

MINUTES OF THE REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF CHINO VALLEY

**TUESDAY, MARCH 24, 2020
6:00 P.M.**

The Town Council of the Town of Chino Valley met for a Regular Meeting in the Chino Valley Council Chambers, located at 202 N. State Route 89, Chino Valley, Arizona, on Tuesday, March 24, 2020.

Present: Mayor Darryl Croft; Vice-Mayor Jack Miller; Councilmember Mike Best; Councilmember Cloyce Kelly; Councilmember Corey Mendoza; Councilmember Annie Perkins; Councilmember Lon Turner

Staff Present: Finance Director (Acting Town Manager) Joe Duffy; Town Attorney Andrew McGuire (remotely); Police Officer Fernando Silva (Sergeant-at-Arms); IT Manager Spencer Guest (videographer); Deputy Town Clerk Erin Deskins (recorder)

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

Mayor Croft explained the Council Agenda had been changed due to the Statewide mandate of social distancing from the COVID-19 pandemic.

2) INTRODUCTIONS, PRESENTATIONS, AND PROCLAMATIONS

a) Proclamation supporting the Census 2020.

Mayor Croft explained he would not be reading the proclamation, which stated the Town supported the 2020 Census. All members of the Council had read the proclamation, which was also available to the public on the Town Website.

3) *CALL TO THE PUBLIC*

Call to the Public is an opportunity for the public to address the Council on any issue within the jurisdiction of the Council 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 criticism.

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. If listed below, there may also be a presentation on information requested by the Mayor and Council and questions may be answered. No action will be taken.

- a) Status reports by Mayor and Council regarding current events.
- b) Status report by Town Manager Cecilia Grittmann regarding Town accomplishments, and current or upcoming projects.

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.

MOVED by Vice-Mayor Jack Miller, seconded by Councilmember Cloyce Kelly to approve the Consent Agenda, Items 6 a, b, and c as written.

AYE: Mayor Darryl Croft, Vice-Mayor Jack Miller, Councilmember Mike Best,
Councilmember Cloyce Kelly, Councilmember Corey Mendoza, Councilmember
Annie Perkins, Councilmember Lon Turner

7 - 0 PASSED - Unanimously

- a) Consideration and possible action to adopt Resolution No. 2020-1157, declaring a local emergency and coordinating emergency operations to mitigate the effects of the coronavirus on the Town. (Mayor Croft)
- b) Consideration and possible action to approve a Conditional Use Permit to allow the construction and placement of a freestanding electronic message center sign for Burger King. (Will Dingee, Assistant Planner)
- c) Consideration and possible action to approve the February 25, 2020, regular meeting minutes. (Jami Lewis, Town Clerk)

7) ACTION ITEMS

The Council may vote to recess the public meeting and hold an Executive Session on any item on this agenda pursuant to A.R.S. § 38-431.03(A)(3) for the purpose of discussion or consultation for legal advice with the Town Attorney. Executive sessions are not open to the public and no action may be taken in executive session.

- a) Public Hearing regarding Resolution No.2020-1153 proposing an alternative expenditure limitation and referring it to the voters of the Town of Chino Valley. (Joe Duffy, Finance Director)

Recommended Action: Hold Public Hearing.

Mr. Duffy presented the following:

- There would be an alternate expenditure limitation election on August 4, 2020.
- This was done by the Town every four years.
- The alternate expenditure limitation would decide whether the Town would use the State formula that limited what the Town could spend or if Town Council could determine how much they could spend.
- In 1980 the Arizona voters approved the Constitutional Amendment that prescribed an expenditure limitation for each county, city, town and community college district. The purpose of which was to control expenditures and limit future increases in spending.
- The Town was under the State imposed expenditure limitation until 1985, when the citizens of Town voted to approve the Alternate Expenditure Limitation or Home Rule Option. The Town's citizens have continued to vote for the Home Rule Option every four years since the first vote.
- The current option expires June 2021.
- There were three main options for the expenditure limitation:
 - State Limit
 - Permanent Base Adjustment, which allows the Town to permanently change the State's amount that is used to calculate the expenditure limit. The Arizona League of Cities and Towns was recommending this option be used and several cities were now using that option. The Town should consider this option in the future.
 - Home Rule (Recommended Option) allows the Town to set its expenditure limitation based upon the projected revenues and expenses each budget year. The town has operated under "Home Rule" since 1985.
- Currently, 19 cities were using the State Limit option, 33 were using the Permanent Base Adjustment, and 45 were using the Home Rule option.
- Staff reviewed the formula used for the State Imposed Expenditure. This formula did not work for Town because when it was originally implemented, the Town was very small. This option did not account for the growth of Town, which resulted in 58% of the Town's revenue being unusable for expenditures on infrastructure and services.
- Under the Home Rule option, there was \$23 million the Town could use for things like water and sewer, debt service, public safety and general government services.
- The ballot measure would be asking voters who they wanted to control the Town's future, the State or the Town. A yes vote would allow the Town to set the spending cap based on actual revenue and a no vote would require the Town to set its spending cap based on the State formula for two years before it could be voted on again.
- Information was available through the Town's website, brochures and Town mailer. There was a video podcast on the website and the Cable Channel 57.

MOVED by Vice-Mayor Jack Miller, seconded by Councilmember Mike Best To open the public hearing to Resolution No.2020-1153.

