beginning of each agenda item, after the subject has been announced by the Mayor and explained by Staff. Any citizen, who wishes, may speak one time for five minutes on each agenda item before or after Council discussion. Questions from Council Members, however, may be directed to staff or a member of the public through the Mayor at any time.

D.1 Presentation of the Voice of Democracy, Patriots Pen and Teacher of the Year.

John Beeler, VFW Post 2364, explained that Voice of Democracy is a program at the high school and is an audio essay from three to five minutes long and the theme this year was “What Makes America Great”. He said the 4th place winners received a certificate and \$25.00, the third-place winner received a certificate and \$50.00, the second-place winner received a certificate and \$75.00 and the first-place winner received a certificate and \$100.00. Mr. Beeler announced the following 2019-2020 Voice of Democracy Winners from Blue Ridge High School:

1st Place – Hanna Horne

2nd Place – Naomi Jordan

3rd Place – Katy Blomstrand

4th Place winners: Addasyn Brimhall, Dylan Baca, Olivia Knippers, Emily Blomstrand, Halie Tainatongo, Ryan Flaherty, Karisa Hoyt, Daniel Webb, Madeline Jones, Ayla Henrie, Merritt Bifisk and Rebekah James.

Mr. Beeler explained that the Patriot’s Pen Awards were given at an early date to the participants. He said the theme was “What Makes America Great” for 7th and 8th graders and is a three to four hundred word written essay. He said the 4th place winners received a certificate and \$25.00, the third-place winner received a certificate and \$50.00, the second-place winner received a certificate and \$75.00 and the first-place winner received a certificate and \$100.00. Mr. Beeler announced the 2019-2020 Patriot’s Pen Winners from Blue Ridge Junior High School:

1st Place – Elektra Ozacta

2nd Place – Bryn Petty

3rd Place – Morgan Eddy

4th Place winners: Divine Steah, Hmna Farooq, Taysa Lee, Elijah Vital, Aidan Bradford and Piper Gotro.

Mr. Beeler announced the 2019-2020 Teacher of the Year:

Denise Green – Blue Ridge Elementary K-6

Adam Reeck – Blue Ridge High School 9-12

Mr. Beeler recognized teacher Jesse Reeck and said that she submitted fourteen Voice of Democracy entries from her class.

Mr. Beeler recognized Jill Akins for judging Voice of Democracy.

D.2 Consider Resolution No. 20-1534 and the Memorandum of Understanding between the Town of Pinetop-Lakeside and Save our Park pertaining to the purchase of the Woodland Lake Park Tract.

Town Manager Johnson said that staff believes the acquisition of the Woodland Lake Park (WLP) will greatly benefit the citizens of the Town. While this procurement is of great importance to the Town and the community, the Town does not have the financial means to facilitate the purchase. Save our Park (SOP) was created to raise the funds to assist the Town to purchase the WLP.

Town Manager Johnson explained that SOP would like this MOU in place so the WLP will be protected in perpetuity for community purposes only, such as open space, park land and other recreational uses and other community purposes as determined by the Town. He said that the funds donated to the Town will be placed

in a designated general ledger account for the exclusive use to purchase the WLP. If the purchase is not able to be completed, the funds donated by SOP will be returned to SOP. The Town may request a financial audit of SOP funds to ensure safe handling.

Town Manager Johnson said that staff recommends approving the MOU with Save Our Park for the consideration of funds provided to the Town by SOP for the purchase of the WLP. The MOU sets forth conditions for the contributions and for the future use allowances for the WLP.

Mr. Eric Kramer addressed the Council and said that saving Woodland Lake Park has been a goal for this Town for as long as we have had the Town. He said that he is very proud that this is the Council that will get this done and said that he appreciates all the work of the Town staff that have worked on this. To further clarify so people of the community understand, this will take in one hundred and seven acres of the developed park and the Town will continue the maintenance that it is currently taking care of and said that when Save our Park comes back to the Town to purchase eighty-five acres following the path of Walnut Creek up to Big Springs, it will be an important step, and when they present this to the Town they will have the maintenance thoroughly worked out.

