



Town of Chino Valley

MEETING NOTICE TOWN COUNCIL

**REGULAR MEETING
TUESDAY, JUNE 11, 2019
6:00 P.M.**

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

A majority of the Councilmembers may attend a private invocation in the Council Conference Room immediately prior to the Council meeting. No Town business will be discussed.

AGENDA

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

2. INTRODUCTIONS, PRESENTATIONS, AND PROCLAMATIONS

- a. Proclamation in Support of the *Yavapai Promise* program sponsored by Yavapai College.
- b. Presentation by Trey Ely regarding his Eagle Scout project at the Chino Valley Cemetery.

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 Gritman 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.

- a. Consideration and possible action to approve Second Amendments to Agreements for Towing Services between the Town of Chino Valley and ACT Towing, Custom Towing, and Tri City Towing, effective through June 30, 2020. (Chuck Wynn, Police Chief)
- b. Consideration and possible action to accept right-of-way dedication from Prescott Thirty-Eight, LLC, in the vicinity of the north-west corner of West Center Street and North Road 1 West, known as Assessor's Parcel Numbers 306-21-011C, 306-21-0011F, and 306-21-011J. (Frank Marbury, Public Works Director/Town Engineer)
- c. Consideration and possible action to approve funding request from Yavapai Family Advocacy Center in the amount of \$4,326.00. (Chuck Wynn, Police Chief)
- d. Consideration and possible action to approve application from Gregory Collins for a Liquor License Permanent Extension of Premises for Danny B's Fish-N-Chips, located at 501 N State Route 89 in Chino Valley. (Jami Lewis, Town Clerk)
- e. Consideration and possible action to appoint applicants to the Board of Adjustment, Parks and Recreation Advisory Board, Roads and Streets Committee, Senior Center Advisory Board, Industrial Development Authority, and Municipal Property Corporation per recommendation of the Appointments Subcommittee. (Jami Lewis, Town Clerk)
- f. Consideration and possible action to accept the May 14, 2019 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. Consideration and possible action to adopt Ordinance No. 2019-867 amending the Town of Chino Valley Unified Development Ordinance, by Amending Section 3, by adding Subsection 3.19: BP (Business Park) zoning district. (Alex Lerma, Planner)

Recommended Action: Adopt Ordinance No. 2019-867 to amend the Town of Chino Valley Unified Development Ordinance by amending Section 3, by adding Subsection 3.19: BP

(Business Park) zoning district with the modifications recommended by the Planning and Zoning Commission.

- b. Consideration and possible action to adopt Ordinance No. 2019-868 rezoning 200 acres of real property located north of Perkinsville Road and east of Jerome Junction from PL (Public Land) zoning district to BP (Business Park) zoning district. (Alex Lerma, Planner)

Recommended Action: Adopt Ordinance No. 2019-868 to rezoning 200 acres of real property from PL (Public Land) zoning district to BP (Business Park) zoning district with the condition that the Town Council adopt Ordinance No. 2019-867 in purview to this adoption of the BP (Business Park) rezone.

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.

- a. An executive session pursuant to A.R.S. § 38-431.03(A)(3) for discussion or consultation for legal advice with the Town Attorney regarding development standards.
- b. An executive session pursuant to A.R.S. § 38-431.03(A)(4) for discussion or consultation with attorneys for the Town in order to consider the Town's position and instruct the attorneys for the Town regarding the Town's position regarding a potential intergovernmental agreement with the City of Prescott relating to water service.

9. ACTION ITEMS RESUMED

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

10. ADJOURNMENT

Dated this 6th day of June, 2019.

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/agendacenter> 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



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

2.a.

Meeting Date: 06/11/2019
Contact Person: Jami Lewis, Town Clerk
 Phone: 928-636-2646 x-1208
Department: Council
Estimated length of Staff Presentation: 5 minutes
Physical location of item: N/A

AGENDA ITEM TITLE:

Proclamation in Support of the *Yavapai Promise* program sponsored by Yavapai College.

SITUATION & ANALYSIS:

YC Promise is a financial aid program offering Yavapai County residents who complete their high school diploma or General Education Development (GED) in 2019 an opportunity to earn a tuition-free degree at Yavapai College, if they complete the degree by July 29, 2021.

Attachments

Proclamation



PROCLAMATION

In Support Of Yavapai Promise



Whereas, studies have shown that people with an Associate's Degree earn \$360,000 more on average during their career than people with a high school diploma; and

Whereas, people with Associate Degrees strengthen our tax base by contributing an average of \$100,000 more to the tax rolls than people with high school diplomas; and

Whereas, a well-educated workforce helps attract and retain businesses because 64% of jobs require a college certificate or degree; and

Whereas, people with a college degree are less likely to take advantage of various tax-funded services ranging from unemployment and TANF to food stamps or incarceration; and

Whereas, more than 200 other communities have already established College Promise scholarship programs, infusing millions of dollars of federal grants into their communities; and

Whereas, Town of Chino Valley desires to create a college-going culture within Yavapai County for the aforementioned reasons;

Now, Therefore, I, Darryl Croft, Mayor of the Town of Chino Valley, do hereby proclaim that the Town of Chino Valley supports the *Yavapai Promise* program of Yavapai College, which is a promise to make earning a college degree tuition-free for the graduating high school and GED class 2019 who complete a degree within two years (7 consecutive semesters) at Yavapai College.

In Witness Whereof, I have hereunto set my hand and caused the Seal of the Town of Chino Valley to be affixed this *11th* day of *June*, 2019.

Darryl L. Croft, Mayor

ATTEST: Jami C. Lewis, Town Clerk



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

2.b.

Meeting Date: 06/11/2019
Contact Person: Cecilia Grittman, Town Manager
Department: Town Manager
Estimated length of Staff Presentation: 5 minutes
Physical location of item: Chino Valley Cemetery, West Road 2 South

AGENDA ITEM TITLE:

Presentation by Trey Ely regarding his Eagle Scout project at the Chino Valley Cemetery.

Attachments

No file(s) attached.



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

6.a.

Meeting Date: 06/11/2019
Contact Person: Chuck Wynn, Police Chief
 Phone: 928-636-2646 x-1258
Department: Police
Item Type: Consent
Estimated length of staff presentation: None
Physical location of item: n/a

AGENDA ITEM TITLE:

Consideration and possible action to approve Second Amendments to Agreements for Towing Services between the Town of Chino Valley and ACT Towing, Custom Towing, and Tri City Towing, effective through June 30, 2020.

RECOMMENDED ACTION:

Approve Towing Agreement renewals between the Town and ACT Towing, Custom Towing, and Tri-City Towing, effective through June 30, 2020.

SITUATION AND ANALYSIS:

Town and towing companies entered into a Towing Services Contract effective July 1, 2016 through June 30, 2018.

Paragraph 5.1 of the Contract provides for two one-year renewals of the contract.

Town and towing companies have mutually agreed to exercise the first renewal of the contract as set forth.

Fiscal Impact

Fiscal Impact?: No

If Yes, Budget Code:

Available:

Funding Source:

Attachments

ACT Towing
 Custom Towing
 Tri City Towing

**SECOND AMENDMENT
TO
AGREEMENT FOR TOWING SERVICES
BETWEEN
THE TOWN OF CHINO VALLEY
AND
ACT TOWING, L.L.C.**

THIS SECOND AMENDMENT TO AGREEMENT FOR TOWING SERVICES (this “Second Amendment”) is entered into as of June 11, 2019, between the Town of Chino Valley, an Arizona municipal corporation (the “Town”), and ACT Towing, L.L.C., an Arizona limited liability company (the “Contractor”).

RECITALS

A. The Town and the Contractor entered into an Agreement for Towing Services, No. CVPD-1, dated July 1, 2016, as amended by that First Amendment, dated May 22, 2018, for Contractor to provide towing services on a rotational basis (the “Agreement”). All capitalized terms not otherwise defined in this Second Amendment have the same meanings as contained in the Agreement.

B. Pursuant to Section 1.5.1 of the Agreement, the Town and the Contractor desire to enter into this Second Amendment to exercise the second of two optional Renewal Terms provided for in the Agreement.

AGREEMENT

NOW, THEREFORE, in consideration of the foregoing introduction and recitals, which are incorporated herein by reference, the following mutual covenants and conditions, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Town and the Contractor hereby agree as follows:

1. **Term of Agreement.** The term of the Agreement is hereby extended and shall remain in full force and effect until June 30, 2020, unless terminated as otherwise provided pursuant to the terms and conditions of the Agreement.
2. **Effect of Amendment.** The Agreement is affirmed and ratified and, except as expressly modified herein, all terms and conditions of the Agreement shall remain in full force and effect.
3. **Non-Default.** By executing this Second Amendment, the Contractor affirmatively asserts that (i) the Town is not currently in default, nor has been in default at any time prior to this Second Amendment, under any of the terms or conditions of the Agreement and (ii) any and all Contractor claims, known and unknown, relating to the Agreement and existing on or before the date of this Second Amendment are forever waived.

4. Conflict of Interest. This Second Amendment and the Agreement may be canceled by the Town pursuant to ARIZ. REV. STAT. § 38-511.

IN WITNESS WHEREOF, the parties hereto have executed this instrument as of the date and year first set forth above.

“Town”

TOWN OF CHINO VALLEY,
an Arizona municipal corporation

Darryl Croft, Mayor

ATTEST:

Jami Lewis, Town Clerk

APPROVED AS TO FORM:

Andrew J. McGuire, Town Attorney
Gust Rosenfeld, PLC

“Contractor”

ACT TOWING, L.L.C.,
an Arizona limited liability company

By:_____

Name:_____

Title:_____

**SECOND AMENDMENT
TO
AGREEMENT FOR TOWING SERVICES
BETWEEN
THE TOWN OF CHINO VALLEY
AND
CUSTOM RECOVERY, LLC,
D/B/A CUSTOM TOWING**

THIS SECOND AMENDMENT TO AGREEMENT FOR TOWING SERVICES (this “Second Amendment”) is entered into as of June 11, 2019, between the Town of Chino Valley, an Arizona municipal corporation (the “Town”), and Custom Recovery, LLC, an Arizona limited liability company, d/b/a Custom Towing (the “Contractor”).

RECITALS

A. The Town and the Contractor entered into an Agreement for Towing Services, No. CVPD-2, dated July 1, 2016, as amended by that First Amendment, dated May 22, 2018, for Contractor to provide towing services on a rotational basis (collectively, the “Agreement”). All capitalized terms not otherwise defined in this Second Amendment have the same meanings as contained in the Agreement.

B. Pursuant to Section 1.5.1 of the Agreement, the Town and the Contractor desire to enter into this Second Amendment to exercise the second of two optional Renewal Terms provided for in the Agreement.

AGREEMENT

NOW, THEREFORE, in consideration of the foregoing introduction and recitals, which are incorporated herein by reference, the following mutual covenants and conditions, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Town and the Contractor hereby agree as follows:

1. **Term of Agreement.** The term of the Agreement is hereby extended and shall remain in full force and effect until June 30, 2020, unless terminated as otherwise provided pursuant to the terms and conditions of the Agreement.

2. **Effect of Amendment.** The Agreement is affirmed and ratified and, except as expressly modified herein, all terms and conditions of the Agreement shall remain in full force and effect.

