

**SHOW LOW CITY COUNCIL**  
**REGULAR MEETING - TUESDAY, MAY 21, 2024**

**PURSUANT** to A.R.S. Section 38-431.02, notice is hereby given to the Show Low City Council and to the general public, that a **Regular Meeting** of the Show Low City Council will be held on Tuesday, May 21, 2024, at 7:00 PM in the City Council Chambers, 181 North 9th Street, Show Low, Navajo County, Arizona. The agenda for this meeting is as follows:

1. Call to Order.
2. Roll Call.
3. Invocation.
4. Pledge of Allegiance.

5. **CALL TO THE PUBLIC:**

Any citizen desiring to speak on a matter that is within the jurisdiction of the City Council may do so at this time. Comments may be limited to three minutes per person and shall be addressed to the City Council as a whole, and not to any individual member. Issues raised shall be limited to those within the jurisdiction of the City Council. Pursuant to the Arizona Open Meeting Law, the City Council cannot discuss or act on items presented at this time. At the conclusion of the call to the public, individual City Council members may (1) respond to criticism made by those who have spoken, (2) ask staff to review a matter, and (3) ask that a matter be put on a future agenda.

6. **SPECIAL EVENTS:**

- A. Presentation of Ready Set Go by Navajo County
- B. Presentation of Changes to Fiscal Year 2025 City Manager's Recommended Budget for Fiscal Year Ending June 30, 2025.

7. **CONSENT CALENDAR:**

- A. Consideration of Appointment of Local Public Safety Personnel Retirement System Board Members
- B. Consideration of Addendum to Commercial Ground Lease with Rim Country Holdings LLC at Show Low Regional Airport (Jacob Allen)
- C. Consideration of Noncommercial Hangar Development and Ground Lease with BFI - Management Services, LLC and Termination of Ground Lease with Big Dog Development, LLC at Show Low Regional Airport (Jacob Allen)
- D. Consideration of Approval of Operating Agreements with Enterprise Leasing Company of Phoenix and Hatch Toyota to Provide Rental Car Services at Show Low Regional Airport (Jacob Allen)

- E. **\*AMENDED\*** Consideration of Acceptance of City Park Pressure Reducing Valve and Waterline Replacement, City of Show Low Project No. W-5523 (Shane Hemesath)
- F. **\*AMENDED\*** Consideration of Acceptance of Grant Funds from Arizona Department of Forestry and Fire Management for Healthy Forest Initiative Grant and Authorization of Associated Budget Transfers (Shannon Adams)
- G. Consideration of Minutes of Show Low City Council meetings:
  - 1. Regular Meeting of May 7, 2024

8. **NEW BUSINESS:**

- A. **\*AMENDED\*** Consideration of Adoption of Resolution No. R2024-16 Approving Submitting Application for Arizona State Parks Land and Water Conservation Fund and Authorizing Signature for Approval of Sponsor Agreement (Shannon Adams)

9. **SUMMARY OF CURRENT EVENTS:**

- A. Council Members
- B. Mayor
- C. City Manager

10. **SCHEDULE OF MEETINGS:**

Scheduling of meetings, which may be brought up at this time.

11. **EXECUTIVE SESSION:**

- A. Confidentiality Statement.
- B. Discussion or consultation for legal advice with the attorney or attorneys of the public body or with designated representatives of the public body in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale, or lease of real property pursuant to A.R.S. Sections 38-431.03(A)(3) and 38-431.03(A)(7).

(1) A.P. No. 210-14-058

12. **POST EXECUTIVE SESSION:**

- A. Consideration of any item on the Executive Session portion of this agenda, which the Council may wish to take action upon in Open Session

13. **ADJOURNMENT:**

**SCHEDULED MEETINGS/EVENTS:**

| DATE       | TIME      | EVENT NAME                     |
|------------|-----------|--------------------------------|
| 05/21/2024 | 7:00 P.M. | CITY COUNCIL REGULAR MEETING   |
| 05/28/2024 | 7:00 P.M. | P&Z COMMISSION REGULAR MEETING |

**NOTICE TO PARENTS AND LEGAL GUARDIANS:** Parents and legal guardians have the right to consent before the City of Show Low makes a video or voice recording of a minor child, pursuant to A.R.S. § 1-602(A)(9). The Show Low City Council regular meetings are recorded and may be viewed on the City of Show Low's website. If you permit your child to attend/participate in a televised City Council meeting, a recording will be made. You may exercise your right not to consent by not allowing your child to attend/participate in the meeting.

Pursuant to the Americans with Disabilities Act (ADA), the City Council endeavors to ensure the accessibility of its meetings to all persons with disabilities. If you need accommodation for a meeting, please call the City Clerk's office at (928) 532-4061 at least 48 hours prior to the meeting for accommodation.

Council Chambers will open at least fifteen minutes prior to the meeting to allow public access to the room. Council Chambers has a maximum occupancy of 139 people.

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Rachael Hall, City Clerk

I, Rachael Hall, do hereby certify that the foregoing notice was posted on Friday, May 17, 2024.

**City of Show Low  
STAFF SUMMARY REPORT**

**AGENDA TITLE:** Consideration of Appointment of Local Public Safety Personnel Retirement System Board Members (Morgan Brown)

**RECOMMENDATION**

I **MOVE** to appoint Connie Kakavas and Justin Johnson to the local Public Safety Personnel Retirement System Board with a terms expiring June 30, 2028.

**BACKGROUND**

In accordance with A.R.S. §38-847, the Show Low Police Department has a local Public Safety Personnel Retirement System (PSPRS) Board that meets to consider new employee applications, applications for retirement made by qualified Show Low police officers, and the financial status of the plan and reports its recommendations to the state PSPRS board. It is required to meet at least twice a year.

The PSPRS Board consists of five members with staggered terms. Per statute, one is the Mayor of Show Low or his designee, two are police officers employed by the City and elected by the department, and two are appointed by the Mayor to serve as citizen members, subject to Council approval. One of the citizen members must be the head of the merit system or their designee. The head of the merit system is interpreted to be the City Manager. The latter four members serve four-year terms.

Vice Mayor Connie Kakavas, designated by Mayor John Leech, Jr., and Deputy City Manager Justin Johnson, designated by the City Manager, both serve on this Board. Their terms expire on June 30, 2024, and both are willing to serve another four-year term.

**ATTACHMENTS**

None

**FISCAL IMPACT**

N/A

**City of Show Low  
STAFF SUMMARY REPORT**

**AGENDA TITLE:** Consideration of Addendum to Commercial Ground Lease with Rim Country Holdings LLC at Show Low Regional Airport (Jacob Allen)

**RECOMMENDATION**

I **MOVE** to approve an addendum for the addition of a ten-year extension option to the commercial ground lease with Rim Country Holdings, LLC at Show Low Regional Airport and authorize the Mayor to sign the documents on behalf of the City.

**BACKGROUND**

On January 3, 2017 Rim Country Holdings, LLC entered into a commercial ground lease with the City of Show Low for the aircraft storage hangar located at 3101 East Airport Loop. The previous leaseholder, Triguna and Nandita Israel FLP, transferred the original commercial ground lease to Rim Country Holdings, LLC. The initial lease period is scheduled to expire June 30, 2028, although the lease does include an optional ten-year extension of the commercial ground lease. If the tenant decides to exercise the option to extend, the new expiration date would be June 30, 2038, at which point all improvements to the leased area would revert to Airport/City ownership.

The Hangar is currently in need of some major repairs that will come at a high cost to the owner. Rim Country Holdings LLC has requested an addendum to allow for one additional ten-year extension to the commercial ground lease. This would allow more time for Rim Country Holdings LLC to recuperate the repair costs. This addendum would extend the commercial ground lease to June 30, 2048, delaying the hangars' eventual reversion to Airport/City ownership.

