

TUSAYAN TOWN COUNCIL REGULAR MEETING

PURSUANT TO A.R.S. § 38-431.02 & §38-431.03

Wednesday, November 6, 2013 at 6:00pm

TUSAYAN TOWN HALL BUILDING

845 Mustang Drive, Tusayan Arizona

TOWN COUNCIL SUMMARIZED MINUTES

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Bryan called the meeting to order at 6:04pm and the Pledge of Allegiance was recited.

2. ROLL CALL

**MAYOR GREG BRYAN
VICE MAYOR AL MONTOYA
COUNCILMEMBER BILL FITZGERALD
COUNCILMEMBER JOHN RUETER
COUNCILMEMBER CRAIG SANDERSON**

Also present were:

Will Wright, Town Manager
Melissa (Malone) Drake, Town Clerk

3. CALL TO THE PUBLIC FOR ITEMS NOT ON THE AGENDA

None

4. CEREMONIAL AND/OR INFORMATIONAL MATTERS

Mayor Bryan revised the order of the agenda as follows due to the fact that some participants were not available at the time.

C. Presentation/Discussion with Pam Edwards from the National Park Service to gather input on the shuttle service

Pam Edwards introduced herself and presented handouts showing ridership on the shuttle system. Ridership in Tusayan has decreased over the last 3 years. She requested ideas and support to increase ridership from Tusayan into Grand Canyon National Park with advertising, additional businesses selling park passes, etc. She invited all to send her input by e-mailing Pamela_Edwards@nps.gov or by calling her at 638-7713.

Ms. Edwards also stated that the bus shelter project is still in progress.

Councilmember Fitzgerald asked what the "breakeven point" for ridership is from Tusayan. Ms. Edwards stated that this has not yet been calculated but the cost per rider is \$2. Within the Park, the cost is \$1 per rider.

Mayor Bryan voiced his frustration with the continued delays in the bus shelter project.

A. Presentation of Certificates of Appreciation

Mayor Bryan presented certificates to Clarinda Vail and Becky Shearer in recognition of their successful efforts (gathering donations from the private sector and organizing a demonstration) to reopen Grand Canyon National Park.

Vice Mayor Montoya also presented a similar certificate to Mayor Bryan thanking him for his efforts, which included testimony before a U.S. Joint Congressional Committee.

B. Presentation from Kaibab National Forest Supervisor – Mike Williams

Mike Williams introduced Linda Chappell, Acting District Ranger for the Tusayan District. He also spoke about easement requests for the Stilo Development and the National Forest Service's view that the request should come from the Town, not the developer.

Linda Chappell stated that there would be prescribed burning soon in the area.

5. CONSENT AGENDA

Councilmember Fitzgerald requested the Accounts Payable Billings be removed from the Consent Agenda.

A. Minutes of the Town Council Regular Meeting on 10/16/13

Councilmember Rueter made a motion to approve the minutes. Councilmember Sanderson seconded the motion. Mayor Bryan abstained since he was not in attendance at the meeting. The motion passed on unanimous vote.

B. Accounts Payable Billings

Councilmember Fitzgerald asked about a payment to Bill Sims and the time period it covered. Manager Wright stated that it was for October 2013. Councilmember Fitzgerald also asked about a payment to Willdan. Manager Wright described the specific services which were provided.

Reimbursements to the Mayor were for his trip to Washington D.C. and trips for CPWAC and NACOG Meetings.

Councilmember Sanderson thanked the Mayor for his work and travels to Washington D.C. and Phoenix in efforts to reopen the Grand Canyon.

Councilmember Fitzgerald made a motion to approve the Accounts Payable Billings. Councilmember Rueter seconded the motion. Mayor Bryan and Vice Mayor Montoya abstained from items reimbursing themselves. The motion passed on unanimous vote.

Mayor Bryan spoke about a check in the last meeting to Bureau of Reclamation. He stated that it is being held waiting on the National Park Service's decision on their participation in the Water Study.

