

NOTE: IN ACCORDANCE WITH PROVISIONS OF THE ARIZONA REVISED STATUTES AND THE FLAGSTAFF CITY CHARTER, THE SUMMARIZED MINUTES OF CITY COUNCIL MEETING ARE NOT VERBATIM TRANSCRIPTS. ONLY THE ACTIONS TAKEN AND DISCUSSIONS APPEARING WITHIN QUOTATION MARKS ARE VERBATIM. AUDIO RECORDINGS OF CITY COUNCIL MEETINGS ARE ON FILE IN THE CITY CLERK'S OFFICE.

## **SUMMARIZED MINUTES SPECIAL COUNCIL MEETING**

**August 30, 2010  
5:30 p.m.**

A meeting of the Flagstaff City Council was held on August 30, 2010 convening at 5:30 p.m. in the Auditorium at Sinagua Middle School, 3950 East Butler Ave., Flagstaff, Arizona.

### **CALL TO ORDER**

The meeting was called to order by Mayor Presler.

### **1. PLEDGE OF ALLEGIANCE, READING OF THE VISION STATEMENT, AND INVOCATION.**

Mayor Presler asked those present to stand for the Pledge of Allegiance, the reading of the Vision Statement, and the Invocation.

### **2. ROLL CALL**

On roll call, the following were present:

**Mayor Presler**

**Vice Mayor Barotz  
Councilmember Babbott  
Councilmember Brewster  
Councilmember Evans  
Councilmember Overton  
Councilmember White**

Also present were:

**City Manager Kevin Burke  
Assistant City Attorney David Womochil**

### **4. Consideration of Substitute Water Sale Agreement with the Arizona Snowbowl: Recovered reclaim water or reclaimed water.**

- RECOMMENDED ACTION: The City Council has the option to:
- 1) Approve the substitute agreement with the Snowbowl to use either directly delivered or indirectly delivered reclaimed water contingent upon the Snowbowl's commitment to one of the two delivery options;
  - 2) Leave the original agreement in place and provide directly delivered reclaimed water; or
  - 3) Develop a new agreement to use indirect delivered reclaimed water only.

The City is contractually obligated to sell water to Snowbowl. The purpose of the meeting is to discuss the source of the water, not debate selling water for the purpose of snowmaking. The substitution of recharged recovered water for reclaimed water was brought forth by the United States Department of Agriculture in an attempt to address Tribal concerns surrounding the use of reclaimed water on the San Francisco Peaks.

Randy Pellatz, Utilities Director; and Brad Hill, Water Resources Manager, gave a brief presentation and participated in the discussion, addressing: (1) the history of the snowbowl agreement, (2) the difference between reclaimed and recharged recovered water, and (3) differences, advantages, and disadvantages of the contracts.

J.R. Murray and Eric Borowsky, Snowbowl, gave a brief historical presentation of Snowbowl and its economic impact on the community.

Tribal representatives speaking in opposition to snow-making on the San Francisco Peaks were:

Chairman Vincent Randall	Yavapai Apache Nation
Vice-President Shelley	Navajo Nation
Vice-Chairman Edmond Tilousi	Havasupai Tribe
Chairman Shingoitewa	Hopi Tribe
Councilmember Vaughn	Walapai Tribe

Patrick Hurley, Water Commissioner, relayed that the majority of the Water Commission is in favor of Option One. The dissenting members are in favor of Option Two.

Mark Price, Tourism Commission, stated that the commission voted unanimously in favor of Option One.

The meeting was opened for public participation.

Those speaking in favor of the substitute agreement:

Michael Manson  
Mark Lamberson  
Greg Rosa  
Warren Smith  
Joy Staveley  
Joe Galli  
Jane Kuhn  
Dick Wright  
Terry O'Neal  
Lynda Fleischer  
Jeff Oravits  
Julie Guise  
Steve Pavon  
Brian Herzog  
Ivan Gamble  
Anne Vonesh  
JR Murray  
Michelle Parker  
Jay Parker  
John Deaver

T.S. Amer  
Roman Lewicky  
Gary Nelson  
Arnold Bloomer  
Chad Schlenker  
Grant Gardner  
Jaime Gonzalez  
Steve Harris  
Debbie Cook  
Alan Newman

Those speaking against the substitute agreement and/or snowmaking:

Carletta Tilousi  
Ben Nuvamsa  
Herman Honanie  
Thomas Walker  
Leonard Chee  
Andy Vessler  
Jennifer Joseph  
Bill Hamilton  
Talise Dow  
Cheryl Bader  
James Peshlakai  
Nigel Sparks  
Jamescita Peshlakai  
Kevin Ordean  
Norm Wallen  
Clee Benally  
Kelvin Long  
Andy Fernandez  
Dan Frazier  
Lisa Rayner  
Marilyn Weissman  
Helena Reilley  
Jim McCarthy  
Jesse Thompson  
Rex Lee Jim  
Ralston Benally  
J.D. Protiva

Mayor Presler moved to hold Council discussion at this time and to accept further public comment in writing only. The motion was seconded by Vice-Mayor Barotz. The motion failed on unanimous roll call vote as follows:

Mayor Presler	No
Vice-Mayor Barotz	No
Councilmember Babbott	No
Councilmember Brewster	No
Councilmember Evans	No
Councilmember Overton	No
Councilmember White	No

Councilmember Babbott moved to take the remainder of public comment, and at the end of public comment to discuss when to have Council discussion and deliberation at a date no later than one week away. Councilmember White seconded the motion.

