Town of Chino Valley

MEETING NOTICE
TOWN COUNCIL

REGULAR MEETING
Tuesday, February 26, 2013
6:00 P.M.

Council Chambers
202 N. State Route 89
Chino Valley, Arizona

AGENDA

1) CALL TO ORDER, INVOCATION; PLEDGE OF ALLEGIANCE; ROLL CALL

2) INTRODUCTIONS, PRESENTATIONS, AND PROCLAMATIONS

a) Proclamation declaring March 20, 2013 as "Arizona Gives Day," sponsored by West Yavapai Guidance Clinic Foundation.

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. 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. Council action taken as a result of public comment will be limited to directing staff to study the matter, scheduling the matter for further consideration and decision at a later date, or responding to speaker remarks.

4) RESPONSE TO THE PUBLIC

Response to the Public is an opportunity for the Mayor to inform the public about how Town officials addressed matters raised during Call to the Public at a previous meeting.

5) CURRENT EVENT SUMMARIES AND REPORTS

This item is for information only. The Mayor, any Councilmember, or Town Manager may present a brief summary or report of current events, or ask a staff member to provide the same. Presentation on information requested by the Mayor and Council will be made and questions answered. No action will be taken.

a) Presentation regarding Proposition 424 "Alternative Expenditure Limitation - Home Rule Option." (Joe Duffy, Finance Director)

6) CONSENT AGENDA

All those items listed below are considered to be routine and may be enacted by one motion. Any Councilmember may request to remove an item from the Consent Agenda to be considered and discussed separately.

a) Consideration and possible action to approve the January 31, 2013 Joint Study Session minutes. (Jami Lewis, Town Clerk)

b) Consideration and possible action to approve the February 5, 2013 Special Meeting minutes. (Jami Lewis, Town Clerk)

c) Consideration and possible action to appoint Robert McCaullay to the Planning and Zoning Commission for a three-year term starting February 1, 2013. (Council Appointments Committee)

d) Consideration and possible action to approve Amendment Number 2 to the Police Officer's Association Memorandum of Understanding with the Town of Chino Valley, effective January 1, 2013. (Cecilia Watts, General Services Director)

e) Consideration and possible action to approve Change Order Number 1 to the Professional Services Agreement with Economists.com dated June 12, 2012, in the amount of $1,750, with $875 to come from the Water Fund rate study line, and $875 to come from the Sewer Fund rate study line. (Ron Grittman, Public Works Director)

7) ACTION ITEMS

a) Consideration and possible action to adopt Resolution No. 13-1006 declaring as a public record that certain document filed with the Town Clerk entitled "2013 Changes to Article IV - Privilege Taxes, of the Tax Code of the Town of Chino Valley;" adopt Ordinance No. 13-765 adopting the same by reference; and amend the Chino Valley Tax Code by increasing the Town of Chino Valley's Transaction Privilege Tax (Sales Tax) rate for certain taxable items from three percent (3%) to four percent (4%), to be effective June 1, 2013. (Joe Duffy, Finance Director)

Recommended Action: Adopt Resolution No. 13-1006 declaring as a public record that certain document filed with the Town Clerk entitled "2013 Changes to Article IV - Privilege Taxes, of the Tax Code of the Town of Chino Valley;" adopt Ordinance No. 13-765 adopting the same by reference; and amend the Chino Valley Tax Code by increasing the Town of Chino Valley's Transaction Privilege Tax (Sales Tax) rate for certain taxable items from three percent (3%) to four percent (4%), to be effective June 1, 2013.

b) Consideration and possible action to extend the existing month-to-month lease for the Food Bank an additional four months. (Robert Smith, Town Manager)

Recommended Action: Approve a four month extension to the existing, month-to-month lease for the Food Bank.

c) Consideration and possible action to approve Proposal and Contract with Circle C Construction, in the amount of $12,220.30, plus an additional $500 for design drawings, to enclose an approximately 98 square foot portion at the southeast corner of the South Campus Town Hall facility. Funds to come from Contingency. (Jami Lewis, Town Clerk; Ron Grittman, Town Engineer)

Recommended Action: Approve Circle C Construction Proposal and Contract and Exhibit "A" thereto, in the amount of $12,220.30, plus an additional $500 for design drawings, with the added stipulation that Circle C must demonstrate proof of adequate comprehensive general liability insurance coverage naming the Town as an additional insured and must demonstrate proof of adequate workers compensation insurance coverage in accordance with applicable laws, prior to commencement of work.

d) Consideration and possible action to authorize the Mayor and Council to sign a joint letter with other municipal leaders to Senator John McCain with regard to the F-35 training program. (Mayor Marley)

Recommended Action: Authorize the Mayor and Council to sign a joint letter to Senator John McCain with regard to the F-35 training program.

e) Consideration and possible action to authorize the Mayor to sign a Resolution of Support for HB 2338 with regard to Regional Water Augmentation Authorities. (Mayor Marley)

Recommended Action: To be determined per Council discussion.

f) Consideration and possible action to authorize the Mayor to sign a letter on behalf of the Council to the State Legislature with regard to the recommendations made in the final report by the Governor's TPT Simplification Task Force. (Vice-Mayor Tenney)

Recommended Action: To be determined per Council discussion.

g) Consideration and possible action regarding Council sponsorship of a booth in the amount of $200, and participation in the annual Chino Valley Area Chamber of Commerce Health and Business Expo on April 20, 2013. Funds to come from Mayor and Council public relations line. (Jami Lewis, Town Clerk)

Recommended Action: To be determined per Council discussion.

h) Consideration and possible action with regard to the Town obtaining a Platinum Sponsorship with the Chino Valley Area Chamber of Commerce in the amount of $2,500. Funds to come from Mayor and Council public relations line. (Mayor Marley)

Recommended Action: To be determined per Council discussion.

8) EXECUTIVE SESSION

Council may vote to go into executive session, which will not be open to the public, for legal advice and discussion with the Town's attorneys on any of the above agenda items pursuant to A.R.S. § 38-431.03(A)(3).

a) Council may vote to hold an executive session pursuant to Arizona Revised Statutes § 38-431.01(A)(3), discussion or consultation for legal advice with the attorney or attorneys of the public body, and/or § 38-431.01(A)(4), discussion or consultation with the attorneys of the public body in order to consider its position and instruct its attorneys regarding the public body's position regarding a pre-annexation development agreement that is the subject of pending litigation,*Cortez Enterprises v. Town of Chino Valley* , CV 2006-1407, Yavapai County Superior Court, including but not limited to the Oct 10, 2012 mediation. (Mayor Marley)

b) Council may vote to hold an executive session pursuant to A.R.S. §§ 38-431.03(A)(1) to discuss the employment, assignment, appointment, promotion, demotion, dismissal, and/or salaries of the office of town attorney. (Mayor Marley)

c) Consideration and possible action regarding town attorney appointment.

9) ADJOURNMENT

Dated this 22nd day of February, 2013.

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.

CERTIFICATION OF POSTING

The undersigned hereby certifies that a copy of this notice was duly posted at Chino Valley South Campus, Chino Valley Post Office, and Chino Valley North Campus in accordance with the statement filed by the Town Council with the Town Clerk.

Date:_____ Time:_____ By:_____
Jami C. Lewis, Town Clerk