6. COMMITTEE REPORTS

A. Update from the Community Park Committee

Postponed awaiting Kevin Hartigan

B. Update from the Planning and Zoning Commission

None

7. ACTION ITEMS

A. Consideration, discussion, and possible approval of Park Rules, Resolution No. 2013-11

Postponed until next meeting on 11/20/13

B. Consideration, discussion, and possible action on disbursement of refunded/potentially refunded monies contributed to the State of Arizona to re-open Grand Canyon during the federal government shutdown

Mayor Bryan spoke about the contributions from the Town and the private sector to reopen Grand Canyon National Park. He announced that the State of Arizona will refund a portion (\$283,640) of the \$426,500. Additional funds may be refunded if Congress passes a bill to do so.

Mayor Bryan proposed that all of the local private sector contributions (\$226,500) be refunded and that the Town absorb all costs.

Councilmember Rueter made a motion to refund \$226,500 to the local donors once the refund from the State is received. Mayor Bryan seconded the motion. Mayor Bryan stated that the Best Western Grand Canyon Squire Inn (his employer) was one of the contributors who would receive a refund but that he personally would not benefit from any refund. The motion passed on unanimous vote.

C. Consideration, discussion, and possible approval of expenditure of \$3,500 for additional Community Park clearing

Manager Wright gave an overview of additional clearing to be completed at the Community Park.

Councilmember Rueter made a motion to approve the \$3,500 expenditure for the additional clearing. Councilmember Sanderson seconded the motion and it passed on unanimous vote.

D. Consideration, discussion, and possible approval of 2014 Town of Tusayan Meetings Calendar

Manager Wright gave an overview of the 2014 Calendar.

The following changes were made to the calendar which was included in the Agenda Packet:

- the March 19th meeting moved to March 26th
- the meeting on July 2nd does not change
- the July 16th meeting moved to July 23rd
- No meetings were moved for September
- The meetings in October will be October 1st and 15th

Councilmember Rueter made a motion to approve the 2014 Calendar as amended here. Councilmember Fitzgerald seconded the motion and it passed on unanimous vote.

E. Consideration, discussion, and possible authorization of Town Manager to apply for USDA grant for drainage improvements

Manager Wright discussed the design work and possible implementation of drainage improvements for the Town which may be funded by a grant if received.

Councilmember Fitzgerald asked what requirements upon the Town are imposed if this grant is approved. Manager Wright invited Former Mayor Pete Shearer to speak on this topic since he was more familiar with it. Mayor Shearer stated that there are some requirements to clean out the retention tanks periodically and to monitor for non-native fish. Mayor Bryan asked Manager Wright to research the question and report back to the Council.

Councilmember Rueter made a motion to direct the Town Manager to proceed with the grant application with the condition that if there are any significant requirements upon the Town, he will bring the issue back to the Council prior to submitting the application. Vice Mayor Montoya seconded the motion and it passed on unanimous vote.

8. DISCUSSION ITEMS

A. Federal legislation to develop a process for Grand Canyon National Park to accept 3rd party contributions to remain open during future federal government shutdowns

Mayor Bryan clarified the topic in that it should pertain to the National Park Service, not just Grand Canyon National Park. He gave an overview of what occurred during the shutdown in October 2013 and a historical attempt at this legislation in 1996. The attempt failed since it included using non-Park Service staff to reopen National Parks during shutdowns. New legislation should use Park Service Staff and allow a partial reopening. The Mayor expects that there would be bi-partisan support for such legislation.

Councilmember Rueter spoke in favor of pursuing this legislation and removing National Parks from political fights.

Mayor Bryan spoke of his embarrassment of the Joint Committee's treatment of Superintendent Jonathan Jarvis during the testimony in October.

Councilmember Sanderson asked about reimbursement from the federal government. Mayor Bryan stated that reimbursement to the states would be a part of this proposal.

Councilmember Fitzgerald echoed Mayor Bryan's comments on the treatment of Superintendent Jarvis.

Councilmember Rueter asked about possibly having something already in place which would allow 3rd party contributions. The National Park Service seemed to be able accept contributions to extend service of the bus shuttle. Mayor Bryan stated that he believes and IGA would be required.