3. **Non-Default.** By executing this Second Amendment, the Contractor affirmatively asserts that (i) the Town is not currently in default, nor has been in default at any time prior to this Second Amendment, under any of the terms or conditions of the Agreement and (ii) any and

all Contractor claims, known and unknown, relating to the Agreement and existing on or before the date of this Second Amendment are forever waived.

4. Conflict of Interest. This Second Amendment and the Agreement may be canceled by the Town pursuant to ARIZ. REV. STAT. § 38-511.

IN WITNESS WHEREOF, the parties hereto have executed this instrument as of the date and year first set forth above.

“Town”

TOWN OF CHINO VALLEY,
an Arizona municipal corporation

Darryl Croft, Mayor

ATTEST:

Jami Lewis, Town Clerk

APPROVED AS TO FORM:

Andrew J. McGuire, Town Attorney
Gust Rosenfeld, PLC

“Contractor”

CUSTOM RECOVERY, LLC, an Arizona
limited liability company, d/b/a CUSTOM TOWING

By:_____

Name:_____

Title:_____

**SECOND AMENDMENT
TO
AGREEMENT FOR TOWING SERVICES
BETWEEN
THE TOWN OF CHINO VALLEY
AND
TRI CITY TOWING INC.**

THIS SECOND AMENDMENT TO AGREEMENT FOR TOWING SERVICES (this “Second Amendment”) is entered into as of June 11, 2019, between the Town of Chino Valley, an Arizona municipal corporation (the “Town”), and Tri City Towing Inc., an Arizona corporation (the “Contractor”).

RECITALS

A. The Town and the Contractor entered into an Agreement for Towing Services, No. CVPD-5, dated July 1, 2016, as amended by that First Amendment, dated May 22, 2018, for Contractor to provide towing services on a rotational basis (the “Agreement”). All capitalized terms not otherwise defined in this Second Amendment have the same meanings as contained in the Agreement.

B. Pursuant to Section 1.5.1 of the Agreement, the Town and the Contractor desire to enter into this Second Amendment to exercise the second of two optional Renewal Terms provided for in the Agreement.

AGREEMENT

NOW, THEREFORE, in consideration of the foregoing introduction and recitals, which are incorporated herein by reference, the following mutual covenants and conditions, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Town and the Contractor hereby agree as follows:

1. **Term of Agreement.** The term of the Agreement is hereby extended and shall remain in full force and effect until June 30, 2020, unless terminated as otherwise provided pursuant to the terms and conditions of the Agreement.
2. **Effect of Amendment.** The Agreement is affirmed and ratified and, except as expressly modified herein, all terms and conditions of the Agreement shall remain in full force and effect.
3. **Non-Default.** By executing this Second Amendment, the Contractor affirmatively asserts that (i) the Town is not currently in default, nor has been in default at any time prior to this Second Amendment, under any of the terms or conditions of the Agreement and (ii) any and all Contractor claims, known and unknown, relating to the Agreement and existing on or before the date of this Second Amendment are forever waived.

4. Conflict of Interest. This Second Amendment and the Agreement may be canceled by the Town pursuant to ARIZ. REV. STAT. § 38-511.

IN WITNESS WHEREOF, the parties hereto have executed this instrument as of the date and year first set forth above.

“Town”

TOWN OF CHINO VALLEY,
an Arizona municipal corporation

Darryl Croft, Mayor

ATTEST:

Jami Lewis, Town Clerk

APPROVED AS TO FORM:

Andrew J. McGuire, Town Attorney
Gust Rosenfeld, PLC

“Contractor”

TRI CITY TOWING INC.,
an Arizona corporation

By:_____

Name:_____

Title:_____



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

6.b.

Meeting Date: 06/11/2019
Contact Person: Frank Marbury, Public Works Director/Town Engineer
 Phone: 928-636-7140 x-1226
Department: Public Works
Item Type: Consent
Estimated length of staff presentation: None
Physical location of item: NW corner Center St. and N. Rd 1 West

AGENDA ITEM TITLE:

Consideration and possible action to accept right-of-way dedication from Prescott Thirty-Eight, LLC, in the vicinity of the north-west corner of West Center Street and North Road 1 West, known as Assessor's Parcel Numbers 306-21-011C, 306-21-0011F, and 306-21-011J.

RECOMMENDED ACTION:

Accept right-of-way dedication in the vicinity of the north-west corner of W. Center St. and N. Rd 1 West, known as Yavapai County Assessor's parcel numbers 306-21-011C, 306-21-0011F, and 306-21-011J.

SITUATION AND ANALYSIS:

Prescott Thirty-Eight is required to dedicate right-of-way to the Town. However, this dedication requirement is not expressly included in the rezoning ordinance that was adopted by the Council and the title company requires a formal acceptance by the Town. The action required is a motion to accept the dedication as described in the attached deed. The right-of-way dedications consist of 25' along the north side of Center St. (known as Yavapai County Assessor's Parcel No. 306-21-011C, 306-21-011F & 306-21-011J) and 25' along the west side of N. Rd 1 West (known as Yavapai County Assessor's Parcel No. 306-21-011K).

Fiscal Impact

Fiscal Impact?: \$10
If Yes, Budget Code:
Available:
Funding Source:

Attachments

Warranty Deed
 Map

When Recorded Return to:

Town of Chino Valley
 c/o Susan D. Goodwin
 Gust Rosenfeld, PLC
 One E. Washington Street, Suite 1600
 Phoenix, Arizona 85004-2553

WARRANTY DEED

*Exempt pursuant to
 A.R.S. §§ 11-1134(A)(3)
 & 42-11102(A)*

For the consideration of Ten Dollars, and other valuable considerations, PRESCOTT THIRTY-EIGHT, LLC, an Arizona limited liability company ("Grantor"), does hereby convey to the TOWN OF CHINO VALLEY, a municipal corporation, 202 North State Route 89, Chino Valley, Arizona 86323, the following real property situated in the County of Yavapai, State of Arizona.

See Exhibit A

SUBJECT TO: Current taxes, assessments, reservations in patents and all easements, rights of way, encumbrances, liens, covenants, conditions and restrictions as may appear of record.

And, we do warrant the title against all persons whomsoever, subject to the matters above set forth.

[SIGNATURES ON FOLLOWING PAGE]

Dated this _____ day of _____, 2019.

GRANTOR:
PRESCOTT THIRTY-EIGHT, LLC,
an Arizona limited liability company

By _____
Gregory A. Bennett, Manager

ACKNOWLEDGEMENT

STATE OF ARIZONA)
) ss.
County of _____)

On this _____ day of _____, 2019 before me, a notary public in and for said state, personally appeared Gregory A. Bennett, the Manager of Prescott Thirty-Eight, LLC, an Arizona limited liability company, personally known to me (or proved to me on the basis of satisfactory evidence) to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same in their authorized capacity, and that by their signatures on the Warranty Deed the person, or the entity upon behalf of which the persons acted, executed the Warranty Deed.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Notary Public

My Commission Expires:

EXHIBIT A
[LEGAL DESCRIPTION]

See following pages.



18042

EXHIBIT A

Future Dedication Pursuant to Nonrevocable Offer of Dedication

ROW 1

All that portion of the Southeast quarter of the Southeast quarter of Section 21, Township 16 North, Range 2 West, of the Gila and Salt River Base and Meridian, Yavapai County, Arizona being more particularly described as follows:

COMMENCING at the Southeast corner of said Section 21, a Town of Chino Valley Brass Cap, from which the Northeast corner of Said Section 21 a brass stud broken off, bears North 01° 58' 20" East, 5299.87 feet;

Thence along the South line of said Section 21, North 89° 15' 46" West, 923.86 feet to the POINT OF BEGINNING;

Thence, North 89° 15' 46" West, 426.36 feet;

Thence, North 01° 52' 39" East, 25.01 feet to the Southwest corner of the above Parcel 1;

Thence South 89° 15' 46" East a distance of 426.40 feet to the Southeast corner of the above Parcel 1;

Thence, South 01° 58' 20" West, 25.01 feet to the POINT OF BEGINNING;

Said described parcel contains 10659 square feet (0.24 acres), more or less, subject to any and all easements, reservations, restrictions and conveyances of record.

ROW 2

All that portion of the Southeast quarter of the Southeast quarter of Section 21, Township 16 North, Range 2 West, of the Gila and Salt River Base and Meridian, Yavapai County, Arizona being more particularly described as follows:

COMMENCING at the Southeast corner of said Section 21, a Town of Chino Valley Brass Cap, from which the Northeast corner of Said Section 21 a brass stud broken off, bears North 01° 58' 20" East, 5299.87 feet;

Thence along the South Section line of said Section 21, North 89° 15' 46" West, 495.92 to the POINT OF BEGINNING;

Thence North 89° 15' 46" West a distance of 427.94 feet

Thence, North 01° 58' 20" East, 25.01 feet;

Thence, South 89° 15' 46" East, 427.94 feet;

Thence, South 01° 58' 20" West, 25.01 feet to the POINT OF BEGINNING;

Revised 5/7/19



18042

Said described parcel contains 10698 square feet (0.25 acres), more or less, subject to any and all easements, reservations, restrictions and conveyances of record.

ROW 3

All that portion of the Southeast quarter of the Southeast quarter of Section 21, Township 16 North, Range 2 West, of the Gila and Salt River Base and Meridian, Yavapai County, Arizona being more particularly described as follows:

COMMENCING at the Southeast corner of said Section 21, a Town of Chino Valley Brass Cap, from which the Northeast corner of Said Section 21 a brass stud broken off, bears North 01° 58' 20" East, 5299.87 feet;

Thence along the South line of said Section 21, North 89° 15' 46" West, 270.61 feet to the POINT OF BEGINNING;

Thence North 89° 15' 46" West a distance of 225.31 feet;

Thence, North 01° 58' 20" East, 25.01 feet;

Thence, South 89° 15' 46" East, 224.79 feet;

Thence, South 00° 47' 14" West, 25.00 feet to the POINT OF BEGINNING

Said described parcel contains 5626 square feet (0.13 acres), more or less, subject to any and all easements, reservations, restrictions and conveyances of record.

