

Minutes of the regular meeting of the Winslow City Council held on May 14, 2024 at 6:30 P.M. in the main hall of the Winslow Visitor's Center, 523 West Second Street, Winslow, Arizona.

MEMBERS PRESENT:

Mayor Cano, Councilmember Cake, Councilmember Crisp, Councilmember MacLean, Councilmember Tafoya

MEMBERS ABSENT:

Councilmember McKee, Councilmember Nelson

STAFF:

David Coolidge City Manager, Trish Stuhan City Attorney, Suzy Wetzel City Clerk, Margaret Dyer Finance Director, Tim Westover Public Works Director, Franklin Caldwell Police Chief, Ron Blass Police Lieutenant, Michael Duran Fire Chief, Jack Fitchett Economic Development Director, Trevor Eltsosie IT Specialist

Mayor Cano called the meeting to order. The Pledge was given and the Invocation was offered by Winslow Christian School Principal Dan Bewley. Roll call was taken and Councilmembers McKee and Nelson were absent. Motion: Moved by Mayor Cano, seconded by Councilmember Cake, to excuse the absent members. Motion passed unanimously with Mayor Cano and Councilmembers Cake, Crisp, MacLean and Tafoya voting yes.

CALL TO THE PUBLIC

Travis Udall, new CEO at Little Colorado Medical Center (LCMC), introduced himself and commended the Council for their willingness to serve as elected officials. Mr. Udall also committed LCMC to a continued partnership with the city.

David Alexander commended Police Chief Caldwell and his officers for addressing issues that he recently brought to the police department's attention.

Julia Sells referred to the size of Atlas Global's PAD Application that was recently posted on the city website and stated that more time is needed to review the material. Ms. Sells also requested that a public meeting be held so that questions related to the application can be answered.

Charles Engels, whose property is currently in escrow with Atlas Global, spoke regarding a request he has received from Atlas to sign a document related to rezoning the property. Since Mr. Engels did not complete his statement within the three minutes allotted to him, Mayor Cano requested that he provide his

contact information to staff so that a meeting can be set up to further discuss his statement.

Rhonda Greer, who was attending via Zoom, referred to the size and information included in the agenda packet and requested that the public be allowed to comment after items are discussed. Mrs. Greer also commented on the Memorandum of Agreement item that is on the agenda.

Holly Wagner spoke regarding the EPA grant item that is included on the agenda and stated that it is important that clarification be provided regarding the city's commitment if grant funds are received before the item is approved.

Ann Schmidt also spoke regarding the Memorandum of Agreement and requested that the Council delay making a decision tonight regarding the grant proposal.

MJ Duncan spoke regarding the Atlas project and asked if it has been finalized. The City Attorney stated that the Council cannot discuss items during Call to the Public but advised Ms. Duncan that she is free to express any concerns she may have regarding the project.

Daniel Lupien of Atlas Global provided his contact information to the public and encouraged citizens to reach out to provide their input to him which, he stated, is critical as they move forward with their project.

MAYOR AND COUNCILMEMBERS REPORTS

A. Current Events and Announcements

Councilmember Crisp announced details regarding the following items:

- June's Evening James at Route 66 Plaza
- Low cost sports physicals being offered at North Country Health Care
- Borderland Produce Rescue on May 15th
- Final Growing on 66 garden class of the season on May 15th
- Winslow Sweetland Community Garden monthly meeting on May 16th
- Rotary/St. Mary's food distribution on May 23rd

Councilmember Crisp also thanked residents who have made an effort to clean up their property.

Mayor Cano provided information regarding the Standing Horse Route 66 Pow Wow on June 29th & 30th, evening swimming lessons from

June 11th – July 9th and the summer kickoff barbeque scheduled for June 1st at the rodeo grounds.

Mayor Cano also read a statement prepared by Councilmember McKee thanking the resident who resides at 805 Alfred for taking care of the front and back of not only her yard but also her neighbor's.

After announcing that high school graduation and the Because We Care event will take place on May 22nd, Councilmember Tafoya reminded citizens to watch out for kids since they will be out of school on the 23rd.

B. Future Agenda Items

None.

SCHEDULED PRESENTATIONS AND PROCLAMATIONS

A. Proclamation – Recognizing May 5, 2024 as Missing & Murdered Indigenous Women & Relatives Awareness Day

Mayor Cano read the proclamation. The proclamation was presented to members of Alice's Place staff that were in attendance, who thanked the city for raising awareness regarding this issue and provided details of their Awareness Walk on May 15th.

B. Proclamation – Proclaiming May 6 – 12, 2024 as National Nurses Week

Councilmember Crisp read the proclamation. The proclamation was presented to nursing staff from Little Colorado Medical Center who were in attendance. Travis Udall encouraged citizens to show their support to nurses in the Winslow community.