The terms and conditions of the agreement as of July 1, 2023 include an annual lease rate of \$0.335 per square foot or \$7,381.08 plus tax, insurance, and applicable monthly user fees. The agreement includes an annual Consumer Price Index (CPI) increase. Rim Country Holdings LLC is responsible for paying all utility costs. The length of the optional extension would be ten years beginning June 30, 2038 until June 30, 2048.

Staff recommends approving the additional ten-year extension to the commercial ground lease with Rim Country Holdings, LLC and authorizing the Mayor to sign the documents on behalf of the City.

**ATTACHMENTS**

1. Third Addendum - Rim Country Holdings

**FISCAL IMPACT**

Anticipated revenue: \$7,381.08 per year ground lease (plus taxes), subject to CPI increases

stipulated in the original lease.

When Recorded Return To:  
City Clerk  
City of Show Low  
180 N. 9th Street  
Show Low, AZ 85901

**THIRD ADDENDUM TO**  
**COMMERCIAL GROUND LEASE**  
**Show Low Regional Airport**

**THIS ADDENDUM IS MADE ON MAY 21, 2024** between the City of Show Low, an Arizona Municipal Corporation of the State of Arizona ("LESSOR"), Rim Country Holdings, LLC ("LESSEE").

**WHEREAS**, Rick and Kim Fernau entered into a Commercial Ground Lease (Agreement) with the City of Show Low on September 15, 2003 for the premises located at 3101 E. Airport Loop Road; and

**WHEREAS**, Triguna and Nandita Israel FLP purchased the commercial hangar from Rick and Kim Fernau and the aforementioned agreement was assigned to Triguna and Nandita Israel FLP on March 4, 2008; and

**WHEREAS**, Rim Country Holdings, LLC purchased the commercial hangar from Triguna and Nandita Israel FLP and the aforementioned agreement was assigned to Rim Country Holdings, LLC on January 3, 2017; and

**WHEREAS**, the commercial hangar is aging and is in need of upgrades and repairs; and

**WHEREAS**, LESSEE intends to replace the roof and make significant repairs to the commercial hangar; and

**WHEREAS**, the term of the Agreement expires on June 30, 2038; and

**WHEREAS**, LESSEE desires to extend the term of the Agreement for an additional ten year period to help in recouping the costs of the repairs; and

**WHEREAS**, LESSOR agrees to extend the term of the original Agreement for an additional ten year period.

**NOW, THEREFORE**, in consideration of the mutual promises expressed in this Addendum, the parties agree as follows:

The expiration date of the Agreement shall be June 30, 2048. All other provisions of the Agreement shall remain as agreed upon on September 15, 2003.

IN WITNESS WHEREOF, the parties have caused this instrument to be executed under their respective seals on the day and year written first above.

ATTEST:

Rachael Hall, City Clerk

Anna M. Atencio, City Attorney

Michael Hayes, Manager

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ by \_\_\_\_\_, known to me to be the person whose name is subscribed to the foregoing instrument.

My Commission Expires:

**City of Show Low  
STAFF SUMMARY REPORT**

**AGENDA TITLE:** Consideration of Noncommercial Hangar Development and Ground Lease with BFI - Management Services, LLC and Termination of Ground Lease with Big Dog Development, LLC at Show Low Regional Airport (Jacob Allen)

**RECOMMENDATION**

I **MOVE** to approve a noncommercial hangar development and ground lease with BFI - Management Services, LLC, and terminate the noncommercial ground lease with Big Dog Development, LLC, at Show Low Regional Airport and authorize the Mayor to sign the documents on behalf of the City.

**BACKGROUND**

On May 17, 2022, the City Council approved a noncommercial ground lease at Show Low Regional Airport for ten hangars with Big Dog Development, LLC. Big Dog Development, LLC agreed to pay for the infrastructure to expand the hangar area and be reimbursed through the ground lease.

BFI - Management Services, LLC has requested a Noncommercial Hangar Development and Ground Lease per the airport ground lease policy for Hangar C Site of the ten-hangar area. As a result, the leases for Hangar C Site with Big Dog Development will be terminated. BFI - Management Services, LLC will begin making payments on the ground lease.

The terms and conditions of the agreement include the new annual lease rate of \$0.335 per square foot for 9,180 square feet or \$3,075.36 per year plus tax, insurance, and applicable monthly user fees. The agreement includes an annual Consumer Price Index (CPI) increase. BFI - Management Services, LLC is responsible for paying all utility costs. The length of the agreement is 25 years, beginning May 21, 2024, with the option to extend the agreement for five additional five-year periods for a total lease period of 49 years.

Staff recommends approving the noncommercial hangar development and ground lease with BFI - Management Services, LLC, terminating the noncommercial ground lease with Big Dog Development, LLC, and authorizing the Mayor to sign the documents on behalf of the City.

**ATTACHMENTS**

None

**FISCAL IMPACT**

Anticipated revenue: A total of \$3,075.36 per year ground lease (plus taxes), subject to increases stipulated in the lease. This will be used to pay for infrastructure costs to Big Dog Development, LLC.



MTG DATE: 5/21/2024  
ITEM: 7.D

**City of Show Low  
STAFF SUMMARY REPORT**

**AGENDA TITLE:** Consideration of Approval of Operating Agreements with Enterprise Leasing Company of Phoenix and Hatch Toyota to Provide Rental Car Services at Show Low Regional Airport (Jacob Allen)

**RECOMMENDATION**

I **MOVE** to approve the operating agreements with Enterprise Leasing Company of Phoenix and Hatch Toyota (Overtyme, Inc.) for providing rental car services at the Show Low Regional Airport and authorize the Mayor to sign the agreements.

**BACKGROUND**

In December 2005, the City entered into operating agreements with Enterprise Leasing Company of Phoenix and Hatch Toyota to provide rental car services at the Show Low Regional Airport. Each company renewed their agreement in 2014 and again in 2019.

Both agreements will expire on May 31, 2024, and each rental company desires to renew their agreement. Each agreement includes parking spaces in the main parking lot, space on the advertising board, space for pamphlets, and a lighted sign above the baggage claim slide. These agreements do not include the use of any counter space in the terminal building.

For the above uses, Hatch Toyota (Overtyme, Inc.) will pay \$150.73 per month or a total annual payment of \$1,808.76 for two spaces. Enterprise Leasing Company of Phoenix will pay \$169.58 or a total annual payment of \$2,034.95 for three spaces. The agreements include annual Consumer Price Index (CPI) adjustments and will be for an original term length of five years with two one-year extensions. Extensions of the agreement are subject to readjustment by the City. Each company also has the option to reserve two additional parking spaces upon written request to the airport manager at a rate of \$15.75 per month per space.

Staff recommends approving the operating agreements with Enterprise Leasing Company of Phoenix and Hatch Toyota (Overtyme, Inc.) and authorizing the Mayor to sign the documents on behalf of the City.

**ATTACHMENTS**

None

**FISCAL IMPACT**

N/A

MTG DATE: 5/21/2024  
ITEM: 7.E

**City of Show Low  
STAFF SUMMARY REPORT**

**AGENDA TITLE:** **\*AMENDED\*** Consideration of Acceptance of City Park Pressure Reducing Valve and Waterline Replacement, City of Show Low Project No. W-5523 (Shane Hemesath)

**RECOMMENDATION**

I **MOVE** to accept the City Park Pressure Reducing Valve and Waterline Replacement, City of Show Low Project No. W-5523, with a final cost of \$439,135.80, release the retainage, and initiate the two-year warranty period.

**BACKGROUND**

The City's fiscal year 2024 Capital Improvements Plan budget included \$277,000.00 for a waterline improvement project labeled "City Park AC Replacement". The previous waterline was an eight-inch Asbestos Concrete pipe and required routine maintenance. The scope of work included constructing approximately 1,500 linear feet of new eight-inch C-900 PVC waterline, including fire hydrants, new water services, and required fittings. The scope of work also included installing any concrete or pavement removed during the work, as portions of the waterline run under the existing pedestrian path. The installation of a Pressure Reducing Station was added to the scope of work to allow for higher pressures to irrigate the higher baseball fields at the park.