ALSO INCLUDING

All that portion of the Southeast quarter of the Southeast quarter of Section 21, Township 16 North, Range 2 West, of the Gila and Salt River Base and Meridian, Yavapai County, Arizona being more particularly described as follows:

COMMENCING at the Southeast corner of said Section 21, a Town of Chino Valley Brass Cap, from which the Northeast corner of Said Section 21 a brass stud broken off, bears North 01° 58' 20" East, 5299.87 feet;

Thence along the East line of said Section 21, North 01° 58' 20" East, 328.59 feet to the POINT OF BEGINNING;

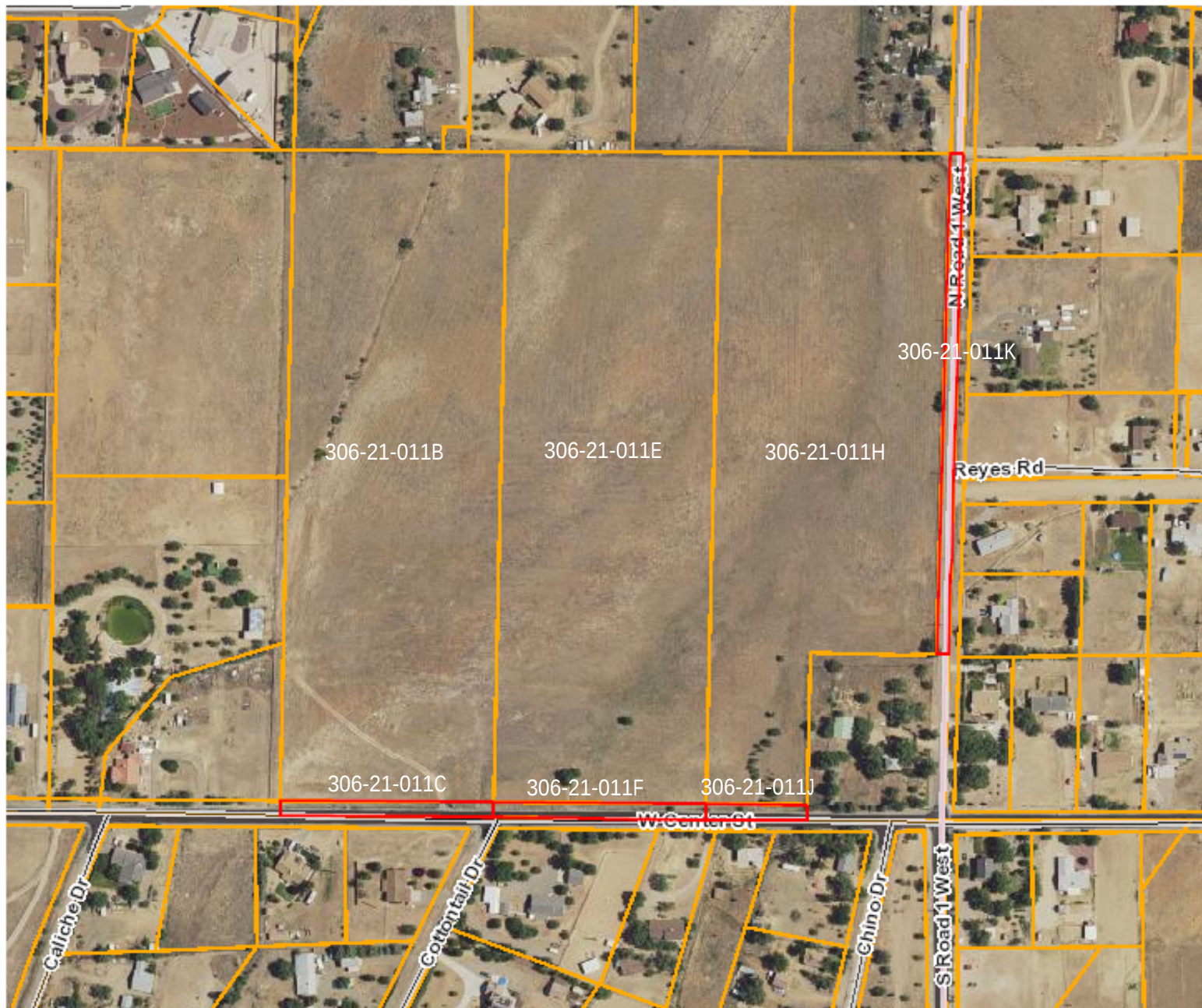
Thence North 89° 34' 02" West a distance of 25.01 feet;

Thence, North 01° 58' 20" East, 996.44 feet;

Thence, South 89° 40' 13" East, 25.01 feet;

Thence, South 01° 58' 20" West, 996.48 feet to the POINT OF BEGINNING;

Revised 5/7/19



Legend

- City Boundaries
 - Cottonwood
 - Peoria
 - Prescott
 - Sedona
 - Camp Verde
 - Chino Valley
 - Clarkdale
 - Dewey-Humboldt
 - Jerome
 - Prescott Valley
 - Wickenburg
- County Boundary
- Counties
- Current FEMA Flood Zone
 - Zone A or AE, 1% annual
 - Zone AE, 1% annual chan
 - Zone A 1% annual chan
 - Zone AE Floodway, 1% a
 - Zone D, Area of undeter
 - Zone Shaded X, Area of
 - Zone AH, Flood depths
 - Zone AO, Flood depths
 - Zone X Levee, the levee
- Parcels
- Major Roads
 - Interstate
 - State Highways
 - Major Roads
 - Road Centerlines



Disclaimer: Map and parcel information is believed to be accurate but accuracy is not guaranteed. No portion of the information should be considered to be, or used as, a legal document. The information is provided subject to the express condition that the user knowingly waives any and all claims for damages against Yavapai County that may arise from the use of this data.

Map printed on: 5.30.2019



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

6.c.

Meeting Date: 06/11/2019
Contact Person: Chuck Wynn, Police Chief
 Phone: 928-636-2646 x-1258
Department: Police
Item Type: Consent
Estimated length of staff presentation: None
Physical location of item: N/A

AGENDA ITEM TITLE:

Consideration and possible action to approve funding request from Yavapai Family Advocacy Center in the amount of \$4,326.00.

RECOMMENDED ACTION:

Approve funding request from Yavapai Family Advocacy Center in the amount of \$4,326.00.

SITUATION AND ANALYSIS:

The director of Yavapai Family Advocacy Center (YFAC), Missy Sikora, gave a presentation to the Council on May 14, 2019 regarding the purpose/function of YFAC. In fiscal year 2020, YFAC is asking each jurisdiction to provide funding based on the 2010 census at the rate of \$.40 per person. They are requesting \$4,326.00 from the Town of Chino Valley.

Fiscal Impact

Fiscal Impact?: Yes
If Yes, Budget Code: 01-95-5563
Available: 4326.00
Funding Source:

The amount will be paid from the Outside Agency Funding Line Item in the Non-Departmental Department.

Attachments

YFAC Funding Request



YAVAPAI FAMILY ADVOCACY CENTER

A project of Prevent Child Abuse Arizona

December 28, 2018

Chief Charles Wynn
Chino Valley Police Department
1950 Voss Dr.
Chino Valley, AZ 86323

Dear Chief Wynn,

The Yavapai Family Advocacy Center (YFAC) a project of Prevent Child Abuse Arizona is truly appreciative of your ongoing support and looks forward to continuing the partnership to assist victims of child or vulnerable adult abuse or neglect, domestic violence and sexual assault. In fiscal year 2020, YFAC is asking each jurisdiction to provide funding based on the 2010 census at the rate of \$.40 per person. Please consider the enclosed Funding Request for \$4,326.

As you can see from the attached funding request YFAC relies greatly on the support of Prescott Valley and our local jurisdiction to continue to be able to perform the critical work that is done at the advocacy center to support the criminal investigations of interpersonal violence and provide crucial services to victim's through advocacy, trauma informed therapy, support groups and legal services.

As our population in Yavapai County grows, as well as public awareness regarding advocacy and services available to victims of crime YFAC continues to see an increase in the number of victims seeking services. Additionally, as professionals continue to provide research and information regarding how investigations of these types of crimes are more successful and victims are more likely to cooperate with prosecution when advocacy centers are used, we continue to see an increase in referrals from Yavapai County law enforcement agencies for forensic interviews, sexual assault exams (both acute and chronic), strangulation exams, multi-disciplinary case reviews and advocacy services for the victims in the cases they are investigating.

YFAC provides both an essential service and a significant financial savings to all Yavapai County jurisdictions. A.R.S. 8-817 mandates that "joint investigations" involving "serious conduct allegations" of child abuse be coordinated with Child Protective Services and Law Enforcement. YFAC is a nationally accredited Child Advocacy Center through the National Children's Alliance that utilizes best practices to ensure successful joint child abuse investigations. We are an immediate resource for Law Enforcement to help gather time sensitive forensic evidence, as well as a crisis response center for the critical needs of victims. The benefit that YFAC offers to the cities, towns and county governments of Yavapai County is an essential service, provided at a very economical rate to those communities. Unlike other Family Advocacy Centers in

Arizona, YFAC is only partially funded by governmental agencies. The Center is sustained through funding acquired by a combination of local, state, and federal government grants, corporate grants, foundations, and through donations from individuals, and civic organizations. We also continue to look for creative ways to engage the community for support such as new fundraisers, open houses, and community events to ensure the future viability of YFAC.

YFAC is the only organization within Yavapai County that is recognized by the Yavapai County Attorney's Office to perform Sexual Assault Nurse Exams (SANE). A forensic examination performed at YFAC costs \$675 for an acute exam (rape kit), and \$300 for a chronic exam. At an emergency room, the cost would be approximately \$2,244 per exam. Additionally, as of October 5, 2018, YFAC now has coverage to provide SANE exams 24 hours a day/7 days a week. Additionally, YFAC providers are available to perform exams on victims regardless of where the assault occurred, whereas in the past the one provider that we had was only available to perform exams on victims whose assault took place in Yavapai County.

Through the support of PANT funding, for the past 2 years YFAC has also been able to support child victims of crime and law enforcement investigations with a full-time dedicated forensic interviewer. In 2017, YFAC staff performed 207 forensic interviews for law enforcement and from January 1st through October 31, 2018 YFAC staff has performed 184 forensic interviews for law enforcement. Other advocacy center's around our state and throughout the nation charge anywhere from \$200 - \$400 per interview, whereas at YFAC there is no charge for this service. What we have heard from Yavapai County Detectives from each agency is how critical it has been to their investigations of crimes against children to have the interviews completed by our dedicated forensic interviewer as many of them are not trained forensic interviewers themselves or have limited experience with forensic interviewing. Forensic interviewing at an advocacy center is well documented as best practice when interviewing a child victim of any type of interpersonal crime as it is least likely to cause re-traumatization. Unfortunately, due to a severe downturn in funds available through RICO forfeitures in 2018, PANT is unable at this time to fund the same level of support for essential YFAC operations as they have in the past, which makes continued financial support from our other government partners more critical than ever.

Continued support for the Yavapai Family Advocacy Center can be proven to be both cost-effective and beneficial for victims, law enforcement and Yavapai County Prosecutors. We appreciate your commitment to our collaborative project and thank you for your consideration of this request.

Sincerely,

A handwritten signature in black ink that reads "Missy Sikora". The signature is written in a cursive, flowing style.

Missy Sikora
Director Yavapai Family Advocacy Center

**Town of Chino Valley
Yavapai Family Advocacy Center
FUNDING REQUEST Fiscal Year 2020**

This proposal summary serves as a request to the Town of Chino Valley and the Chino Valley Police Department for continued support and funding for the Yavapai Family Advocacy Center.