AYE: Mayor Darryl Croft, Vice-Mayor Jack Miller, Councilmember Mike Best, Councilmember Cloyce Kelly, Councilmember Corey Mendoza, Councilmember Annie Perkins, Councilmember Lon Turner

7 - 0 PASSED - Unanimously

Staff gave directions to the public members listening by phone on how to make a public statement.

No one from the public spoke.

MOVED by Vice-Mayor Jack Miller, seconded by Councilmember Cloyce Kelly to close the public hearing.

AYE: Mayor Darryl Croft, Vice-Mayor Jack Miller, Councilmember Mike Best, Councilmember Cloyce Kelly, Councilmember Corey Mendoza, Councilmember Annie Perkins, Councilmember Lon Turner

7 - 0 PASSED - Unanimously

Pursuant to state law, Council will recess the Regular Meeting and hold a Special Meeting to vote on the proposed Alteration Expenditure Limitation Resolution.

Mayor Croft recessed the regular meeting at 6:12 p.m.

MOVED by Vice-Mayor Jack Miller, seconded by Councilmember Cloyce Kelly to recess the regular meeting and go into a Special Meeting.

AYE: Mayor Darryl Croft, Vice-Mayor Jack Miller, Councilmember Mike Best, Councilmember Cloyce Kelly, Councilmember Corey Mendoza, Councilmember Annie Perkins, Councilmember Lon Turner

7 - 0 PASSED - Unanimously

**SPECIAL MEETING
TUESDAY, MARCH 24, 2020
6:00 P.M.**

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

AGENDA

1) CALL TO ORDER; ROLL CALL

Mayor Croft called the meeting to order at 6:12 p.m.

2) Consideration and possible action to adopt Resolution No. 2020-1153, proposing an alternative expenditure limitation and referring the matter to the voters of Chino Valley on the August 4, 2020, primary election ballot. (Joe Duffy, Finance Director)

Recommended Action: Adopt Resolution No. 2020-1153, proposing an alternative expenditure limitation and referring the matter to the voters of Chino Valley on the August 4, 2020, primary election ballot.

MOVED by Vice-Mayor Jack Miller, seconded by Councilmember Cloyce Kelly to adopt Resolution No. 2020-1153, proposing an alternative expenditure limitation and referring the matter to the voters of Chino Valley on the August 4, 2020, primary election ballot.

AYE: Mayor Darryl Croft, Vice-Mayor Jack Miller, Councilmember Mike Best,
Councilmember Cloyce Kelly, Councilmember Corey Mendoza, Councilmember
Annie Perkins, Councilmember Lon Turner

7 - 0 PASSED - Unanimously

3) ADJOURNMENT

MOVED by Vice-Mayor Jack Miller, seconded by Councilmember Cloyce Kelly to adjourn the Special meeting and resume Regular Meeting.

AYE: Mayor Darryl Croft, Vice-Mayor Jack Miller, Councilmember Mike Best,
Councilmember Cloyce Kelly, Councilmember Corey Mendoza, Councilmember
Annie Perkins, Councilmember Lon Turner

7 - 0 PASSED - Unanimously

REGULAR MEETING RESUMED

Mayor Croft reconvened the regular meeting at 6:13 p.m.

After the Special Meeting, Council will reconvene the Regular Meeting.

7) ACTION ITEMS RESUMED

- b)** Consideration and possible action to adopt Resolution No. 2020-1156, approving a Call of Election for Fall 2020, designating election date, purpose of election, deadline for voter registration, and location and deadline for candidates to file nomination papers.(Jami Lewis, Town Clerk)

Recommended Action: Adopt Resolution No. 2020-1156, approving a Call of Election for Fall 2020.

MOVED by Vice-Mayor Jack Miller, seconded by Councilmember Cloyce Kelly to adopt Resolution No. 2020-1156, approving a Call of Election for Fall 2020.

AYE: Mayor Darryl Croft, Vice-Mayor Jack Miller, Councilmember Mike Best,
Councilmember Cloyce Kelly, Councilmember Corey Mendoza, Councilmember
Annie Perkins, Councilmember Lon Turner

7 - 0 PASSED - Unanimously

8) **EXECUTIVE SESSION**

Council may vote to recess the Regular Meeting and hold an executive session, which will not be open to the public, for the following purposes.

9) **ACTION ITEMS RESUMED**

After the Executive Session, Council will reconvene the Regular Meeting.

10) **ADJOURNMENT**

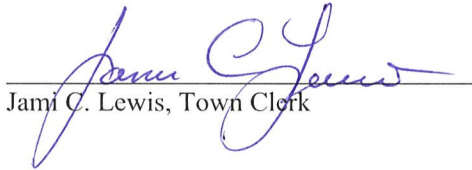
MOVED by Councilmember Lon Turner, seconded by Vice-Mayor Jack Miller to adjourn the meeting at 6:16 p.m.

AYE: Mayor Darryl Croft, Vice-Mayor Jack Miller, Councilmember Mike Best,
Councilmember Cloyce Kelly, Councilmember Corey Mendoza, Councilmember
Annie Perkins, Councilmember Lon Turner

7 - 0 PASSED - Unanimously


Darryl L. Croft, Mayor

ATTEST:


Jami C. Lewis, Town Clerk

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Meeting of the Town Council of the Town of Chino Valley, Arizona held on the 24th day of March, 2020. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 12th day of May, 2020.


Jami C. Lewis, Town Clerk