Council Member Krigbaum moved to adopt and approve Resolution No 20-1534, accepting the Memorandum of Understanding between the Town and Save Our Park; and authorize the Mayor to execute any and all documents in connection with this MOU. Council Member Snitzer seconded the motion and by show of hands the following vote was recorded:

AYES

ABSTAIN

NAYS

Mayor Irwin
Vice Mayor Smith
Council Member Dahnk
Council Member Bowen
Council Member Snitzer
Council Member Hastings
Council Member Krigbaum

Mayor Irwin then declared that all the MOU and Resolution No. 20-1534 was approved, passed and adopted with a 7-0 vote.

D.3 Consider Resolution No. 20-1535 and the sales and purchase agreement for Woodland Lake Park Tract.

Town Manager Johnson explained that the Town has leased this land from the US Forest Service since 1987 and it has been used for operating and maintaining a recreational park with related facilities. This parcel is Reserved Public Domain, Reserved as part of the Black Mesa Forest Reserve on August 17, 1898, under the authority of the Creative Act of March 2, 1891. Additionally, this parcel is identified in P.L. 105-344, dated November 2, 1998 which prohibits the Secretary of Agriculture from conveying any right, title, or interest of the United States in and to the Woodland Lake Park unless the conveyance of the Park is made to the Town of Pinetop-Lakeside or supplemental legislation is passed. This realty transaction involves a Water Right (Certificate No. 33-96156.0000 transferring to the Town as well as Forest Service special use permits issued to various entities which are identified in the PSA. It will be our responsibility to issue easements to the respective entities following the closing between the Town and the Forest Service. The Town has invested a substantial amount of money in park infrastructure and maintenance and desires to protect the park for future recreational use.

Town Manager Johnson explained that the Town is working with Save Our Park to raise the needed funds to facilitate this purchase. By signing this agreement, we are locking in the appraised price before the appraisal goes stale. In the event we are unsuccessful the Purchase and Sale Agreement would be cancelled. Save Our Park has been working with the Cagney Company as part of their fundraising efforts and are making great headway.

The Town will be responsible for the fees associated with the services of the Title Company to provide escrow and closing services of the realty transaction. The Town must provide for title commitments and title insurance, as well as issue utility easements to: Citizens Telecommunications Company of the White Mountains, Inc.; Navopache Electric Cooperative, Inc; Cable One, Inc.; Pinetop-Lakeside Sanitary District; Pinetop Water Company; Show Low/Pinetop-Lakeside Irrigation Company, Inc.; and UNS Gas, Inc. of Unisource Energy Services. Additionally, after recording of the Quitclaim Deed, the Town must file a "Request for Assignment" for Certificate of Water Right No. 33-96156, with the Arizona Department of Water Resources and pay the associated filing fees.

These are the closing estimates we received from a Title Company:

Escrow fee	\$1,296.00
Extended Owners Policy	\$5,880.00 (if you decide to opt for the Standard Policy, the charge would be \$3,920.00)
Recording Fees	\$30/document recorded

Town Manager Johnson said that staff recommends signing the Purchase and Sale Agreement (PSA) for Woodland Lake Park which consists of 107.88 acres and is located within the Lakeside Ranger District of the Apache-Sitgreaves National Forests, Navajo County, Arizona.

Town Manager Johnson announced that Acting District Ranger Randi Paris, Deputy Forest Supervisor Anthony Madrid, former District Ranger Ed Collins and former Town Manager Paul Watson are in attendance at the meeting this evening.

Council Member Krigbaum thanked the many donors that have contributed and have been long time supporters of Save our Park and that are in attendance for the meeting this evening.

Council Member Bowen said that the many years that Council Member Lynn Krigbaum has worked on this she feels it would be appropriate for Council Member Krigbaum to make the motion.