I. Project Title: Yavapai Family Advocacy Center

Agency/Organization: Prevent Child Abuse Arizona's project – Yavapai Family Advocacy Center

Contact Person: Missy Sikora
Title: Director
Phone: 928-775-0669
Address: P.O. Box 26495
Prescott Valley, AZ 86312
Email: missy@yfac.org
Website: www.yfac.org

II. Amount Requested: \$4,326

III. Non-Profit? Yes

IV. Project Duration: Ongoing

Section A

1. What is the overall goal of your program? What will it address?

The mission of the Yavapai Family Advocacy Center (YFAC) is to reduce trauma to victims of abuse by providing a safe and supportive environment and facilitating a team approach to advocacy, investigation, and prosecution. We support victims of child abuse/neglect, sexual assault/molestation, sex trafficking, as well as adult victims of sexual assault, domestic violence and stalking. We participate in a collaborative multidisciplinary team approach for the investigation of interpersonal violent crimes utilizing a team process of review. The team consists of Law Enforcement (LE) Detectives, Department of Child Safety (DCS) Specialists, Yavapai County Attorney's, Victim Advocates, Mental Health professionals, Medical Practitioners and YFAC staff. Victims of sexual abuse and family violence who come to YFAC are surrounded by professionals who provide a coordinated response based on the victim's needs. This is the first step toward help, hope, and healing. Utilizing a multidisciplinary approach offers multiple benefits, not only for the victims of interpersonal crime, but also for the professionals who investigate and prosecute these crimes.

2. Services Offered and Outcomes:

Services Offered:

During our FY2017/2018, the Yavapai Family Advocacy Center (YFAC) provided multiple services for a total of 820 individuals. This includes 621 new individuals. We served 516 adults and 304 children. Victimization types seen included; 50% child sexual abuse, 32% domestic violence, 9% child abuse/neglect, 6% adult sexual assault, 1% adults molested as children, and 2% other. As a part of our victim support, we provide specially trained Sexual Assault Nurse Examiner (SANE) - Nurse Practitioners, Mental Health Counselors, and Victim Advocates who are able to meet the unique needs of child and adult victims and their non-offending family members. We strive to make the Advocacy Center a safe, family friendly environment by providing comfortable seating areas for adults, a play room for children and teens, and provide for their physical needs like food, water, and a blanket or stuffed animal to comfort them. We coordinate individualized services for victims as follows:

- Advocacy program – Victim advocates provide age appropriate individual crisis intervention, personal and legal advocacy, such as access to community resources, court accompaniment and assistance with Orders of Protection. They provide education and information on the effects of trauma, abuse, and interpersonal violence on children and adults. The advocates also facilitate Domestic Violence support groups in both English and Spanish.
- Sexual Assault Nurse Examiner (SANE) - Specialized Nurse Practitioners are contracted to provide Medical Forensic Exams on victims of child or vulnerable adult abuse or neglect, domestic violence and sexual assault. The forensic evidence

gathered during these exams is critical to the successful prosecution of these violent crimes. In addition, these exams identify and treat injuries and sexually transmitted diseases, assess patient's emotional needs, and document history. In FY2017/2018 we provided 41 total SANE exams, including 2 strangulation exams and 2 physical abuse exams, a 32% increase over the previous fiscal year.

- Mental Health Services – Short term counseling is provided by contracted mental health professionals focusing on crisis management and treatment to meet the immediate emotional and psychological needs of victims. Counselors utilize YFAC's play therapy room when working with children which has been an added benefit for victims this past year. For the year 2017/2018 we provided 661 total mental health sessions serving 176 individuals.
- Forensic Interview Services - YFAC provides private, comfortable forensic interview rooms that offer state-of-the art video and audio digital recordings, and interview monitoring to gather forensic evidence to assist in prosecution. For the year 2017/2018 we provided equipment and space for 251 Forensic Interviews and of this, 95% were children. 83% of these interviews were completed by one of YFAC's Forensic Interviewers
- Immediate access (24/7) – LE, DCS, Mental Health professionals, Medical Practitioners, and Prosecutors are allowed security access to the Advocacy Center at any time. We utilize On-Call staff to provide assistance for these professionals, monitor and record interviews, and provide victim support.
- Multidisciplinary Team Case Review and Case Tracking- YFAC provides bi-weekly facilitation and participation with the multidisciplinary response team to conduct comprehensive reviews of current and ongoing cases. This ensures comprehensive support for victims and supports the investigation process.

Investigative benefits:

- Efficient and effective response to crime – Investigation time is minimized.
- Utilizes multidisciplinary expertise- The quality of the investigation is greatly improved.
- Ability to enhance Law Enforcement investigative evidence that builds stronger cases in response to perpetrators.

Prosecutorial benefits:

- Optimizes criminal justice resources for a victim which increases the likelihood of prosecutorial cooperation.
- Assists the County Attorney to conduct an aggressive prosecution and secure convictions.

Victim benefits:

- Reduces further trauma to victims and their families.
- Collaborative, non-duplicative response greatly minimizes system re-victimization for victims of interpersonal violence as well as help to alleviate the potential life-long consequences of child abuse.
- Helps to restore the family to a healthy unit with safety parameters that minimize the chance of perpetrator re-victimization.

YFAC also provides;

- Yavapai County Child Abuse Investigation Protocol Trainings (YCCAIP)– YFAC provides regional and local department trainings for Law Enforcement and Department of Child Safety to cover information and revisions to the Yavapai County Protocols.
- Mandatory Reporter Trainings (MRT) – YFAC conducts trainings to provide professionals with the required education and information to help them make knowledgeable decisions when making suspected child abuse reports as required by their mandated reporter status. In FY 2017/2018 we provided 30 MRT trainings reaching 552 individual mandatory reporters in Yavapai County.
- The YFAC Director is Yavapai County's Children's Justice Coordinator. Funding from the Children's Justice Act through the Governor's office allows YFAC to conduct the above trainings at no cost to organizations.

YFAC is also a part of;

- Yavapai County Child Abuse Abduction Response Team (YCCART) – Led by the Yavapai County Sheriff's Office, YFAC participates on this multi-jurisdictional, multi-professional team consisting of Law Enforcement, Search and Rescue, Victim Services and other affiliated professionals who provide a comprehensive investigation and response in the event of a missing child or child abduction. YFAC's role is to provide support for families throughout the process.
- Yavapai County Domestic Violence Fatality Review Team (YCDVFRT) - YFAC's Director Missy Sikora was appointed as Co-Chair of this Yavapai County Committee. The purpose of the committee is to complete an in-depth study of a domestic violence related fatality in order to make recommendations to improve system response to prevent and reduce domestic violence in Yavapai County.
- Yavapai County Coordinated Community Response Team (YCCCRT) - A committee comprised of area professionals who look at ways to reduce violence in our community. YFAC is an active participant with the CCRT as well as the two community awareness events, Take Back the Night/Candle Light Vigil in Prescott Valley and the No More Sexual Assault Awareness event in Prescott. Both of these events provide an opportunity for the voices of victims to be heard. YFAC is also involved in the Start by Believing Campaign Committee whose purpose is to change negative attitudes toward victims of sexual assault.
- Yavapai County Child Fatality Review Team (YCCFRT) – YFAC's Director Missy Sikora participates on the county's team that reviews the cases of all children who have died in Yavapai County to improve the response to child fatalities, provide accurate information on how and why Yavapai county children are dying, and reduce the number of preventable child deaths.

- Yavapai County Multi-Disciplinary Sex Trafficking Task Force & Sexual Assault Response Team S.A.R.T. – A team comprised of representatives from multiple law enforcement agencies, adult probation, juvenile probation, fire department, lifeline ambulance, mental health professionals, SANE nurses, pharmacists, state agencies combating trafficking and other non-

Program Outcomes:

Victim outcome goals include:

- Healing outcomes - to respond to the emotional and physical needs of crime victims.
 - 85% of victims reported an increased knowledge and understanding of violence, abuse and neglect and its effect on their life.
 - Result-2017/2018 = 100%
 - 85% of victims reported increased well-being and reduced anxiety level.
 - Result-2017/2018 = 96%
 - 80% of victims reported an increase in coping skills.
 - Result-2017/2018 = 97%
- Safety outcomes - to provide victims of crime with a measure of safety and security.
 - 85% of victims demonstrated how to plan for their continued personal safety. (This may not be applicable for all victims – for example, an adult who was victimized as a child may not have any safety issues at this time.)
 - Result-2017/2018 = 100%
 - 85% of victims reported increased knowledge of community resources that enhance safety and security.
 - Result-2017/2018 = 100%

3. Objectives:

- Enhance the advocacy services for victims of abuse and violence while reducing duplication of services among providers.
- Continue the enhanced partnerships among the professional entities toward the effective and efficient investigation and prosecution of family and interpersonal violence.
- Provide public education and facilitate/deliver training to allied professionals and staff.
- Assure the continued sustainability of the Yavapai Family Advocacy Center

4. Problems Anticipated:

No problems are anticipated with the delivery of services and the development of programs for the Yavapai Family Advocacy Center other than funding challenges. We continue to provide valuable services to Law Enforcement, Department of Child Safety, and the Yavapai County Attorney's Office. We are grateful that PANT has been such a strong financial supporter of YFAC in the past, but we understand that due to a severe

downturn in funds available through RICO forfeitures in 2018, PANT is unable at this time to fund the same level of support for essential YFAC operations at this time.

We operate with high efficiency and a small staff of seven full-time and five On-Call staff to meet the needs of over seven hundred individuals per year. It is difficult for a non-profit to sustain flat funding when there are continuous increases in expenses. We are hopeful that we will see increases from our funding sources and are diligent in our search for new funding. In order for these critical services to exist, continued sustainability and upkeep through financial stability is essential and is advantageous to all if support is shared by all jurisdictions within Yavapai County. Elimination or a decrease in any of our funding sources would limit services available for victims and likely hinder joint investigations.

5. Population and Geographic Area:

The Yavapai Family Advocacy Center serves all individuals of interpersonal crime in Yavapai County. Based on 2015 census estimates, Yavapai County's population was 222,255 which includes Prescott Valley at 42,197, Prescott at 41,899, Cottonwood at 11,818, Camp Verde at 11,155, Chino Valley at 11,137, Sedona at 10,388, Clarkdale at 4,240, Dewey Humboldt at 3,988, and Jerome at 456. The incorporated areas total 137,278 and the unincorporated areas total 84,977 estimated individuals. Yavapai County's general population demographic estimates 80.6% White, 14.4% Hispanic, 1% African American, 2.2% American Indian, 1.1% Asian, and 0.1% Native Hawaiian and other Pacific Islander. Yavapai County is predominately rural and covers 8,125 square miles which encompasses 14% of the state of Arizona.

6. Need:

Availability of crisis intervention and advocacy shortly after disclosure of abuse is critical to a victim's recovery process. Best practices for supporting victims suggest utilizing a multidisciplinary response that includes trauma informed trained advocates, mental health counselors, and medical practitioners. The National Center for Victims of Crimes state, "When victims do not receive the support and help they need after the crime, they may suffer "secondary" injuries. They may be hurt by a lack of understanding from friends, family, and the professionals they come into contact with, particularly if others seem to blame the victim for the crime". (2008 by the National Center for Victims of Crime- <http://victimsofcrime.org/help-for-crime-victims/get-help-bulletins-for-crime-victims/how-crime-victims-react-to-trauma>). The National Children's Alliance suggests that "up-to-date information and ongoing support is critical to a child and family's comfort and ability to participate in intervention and treatment." (National Children's Alliance Standards for accredited members 2011)

The Yavapai Family Advocacy Center is a Nationally Accredited Child Advocacy Center through the National Children's Alliance. We follow a "Best Practice" approach when assisting families involved in interpersonal violence. We believe there is a great need for families in Yavapai County to have access to services that will help with the trauma they are experiencing. The 2004 Arizona State Plan on Domestic & Sexual Violence: A Guide for Safety and Justice in Arizona recommends to "Increase availability of family advocacy

centers and sexual assault service provider centers statewide” as the “best practice” model to respond to victims. Also, the Yavapai County Attorney’s Office (YCAO) recognizes the crucial role of the Yavapai Family Advocacy Center (YFAC) in treating child victims. According to the Yavapai County Child Abuse Investigation Protocols (YCCAIP), 2012, it is recommended that DCS utilize YFAC for the investigation and assessment of cases of sexual abuse and cases of physical abuse that require a medical evaluation.