C. Proclamation – Proclaiming May 13 – 19, 2024 as Local Media Week

After Councilmember MacLean read the proclamation, it was presented to Tribune owner Shawn White and Loy Engelhart of KINO Radio. Mr. White announced that May 14th is the 115th anniversary of the Tribune.

D. Proclamation – Proclaiming May 13 – 17, 2024 as National Police Week

After Councilmember Tafoya read the proclamation, it was presented to Chief Caldwell and members of the police department staff that were

in attendance. Chief Caldwell introduced Officer Brennan Torivio as the newest member of the department.

E. APS Update on Recent Outages and Fire Mitigation Program

After introducing members of her team that were in attendance, Janet Dean, Public Affairs Manager – Northeast Division, spoke regarding APS' focus on their Fire Mitigation Program.

Supervisor Jason Hatch apologized for recent outages that have been experienced in Winslow, specifically the long outages on May 5th during high winds that were occurring in the area. Mr. Hatch provided detailed information regarding the reason for the outages and stated that APS is taking steps to improve their system to prevent future issues.

Mayor Cano thanked Janet and her team for being in attendance and providing an explanation regarding the outages. Mr. Hatch also responded to questions and comments from the Council.

STATUS REPORTS

A. Verbal Status Report on Current City Activities by City Manager Which May Include General Plan Open House, School to Work Program and ADOT Meeting Update

The City Manager briefly commented on evening swimming lessons and announced that a General Plan Open House will be held on May 28th at 5:00 p.m. The City Manager also discussed the School to Work Program and explained details of how the program will work.

The City Manager announced that a meeting to discuss future road closures and traffic control related issues with ADOT is scheduled for May 29th. The City Manager responded to questions from Mayor Cano regarding the School to Work Program and the ADOT meeting.

Councilmember Cake thanked the Public Works crew for their efforts on weed abatement and Councilmember MacLean thanked staff for implementing the School to Work Program.

B. Quarterly Report by Police Chief Which May Include Highlights from Divisions within the Police Department, Statistics and Community Engagements

The Police Chief highlighted information included in his provided report covering the months of January – March 2024, a copy of the which was provided to the Council. Highlighted information included the following items:

- Crime rates
- GOHS grant update
- Services provided by Records Division
- Calls for service
- Recent hirings
- Animal Control and Code Compliance updates
- Special Events
- Continuing goals

The Police Chief responded to a question from Mayor Cano regarding the open sworn position and Councilmember Crisp noted that Chief Caldwell's has been present at various public events.

C. Quarterly Report from Farmers Market Manager Which May Include Weekly Statistics and Upcoming Schedule

Before giving her report, Farmers Market Manager Laurie LaShomb paid tribute to one of Mother Road Farmers Market's own, Tyrone Thompson of Ch'ishie Farms, who recently passed away. The Farmers Market Manager provided a PowerPoint Presentation highlighting information from the 2023 season, as well as from the first two weeks of the 2024 season.

The Farmers Market Manager announced that the Mother Road Farmers Market has been chosen to accept the Arizona Farmers Market Nutrition Program coupon booklet and detailed how the program works. In conclusion, the Farmers Market Manager provided information regarding the Mother Road Family Gardeners and the Borderlands Produce Rescue distribution that takes place on the third Wednesday of each month.

CONSENT CALENDAR

Motion: Moved by Councilmember Cake, seconded by Councilmember Tafoya, to approve the Consent Calendar. Motion passed unanimously with Mayor Cano and Councilmembers Cake, Crisp, MacLean and Tafoya voting yes.

- A. Discussion and/or Action to Approve the Check Register**
- B. Discussion and/or Action to Approve Minutes of the City Council Executive Session of April 9, 2024, City Council Regular Meeting of April 23, 2024 and City Council Work Session of May 2, 2024**

- C. Discussion and/or Action to Approve the Liquor License Application Series #12 (Restaurant) for Chang Thai located at 1 Transcon Lane**
- D. Discussion and/or Action to Approve the Liquor License Application Series #9 (Liquor Store) for Winslow Truck Stop located at 2202 North Park Drive**
- E. Discussion and/or Action to Approve License Agreement Between City and Cellular One of North East Arizona, a Division of Smith Bagley, Inc. for Installation, Maintenance and Operation of Communication Equipment**

COUNCIL CONSIDERATION AND POSSIBLE ACTION

- A. Discussion and/or Action to Approve Notice of Intent for Proposed New and Increased Rates, Fees and Charges**

The City Manager explained that the Notice of Intent is a statutory requirement when increasing current fees or establishing new ones. The City Attorney referred to the process and clarified that this item is only approving the Notice of Intent and not the actual fee changes.