At the December 5, 2023 Regular meeting, the City Council approved the award of contract to Western Grade, LLC in an amount not to exceed \$447,427.50. The project has been completed for a final cost of \$439,135.80.

Staff recommends accepting the City Park Pressure Reducing Valve and Waterline Replacement, City of Show Low Project No. W-5523, with a final cost of \$439,135.80, releasing the retainage and initiating the two-year warranty period.

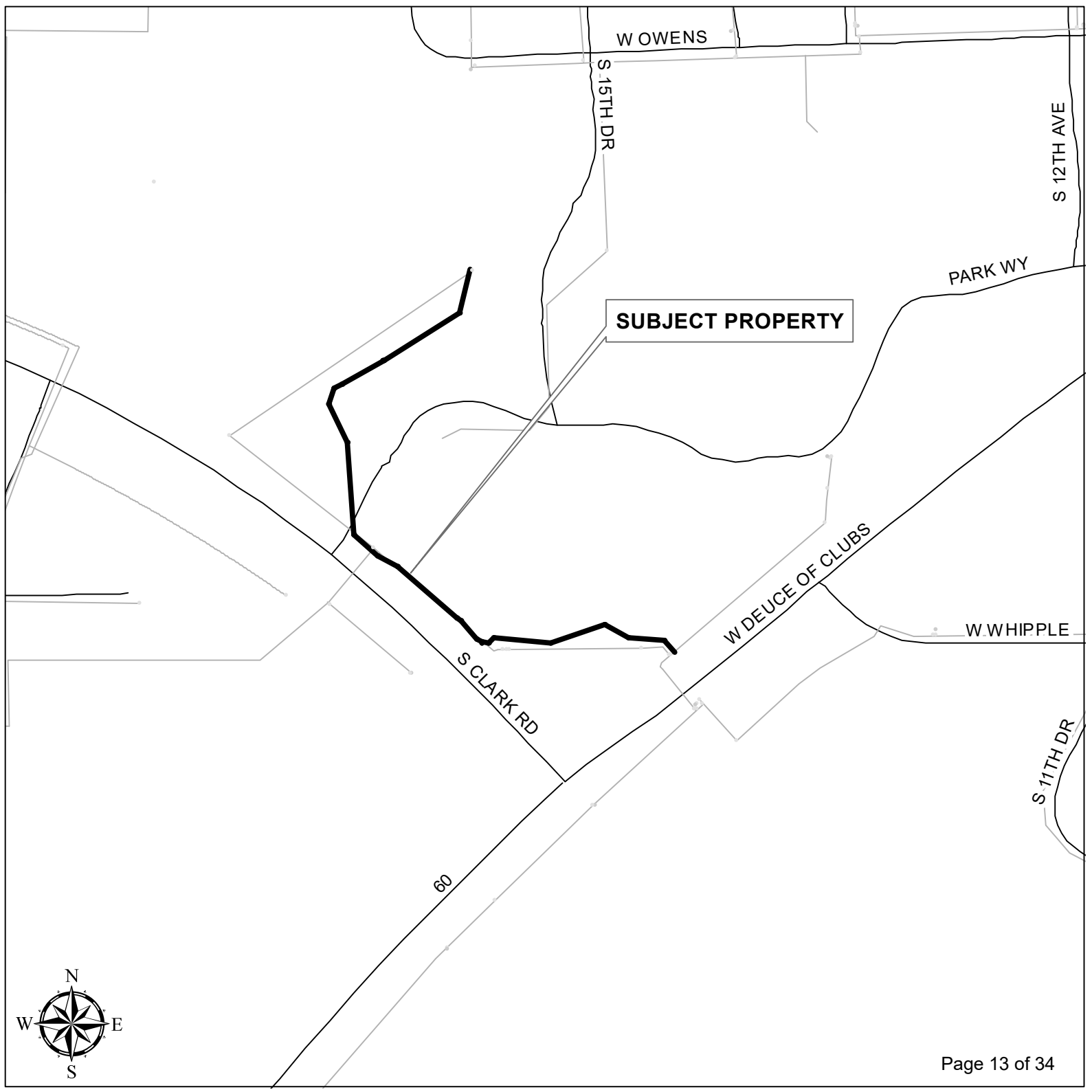
**ATTACHMENTS**

1. Subject Map City Park Waterline
2. Aerial City Park Waterline

**FISCAL IMPACT**

**\*AMENDED\*** Final cost: \$439,135.80

Funding source (account no.): City Park AC Replacement (43-760-180-1620-0000/7602445)



W OWENS

S 15TH DR

S 12TH AVE

PARK WY

SUBJECT PROPERTY

W DEUCE OF CLUBS

W WHIPPLE

S CLARK RD

S 11TH DR

60





W OWENS

S 15TH DR

S 12TH AVE

PARK WY

SUBJECT PROPERTY

S CLARK RD

W DEUCE OF CLUBS

W WHIPPLE

S 11TH DR

60



**City of Show Low  
STAFF SUMMARY REPORT**

**AGENDA TITLE:** **\*AMENDED\*** Consideration of Acceptance of Grant Funds from Arizona Department of Forestry and Fire Management for Healthy Forest Initiative Grant and Authorization of Associated Budget Transfers (Shannon Adams)

**RECOMMENDATION**

I **MOVE** to accept grant funds for the Healthy Forest Initiative from Arizona Department of Forestry and Fire Management in the amount of \$200,000.00, with 20% of project costs (\$50,000.00) being paid by landowners, for a project total of \$250,000.00 and authorize the associated budget transfers.

**BACKGROUND**

In the Spring of 2024, the Arizona Department of Forestry and Fire Management (DFFM) solicited proposals from Arizona municipal and county government agencies to promote forest health for fire prevention, critical infrastructure protection, and forest and watershed restoration through the reduction of hazardous vegetation.

Staff applied for and received funds from DFFM for two properties in Show Low that are densely wooded and in need of fuel reduction. The properties are Show Low Lake, (private, on the west side of the lake), and Buena Vista, (private, south of Sierra Pines and east of US 260). Maps for each property are attached.

Staff asked property owners if they would be willing to participate in and financially support the City by contributing a 20% match for the fuel abatement of their properties. Each landowner agreed.

Landowners will select the low bid from at least three contractors for the work and must pay their entire bill directly. The landowners will submit their paid invoices to the City, which will reimburse 80% of the landowners' paid bill. After which, the City will request reimbursement from DFFM for 80% of the total project costs.

Staff recommends accepting the grant funds for the Healthy Forest Initiative from Arizona Department of Forestry and Fire Management in the amount of \$200,000.00 and authorizing the associated budget transfers.