Similarly, YCCAIP states, “...it is recommended that law enforcement utilize YFAC for the investigation of cases of sexual abuse and cases of physical abuse that require a medical evaluation.” At the beginning of 2018, YFAC utilized the assistance of an intern to collect data from our partnering agencies. From CY 2016 to 2017 the Yavapai County Sheriff’s Office had a 27% increase in Sex Offenses involving children and a consistent number of Child abuse reports. Prescott Valley Police Department had a 30% increase in Sex Offense related reports from 54 in 2015 to 70 related offenses in 2017 (PVPD 2018). Over the past 8 years, the number of Domestic Violence incident calls to the Prescott Valley Police Department has increased by 49%, from 546 calls in 2009 to 815 calls in 2017 (pvaz.net 2018).

YFAC serves all of Yavapai County and support the efforts of all Law Enforcement jurisdictions. YFAC experienced a 1% increase in need for services from FY 2016/17 to FY 2017/18. Over the last 5 years, we provided direct services to an average of almost 600 victims annually. Last year alone, we served 765 individuals. Fluctuations are very typical in victim services. These types of victimizations appear to be increasing in our community, and may not necessarily be referred to the center by law enforcement.

From July 1, 2017 to June 30, 2018 we provided total direct services to 820 victims. Victims include:

- 429 (51.5%) Child sexual abuse
- 260 (31.2%) Domestic violence
- 79 (9.5%) Child physical abuse/neglect
- 43 (5.2%) Adult sexual assault
- 6 (.7%) Adults molested as children
- 1 (.1%) Stalking
- 1 (.1%) Elder Abuse
- 1 (.1%) Survivors of Homicide/Suicide
- 1 (.1%) Sex Trafficking
- 12 (1.5%) Other
- 833* (100%)

*Some victims may have more than one victimization type.

Availability of immediate advocacy and support for victims, both children and adult is very limited in our community. Yavapai County is considered mostly rural and lacks adequate

resources such as transportation and affordable housing for the large geographic area. We have two Native American Tribes and a 14.4% population of Hispanics who often require language specific and culturally sensitive services. We have a large aging population; 29.1% are over the age of 65.

Because sexual assault and domestic violence do not always occur during business hours, the Advocacy Center provides coordinated and immediate response for victims of crime 24/7. We have On-Call professionals who open the facility at any time for law enforcement and SANE nurses to respond to gather time sensitive evidence. Our On-Call staff are only compensated during the response time. There is no compensation for carrying the On-Call phone during their time On-Call. This is considered volunteer time.

7. Service to people of Yavapai County:

The Yavapai Family Advocacy Center (YFAC) serves all victims of interpersonal crime within Yavapai County. YFAC's primary focus is to provide comprehensive culturally competent advocacy and support services for victims of domestic violence, sexual assault and child sexual/physical abuse crimes. Services are outlined in section 2.

In the provision of these services, the Center is available 24/7 to all Yavapai County Law Enforcement, Child Protective Services, County Attorney's office, and allied professionals for a coordinated, comprehensive, multidisciplinary investigation and prosecution of these crimes. By providing this space we are complying with Arizona state statutes, (A.R.S. 8-817) which requires a "joint investigation" by DCS and Law Enforcement for child abuse.

8. Source of Data

General demographic and outcome YFAC data is gathered from intake cases presented to the Advocacy Center from FY July 1, 2017 to June 30, 2018. Historically YFAC had entered data into an access database program called Thorough Assault Case Tracking (TACT) then obtains information through monthly summary reports. This system is out of date there is no longer technical support available to address system issues. As of April, 2018 YFAC obtained a new data tracking system called CAC Carenet that also allows monthly summary reports to be pulled.

9. Management – Organizational Chart:

In accordance with Protocol and job description, the Director of the Yavapai Family Advocacy Center (YFAC), Missy Sikora, is responsible for administration and oversight of the project. YFAC is a project of Prevent Child Abuse Arizona (PCA Arizona). The Executive Director of PCA Arizona is Rebecca Ruffner. PCA Arizona is a non-profit that has 501(c)3 status and is governed by a volunteer Board of Directors comprised of ten members and two Advisory Board members. Please see the attached list of the PCA Arizona Board of Directors and the PCAA organizational chart.

10. Cooperative Agreements:

Each local government within Yavapai County, including Chino Valley, provides a level of financial support for the Yavapai Family Advocacy Center. This level of support is based on the 2010 census populations of the governing jurisdiction which is assessed at forty cents per citizen. The 2010 census data for the population that falls under the Chino Valley Police Department's jurisdiction is 10,817. Multiplying the population by \$.40, the total amount comes to \$4,326.80. Our funding request from Chino Valley covers only 1% of our total operating budget of \$451,668.

11. Diminish or Eliminate Duplication of Service:

The multidisciplinary response utilized at YFAC reduces duplication of services that often occurs using the traditional non-coordinated method of investigating crimes. Historically, multiple entities (Medical, DCS, Law Enforcement, Prosecutor, etc.) would each interview a victim requiring several recounts of their traumatic experiences. This required the victim to relive the event multiple times, creating re-traumatization experiences thereby re-victimizing the individual. This was also at great cost to each department and agency by expending time and travel costs to individually conduct interviews. The multidisciplinary team (MDT) approach and joint investigations allow for professional input while the single interviews are occurring as well as access to the interview recordings. Case review allows for input into the investigation along with case management and identification of community resources which helps to decrease the use of agency resources and time spent on cases. The one interview and MDT Case management approach greatly reduces additional trauma for the victim, represents best practices in the advocacy field and is a great cost savings to the investigative entities.

12. Economic Self-Sufficiency:

The Yavapai Family Advocacy Center provides a direct service to Yavapai County. The benefit that the Yavapai Family Advocacy Center offers to the cities, towns and county government of Yavapai is an essential service, provided at a very economical rate to those communities. Unlike other Family Advocacy Centers in Arizona, YFAC is only partially funded by governmental agencies. The Center is sustained through funding acquired by a combination of local, state, federal government grants, corporate grants, foundations, and through donations from individuals, and civic organizations. We have experienced flat funding for all other stable grants and community funding. Individual and corporate donations fluctuate depending on the economy. We continue to look for creative ways to engage the community for support such as new fundraisers, open houses, and community events to ensure the future viability of YFAC.

Additional:

The Yavapai Family Advocacy Center and Chino Valley Police Department have been working together since October of 2000. Each year the level of service provided by YFAC has increased. The Advocacy Center is proud to be located here, and pleased that the resources we offer to system professionals and citizens of Yavapai County are valued and utilized. We are committed to continue this work until each child in Yavapai County is assured the opportunity to grow up healthy and free from abuse.

Submitted by:

Melissa Sikora 1-2-19
Missy Sikora Date



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

6.d.

Meeting Date: 06/11/2019
Contact Person: Jami Lewis, Town Clerk
 Phone: 928-636-2646 x-1208
Department: Town Clerk
Item Type: Consent
Estimated length of staff presentation: None
Physical location of item: Danny B's Fish-N-Chips, 501 N State Route 89

AGENDA ITEM TITLE:

Consideration and possible action to approve application from Gregory Collins for a Liquor License Permanent Extension of Premises for Danny B's Fish-N-Chips, located at 501 N State Route 89 in Chino Valley.

RECOMMENDED ACTION:

Approve application from Gregory Collins for a Liquor License Permanent Extension of Premises for Danny B's Fish-N-Chips, located at 501 N State Route 89 in Chino Valley.

SITUATION AND ANALYSIS:

Liquor Licenses are granted to specific establishments and only allows the alcohol to be served in a specified boundary of space as provided by the approved floor plan in the liquor license application. Pursuant to A.R.S. 4-207.01, any change to include additional space to a licensed premise requires an Application for Extension of Premises/Patio Permit to the Arizona Department of Liquor Licenses and Control, who also requests a recommendation from the local government body or its designate.

Danny B's currently holds a Series 12 Restaurant Liquor License. They have applied with the State Liquor Board to permanently extend their licensed premises an additional approx. 578 square feet to the north of the building.

The Police Department reviewed the application and recommended approval, conditioned upon the applicant correcting the application to correct a discrepancy between the application and floor plan, which the applicant subsequently corrected. Development Services reviewed the application and recommended approval with no further comments.

Fiscal Impact

Fiscal Impact?: No

If Yes, Budget Code:

Available:

Funding Source:

Attachments	
Application	



Arizona Department of Liquor Licenses and Control
800 W Washington 5th Floor
Phoenix, AZ 85007-2934
www.azliquor.gov
(602) 542-5141

DLLC USE ONLY

CSR:

Log #:

APPLICATION FOR EXTENSION OF PREMISES/PATIO PERMIT

OBTAIN APPROVAL FROM LOCAL GOVERNING BOARD BEFORE SUBMITTING TO THE DEPARTMENT OF LIQUOR

Notice: Allow 30-45 days to process permanent change of premises

☒ Permanent change of area of service. A non-refundable \$50. Fee will apply. Specific purpose for change:

☐ Temporary change (No Fee) for date(s) of: ___/___/___ through ___/___/___ list specific purpose for change:

1. Licensee's Name: Collins Gregory Stephen License#: 12133678
Last First Middle
 2. Mailing address: P.O. Box 2287 Chino Valley AZ 86323
Street City State Zip Code
 3. Business Name: Danny B's Fish-N-Chips
 4. Business Address: 501 North State Route 89 Chino Valley AZ 86323
Street City State Zip Code
 5. Email Address: [REDACTED]
 6. Business Phone Number: 928-626-7314 Contact Phone Number: [REDACTED]

7. Is extension of premises/patio complete?

☐ N/A ☐ Yes ☒ No

If no, what is your estimated completion date? 5.15.19

8. Do you understand Arizona Liquor Laws and Regulations?

☒ Yes ☐ No

9. Does this extension bring your premises within 300 feet of a church or school?

☐ Yes ☒ No

10. Have you received approved Liquor Law Training?

☒ Yes ☐ No

11. What security precautions will be taken to prevent liquor violations in the extended area?

Ther will Be serving & server at all times window that shows whole patio Enclose all way up with two entrance

12. **IMPORTANT:** Attach the revised floor plan, clearly depicting your licensed premises along with the new extended area outlined in black marker or ink, **if the extended area is not outlined and marked "extension" we cannot accept the application.**

- ☐ Barrier Exemption: an exception to the requirement of barriers surrounding a patio/outdoor serving area may be requested. Barrier exemptions are granted based on public safety, pedestrian traffic, and other factors unique to a licensed premises. List specific reasons for exemption:

☐ Approval ☐ Disapproval by DLLC: _____ Date: ____/____/____

Notary

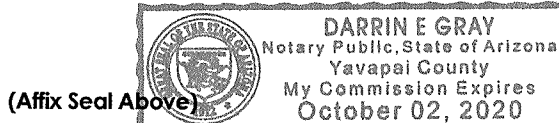
I, (Signature) Greg Collins, hereby declare that I am a **CONTROLLING PERSON/ AGENT** filing this notification. I have read this document and the contents and all statements are true, correct and complete.