Mayor Cano expressed concern regarding the impact that the proposed increases to the Recreation Program fees will have on families with children and young adults and stated that she would like to see those fees remain the same. There was also discussion regarding the proposed fee of \$100.00 per day to rent the Girl Scout House.

After the City Attorney and City Manager responded to questions from the Council, there was discussion regarding the best way to incorporate the changes that the Council would like to make prior to adoption of the ordinance that will approve the changes on June 11th.

Councilmember Tafoya made a motion to approve the Notice of Intent for proposed new and increased rates, fees and charges removing the increases to Section 4-1. After the City Attorney inquired about changing the proposed Girl Scout House per day rental fee from \$100 to \$80, Councilmember Tafoya amended his motion to include Section 4-2. The motion passed unanimously with Mayor Cano and Councilmembers Cake, Crisp, MacLean and Tafoya voting yes.

- B. Discussion and/or Action Regarding Sanitation Fund, Residential Solid Waste and Recycling Service**

The City Manager referred to the discussion regarding the Sanitation Fund that took place during the budget work session and stated that residential solid waste rates have not been increased since August 2019.

After commenting on Waste Management's recent bid that includes new collection rates, the City Manager discussed the spreadsheet included in the packet showing actual revenues and expenditures for fiscal years 2022 and 2023, as well as forecasted revenues and expenditures for the current fiscal year. The City Manager explained that the spreadsheet includes costs for the upcoming fiscal year for the current level of service without a fee increase and the current level of service with a 10% increase. The spreadsheet also shows that rates would stay the same if curbside recycling eliminated.

After a member of the audience provided information regarding commercial solid waste service and rates, the City Manager responded to questions and comments from the Council. The City Manager clarified that the city will continue to take recycling at the transfer station at no cost if curbside recycling is eliminated. The City Manager further clarified that solid waste pickup would return to twice a week.

Motion: Moved by Councilmember Crisp, seconded by Councilmember Cake, to approve the residential solid waste as shown under FY25 Budget on the spreadsheet for solid waste only. Motion passed unanimously with Mayor Cano and Councilmembers Cake, Crisp, MacLean and Tafoya voting yes.

C. Discussion and/or Action to Approve City of Winslow Policy and Procedures Related to Unattended Property and Homeless Encampments

The City Attorney commented on the previous work session where she discussed various issues related to homeless encampments and unattended property. The City Attorney explained that she met with city staff following the work session to establish policies and procedures that could be implemented to assist the city when dealing with homeless encampments.

There was a brief discussion regarding the policy and the fact that it can be updated in the future if changes are needed. The City Attorney also stated that there is an advantage to having the city formalize the written policy.

Motion: Moved by Mayor Cano, seconded by Councilmember Cake, to approve City Policy and Procedures related to Unattended Property & Homeless Encampments. Motion passed unanimously with Mayor

Cano and Councilmembers Cake, Crisp, MacLean and Tafoya voting yes.

D. Discussion and/or Action to Approve Ordinance No. 1411 Amending Title 12 of the Municipal Code by Adding Section 12.10 Related to Regulations Addressing Camping on Public Property

The City Attorney stated that she is recommending that the code also be updated to provide additional clarity regarding homeless encampments. The City Attorney also discussed the proposed language in Section 12.10 including the fact that there is a section stating that the City Council may designate camping zones.

Motion: Moved by Councilmember MacLean, seconded by Councilmember Cake, to approve Ordinance No. 1411. Motion passed unanimously with Mayor Cano and Councilmembers Cake, Crisp and MacLean voting yes. Councilmember Tafoya left the room and was not present for the vote.

E. Discussion and/or Action to Approve Memorandum of Agreement Between the State of New Mexico Environment Department, State of Oklahoma Department of Environmental Quality, City of Kingman, Arizona and City of Winslow, Arizona Related to the Formation of a Coalition to Facilitate the Development of Clean Transportation Fueling Stations to Establish a Sustainable Freight Transportation Corridor along the I-40, Authorize the Mayor to Execute the Agreement in the Final Legal Form Approved by the City Attorney and Authorization for the Mayor, City Manager and City Attorney to Proceed with the Climate Pollution Reduction Grants (CPRG) Application for the Coalition and Negotiate an Intergovernmental Agreement (IGA) Governing Funding if the Coalition is Awarded CPRG Funds

Prior to providing a PowerPoint Presentation regarding the I-40 Coalition Application, the City Attorney stated that the intent of her presentation is to provide information related to the CPRG Grant. The City Attorney also explained that the coalition is a group of public partners to create a “Clean I-40 Transportation Corridor.”

The presentation included the following background information:

1. Inflation Reduction Act (IRA) of 2022

Establishes a Climate Pollution Reduction Grant (CPRG) program where the EPA now has \$4.3 billion in grant funding available.