**ATTACHMENTS**

1. Maps

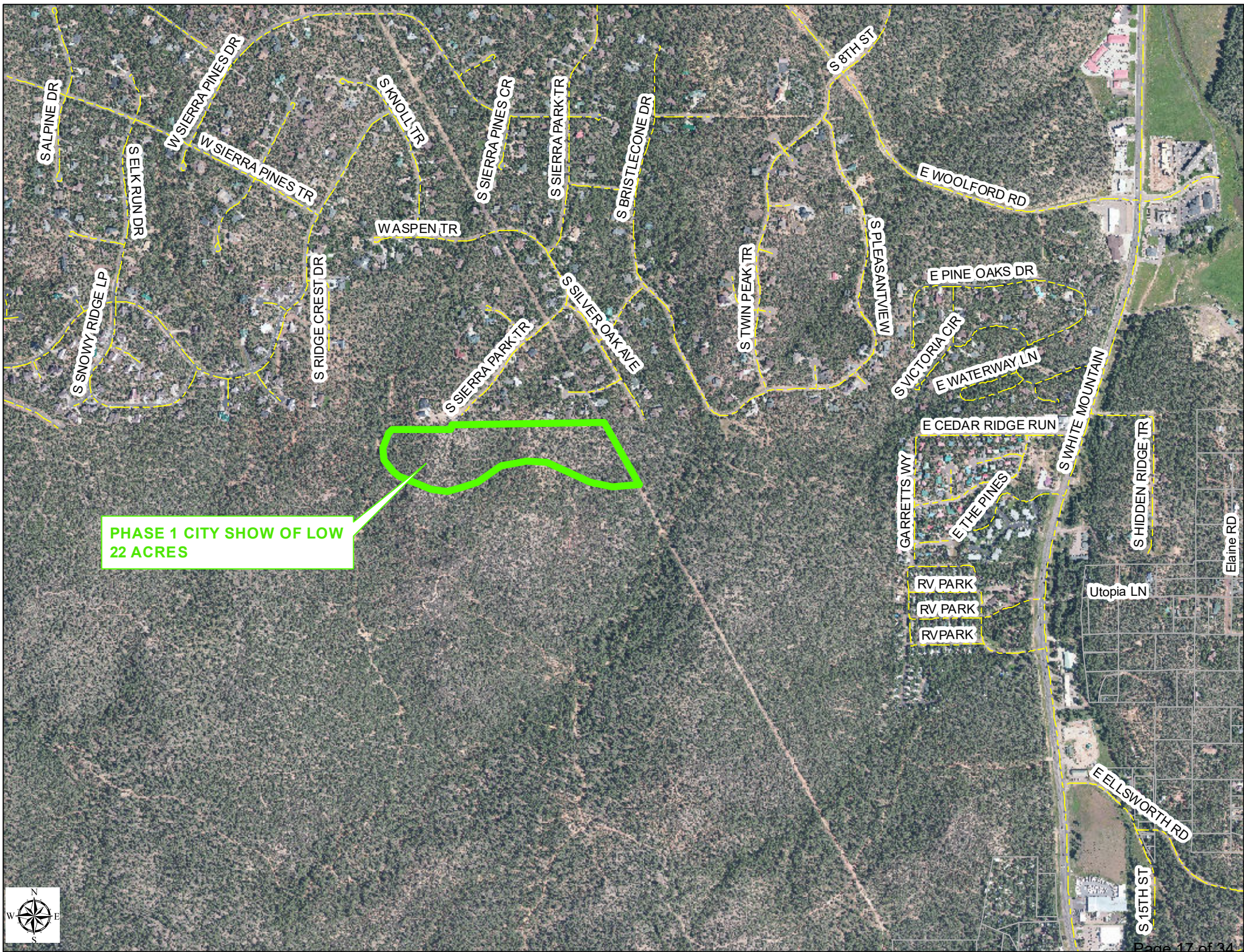
**FISCAL IMPACT**

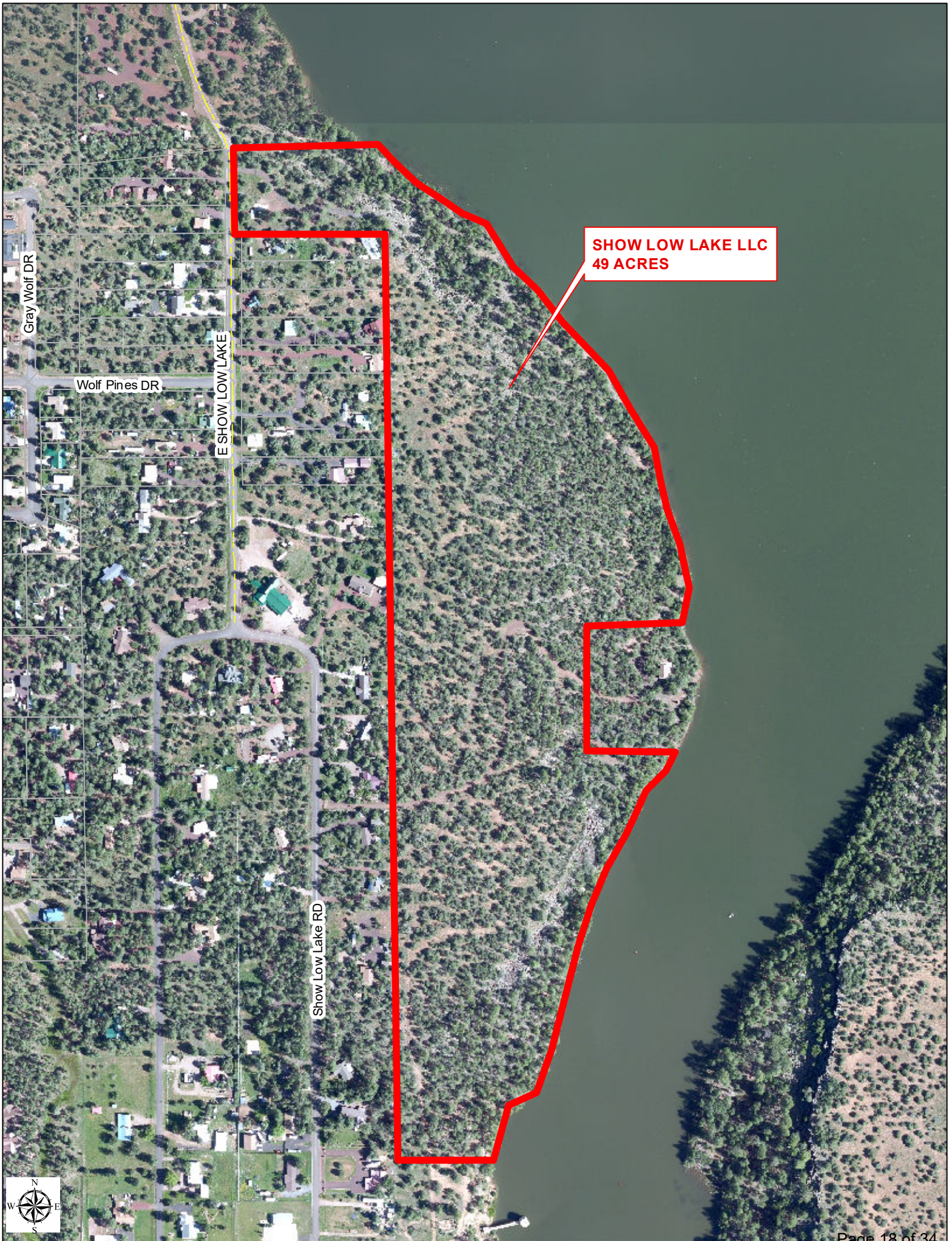
**\*AMENDED\***

Anticipated cost:\$250,000

Funding source (account no.): Healthy Forest Initiative (22-445-495-7310-2365)

| <b>Description</b>                        | <b>Account</b>           | <b>Approved<br/>Budget</b> | <b>Transfer</b> | <b>Amended<br/>Budget</b> |
|-------------------------------------------|--------------------------|----------------------------|-----------------|---------------------------|
| Unanticipated<br>Revenue/Grants           | 22-402-350-<br>3903-0000 | \$8,134,271                | (\$250,000)     | \$7,884,271               |
| Healthy Forest<br>Initiative Revenue      | 22-445-350-<br>3904-2365 | 227,500                    | \$250,000       | \$477,500                 |
| Unanticipated<br>Revenue/Expenditures     | 22-402-430-<br>8150-0000 | \$8,134,271                | (\$250,000)     | \$7,884,271               |
| Healthy Forest<br>Initiative Expenditures | 22-445-495-<br>7310-2365 | \$227,500                  | \$250,000       | \$477,500                 |
| <b>Total</b>                              |                          | \$16,723,542               |                 | \$16,723,542              |





**MINUTES OF THE REGULAR MEETING OF THE SHOW LOW CITY COUNCIL HELD ON TUESDAY, MAY 7, 2024, AT 7:00 PM IN THE CITY COUNCIL CHAMBERS, 181 NORTH 9TH STREET, SHOW LOW, NAVAJO COUNTY, ARIZONA**

1. Call to Order.

Mayor Leech called the meeting to order at 7:00 p.m.