State of Arizona }

County of YAVAPAI }

On this 27 Day of MAY, 20 19 before me personally appeared Greg Collins
Day Month Year (Print Name of Document Signer)

Whose identity was proven to me on the basis of satisfactory evidence to be the person who he or she claims to be and acknowledged that he or she signed the above/attached document.



[Signature]
 Signature of NOTARY PUBLIC

GOVERNING BOARD

After completion, and **BEFORE submitting to the Department of Liquor**, please take this application to your local Board of Supervisors, City Council or Designate for their recommendation. This recommendation is not binding on the Department of Liquor.

☐ Approval ☐ Disapproval

Authorized Signature _____ Title _____ Agency _____ Date _____

DLLC USE ONLY

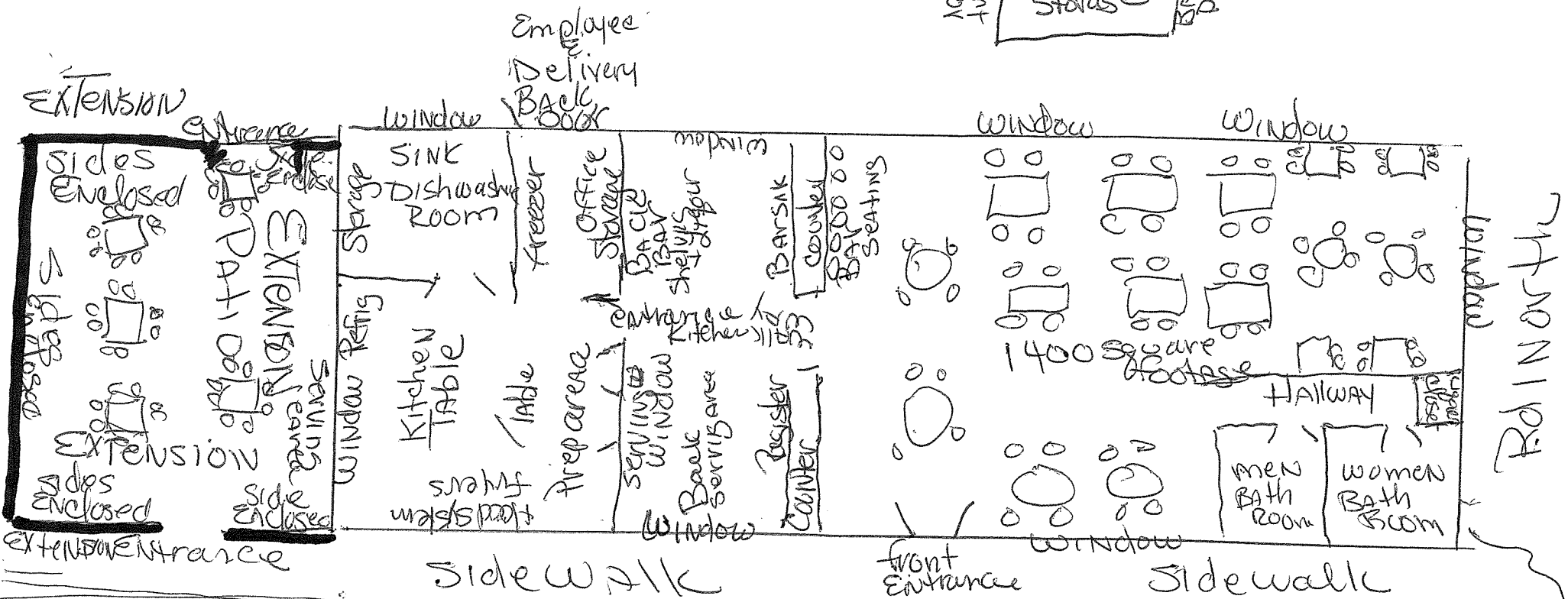
Investigation Recommendation: ☐ Approval ☐ Disapproval by: _____ Date: ____/____/____

Director Signature required for Disapprovals: _____ Date: ____/____/____

Front Door

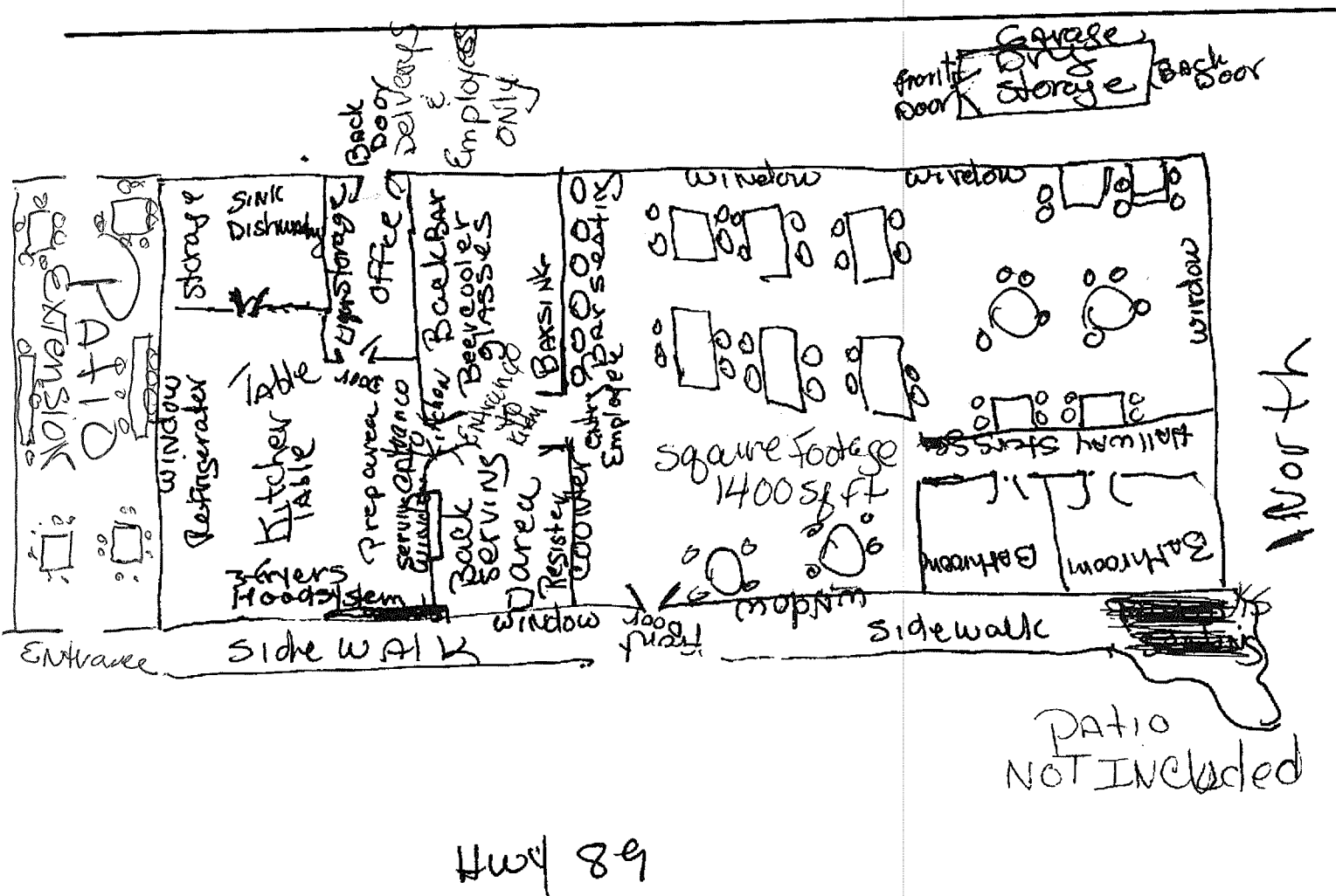
Drill Storage

Back Door



Hwy 89

DANNY B'S
fish-n-chips



total 5 gear footers

* No Alcohol Served at Patio Food Only



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

6.e.

Meeting Date: 06/11/2019
Contact Person: Jami Lewis, Town Clerk
 Phone: 928-636-2646 x-1208
Department: Town Clerk
Item Type: Consent
Estimated length of staff presentation: None
Physical location of item: N/A

AGENDA ITEM TITLE:

Consideration and possible action to appoint applicants to the Board of Adjustment, Parks and Recreation Advisory Board, Roads and Streets Committee, Senior Center Advisory Board, Industrial Development Authority, and Municipal Property Corporation per recommendation of the Appointments Subcommittee.

RECOMMENDED ACTION:

Appoint applicants to the Board of Adjustment, Parks and Recreation Advisory Board, Roads and Streets Committee, Senior Center Advisory Board, Industrial Development Authority, and Municipal Property Corporation per recommendation of the Appointments Subcommittee.

SITUATION AND ANALYSIS:

The Council Appointments Subcommittee met on May 15 to review applications and make recommendations for Board of Adjustment, Parks and Recreation Advisory Board, Roads and Streets Committee, Senior Center Advisory Board, Industrial Development Authority, and Municipal Property Corporation. Based on their review of the applications, they recommend the following appointments:

- *Board of Adjustment* - Mike Ditta and Gary Warren to Regular Positions for a 3-year term of Aug. 1, 2019 - July 31, 2022.
- *Parks & Recreation Advisory Board* - Donna Armstrong, Richard Coleman, and Steven Werkheiser to 2-year terms of July 1, 2019 - June 30, 2021.
- *Roads & Streets Committee* - Dean Echols, Corey Mendoza, Ron Romley, and Wayne Napier to 2-year terms of July 1, 2019 - June 30, 2021.
- *Senior Center Advisory Board* - Mary Johnson, Elaine Erb, and Christine Christy to 2-year terms of July 1, 2019 - June 30, 2021; and Tim Prater and David Somerville to complete a 2-year term of July 1, 2018 - June 30, 2020.
- *Industrial Development Authority* - Travis Bard and Beverly Duffy to a 6-year term of July 1, 2019 - June 30, 2025.
- *Municipal Property Corporation* - Replace Councilmember Jack Miller with Michael Ditta to complete the 3-year term of July 1, 2018 - June 30, 2021.

After these appointments, there are still vacancies on the following boards:

- *Board of Adjustment* - 1 regular position and 1 alternate position.
- *Parks & Recreation Advisory Board* - 1 vacancy.

Fiscal Impact

Fiscal Impact?: No

If Yes, Budget Code:

Available:

Funding Source:

Attachments

May 15, 2019 draft minutes

DRAFT

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

**WEDNESDAY, MAY 15, 2019
4:00 P.M.**

The Town Council Appointments Subcommittee of the Town of Chino Valley convened for a Regular Meeting in the Council Chambers Conference Room, located at 202 N. State Route 89, Chino Valley, Arizona.

