

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

**FEBRUARY 22, 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, February 22, 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) Recognize Curtis Skousen for 4 years of service and Dorothy Schmidt for 3.5 years on the **Planning and Zoning Commission**.

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.

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) Appoint Joseph Abbate to the **Parks and Recreation Advisory Board** to fill a position vacated by resignation with term ending June 30, 2011.
- 6) Adopt **Resolution No. 11-952** creating the Chino Valley **Transit Advisory Committee** to advise Mayor and Council regarding services and policies applicable to the public transit system.
- 7) Authorize staff to encumber legal fees in the amount of \$14,566.44 relative to the Court challenge on **Referendum** No. REF 10-01. Funds to come from non-departmental legal services expenditure line in the General Fund.

Staff recommended motion: Move to accept Consent Agenda items 5-7.

Action Items

- 8) Approve Professional Services Agreement with **BMA Architects**, Planners & Landscape Architects, LLC, for \$4,800.00 plus expenses in an amount not to exceed \$5,300.00 to provide Master Planning services for the Town's South Campus site, consisting of approximately 4.85 acres and located at 202 N. State Route 89, as well as including the approximately 0.5 acre adjacent parcel addressed as 238 N. State Route 89, which includes the Chino Valley Fire District's metal and modular buildings. Funds to come from General Government

Impact Fee Fund, to be disbursed from General Government Impact Fees Projects line item.

Staff recommended motion: (a) Move to approve Professional Services Agreement with BMA Architect, Planners & Landscape Architects, LLC, for \$4,800.00 plus expenses in an amount not to exceed \$5,300.00 to provide Master Planning services for the South Campus site, as well as the approximately 0.5 acre adjacent parcel owned by the Chino Valley Fire District. (b) Direct staff to initiate discussion with BMA Architects to develop a proposal on how to best utilize the vacant office space at Town Hall, which would not be scheduled until the beginning of the next fiscal year.

- 9) Discussion and possible action regarding Town representation during Yavapai County's **Comprehensive Plan** update process.

Staff recommended motion: To be determined per Council discussion.

- 10) Approve October 28, 2010 Regular Meeting **minutes**. (Absent: Councilmember Baker)

Staff recommended motion: Move to approve October 28, 2010 minutes.

- 11) Approve November 9, 2010 Regular Meeting **minutes**. (Absent: Councilmember Baker)

Staff recommended motion: Move to approve November 9, 2010 minutes.

- 12) Approve December 7, 2010 Study Session **minutes**. (Absent: Councilmembers Baker and Moore)

Staff recommended motion: Move to approve December 7, 2010 minutes.

- 13a) 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.

- 13b) 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.

- 14) 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 from its attorneys and to consider its position and instruct its attorneys regarding pending and potential water resource contract negotiations.

15) Adjournment.

Dated this 16th day of February, 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.