Council Member Krigbaum moved to adopt Resolution No. 20-1535, approving the Purchase and Sale Agreement for the Woodland Lake Park from the United States of America, acting by and through the Forest Service, Department of Agriculture for the appraised value of \$1,635,000. Council Member Dahnk seconded the motion and by show of hands the following vote was recorded:

AYES

Mayor Irwin
Vice Mayor Smith
Council Member Dahnk
Council Member Bowen
Council Member Snitzer
Council Member Hastings
Council Member Krigbaum

ABSTAIN

NAYS

Mayor Irwin then declared that the Purchase and Sale Agreement and Resolution No. 20-1535 was approved, passed and adopted with a 7-0 vote.

Mayor Irwin said that this is a historic event for our community and has had broad community support. She said as Town Manager Johnson mentioned, there are many, many benefactors that have contributed to this cause and without all of them it would not have been possible to purchase the park. She said we look forward to making more concrete announcements in the next few weeks.

Town Manager Johnson said that this does not end here and said that there are still over four hundred acres to purchase. He said that the efforts of Save our Park will be to continue to raise funds to purchase the remaining acres.

D.4 Consider Resolution No. 20-1536 supporting the Rural Transportation Advocacy Council’s efforts to address infrastructure under-investment at the State level.

Town Manager Johnson stated that the Rural Transportation Advocacy Council (RTAC) has issued a resolution to address infrastructure under-investment at the State level. This resolution is presented to support those efforts. The RTAC has been fighting on behalf of rural communities to address infrastructure under-investment, statewide, in rural areas. Another concern is the growing number of project specific bills introduced in this legislative session that, if approved, would eat into available funding for rural areas. To advocate for rural communities, RTAC has issued a resolution addressing these issues. Staff is proposing Council approve Resolution No. 20-1536 in support of RTAC’s resolution. If approved, this Resolution will be submitted to our State congressional delegation as well as RTAC, expressing Town support.

Town Manager Johnson said that staff recommends approval of Resolution No. 20-1536 to support RTAC’s efforts on behalf of rural communities.

Council Member Dahnk moved to adopt Resolution No. 20-1536, supporting the Rural Transportation Advocacy Council’s efforts to address infrastructure under-investment at the State level. Vice Mayor Smith seconded the motion and by show of hands the following vote was recorded:

<u>AYES</u>	<u>ABSTAIN</u>	<u>NAYS</u>
Mayor Irwin		
Vice Mayor Smith		
Council Member Dahnk		
Council Member Bowen		
Council Member Snitzer		

Council Member Hastings
Council Member Krigbaum

Mayor Irwin then declared that Resolution No. 20-1536 was approved, passed and adopted with a 7-0 vote.

D.5 Consider Resolution No. 20-1537 and submission of projects for consideration in FFY 2020 Arizona Department of Homeland Security (AZDOHS) – State Department Homeland Security Grant Program (SHSGP).

Chief Dan Barnes explained that the Arizona Department of Homeland Security (AZDOHS) - State Homeland Security Grant Program (SHSGP) is seeking proposals from state and local agencies for projects relating to Homeland Security; and the Town of Pinetop-Lakeside, through the Pinetop-Lakeside Police Department, is interested in submitting projects to be considered for reimbursable funding. The application submission under FFY 2020 Arizona Department of Homeland Security (AZDOHS) - State Homeland Security Grant Program (SHSGP) will be for equipment. The department will be seeking reimbursable funding to purchase mobile and portable VHF radios. If funded, these radios will replace outdated/damaged radios that no longer have factory support and enhance police radio all hazard operations.

Grant – Not to exceed	\$20,000
Stakeholder Contribution/Other Fund Sources	\$0.00
Town of Pinetop-Lakeside – Potential 25% In Kind Match	\$5,000
Town of Pinetop-Lakeside – Cash Match/Contributions	\$0.00

Chief Barnes recommends the authorization of the submission of a grant application for consideration under FFY 2020 State of Arizona Department of Homeland Security Grant Program – State Homeland Security Grant Program (SHSGP); authorizing the Chief of Police as agent and/or his designee, for the Town of Pinetop-Lakeside, to execute a contract and to accept funds from the Arizona Department of Homeland Security (AZDOHS) – State Homeland Security Grant Program (SHSGP); authorizing the Town Finance Director to accept and distribute funds as necessary; and authorizing the transfer of budget authority.