Vice-Mayor Barotz proposed an amendment to the motion to allow ten days to schedule the public meeting. The amendment was accepted by Councilmembers Babbott and White. The motion, as amended, passed on majority vote. Voting in favor were Mayor Presler, Vice-Mayor Barotz, Councilmembers Babbott, Brewster, Evans, and White. Voting against was Councilmember Overton.

Public comment resumed.

Those speaking in favor of the substitute agreement:

Dale Haglin  
Kyle Klause  
Marco Spagnuolo  
Frank Kraljic  
Noah Hayes-McKeirnan  
Don Dorman  
Greg Klause

Those speaking against the substitute agreement and/or snowmaking:

Rudy Preston  
Teresa Garcia  
Russell Crawford  
Don Fanning  
Bob Donahue  
Esther Honyestewa  
Richard Wilson  
Beth Huss  
Lance Diskan  
Frederica Hall  
Paul Reilly  
Cynthia Pardo  
Danny Blackgoat  
Ron Fleishman  
Shawn Mulford  
Clayson Benally  
Durham Khalif  
Tamara Ramirez  
Ann Marie Zeller  
Karin Wadsack  
Alicyn Gitlin  
Karen Boyer  
Moran Henn  
Robin Silver  
Danny Blackgoat  
Ron Fleishman  
Shawn Mulford  
Clayson Benally

Durham Khalif  
Tamara Ramirez  
Ann Marie Zeller  
Karin Wadsack  
Alicyn Gitlin  
Karen Boyer  
Moran Henn  
Robin Silver

Public participation was closed at 12:32 a.m., August 31, 2010.

Mayor Presler moved to set a special meeting of the Flagstaff City Council at 211 West Aspen, Flagstaff, Arizona at 10:00 a.m. on September 2, 2010, for the purpose of discussion and decision of:

"Consideration of Substitute Water Sale Agreement with the Arizona Snowbowl:  
Recovered reclaim water or reclaimed water.

RECOMMENDED ACTION: The City Council has the option to:

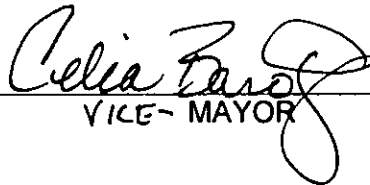
- 1) Approve the substitute agreement with the Snowbowl to use either directly delivered or indirectly delivered reclaimed water contingent upon the Snowbowl's commitment to one of the two delivery options;
- 2) Leave the original agreement in place and provide directly delivered reclaimed water; or
- 3) Develop a new agreement to use indirect delivered reclaimed water only."

With all public comment to be in writing only. Councilmember Babbott seconded the motion.

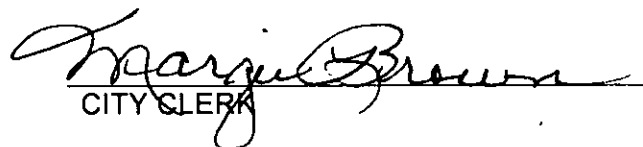
Mayor Presler moved to amend the September 2, 2010 agenda by adding an option to suspend the contract between the City of Flagstaff and Arizona Snowbowl including the sale of reclaimed water. The motion was seconded by Councilmember Babbott and failed on majority vote. Voting in favor was Mayor Presler. Voting against was Vice-Mayor Barotz, Councilmembers Babbott, Brewster, Evans, Overton and White.

## 5. ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 12:54 a.m., August 31, 2010.

  
VICE-MAYOR

ATTEST:

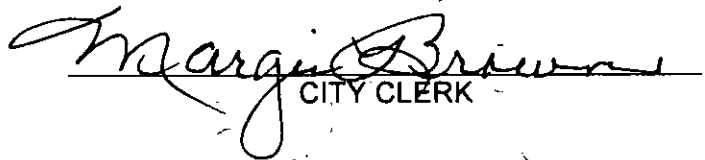
  
CITY CLERK

CERTIFICATION

STATE OF ARIZONA,        )  
                                      )  
Coconino County.         )        ss.

I, MARGIE BROWN, do hereby certify that I am the City Clerk of the City of Flagstaff, County of Coconino, State of Arizona, and that the above Minutes are a true and correct summary of the Special Meeting of the Council of the City of Flagstaff held on August 30, 2010. I further certify that the Meeting was duly called and held and that a quorum was present.

DATED this 19<sup>th</sup> day of April 2011.

  
CITY CLERK