2. Climate Initiatives

EPA will fund approximately 30 - 115 projects and programs that aim to reduce greenhouse gas emissions. Average grants of \$2 million to \$5 million.

3. Competitive Grant Process

EPA will review grants submitted by interested parties and give to those who submit most compelling applications.

4. State of New Mexico Environmental Department (NMED) Coalition

Winslow is collaborating with lead applicant NMED, as well as the Oklahoma Department of Environmental Quality (ODEQ) and the City of Kingman, to develop the most compelling application possible for the grant.

5. Letter of Intent

Winslow needed to submit Letter of Intent to join the coalition before April 1st. The Letter of Intent was included in the Phase II Implementation Grant Application sent to EPA by NMED.

6. Memorandum of Agreement

Winslow must now join a Memorandum of Agreement with NMED, ODEQ and Kingman to define roles within the coalition.

The Memorandum of Agreement commits all parties as coalition members to support the creation of clean transportation fueling stations for a sustainable freight transportation I-40 corridor. The initiative is called Zero40 and the goal is for coalition members to work together to achieve successful implementation and development of Zero40 through significant greenhouse gas emission reductions by 2030.

The coalition is collectively asking the EPA for \$479,592,564 in grant funding and if awarded the full grant, Winslow's portion would be \$36,031,046 distributed over five years with federal requirements to support clean energy infrastructure.

The City Attorney clarified that the coalition is a public partnership, and is not driven by a private developer, with a goal of crafting the most competitive bid to secure grant funding from the EPA. The City Attorney also confirmed that NMED will administer the grant funding if received but they will not control Winslow's projects. Winslow's roles would include:

- Ensuring compliance with federal funding requirements.
- Assist NMED in choosing third-party program administrator.

- Providing reports to NMED for submission to EPA.

The City Attorney stated that the city is looking to invest in work force and economic opportunities that will bring tangible public health benefits to the community. The city also has the opportunity to harness its perfect location along I-40 to become a clean manufacturing and logistics hub where products can be manufactured and distributed across the country in the cleanest way possible.

Although it is ultimately up to the city, through community engagement, to decide on projects, the City Attorney discussed the following options that may be considered:

- Building charging stations for EVs and hydrogen refueling stations for hydrogen trucks.
- Building renewable energy generation systems and storage systems.
- Investing in resilient infrastructure.
- Investing in education opportunities.

After stating that grant awards are expected to be announced by the EPA in October 2024, the City Attorney responded to questions and comments from the Council. In response to a question from Mayor Cano, the City Manager stated that the Memorandum of Agreement has already been approved by both the ODEA and the NMED. The City Manager also reminded the Council that several there will be multiple applications so there is no guarantee that the coalition will receive funding.

Motion: Moved by Mayor Cano, seconded by Councilmember Crisp, to approve the Memorandum of Agreement between New Mexico, Oklahoma, City of Winslow and City of Kingman. Motion passed unanimously with Mayor Cano and Councilmembers Cake, Crisp, MacLean and Tafoya voting yes.

MOTION TO ADJOURN TO EXECUTIVE SESSION

Motion: Moved by Mayor Cano, seconded by Councilmember Cake, to move into executive session. Motion passed unanimously with Mayor Cano and Councilmembers Cake, Crisp, MacLean and Tafoya voting yes.

EXECUTIVE SESSION

- A. Under authority of A.R.S. § 38-431.03(A)(3), A(4) and (A)(7), the City Council may hold an executive session for discussion or consultation for legal advice with the City Attorney and to consider**

its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property and terms of development agreements that are the subject of negotiations, all related to the potential development of approximately 1200 acres of City-owned real property located west of State Route 87 and south of Airport Road including discussion regarding draft purchase and sale agreement with Atlas Global Development LLC

Motion: Moved by Mayor Cano, seconded by Councilmember Cake, to move back into regular session. Motion passed unanimously with Mayor Cano and Councilmembers Cake, Crisp, MacLean and Tafoya voting yes.

DISCUSSION AND/OR ACTION REGARDING ABOVE EXECUTIVE SESSION ITEM

After returning from executive session, Mayor Cano stated that staff has been provided with direction regarding the executive session item.

ADJOURNMENT

Motion: Moved by Councilmember Cake, seconded by Councilmember Tafoya, to adjourn at 10:10 p.m. Motion passed unanimously with Mayor Cano and Councilmembers Cake, Crisp, MacLean and Tafoya voting yes.

Mayor

Attest:

City Clerk

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the regular meeting of the Winslow City Council held on May 14, 2024 at 6:30 P.M. I further certify that the meeting was duly called and that a quorum was present.

Dated this *11th* day of *June*, 2024.

Suzy Wetzel
City Clerk