1) CALL TO ORDER

Mayor Croft called the meeting to order at 4:00 p.m.

2) ROLL CALL

Present: Mayor Darryl Croft (Chair); Councilmember Mike Best

Absent: Vice-Mayor Lon Turner

Staff Present: Town Clerk Jami Lewis (recorder)

3) APPROVAL OF MINUTES

- a) Consideration and possible action to approve the January 31, 2019 Special Meeting minutes.

MOVED by Councilmember Mike Best, seconded by Mayor Darryl Croft (Chair) to approve the January 31, 2019 Special Meeting minutes.

AYE: Mayor Darryl Croft (Chair), Councilmember Mike Best

PASSED - Unanimously

4) OLD BUSINESS

5) NEW BUSINESS

- a) Consideration and possible action to amend the Appointments Subcommittee Charter to specify Regular Meeting times.

Ms. Lewis explained that the way the meeting frequency portion of the charter was written did not allow staff to designate regular versus special meetings. As the subcommittee met once or twice a year for general recruitments, she suggested that those two meetings be the subcommittee's regular meetings and other be special meetings.

MOVED by Councilmember Mike Best, seconded by Mayor Darryl Croft (Chair) to accept the change as stated.

AYE: Mayor Darryl Croft (Chair), Councilmember Mike Best

PASSED - Unanimously

- b) Review applications and make recommendation to the Town Council regarding appointments to the Board of Adjustment, Parks and Recreation Advisory Board, Roads and Streets Committee, Senior Center Advisory Board, Industrial Development Authority, and Municipal Property Corporation.

Subcommittee members ("Members") discussed the qualifications for the following boards and the prospective applicants.

- *Board of Adjustment*
- *Parks and Recreation Advisory Board*
- *Roads and Streets Committee*
- *Senior Center Advisory Board*
- *Industrial Development Authority*
- *Municipal Property Corporation*

Further discussion was held regarding the following boards:

- *Industrial Development Authority* - Ms. Lewis pointed out that the term ending of 2022 for two of members of the Industrial Development Authority was in error and would be corrected to the year 2023.
- *Municipal Property Corporation* - Ms. Lewis recounted that Councilmember Jack Miller had been appointed to this Board only because there was a vacancy and no applicants. Mr. Miller has stated that if other persons were interested, he would prefer to be replaced. Members directed staff to contact Michael Ditta to see if he was interested in taking Councilmember Miller's place.

Recommendation to Council

The Table below indicates the Subcommittee's recommendations for appointment. It also lists any vacancies remaining on any particular board.

Board	Applicant (Position)	Term Start	Term End
Board of Adjustment	Mike Ditta (Regular)	Aug. 1, 2019	July 31, 2022
	Gary Warren (Regular)	Aug. 1, 2019	July 31, 2022
	(Regular) Vacant	Aug. 1, 2017	July 31, 2020
	(Alternate) Vacant	Aug. 1, 2018	July 31, 2021
Parks & Recreation	Donna Armstrong	July 1, 2019	June 30, 2021
	Richard Coleman	July 1, 2019	June 30, 2021
	Steven Werkheiser	July 1, 2019	June 30, 2021
	Vacant	July 1, 2019	June 30, 2021
Roads & Streets	Dean Echols	July 1, 2019	June 30, 2021
	Corey Mendoza	July 1, 2019	June 30, 2021

	Ron Romley	July 1, 2019	June 30, 2021
	Wayne Napier	July 1, 2019	June 30, 2021
Senior Center	Mary Johnson	July 1, 2019	June 30, 2021
	Elaine Erb	July 1, 2019	June 30, 2021
	Christine Christy	July 1, 2019	June 30, 2021
	Tim Prater	July 1, 2018	June 30, 2020
	David Somerville	July 1, 2018	June 30, 2020
Industrial Dev. Auth.	Travis Bard	July 1, 2019	June 30, 2025
	Beverly Duffy	July 1, 2019	June 30, 2025

MOVED by Councilmember Mike Best, seconded by Mayor Darryl Croft (Chair) to bring these names that were discussed to council for approval.

AYE: Mayor Darryl Croft (Chair), Councilmember Mike Best

PASSED - Unanimously

6) **ADJOURNMENT**

Mayor Croft adjourned the meeting at 4:20 p.m.

Submitted: May 16, 2019.

By: *Jami C. Lewis, Town Clerk*

Approved:



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

6.f.

Meeting Date: 06/11/2019

Contact Person: Jami Lewis, Town Clerk
Phone: 928-636-2646 x-1208

Department: Town Clerk

Item Type: Consent

AGENDA ITEM TITLE:

Consideration and possible action to accept the May 14, 2019 regular meeting minutes. (Jami Lewis, Town Clerk)

RECOMMENDED ACTION:

Accept the May 14, 2019 regular meeting minutes.

Attachments

Draft Minutes

DRAFT

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

**TUESDAY MAY 14, 2019
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, May 14, 2019.

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

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: Town Manager Cecilia Grittman; Town Attorney Andrew McGuire; Finance Director Joe Duffy; Police Chief Chuck Wynn; Community Services Director Scott Bruner; Administrative Technician Kathy Frohock (videographer); Town Clerk Jami Lewis (recorder)

Mayor Croft called the meeting to order at 6:01 p.m. and led the Pledge of Allegiance.

2) **INTRODUCTIONS, PRESENTATIONS, AND PROCLAMATIONS**

- a) Proclamation declaring May 24-25, 2019 as "*Poppy Days*," sponsored by the American Legion Auxiliary. (Mayor Croft)

Mayor Croft read the proclamation and presented it to representatives with the American Legion Auxiliary.

- b) Proclamation regarding *Memorial Day* and the *National Moment of Remembrance* on May 27, 2019. (Mayor Croft)

Mayor Croft read the proclamation and recognized the veterans in the room.

- c) Presentation to the Town by Tim Prater of a flag certificate from the Sons of the American Revolution, Prescott Chapter. (Mayor Croft)

Mr. Prater presented a Certificate of Accommodation to the Town in recognition of exemplary patriotism and display of the U.S. flag, and spoke about the Sons of the American Revolution organization.

- d) Report by Lorette Brashear, Director, Chino Valley Area Chamber of Commerce, regarding the recent Chino Valley Job Fair. (Cecilia Grittman, Town Manager)

Ms. Brashear introduced Katherine Anderson with Yavapai College, who reported that the February job fair had 55 business attending, 231 registered job seekers, and seven reported hires during the fair.

- e) Presentation regarding a request for funding for the Yavapai Family Advocacy Center. (Chuck Wynn, Police Chief)

Chief Wynn related that Yavapai Family Advocacy Center ("the Center") provided services for the public and the police department that included sexual assault exams, forensic interviewing, and counseling services.

Missy Sikora, Director of the Center, presented an overview of the organization's services. Key points were:

- The Center provided services to all victims of interpersonal crime, such as child abuse, sexual assault, domestic violence, sex trafficking, elder abuse, and stalking.
- 70-75% of the referrals came through law enforcement agencies throughout Yavapai County. The remaining referrals were from other agencies or self-referral.
- The organization was a non-profit and part of Prevent Child Abuse Arizona (PCAA). Becky Ruffner, the executive director of PCAA, was introduced.
- All services were free of charge to the victims. Funding came from federal, state and private grants. Local jurisdictions had also started funding the organization. An annual \$125,000 in funding had also been received from PANT, but due to dwindling PANT funds, YFAC had decided to approach local communities for funding assistance.
- In 2018, services were provided to 887 victims, with 100 of them coming from the Chino Valley area.

Councilmember Perkins thanked the organization for its services. Mayor Croft stated that this would be placed on the next agenda.

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.

Ms. Grittmann reported on the:

- Annual Town cleanup;
- Town's participation in the upcoming Home Show; and
- Pool opening.

- c) Presentation of educational video produced by Arizona Clean Elections pertaining to the Town's May 21 Special Election. (Cecilia Grittmann, Town Manager)

Ms. Grittmann reported that Arizona Clean Elections had contacted the Clerk's Office about doing a video on the upcoming ballot initiatives. Clean Elections, a State agency, had stated that the Town had a very transparent elections website and that there was a lot of information provided compared to other communities. The videos had been posted on the Town website. The group watched one of the three videos.

- d) Update from the Police Department regarding distracted driving, the new State Law, and the Town's Distracted Driving Ordinance. (Chuck Wynn, Police Chief)

Chief Wynn reported that:

- The governor signed a new law regarding distracted driving. Arizona towns and counties passing their own legislation had pressured the state into action.
- The Town and State ordinances were very similar, with the Town's being slightly more restrictive, in that the State legislation allowed drivers to text at stop lights or railroad crossings. The State had postponed handing out citations until January 2021. In the interim, a warning could be written.
- The Town would be enforcing its law until 2021, but would be unable to cite the stricter Town regulations after the State's law was implemented. The Town will repeal its legislation in December 2020.

- e) Report by Councilmember Mike Best, Chair of the 50th Anniversary Committee, regarding committee progress.

Councilmember Best reported that:

- The 50th Anniversary was September 21, 2020, with recognition to take place during the traditional Labor Day weekend celebrations.
- Commemorative activities included a book about the history of Chino Valley, memorabilia items for auction, raffle or sale, Chino recognition nights with the Northern Arizona Suns, a three-on-three basketball tournament; and a time capsule.
- Committee meetings were held monthly at the Community Center.

- f) Presentation and challenge by Kathy Frohock for Town employees to participate in the Green Bag Program that was presented during the April 23, 2019 Call to the Public. (Cecilia Grittmann, Town Manager)

Ms. Frohock reported that:

- Employees were being encouraged to participate in the green bag challenge that was presented by Abby Daniels at the previous meeting, which was a drive to address hunger in Chino Valley schools. The department that collected the most food would get a free pizza lunch.
- The general public was encouraged to participate as well. Two contest months were scheduled for May and July.

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.

Town Attorney McGuire pointed out that Item 6b had an error in the description and the motion should include approving the contract as presented.

MOVED by Vice-Mayor Jack Miller, seconded by Councilmember Mike Best to approve Consent Agenda items (a), (b) as the contract states, (c) and (d).

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

PASSED - Unanimously

- a) Consideration and possible action to approve Agreement for Professional Consulting Services between the Town of Chino Valley and Mark Holmes, LLC for the purpose of providing professional water consultation for 2 years, beginning July 1, 2019, through June 30, 2021, for an amount not to exceed \$30,000 per year. (Cecilia Grittman, Town Manager)
- b) Consideration and possible action to approve the Agreement for Presiding Magistrate Services between the Town of Chino Valley and Mary E. Hamm, Magistrate, to serve as the Presiding Town Magistrate for the Town effective July 1, 2019 through June 30, 2021, in an amount not to exceed \$62,400 annually plus any annual increase ~~(both merit and cost of living)~~ given regular full-time employees. (Cecilia Grittman, Town Manager)
- c) Consideration and possible action to approve the Professional Consulting Agreement between the Town of Chino Valley and Matt Santos for communication services for Fiscal Year 19/20 in an amount not to exceed \$21,600 year. (Cecilia Grittman, Town Manager)
- d) Consideration and possible action to accept the April 23, 2019, 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) Consideration and possible action to approve the Fourth Amendment to Accountability Contract and Scope of Services between the Town of Chino Valley and the Chino Valley Area Chamber of Commerce for Fiscal Year 19/20 in the amount of \$60,000 of general support, and a match up to \$3,000, if approved, for an Arizona Office of Tourism Grant. (Cecilia Grittmann, Town Manager)

Recommended Action: Approve the Fourth Amendment to Accountability Contract and Scope of Services between the Town of Chino Valley and the Chino Valley Area Chamber of Commerce for Fiscal Year 19/20 in the amount of \$60,000 of general support, and a match up to \$3,000 if approved for an Arizona Office of Tourism Grant.