2. Roll Call.

**COUNCIL MEMBERS PRESENT:** Mayor Leech, Vice Mayor Kakavas, Councilman Adams, Councilman Clark, Councilman Hatch, Councilman Judd, and Councilman Whipple.

**COUNCIL MEMBERS ABSENT:** None.

**STAFF MEMBERS PRESENT:** Morgan Brown, City Manager; Justin Johnson, Deputy City Manager; Brad Provost, Police Chief; Jay Brimhall, Community Services Director; Bill Kopp, Public Works Director; Shane Hemesath, City Engineer; Jacob Allen, Airport Manager; Rick Austin, Public Works Operations Manager; Kathy Clements, Assistant City Clerk; and Rachael Hall, City Clerk.

**GUESTS:** Mike Allsop, Don and Shay Lusk, Gary and Maila Winslow, Bill Fort, Daris Gibbons, Arthur Olivas, Adam Naranjo, Brian Gring, Shawn Migaez, Stu Meenie, Brent Meyer, and others.

3. Invocation.

Councilman Clark gave the invocation.

4. Pledge of Allegiance.

Vice Mayor Kakavas led the Council and audience in the pledge of allegiance.

5. **CALL TO THE PUBLIC:**

Any citizen desiring to speak on a matter that is within the jurisdiction of the City Council may do so at this time. Comments may be limited to three minutes per person and shall be addressed to the City Council as a whole, and not to any individual member. Issues raised shall be limited to those within the jurisdiction of the City Council. Pursuant to the Arizona Open Meeting Law, the City Council cannot discuss or act on items presented at this time. At the conclusion of the call to the public, individual City Council members may (1) respond to criticism made by those who have spoken, (2) ask staff to review a matter, and (3) ask that a matter be put on a future agenda.

Doug Roberts, 1441 North 36th Drive, said the Cruz'n the Rim Car Show would be held on June 1 at Frontier Park, and the car cavalcade would be held on May 31.

Don Lusk, Experimental Aircraft Association Chapter 586, located at the Show Low Airport, discussed the organization's mission and activities to ignite a passion in others for flying. He invited everyone to a pancake breakfast at the airport on May 11.

6. **SPECIAL EVENTS:**

A. Swearing In of New Council Member

Council member Whipple recited the oath of office.

7. **CONSENT CALENDAR:**

A. Proclamation by the Mayor Proclaiming May 19-24, 2024 as **Public Works Week** in the City of Show Low (Rick Austin)

B. Consideration of Acceptance of City Entry Signage, City of Show Low Project No. FM-2321 (Bill Kopp)

C. Consideration of Noncommercial Hanger Development and Ground Lease with Ground Zero Plumbing & A/C, LLC and Termination of Ground Lease with Big Dog Development, LLC at Show Low Regional Airport (Jacob Allen)

D. Consideration of Acceptance of Arizona Department of Transportation Grant Funds for Replacement of Runway Directional Signage with Upgraded LED Signage at Show Low Regional Airport (Jacob Allen)

E. Consideration of Acceptance of Arizona Department of Transportation Grant Funds for the Replacement of Precision Approach Path Indicators and Runway End Identifier Light at Show Low Regional Airport (Jacob Allen)

F. Consideration of Minutes of Show Low City Council meetings:

1. Special Meeting of April 16, 2024

2. Regular Meeting of April 16, 2024

3. Budget Town Hall and Study Session of April 18, 2024

4. Special Meeting of April 23, 2024

**VICE MAYOR KAKAVAS MOVED TO APPROVE THE CONSENT CALENDAR AS PRESENTED; SECONDED BY COUNCILMAN CLARK; PASSED 7 TO 0 WITH MAYOR LEECH, VICE MAYOR KAKAVAS, COUNCILMAN ADAMS, COUNCILMAN CLARK, COUNCILMAN HATCH, COUNCILMAN JUDD, COUNCILMAN WHIPPLE VOTING IN FAVOR.**

Ms. Hall read the Public Works Week Proclamation aloud.

A short appreciation video for the Public Works Department employees was shown.

8. **NEW BUSINESS:**

- A. **PUBLIC HEARING** and Consideration of Application Submitted by Daris Gibbons on Behalf of Medieval Mayhem Historical Arts Foundation for Special Event Liquor License for 2024 Medieval Mayhem Renaissance Faire on July 12, 13, and 14, 2024 at Frontier Fields (Rachael Hall)

Ms. Hall said Daris Gibbons submitted an application for a special event liquor license for the 2024 Medieval Mayhem Renaissance Faire at Frontier Fields, scheduled for July 12,13 and 14, 2024.

Ms. Hall said the license would allow the Medieval Mayhem Renaissance Faire to sell alcohol during the event. An existing six-foot chain-link fence surrounded Frontier Fields, where the alcohol would be sold and consumed.

Ms. Hall said one entrance/exit gate would be open for participants to enter and leave the area. This gate would be staffed by at least four and up to six uniformed security personnel provided by the Navajo County Sheriff's Auxiliary and Arizona Rangers to ensure no alcoholic beverages enter or leave the fenced-in premises. Along with the Arizona Rangers, the Sheriff's Auxiliary would roam the field to provide additional security when available.

Ms. Hall said the Show Low Police Department performed a background check on the applicant and found nothing that would preclude approval of this special event liquor license. The application and action taken by the Council would be forwarded to the Department of Liquor Licenses and Control. Unlike regular liquor licenses, the Council's decision was final for such an application.

Mayor Leech opened the matter for a public hearing.

There being no input, Mayor Leech closed the public hearing.

**COUNCILMAN JUDD MOVED TO APPROVE THE APPLICATION SUBMITTED BY DARIS GIBBONS FOR A SPECIAL EVENT LIQUOR LICENSE FOR THE 2024 MEDIEVAL MAYHEM RENAISSANCE FAIRE ON JULY 12, 13, AND 14, 2024, AT FRONTIER FIELDS; SECONDED BY MAYOR LEECH; PASSED 7 TO 0 WITH MAYOR LEECH, VICE MAYOR KAKAVAS, COUNCILMAN ADAMS, COUNCILMAN CLARK, COUNCILMAN HATCH, COUNCILMAN JUDD, COUNCILMAN WHIPPLE VOTING IN FAVOR.**

- B. **PUBLIC HEARING** and Consideration of Application Submitted by Sunshine Marne Brewer on Behalf of Show Low Chamber of Commerce for Special Event Liquor License for 2024 Show Low Days on June 7 and 8, 2024 at Frontier Fields (Rachael Hall)

Ms. Hall said Sunshine Marne Brewer, representing the Show Low Chamber of Commerce, submitted an application for a special event liquor license for the 2024 Show Low Days at Frontier Fields, scheduled for June 7 and 8, 2024.

Ms. Hall said the license would allow the Show Low Chamber of Commerce to

sell alcohol during the event. An existing six-foot chain-link fence surrounded Frontier Fields, where the alcohol would be sold and consumed.

Ms. Hall said one entrance/exit gate would be open for participants to enter and leave the area. It would be staffed by security personnel provided by Arizona Rangers to ensure no alcoholic beverages enter or leave the fenced-in premises (marked "Pub Bar" on the map accompanying the application). The Arizona Rangers would roam the field to provide additional security when available. The northeast corner of Frontier Fields would house the kids' zone, and no alcohol would be allowed there.

Ms. Hall said the Show Low Police Department performed a background check on the applicant and found nothing that would preclude approval of this special event liquor license. The application and action taken by the Council would be forwarded to the Department of Liquor Licenses and Control. Unlike regular liquor licenses, the Council's decision was final for such an application.

Mayor Leech opened the matter for a public hearing.

There being no input, Mayor Leech closed the public hearing.