The Council was in favor of pursuing this legislation.

B. Report from Interim Public Management on historical Use Permits provided to the Town by Coconino County

Manager Wright introduced the summary report from Interim Public Management. He stated that staff will use the report to move forward on Town Use Permits.

C. Mayoral Proclamations to promote tourism in Tusayan

Mayor Bryan presented a sample proclamation and discussed the foreign familiarization tours which are continuing to visit the Town. He asked if there were any issues with the Council concerning his proclamations recognizing tourism. There were none.

D. Discussion of the Stilo development project

The Town Council may decide to go into executive session pursuant to A.R.S. § 38-431.03.A.3 and A.4 for legal advice from the Town Attorney on asserting remedies pursuant to the current Stilo Development Agreement and to give the Town Attorney and Town negotiating representatives directions regarding negotiations concerning an amendment to the Stilo Development Agreement

Following the executive session, the Town Council may take action to either (i) approve a final draft of a First Amendment to the Stilo Development Agreement for approval at a subsequent Council meeting or (ii) give the Town Attorney direction regarding asserting remedies under the current Stilo Development Agreement.

Mayor Bryan stated that the Council will go into executive session and the expectation is that the Amendment will be released to the public tomorrow morning and that there will be a Special Meeting on 11/13/13 at 5pm.

Vice Mayor Montoya made a motion to enter Executive Session at 7:41pm. Councilmember Sanderson seconded the motion. Councilmember Rueter recused himself based on his employment at Camper Village and stated that he would not return to the meeting. The motion passed on unanimous.

The Council took a five minute break.

The Council entered Executive Session and discussed the Stilo Project with the Town Attorney via phone.

Vice Mayor Montoya made a motion to exit the executive session and return the Council to open session at 8:53pm.

Mayor Bryan announced that the Council directed staff (the Town Attorney and Town Manager) to distribute the First Amendment to the PADA to the public on 11/7/13 and to schedule a Special Council Meeting on 11/13/13 at 5pm.

9. TOWN MANAGER'S REPORT

Manager Wright asked if there were any questions on his staff report which was in the packet.

Councilmember Sanderson asked about the status of the CDBG process for the Park project. Manager Wright updated the Council that the application has been accepted and is in progress. He also clarified the requirement for "no regular" religious or governmental meetings. Special events are allowed.

10. FUTURE AGENDA ITEMS

- Nov. 20th – Mayor to report on national legislation regarding National Parks accepting 3rd party contributions during government shutdowns
- Dec. 4th, Tami Ryall & Pat Walker to discuss Permit & Fee Study
- Crosswalk hazards/additional safety measures especially at night
- Schedule Retreat after the first of the year, possibly Feb 7th or 8th
 - Budget
 - Animal control
 - Improving meeting structure

11. COUNCIL MEMBERS' REPORTS

Councilmember Fitzgerald stated that the Community Event, Trunk-or-Treat, on Halloween was a great success. The plan is to make it an annual event.

12. MAYOR'S REPORT

The Grand Canyon National Park Airport and Mike Halpin are receiving an award from the U.S. Green Building Council next week on 11/13/13. Councilmember John Rueter will attend to represent the Town.


13. MOTION TO ADJOURN

Vice Mayor Montoya made a motion to adjourn the meeting at 9:36pm. Councilmember Sanderson seconded the motion and it passed on unanimous vote.


Greg Bryan, Mayor

11/20/13
Date

ATTEST:



Melissa (Malone) Drake, Town Clerk

CERTIFICATION

State of Arizona)
) ss.
Coconino County)

I, Melissa (Malone) Drake, do hereby certify that I am the Town Clerk of the Town of Tusayan, County of Coconino, State of Arizona, and that the above minutes are a true and correct summary of the meeting of the Council of the Town of Tusayan held on November 6, 2013. I further certify that the meeting was duly called and held, and that a quorum was present.

DATED this 15th day of November, 2013.


Town Clerk