

NOTICE OF THE REGULAR AND POSSIBLE EXECUTIVE SESSION OF THE CHINO VALLEY TOWN COUNCIL

**JANUARY 25, 2011
6:00 P.M.**

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Chino Valley Town Council and to the general public that the Chino Valley Town Council will hold a Regular Meeting open to the public on **Tuesday, January 25, 2011 at 6:00 p.m.** in the Chino Valley Council Chambers, located at 202 N. State Route 89, Chino Valley, Arizona. Members of the Town Council will attend either in person or by telephone conference call. As indicated in the agenda, the Chino Valley Town Council may vote to go into Executive Session, which will not be open to the public, to discuss certain matters.

RULES FOR ADDRESSING THE COUNCIL – AMENDED MAY 13, 2010

It is the Council's desire to hear public comment on agenda items. Because it is important to maintain order during the meeting, please adhere to the following rules of order if you wish to speak:

- 1) Members of the public wishing to speak must be first recognized by the Chairman.
- 2) Please state your name and whether or not you are a Town resident in an audible tone for the record.
- 3) TIME LIMIT: 3 MINUTES PER PERSON.
- 4) Remarks shall be limited to the agenda item under consideration.
- 5) All remarks shall be directed to the Mayor and to any or all members of the Council.
- 6) A person wishing to make a presentation that exceeds the three-minute time limit should make such a request of the Town Clerk prior to the meeting.
- 7) Members of the public are expected to observe rules of propriety and decorum.
- 8) Speakers shall not discuss employee performance, employee evaluations, or employee health, family or personal matters.

The **Agenda** for the meeting is as follows:

- 1) **Call to Order, Invocation; Pledge of Allegiance; Roll Call.**
- 2) **Introductions, Presentations and Proclamations**
 - 2a) Recognition of Eric Woods for 2.5 years of service on the **Parks & Recreation Advisory Board.**
 - 2b) Presentation of 2010 **Arizona Youth Services Librarian of the Year** award to Youth Librarian Darlene Westcott.

- 2c) **Chamber Update** by Ab Jackson, Chief Executive Officer, Chino Valley Area Chamber of Commerce.

3) **Call to the Public**

Call to the Public is an opportunity for the public to address the Council concerning a subject that is not on the agenda. Public comment is encouraged. At the conclusion of an open call to the public, individual members of the Council may respond to those who have addressed the Council, may ask staff to review a matter or may ask that a matter be put on a future agenda. However, members of the Council shall not discuss or take legal action on matters raised during an open Call to the Public unless the matters are properly noticed for discussion and legal action.

Individuals are limited to speak for three (3) minutes. The total time for Call to the Public may be up to 30 minutes per meeting.

4) **Mayor/Council/Manager Report**

This item is for information only. Presentation on information requested by the Mayor and Town Council will be made and questions answered. No action will be taken.

- 4a) Report by Town Engineer Ron Gritman regarding status of the **Improvement Districts** initiative.

Consent Agenda

All those items listed below may be enacted by one motion and approved as consent agenda items. Any item may be removed from the consent agenda and considered separately if a member of the Council so requests.

- 5) Accept resignation of Eric Woods from the **Parks & Recreation Advisory Board**, effective January 4, 2011.
- 6) Approve Professional Services Agreement with Mr. Paul Wenbert of **PW Consulting Services** for an organizational assessment of the Parks & Recreation Department, for an amount not to exceed \$5,500.00 plus travel expenses. As a budget transfer will be required to facilitate this expenditure, staff recommends a transfer from available non-departmental budget to the Recreation and Parks budgets.

Staff recommended motion: Move to accept Consent Agenda items 5 and 6.

Action Items

- 7) Discussion and possible action relative to the development of a contract between the Town of Chino Valley and Dava Hoffman, **Dava & Associates** to update the

Town's General Plan and develop an Economic Development Strategy for the Town. As the process to update the Town's General Plan will span several fiscal years, funding will be determined as a part of drafting the contract for services.

Staff recommended motion: Move to direct staff to complete a "Contract for Services" between the Town of Chino Valley and Dava & Associates and present the documentation to the Mayor and Council on an agenda in the near future.

- 8) Adopt **Resolution No. 10-949**, amending Resolution No. 10-946, **Call of Election** for Spring 2011, designating election date, purpose of election, and deadline for voter registration. Funds to come from Town Clerk budget, election costs expenditure line item in the General Fund.

Staff recommended motion: Move to adopt Resolution No. 10-949, amending Resolution No. 10-946, Call of Election for Spring 2011.

- 9) Re-appoint Garland Miner and Florence Sloan, and appoint Charles (Chuck) Merritt and Francia Sparynski to the **Planning and Zoning Commission** with terms ending January 31, 2014.

Staff recommended motion: Move to re-appoint Garland Miner and Florence Sloan, and appoint Charles (Chuck) Merritt and Francia Sparynski to the Planning and Zoning Commission with terms ending January 31, 2014.

- 10a) Council may vote to hold an **executive session** pursuant to A.R.S. § 38-431.03(A)(3) and (4) to obtain legal advice and to consider its position and, if so determined, to instruct its attorneys regarding the claim pending against the City of Prescott for sales taxes related to the transport of water in, about or through the Town of Chino Valley.

- 10b) Possible action regarding the claim pending against the City of Prescott for **sales taxes** related to the transport of water in, about or through the Town of Chino Valley.

Staff recommended motion: To be determined per Council discussion.

- 11a) Council may vote to hold an **executive session** pursuant to A.R.S. § 38-431.03(A)(3) and (A)(4) for the purpose of discussion and consultation with its attorneys and staff to obtain legal advice and to consider its position and instruct its attorneys and staff regarding the Construction Manager at Risk / Construction Services Contract with Fann Contracting, Inc., including issues related to contractual rights and obligations in connection with enforcement, repayment, and contract buy-out.

- 11b) Possible action regarding the Construction Manager at Risk / Construction Services Contract with **Fann Contracting**, Inc.

Staff recommended motion: To be determined per Council discussion.

12a) Council may vote to hold an **executive session** pursuant to A.R.S. § 38-431.03 (A)(3) and (A)(4) to obtain legal advice, consider its position and instruct its attorneys and/or staff regarding exchanging reimbursement of certain costs of drilling a new well for obligations that Granite Investment and Development has to improve the Highlands Ranch well and certain other items under the Development Agreement with Meadow Ridge Ranch, LLC and as that agreement was since amended and clarified, and issues regarding reimbursement for water lines installed for the Town.

12b) Possible action regarding negotiations for a contract between the Town and **Granite Investment and Development**.

Staff recommended motion: To be determined per Council discussion.

13) Adjournment.

Dated this 19th day of January, 2011.

By: _____
Jami C. Lewis, Town Clerk

The Town of Chino Valley endeavors to make all public meetings accessible to persons with disabilities. Please call 636-2646 (voice) or 636-1787 (TDD) 48 hours prior to the meeting to request a reasonable accommodation to participate in this meeting. Supporting documentation and staff reports furnished to the Council with this agenda are available for review on the Town website at <http://www.chinoaz.net/clerk/townagenda.shtml>, and in the Public Library and Town Clerk's Office.