**VICE MAYOR KAKAVAS MOVED TO APPROVE THE APPLICATION SUBMITTED BY SUNSHINE MARNE BREWER FOR A SPECIAL EVENT LIQUOR LICENSE FOR THE 2024 SHOW LOW DAYS ON JUNE 7 AND 8 AT FRONTIER FIELDS, SHOW LOW, ARIZONA; SECONDED BY COUNCILMAN ADAMS; PASSED 7 TO 0 WITH MAYOR LEECH, VICE MAYOR KAKAVAS, COUNCILMAN ADAMS, COUNCILMAN CLARK, COUNCILMAN HATCH, COUNCILMAN JUDD, COUNCILMAN WHIPPLE VOTING IN FAVOR.**

C. Consideration of Approval of Additional Full-Time Recreation Coordinator in Recreation Division of Community Services Department (Jay Brimhall)

Mr. Brimhall said three full-time employees currently organized and coordinated all events, community programming, youth sports, and adult sports for the City of Show Low.

Mr. Brimhall said that last year, staff discussed asking the City Council to consider hiring a new full-time recreation coordinator for the Recreation division to expand programming opportunities for patrons.

Mr. Brimhall said for the upcoming fiscal year (FY) 2025, staff requested this new full-time staff position in the FY2025 budget. He said that at the budget meeting on April 18, 2024, the City Council said they understood the need for this position and instructed staff to request this new full-time Recreation Coordinator at a future City Council Meeting using Council Contingency funds to get a head start on the Recreation Division's busy summer season.

Mr. Brimhall said that, following the Council's recommendation, staff was

requesting an additional full-time recreation coordinator in FY2024 and Council Contingency dollars to fund the position prior to the position's FY2025 budget approval in June 2024.

Councilman Clark asked if it was unrealistic to think this new staff member would hit the ground running so that additional events could be added this summer. Mr. Brimhall said he was ambitious and confident the department would hire a strong person. While he was not going to promise that additional events would be added this summer, he and his staff would do everything they could to do so.

Councilman Clark asked if the City offered a competitive salary for the position. Mr. Brimhall said there were discussions about the salary offered, and it was in the ballpark.

**COUNCILMAN CLARK MOVED TO APPROVE THE REQUEST FOR AN ADDITIONAL FULL-TIME RECREATION COORDINATOR IN THE RECREATION DIVISION OF THE COMMUNITY SERVICES DEPARTMENT TO OFFER RECREATION PROGRAMMING FOR THE CITIZENS AND VISITORS OF THE CITY OF SHOW LOW AND AUTHORIZE THE ASSOCIATED BUDGET TRANSFER FROM THE COUNCIL CONTINGENCY FUNDS; SECONDED BY COUNCILMAN ADAMS; PASSED 7 TO 0 WITH MAYOR LEECH, VICE MAYOR KAKAVAS, COUNCILMAN ADAMS, COUNCILMAN CLARK, COUNCILMAN HATCH, COUNCILMAN JUDD, COUNCILMAN WHIPPLE VOTING IN FAVOR.**

D. Consideration of Award of Contract for Senior Field Bleachers Rehab, City of Show Low Project No. FM-0824 (Rick Austin)

Mr. Austin said the Senior Field Bleachers had fallen into disrepair from years of heavy use. After consulting with local concrete contractors, the following repairs were recommended to get the most complete and durable repair: sandblast all surfaces, provide 3.5 inches of new concrete cap, make all necessary repairs on the face block, supply a new mortar wash when repairs were completed, and paint all handrails. On March 15 and 19, 2024, an Invitation to Bid was published in the White Mountain Independent to rehab the Senior Field Bleachers. Two companies attended the Mandatory Pre-Bid Conference on March 27, 2024. These same two companies submitted bids with the following results:

| <u>Contractor</u>               | <u>Total Bid</u> |
|---------------------------------|------------------|
| LD&B, LLC                       | \$174,502.00     |
| Conco Concrete Specialists, LLC | \$211,180.00     |

Mr. Austin said staff recommended awarding the rehab contract for the Senior Field Bleachers, City of Show Low Project No. FM-0824, to LD&B, LLC, in an amount not to exceed \$174,502.00.

Councilman Adams asked what year the existing bleachers were installed. Mr. Austin said he did not know the year the bleachers were installed, only that they had been there for many years.

Mayor Leech asked if the bleachers' height would change. Mr. Austin said the overall height would increase by 3.5 inches.

**COUNCILMAN ADAMS MOVED TO AWARD THE REHAB CONTRACT FOR THE SENIOR FIELD BLEACHERS, CITY OF SHOW LOW PROJECT NO. FM-0824 TO LD&B, LLC IN AN AMOUNT NOT TO EXCEED \$174,502.00; SECONDED BY COUNCILMAN WHIPPLE; PASSED 7 TO 0 WITH MAYOR LEECH, VICE MAYOR KAKAVAS, COUNCILMAN ADAMS, COUNCILMAN CLARK, COUNCILMAN HATCH, COUNCILMAN JUDD, COUNCILMAN WHIPPLE VOTING IN FAVOR.**

- E. Consideration of Award of Construction Contract for 2024 Slurry Seal Project, City of Show Low Project No. R-7924 (Shane Hemesath)

Mr. Hemesath said the 2024 Capital Improvement Plan included funding for the 2024 annual slurry seal project. The City's pavement preservation plan included a minimum maintenance of crack-filling, patching, and resurfacing every City street and parking lot with a slurry seal every six years. City crews were currently crack-filling and patching repairs to the areas identified for slurry sealing this year.

Mr. Hemesath said rehabilitation included furnishing all labor, equipment, and materials required to place approximately 276,000 square yards of type II polymer-modified asphalt slurry seal on selected City streets and replacing the roadway pavement markings after the slurry seal placement.

Mr. Hemesath said the engineer's construction cost estimate was \$550,000.00. The invitation to bid was published as required, and sealed bids were opened publicly, with the following results:

| <u>Contractor</u>                  | <u>Total Bid</u> |
|------------------------------------|------------------|
| American Pavement Preservation     | \$493,052.00     |
| VSS International                  | \$670,522.00     |
| Sunland Asphalt & Construction LLC | \$915,920.00     |

Mr. Hemesath said staff recommended awarding the 2024 Slurry Seal Project, City of Show Low Project No. R-7924, to American Pavement Preservation, in an amount not to exceed \$493,052.00.

Mayor Leech asked if the City worked with American Pavement Preservation last year. Mr. Hemesath said no; last year, the City worked with VSS International, but the City had worked with American Pavement Preservation a lot in the past.

**VICE MAYOR KAKAVAS MOVED TO AWARD THE CONSTRUCTION**

**CONTRACT FOR THE 2024 SLURRY SEAL PROJECT, CITY OF SHOW LOW PROJECT NO. R-7924, TO AMERICAN PAVEMENT PRESERVATION, IN AN AMOUNT NOT TO EXCEED \$493,052.00; SECONDED BY COUNCILMAN HATCH; PASSED 7 TO 0 WITH MAYOR LEECH, VICE MAYOR KAKAVAS, COUNCILMAN ADAMS, COUNCILMAN CLARK, COUNCILMAN HATCH, COUNCILMAN JUDD, COUNCILMAN WHIPPLE VOTING IN FAVOR.**

- F. Consideration of Award of Construction Contract for 2024 Citywide Roadway Improvements, City of Show Low Project R-6724 (Shane Hemesath)

Mr. Hemesath said the City's fiscal year 2024 Capital Improvements Plan budget included \$465,000.00 for a roadway improvement project labeled "West Owens and 30th Avenue" and \$531,000.00 for a roadway improvement project labeled "North 22nd Avenue and Kartchner". The scope of work included the reconstruction of 9,500 linear feet of roadway, including portions of West Owens, South 30th Avenue, North 22nd Avenue, and East Kartchner. The work included the pulverization of approximately 25,000 square yards of existing asphalt roadway, recycling and mixing existing asphalt millings into the existing base, subgrade preparation and compaction, reshaping the roadway grade, installing new asphalt pavement overlay, re-establishing roadway shoulder, installing minor drainage improvements, and adjusting water valves and manholes. The two projects were combined to reduce redundant construction costs and gain economy of scale for the projects.