Council Member Dahnk moved to adopt and approve Resolution No. 20-1537, authorizing submission of a grant application for consideration under FFY 2020 State of Arizona Department of Homeland Security Grant Program – State

Homeland Security Grant Program (SHSGP); authorizing the Chief of Police as agent and/or his designee, for the Town of Pinetop-Lakeside, to execute a contract and to accept funds from the Arizona Department of Homeland Security (AZDOHS) – State Homeland Security Grant Program (SHSGP); authorizing the Town Finance Director to accept and distribute funds as necessary; and authorizing the transfer of budget authority. Council Member Snitzer seconded the motion and by show of hands the following vote was recorded:

AYES

ABSTAIN

NAYS

Mayor Irwin
Vice Mayor Smith
Council Member Dahnk
Council Member Bowen
Council Member Snitzer
Council Member Hastings
Council Member Krigbaum

Mayor Irwin then declared that Resolution No. 20-1537 was approved, passed and adopted with a 7-0 vote.

**D.6 Consider Resolution No. 20-1538 and Memorandum of
Understanding with the Federal Bureau of Investigation, Eastern
Arizona Safe Trails Task Force (EASTTF).**

Chief Barnes said that the purpose of this agreement is for Pinetop-Lakeside Police detectives to partner with the Federal Bureau of Investigation, Eastern Arizona Safe Trails Task Force (EASTTF) on a part-time basis to enhance law enforcement services concerning the identification, investigation, and referral of individuals and/or groups that commit violent offenses, participate in gang-related crime(s), human trafficking and prostitution and/or traffic drugs that impact Tribal land, and other criminal violations that occur on Tribal land. This agreement provides resource sharing with Tribal investigations and allows for participating agency detectives to have cross deputation authorization to conduct investigations. In past and current years, the Pinetop-Lakeside Police Department has assigned criminal investigators and gang task force members to operate on the EASTTF in full-time and part-time capacities. Pinetop-Lakeside Police Department involvement on emergency callouts will be on a limited basis and must be authorized by command staff. As a part-time partner under this agreement, there is no reimbursement offered by the Federal Bureau of Investigation. All overtime and vehicle related costs will fall on the Pinetop-Lakeside Police Department.

Chief Barnes said that staff recommends approval of Resolution No. 20-1538 and entering a Memorandum of Understanding between the Federal Bureau of Investigation, Eastern Arizona Safe Trails Task Force and the Pinetop-Lakeside Police Department.

In response to Council Member Krigbaum, Chief Barnes said that it is specifically for tribal lands and gives our officers permission to partner with the FBI to work on tribal lands.

Vice Mayor Smith moved to adopt Resolution No. 20-1538 and entering into a Memorandum of Understanding between the Federal Bureau of Investigation, Eastern Arizona Safe Trails Task Force (EASTTF) and the Pinetop-Lakeside Police Department. Council Member Snitzer seconded the motion and by show of hands the following vote was recorded:

AYES

ABSTAIN

NAYS

Mayor Irwin
Vice Mayor Smith
Council Member Dahnk
Council Member Bowen
Council Member Snitzer
Council Member Hastings
Council Member Krigbaum

Mayor Irwin then declared that the MOU and Resolution No. 20-1538 was approved, passed and adopted with a 7-0 vote.

E. Adjournment

There being no further business at this time, the meeting was adjourned at approximately 6:50 p.m.

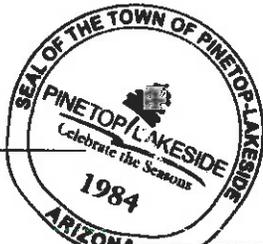
Stephanie Irwin

Stephanie Irwin
Mayor

ATTEST:

Jill Akins

Jill Akins, CMC
Town Clerk



CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular meeting of the Town Council of Town of Pinetop-Lakeside, Arizona, held on the 6th day of February 2020. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 6th day of February 2020.

Jill Akins

Jill Akins, CMC
Town Clerk

