Town of Chino Valley

MEETING NOTICE
TOWN COUNCIL

REGULAR MEETING
Tuesday, April 28, 2015
6:00 P.M.

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

AGENDA

A D D E N D U M - 4/28/15

Item 7b) *REPLACES Ordinance No. 15-795 - reformatting changes only*

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

2) INTRODUCTIONS, PRESENTATIONS, AND PROCLAMATIONS

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 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.

a) Announcement of protest by tri-city veterans.

b) Suggestion to time-stamp agenda amendments.

c) Request for letter of support for Yavapai Regional Transit.

d) Suggestion for Council to prioritize items and listen to each other.

e) Complaint regarding incident with area business owner and Town employees.

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) Status reports by Mayor and Council regarding current events.

b) Status report by Town Manager Robert Smith regarding Town accomplishments, and current or upcoming projects.

c) Report regarding five grant applications for Sagan University for five pass-through grants. (Cecilia Grittman, Assistant Town Manager)

d) Presentation regarding Court Services. (Cecilia Grittman, Assistant Town Manager)

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 Ordinance No. 15-796, regarding Council Procedures for Addressing Code of Ethics Violations, ratifying Council's approval of the Procedures at its April 14, 2015 meeting, and adopting the Procedures as new Town Code Section 35.05. (Phyllis Smiley, Town Attorney)

Recommended Action: Approve Ordinance No. 15-796 amending Town Code Title III Administration, Chapter 35 Code of Ethics, Section 35.04 Conduct in Public Office and adding new Section 35.05 Code of Ethics Complaints; Filing and Procedures.

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) Consideration and possible action to adopt Ordinance No. 15-794 rezoning approximately forty (40) acres of real property located at 855 Auction Drive, identified as Assessor's Parcel Number 306-01-009D, from from AR-4 (Agricultural Residential, 4 Acre Minimum) to CH (Commercial Heavy) zoning district, and terminating the Conditional Use Permit issued pursuant to Ordinance No. 05-628 permitting a livestock auction on the property in the AR-4 zoning district. (Applicant: Smyer Livestock, LLC) (Ruth Mayday, Development Services Director)

Recommended Action: Adopt Ordinance No. 15-794, rezoning approximately 40 acres of APN 306-01-009D, from AR-4 to CH zoning district and terminating the Conditional Use Permit issued pursuant to Ordinance No. 05-628.

b) Consideration and possible action to adopt Ordinance No. 15-795 amending the Unified Development Ordinance, Chapter 1 Administration and Procedures, by amending Section 1.1 Short Title, Section 1.4 Planning and Zoning Commission, and Section 1.5 Board of Adjustment. (Ruth Mayday, Development Services Director)

Recommended Action: Adopt Ordinance No. 15-795 amending the Unified Development Ordinance, Chapter 1, Sections 1.1, 1.4, and 1.5.

c) Consideration and possible action to direct staff to amend the grant application submitted to the Arizona Game and Fish Department (AZGAF) for improvements at the shooting range. (Ruth Mayday, Development Services Director)

Recommended Action: Authorize the Development Services Director to reach an agreement with AZGAF regarding an alternate use of the grant funds.

d) Consideration and possible action to approve Amendment #3 to Memorandum of Understanding between the Town of Chino Valley and Chino Valley Police Officers Association, effective July 1, 2015. (Cecilia Grittman, Assistant Town Manager)

Recommended Action: Approve Amendment #3 to Memorandum of Understanding between the Town of Chino Valley the Chino Valley Police Officers Association, effective July 1, 2015.

e) Consideration and possible action to determine policy regarding Council/Attorney interaction. (Chris Marley, Mayor)

Recommended Action: Direct staff to draft policy as discussed.

f) Consideration and possible action to waive attorney-client privilege on a letter from Town Attorney Phyllis Smiley, dated March 12, 2015, entitled "Communications Requesting Town Funding for Attorney for Councilmember Hatch." (Mayor Chris Marley)

Recommended Action: Waive attorney-client privilege on a letter from Town Attorney Phyllis Smiley, dated March 12, 2015, entitled "Communications Requesting Town Funding for Attorney for Councilmember Hatch."

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

Dated this 23rd day of April, 2015.

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 711 (Telecommunications Arizona Relay Service) 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