Mr. Hemesath said the City's engineering staff designed the project with a construction estimate of \$985,000.00. The project was publicly bid according to statutory requirements with the following results:

| <u>Contractor</u>                  | <u>Total Bid</u> |
|------------------------------------|------------------|
| Hatch Construction and Paving Inc. | \$999,910.00     |
| PAP LLC                            | \$1,035,415.00   |
| Perkins Cinders Inc.               | \$1,185,519.02   |
| Sunland Asphalt and Construction   | \$1,237,500.00   |
| Western Grade LLC                  | \$1,271,859.00   |

Mr. Hemesath said staff recommended awarding the construction contract for the Citywide Roadway Improvements 2024, City of Show Low Project No. R-6724 to Hatch Construction and Paving Inc. in an amount not to exceed \$999,910.00 and authorize the associated budget transfers.

Councilman Judd asked why some of the contractors who bid on this project did not bid on the Slurry Seal project. Mr. Hemesath said most slurry contractors focused on slurry sealers and not other road work.

**COUNCILMAN JUDD MOVED TO AWARD THE CONSTRUCTION CONTRACT FOR THE CITYWIDE ROADWAY IMPROVEMENTS 2024, CITY OF SHOW LOW PROJECT NO. R-6724 TO HATCH CONSTRUCTION AND PAVING INC. IN AN AMOUNT NOT TO EXCEED \$999,910.00 AND**

**AUTHORIZE THE ASSOCIATED BUDGET TRANSFERS; SECONDED BY COUNCILMAN ADAMS; PASSED 7 TO 0 WITH MAYOR LEECH, VICE MAYOR KAKAVAS, COUNCILMAN ADAMS, COUNCILMAN CLARK, COUNCILMAN HATCH, COUNCILMAN JUDD, COUNCILMAN WHIPPLE VOTING IN FAVOR.**

- G. Consideration of Adoption of Resolution No. R2024-15 Approving Abandonment of Right-of-Way and Acceptance of the Proposed Scott Ranch Road Right-of-Way (Shane Hemesath)

Mr. Hemesath said at the April 16, 2024, Regular Meeting that the City Council approved an intergovernmental agreement with the Arizona Department of Transportation (ADOT) for the Scott Ranch Road Design Project. The project included completing the final design documents for the roadway extension between Show Low Lake Road and Penrod Road, final bridge design documents, and environmental clearance to perform the work. ADOT awarded the design consultant contract for the work to Kimley-Horn.

Mr. Hemesath said that prior to starting the final design of the roadway extension, the property owner that surrounded the existing Scott Ranch Road Right-of-Way between Show Low Creek and Penrod Road approached the City and requested an adjustment to the roadway Right-of-Way, moving it slightly north. The proposed alignment would work better with their future development property and provide a better intersection location at Penrod Road. The City reviewed the proposed alignment and approved the revised location.

Mr. Hemesath said staff recommended adopting Resolution No. R2024-15, abandoning the existing public Right-of-Way for Scott Ranch Road, accepting the proposed public Right-of-Way for Scott Ranch Road, and authorizing the Mayor to sign all necessary documents.

Mayor Leech asked how far the roadway was moved. Mr. Hemesath said it was moved about 400 feet to the north.

**VICE MAYOR KAKAVAS MOVED TO ADOPT RESOLUTION NO. R2024-15 ABANDONING EXISTING PUBLIC RIGHT-OF-WAY FOR SCOTT RANCH ROAD AND ACCEPT THE PROPOSED PUBLIC RIGHT-OF-WAY FOR SCOTT RANCH ROAD, AND AUTHORIZE THE MAYOR TO SIGN ALL NECESSARY DOCUMENTS; SECONDED BY MAYOR LEECH; PASSED 7 TO 0 WITH MAYOR LEECH, VICE MAYOR KAKAVAS, COUNCILMAN ADAMS, COUNCILMAN CLARK, COUNCILMAN HATCH, COUNCILMAN JUDD, COUNCILMAN WHIPPLE VOTING IN FAVOR.**

- H. Consideration of Award of Contract for Wastewater Facilities Master Plan, City of Show Low Project No. S-4724 (Bill Kopp)

Mr. Kopp said the 2024 City of Show Low budget included funding for a Wastewater Facilities Master Plan. The last Master Plan was performed in 2006 and was outdated. The project scope included a Wastewater Facilities Master Plan report, a system hydraulic model, a system evaluation, an assessment of

future needs, capital project planning, budget estimates, and other elements required to provide a complete and compressive document.

Mr. Kopp said City staff prepared a Request for Qualifications, which was advertised according to the statutory requirements. Three Statements of Qualifications (SOQ) were received. A selection committee evaluated the SOQs, and in-person interviews were held. The committee selected Sunrise Engineering, LLC. He said Sunrise Engineering was a recognized leader in the Arizona market. They recently completed master plans in Casa Grande, Kingman, and Queen Creek.

Mr. Kopp said staff recommended awarding Sunrise Engineering LLC the contract for the Wastewater Facilities Master Plan, City of Show Low Project No. S-4724, in an amount not to exceed \$198,500.00.

**COUNCILMAN ADAMS MOVED TO AWARD THE CONTRACT FOR WASTEWATER FACILITIES MASTER PLAN, CITY OF SHOW LOW PROJECT NO. S-4724 TO SUNRISE ENGINEERING LLC, IN AN AMOUNT NOT TO EXCEED \$198,500.00; SECONDED BY COUNCILMAN HATCH; PASSED 7 TO 0 WITH MAYOR LEECH, VICE MAYOR KAKAVAS, COUNCILMAN ADAMS, COUNCILMAN CLARK, COUNCILMAN HATCH, COUNCILMAN JUDD, COUNCILMAN WHIPPLE VOTING IN FAVOR.**

- I. Consideration of Award of Construction Contract for 12-Inch Slipline Installation, City of Show Low Project No. FM-6824 (Bill Kopp)

Mr. Kopp said the 2024 City of Show Low Budget included funding for installing a liner pipe inside an existing 30-inch pipe. The purpose of the project was to repair the existing leaking pipe that was constructed in the 1950s. The work included installing approximately 4,100 linear feet of heat-fused SDR11 PE100 pipe in an existing 30-inch concrete pipe. The existing 30-inch carrier pipe alignment had a single deflection angle point of approximately 28 degrees, located approximately 2,470 linear feet from the lake intake. He said the carrier pipe ran from the intake pump facility at Show Low Lake and extended to the outfall at an existing irrigation canal. Upon award of the contract, the contractor was required to provide a work plan detailing the receiving pits' location and engineering/manufacturer calculations showing the pull lengths. The contractor would also provide the pipe terminations at the intake and outfall per the project specifications. All work would be performed within the existing easements.

Mr. Kopp said city staff prepared a request for bids. The request was advertised according to the statutory requirements. Four bids were received as follows:

| <u>Contractor</u>                      | <u>Total</u> |
|----------------------------------------|--------------|
| Apache Underground and Excavation, LLC | \$252,800.00 |
| Conco Concrete Specialists, LLC        | \$329,000.00 |
| Hylan West, Inc.                       | \$342,655.88 |
| R Blume Underground, Inc.              | \$369,671.48 |

Mr. Kopp said staff recommended awarding the construction contract for the 12-inch Slipline Installation, City of Show Low Project No. FM-6824 to Apache Underground and Excavating, LLC, in an amount not to exceed \$252,800.00.

Vice Mayor Kakavas asked if any earthwork would be done with this project. Mr. Kopp said there would be receiving pits, a pretty deep excavation at the outfall end where the pipe went into the irrigation ditch, and another excavation where the pipe work connected at the pump station at the end of the lake.

Vice Mayor Kakavas asked if the staff was concerned about the need for blasting or rocks. Mr. Kopp said no because there would not be any rock in those areas because everywhere that digging was needed had already been excavated for the original installation.

