

RESOLUTION No. 2011-02-01-01

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF TUSAYAN AUTHORIZING THE TOWN MANAGER TO CONTINUE TO RECEIVE FUNDS TO REIMBURSE THE TOWN FOR COSTS INCURRED RELATED TO THE DISCUSSIONS AND REVIEW REGARDING KOTZIN RANCH, CAMPER VILLAGE, AND UNINCORPORATED TEN X RANCH APPLICATIONS, AND TO BE DEPOSITED INTO EXISTING RESTRICTED ACCOUNT FOR SUCH FUNDS.

WHEREAS, the Town of Tusayan has not completed a study of appropriate commercial development fees, nor implemented such fees and annexation application fees nor implemented such fees; and

WHEREAS, the Town desires to protect the citizens from burdensome costs while ensuring that the Town has quality development through the use of third party professional planning, management and legal advice and consultants; and

WHEREAS, the Town of Tusayan is less than two years old and desires to reduce taxpayer expenses for professional management, planning and legal fees and the costs associated with the Town reviewing commercial development; and

WHEREAS, the StiloGroup (the "Developer") desires to have their applications adequately reviewed when submitting for commercial development regarding parcels commonly known as Kotzin Ranch, Camper Village, as well as the Ten X Ranch parcel which could potentially be annexed into the Town and the Town does not have application fees for portions of the application; and

WHEREAS, the Town of Tusayan will be required to assemble resources to conduct an extraordinary amount of meetings and review, which would require an extraordinary expense to the Town for the third party professionals; and

WHEREAS, the Developer has agreed since February of this year to deposit funds starting with \$25,000 a month into a restricted account to pay for such costs to the Town, and the Developer has been advised that the monthly amount deposited may increase or decrease dependent upon the Town's actual third part costs; and

WHEREAS, the Town of Tusayan is aware that the Developer will stop making monthly deposits once meetings have ended and the Developer applications are voted upon by the Town Council; and

WHEREAS, cities and towns across the country have required developers to cover the costs for third party consultant expenses to the city or town when these costs may be burdensome to the city or town.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Town Council of the Town of Tusayan, Arizona, that the Town Manager is directed to continue to deposit funds into a separate financial account and to accept these funds from StiloGroup in lieu of charging inadequate zoning and conditions use permit application fees currently required by Tusayan Town ordinances, and that these funds shall be used solely to pay for Town third party advisors' fees for the costs directly associated to development discussions, public participation, and review of StiloGroup applications.

PASSED, ADOPTED, AND APPROVED by the Mayor and Town Council of the Town of Tusayan this 1ST day of FEBRUARY, 2011.



Greg Bryan, Mayor

7/24/13

ATTEST:

Melissa A. Malone

~~William A. Sutton, Town Clerk~~

MELISSA A. MALONE

7/24/13

APPROVED AS TO FORM:

William J. Sims

William J. Sims, Interim Town Attorney

HISTORICAL NOTE

FROM: Melissa Malone, Tusayan Town Clerk

RE: Attached Resolution 2011-02-01-01

DATE: July 24, 2013

According to historical Minutes, the attached resolution of the Tusayan Town Council was passed by a majority vote of the Council on 2/1/11. No signed copy was found in the Town files.

The attached document was signed in 2013 to complete the historical record.

Melissa A. Malone