**COUNCILMAN WHIPPLE MOVED TO AWARD THE CONSTRUCTION CONTRACT FOR THE 12-INCH SLIPLINE INSTALLATION, CITY OF SHOW LOW PROJECT NO. FM-6824 TO APACHE UNDERGROUND AND EXCAVATING, LLC IN AN AMOUNT NOT TO EXCEED \$252,800.00; SECONDED BY COUNCILMAN HATCH; PASSED 7 TO 0 WITH MAYOR LEECH, VICE MAYOR KAKAVAS, COUNCILMAN ADAMS, COUNCILMAN CLARK, COUNCILMAN HATCH, COUNCILMAN JUDD, COUNCILMAN WHIPPLE VOTING IN FAVOR.**

9. **SUMMARY OF CURRENT EVENTS:**

A. Council Members

Councilman Whipple reminded everyone that Show Low High School Graduation was May 23 and to avoid Old Linden to avoid getting tied up in traffic.

B. Mayor

Mayor Leech said everyone did a fantastic job with the City's anniversary celebration and BBQ Throwdown this past weekend.

C. City Manager

Mr. Brown said the City's annual Project Clean Sweep would kick off next week. Show Low residents could dump green waste for free for two weeks at Dirty Deeds Green Waste at 890 Cinder Pit Road, from May 13 to May 18 and May 20 to May 25. Other services through Project Clean Sweep would start in June.

Mr. Brown said that in public works projects, the City's contractor completed work on the City Park Waterline Replacement project, and the City was waiting for the final bollard installation. Concrete curbing was mostly installed at the Nikolaus Park and Mills Parking project, and crews would return next week to finish the curb and sidewalk. Work continued at the Pickle Ball courts, with

crews putting coatings on the courts, and the restroom block will start soon. He thanked the citizens for their patience as improvements were made around the City.

10. **SCHEDULE OF MEETINGS:**

Scheduling of meetings, which may be brought up at this time.

None.

11. **ADJOURNMENT:**

There being no further business to be brought before the Council, **MAYOR LEECH ADJOURNED THE REGULAR MEETING OF THE SHOW LOW CITY COUNCIL OF MAY 7, 2024, AT 8:05 P.M.**

ATTEST:

APPROVED:

\_\_\_\_\_  
Rachael Hall, City Clerk

\_\_\_\_\_  
John Leech, Jr., Mayor

**CERTIFICATION**

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Meeting of the City Council of Show Low held on May 7, 2024. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Rachael Hall, City Clerk

**City of Show Low  
STAFF SUMMARY REPORT**

**AGENDA TITLE:** **\*AMENDED\*** Consideration of Adoption of Resolution No. R2024-16 Approving Submitting Application for Arizona State Parks Land and Water Conservation Fund and Authorizing Signature for Approval of Sponsor Agreement (Shannon Adams)

**RECOMMENDATION**

I **MOVE** to adopt Resolution No. R2024-16 authorizing the submission of Arizona State Parks Land and Water Conservation Fund grant application for the development of Timothy McKay Memorial Park located at 361 East Old Linden Road, Show Low, Arizona, and authorize the Mayor to sign the project sponsor agreement certifying the availability of up to \$867,757.50 in matching funds, with an estimated project cost of \$1,735,515.

**BACKGROUND**

In 2022, the Council adopted Resolution No. R2022-23, naming the City-owned property, known as A.P. No. 210-18-015B, Timothy McKay Memorial Park. The design of the park was completed with direction from the Council and input from the Parks and Recreation Advisory Committee.

In March 2024, the City submitted a pre-application to Arizona State Parks (ASP) for a Land and Water Conservation Fund (LWCF) grant to develop Timothy McKay Memorial Park on Old Linden Road. ASP approved the LWCF pre-application on April 19, 2024, which authorized the City to submit a formal LWCF grant application for project construction.

The total estimated cost of the project is \$1,735,515.00. The maximum grant funding available from the ASP Land and Water Conservation Fund is \$1,000,000.00. A 50% City match is required for the project, which can be comprised of cash, donated labor, materials, services, and/or equipment. The ASP application requires the City to certify, by resolution, the approval of the application, signature authorization, the availability of local matching funds, and authorization to sign the project sponsor agreement.

Staff recommends submitting a grant application to Arizona State Parks Land and Water Conservation Fund for the development of Timothy McKay Memorial Park located at 361 East Old Linden Road, Show Low, Arizona, and authorization to sign the project sponsor agreement certifying the availability of up to \$867,757.50 in matching funds, and authorizing the signing of the project sponsor agreement certifying the availability of up to \$867,757.50 in matching funds.

**ATTACHMENTS**

1. Project Certification
2. Resolution No. R2024-16

## FISCAL IMPACT

**AMENDED**: Anticipated cost: \$1,735,515.00

Funding source (account no.): 22-445-495-7310-2443/4452443 (Timothy McKay Park)

### **PROJECT CERTIFICATION/LEGAL AUTHORITY TO APPLY**

This is to certify that the Show Low City Council hereby authorizes City Manager, Ed Muder to make application for financial assistance under the provisions of the Land and Water Conservation Fund Act, Public Law 88-578 for development of Timothy McKay Memorial Park.

This further certifies that the Show Low City Council is familiar with the terms and conditions of the Land and Water Conservation Fund Project and hereby authorizes Morgan Brown, City Manager to enter into said agreement between the City of Show Low and the State of Arizona upon federal approval of the above identified project.

This further certifies that the City of Show Low has been legally constituted and is responsible for planning and carrying out the municipal recreation program, and the continued operation and maintenance of this completed project in accordance with the terms and conditions of the Land and Water Conservation Fund Project Agreement. The City of Show Low was incorporated in 1953 and has an established Parks and Recreation Department that maintains a budget for the operations and maintenance of all municipal parks.

\_\_\_\_\_  
Morgan Brown, City Manager

Date:\_\_\_\_\_

## **CITY OF SHOW LOW RESOLUTION NO. R2024-16**

### **A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF SHOW LOW, ARIZONA, AUTHORIZING SUBMITTING AN APPLICATION FOR ARIZONA STATE PARKS, LAND AND WATER CONSERVATION FUND FOR THE DEVELOPMENT OF TIMOTHY MCKAY MEMORIAL PARK**

#### **RECITALS:**

**WHEREAS**, the Congress of the United States has authorized the Land and Water Conservation Fund (LWCF) as a federal-aid assistance program in the acquisition and/or development of public outdoor recreation facilities, and these funds are available to eligible project sponsors for acquiring lands and developing recreational facilities for public purposes; and

**WHEREAS**, Arizona State Parks (Parks) is responsible for the administration of the Statewide LWCF program within the State, setting up necessary rules and procedures governing application by eligible project sponsors under the program; and

**WHEREAS**, said adopted procedures established by Parks require the project sponsor to certify by resolution the approval of applications, signature authorization, the availability of local matching funds (if applicable), and authorization to sign a Project Agreement with the Parks prior to submission of said applications to the Parks; and

#### **ENACTMENT:**

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the City of Show Low, Arizona, hereby:

1. Approves the filing of an application for Land and Water Conservation Fund assistance, and
2. Certifies that the application is consistent and compatible with all adopted plans and programs for the acquisition and/or development of public outdoor recreational facilities; and
3. Agrees to comply with all appropriate procedures, guidelines, and requirements established by the Parks as a part of the application process; and
4. Certifies that Project Sponsor will comply with all appropriate state and federal regulations, policies, guidelines, and requirements as they relate to the application; and
5. If applicable, certifies that Project Sponsor has matching funds, and

6. Appoints the agent listed below as agent for the Council of the City of Show Low, Arizona, to conduct all negotiations, execute and submit all documents including, but not limited to, applications, agreements, amendments, billing statements, and so on which may be necessary for the completion of the aforementioned project.

**BE IT FURTHER RESOLVED** authorizing the Mayor to sign said grant application.

**PASSED AND ADOPTED** this 21st day of May, 2024, by the Mayor and Council of the City of Show Low, Arizona.

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John Leech, Jr., Mayor

ATTEST:

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Rachael Hall, City Clerk

APPROVED AS TO FORM:

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Anna M. Atencio, City Attorney