Ms. Grittmann reported that this was the fourth year of the same contract. She had worked with the Chamber president and director on changes to the contract. While the Chamber had received \$5,000 from the Town previously for the volunteer program, the program would now be handled in-house. The contract also included a Town match up to \$3,000 if the Chamber was awarded a Tourism Grant.

MOVED by Vice-Mayor Jack Miller, seconded by Councilmember Lon Turner to approve the Fourth Amendment to Accountability Contract and Scope of Services between the Town of Chino Valley and the Chino Valley Area Chamber of Commerce for Fiscal Year 19/20 in the amount of \$60,000 of general support, and a match up to \$3,000 if approved for an Arizona Office of Tourism Grant.

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

PASSED - Unanimously

- b) Consideration and possible action to approve the Accountability Contract between the Town of Chino Valley and Yavapai Regional Transit, contributing \$1,700.00 to support transporting children from the Paulden area to the Chino Valley Aquatics Center for the 2019 swim season. (Scott Bruner, Community Services Director)

Recommended Action: Approve the Accountability Contract between the Town of Chino Valley and Yavapai Regional Transit, contributing \$1,700.00 to support transporting children from the Paulden area to the Chino Valley Aquatics Center for the 2019 swim season.

Mr. Bruner spoke about the pool opening and introduced Ron Romley, Chair and founder of Yavapai Regional Transit (YRT), who spoke about the transit system and the Paulden Plunge program:

- At the Arizona Transit Association's annual conference, YRT was awarded the Outstanding Rural Transit System of the Year for the State of Arizona.
- The 2019 Paulden Plunge was done in partnership with the Paulden Foundation, led by Terra McPherson and Jane Anderson. Last year they signed up 94 kids and this year they anticipated that many or more. This was the fifth year for the Paulden Plunge and they had approximately \$3,000 in carryover funds. Last year, YRT and the Paulden Foundation gave the Town \$1,182 in swimming pool entry sponsorship fees for the program.
- Sponsored donations for the year were down from previous years. The Kiwanis Club of Prescott donated \$1,500 the previous year and would be donating the same amount for

the current year. YRT was requesting a donation of \$1,700 from the Town that would be used for the bus that was dedicated to this program.

Councilmembers thanked everyone for their contributions to this program.

MOVED by Vice-Mayor Jack Miller, seconded by Councilmember Annie Perkins to approve the Accountability Contract between the Town of Chino Valley and Yavapai Regional Transit, contributing \$1,700.00 to support transporting children from the Paulden area to the Chino Valley Aquatics Center for the 2019 swim season.

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

PASSED - Unanimously

- c) Presentation, discussion, and possible action regarding a brief summary of the proposed budget for Fiscal Year 2019/2020. (Joe Duffy, Finance Director)

Mr. Duffy presented key points of the proposed FY 2019/2020 budget:

- Last year, \$25,525,000 was budgeted and \$19,000,00 of those funds will be spent. Next year's budget was up to \$29,000,000 due to some significant capital projects.
- The general fund had a balance of over \$573,000 due to an intake of more revenue and less expenditures than was budgeted. These funds would go into the reserve balance. All other funds also had a positive balance.
- A general fund proposal was to take \$1.5 million and transfer it to capital improvement funds for capital projects to be determined at an upcoming meeting. The reserve fund balance after the \$1.5 million transfer would still be over \$5 million.
- The Council will have a budget review meeting and then adopt a tentative budget at the next Regular Council Meeting.

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 Councilmember Cloyce Kelly to adjourn the meeting at 7:00 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

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 14th day of May, 2019. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 11th day of June, 2019.

Jami C. Lewis, Town Clerk



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

7.a.

Meeting Date: 06/11/2019
Contact Person: Alex Lerma, Associate Planner
 Phone: 928-626-4427 x-1295
Department: Development Services
Item Type: Action-Presentation
Estimated length of staff presentation: 5 minutes
Physical location of item: N/A

AGENDA ITEM TITLE:

Consideration and possible action to adopt Ordinance No. 2019-867 amending the Town of Chino Valley Unified Development Ordinance, by Amending Section 3, by adding Subsection 3.19: BP (Business Park) zoning district. (Alex Lerma, Planner)

RECOMMENDED ACTION:

Staff recommends forward a recommendation of approval to Town Council to adopt Ordinance No. 2019-867 to amend the Town of Chino Valley Unified Development Ordinance by amending Section 3, by adding Subsection 3.19: BP (Business Park) zoning district.

Planning and Zoning Commission forward a recommendation of approval to Town Council to adopt Ordinance 2019-867 to amend the Town of Chino Valley Unified Development Ordinance by amending Section 3, by adding Subsection 3.19: BP (Business Park) zoning district with the following modifications:

1. Add item 8. *veterinary clinic and animal hospitals with outside open area* to Section C. Conditional Uses
2. Add item 9. *Commercial outdoor kennels* to Section C. Conditional Uses
3. Remove item 4. *Commercial outdoor kennels* from Section D. Prohibited Uses

SITUATION AND ANALYSIS:

See attached staff report.

Fiscal Impact

Fiscal Impact?: none

If Yes, Budget Code:

Available:
Funding Source:

Attachments

BP Text Amendment Staff Report
ORD - 2019 BP Text Amendment



TOWN OF CHINO VALLEY TOWN COUNCIL

Staff Report June 11, 2019

APPLICATION SUMMARY

File Number:	Z19-000002
Applicant:	Town of Chino Valley
Request:	Public Hearing to consider a Town-initiated request to amend the Town of Chino Valley Unified Development Ordinance, by Amending Section 3, by adding Subsection 3.19: Business Park zoning district.

BACKGROUND

DISCUSSION

The Town of Chino Valley owns a substantial amount of land east of Jerome Junction. 200 acres of that Town owned land has been set aside for an employment base/Business Park as identified in the Land Use Element section of the General Plan. The land designated for the Business Park is made up of 5 separate parcels and combined make up 200 acres. In order to reach the Town's vision to make this area into a Business Park, staff needs to initiate a zone change of the properties. Based on the Towns zoning regulations, the areas current PL (Public Land) zoning district's permitted uses are not aligned with the type of uses the Town foresees for the Business Park. Having the right zoning classification will better facilitate the types of businesses the Town wants to attract and locate in the Business Park.

Staff's original idea was to rezone the area to a PAD (Planned Area Development) overlay, primarily using the current PL zoning classification as the underlying zoning and adding some additional regulations to the district. When staff first initiated discussions of Old Home Manor, primary discussions were based upon the properties land use history and past project proposals not being aligned with the Towns current vision. With those discussions, staff concluded that it made more sense to design a new zoning district for the area. With the new zoning district, the Town will be able to locate all the Town's desired land uses in one spot. The new zoning district will allow staff the ability to relay that information easily, the language will be clearly definable and easier to follow for potential renters who are interested in locating in the Business Park.

In the past Old Home Manor has been called an industrial park, a business park and has also been called a combination of the two. Staff will name the zoning district Business Park based on the desired land uses. The area has actually been renamed Chino Valley Regional Business Park at Old Home Manor.

BUSINESS PARK ZONING DISTRICT FRAMEWORK

Based on the feedback staff has received, the vision of the business park was not to locate businesses that are heavy industrial in use and that all activity be done indoor within an enclosed facility, except for permitted land uses: Indoor and outdoor sales of nursery stock and contractor yards.

Uses that staff had questions about or were not sure about are grouped in the Conditional Use Permit category, this way these proposals will have to go through Planning Commission and Council and depending on the project, additional conditions can be imposed.

There is a category of prohibited uses. Through our conversations staff received the message that these uses were not wanted in the park. It's not to say these are the only prohibited uses, but these are the ones that came to mind that the Town did not want. If there was anyone who came back later and had a brand new idea for a prohibited use, that with new technology would allow him to do it in a better way, they would have to go to the public hearing process to get that use removed from the prohibited category.

DISCUSSION OF THE PROPOSED DRAFT ORDINANCE

On January 24th 2019, staff met with the steering committee that was assembled to help guide the development of Chino Valley's Old Home Manor Business Park. Members of the committee were presented with a draft version of the proposed Business Park zoning district and together with staff went over the propose language. Staff received feedback from committee members as far as uses that would be allowed within the proposed zoning district. Based on the steering committee's comments and suggestions staff revised the document to reflect the committee's vision and desires for the Business Park. (SEE APPENDIX A: "BP" BUSINESS PARK zoning district draft)

CITIZENS REVIEW & PUBLIC HEARING PROCESS

Staff notified all residents within Chino Valley through public notification. To date, staff has not received any comments or emails from residents.

The neighborhood meeting was held on February 25, 2019 at the Community Center. There was one resident who attended the meeting. The resident lives near Old Home Manor and was for the adoption of the proposed zoning district. He hopes the propose zoning district will attract new businesses to the area.

PLANNING COMMISSION HEARING AND RECOMMENDATION

The Planning and Zoning Commission meeting was held on May 7, 2019 at Town Hall. Staff gave a brief overview of the draft text for the proposed BP zoning district. Staff noted that there were a few revisions made to the text after staff presented the item to the Commission as a study session item.

The Commissioners discussed several of the uses that were allowed and prohibited and is such uses needed to be modified. Staff explained that there were some minor additional landscaping and architectural design standards requirements for this zone.

Planning and Zoning Commission forward a recommendation of approval to Town Council with the following modifications:

1. Add item 8. *veterinary clinic and animal hospitals with outside open area* to Section C. Conditional Uses
2. Add item 9. *Commercial outdoor kennels* to Section C. Conditional Uses
3. Remove item 4. *Commercial outdoor kennels* from Section D. Prohibited Uses

Vote: 5-2 PASSED

STAFF RECOMMENDATION

Staff forward a recommendation of approval to Town Council to adopt Ordinance 2019-867 to amend the Town of Chino Valley Unified Development Ordinance by amending Section 3, by adding Subsection 3.19: Business Park zoning district.

PLANNING AND ZONING COMMISSION RECOMMENDATION

Planning and Zoning Commission forward a recommendation of approval to Town Council to adopt Ordinance 2019-867 to amend the Town of Chino Valley Unified Development Ordinance by amending Section 3, by adding Subsection 3.19: BP (Business Park) zoning district with the following modifications:

1. Add item 8. *veterinary clinic and animal hospitals with outside open area* to Section C. Conditional Uses
2. Add item 9. *Commercial outdoor kennels* to Section C. Conditional Uses
3. Remove item 4. *Commercial outdoor kennels* from Section D. Prohibited Uses

APPENDIX: A

“BP” BUSINESS PARK zoning district (draft)

See following page:

3.19 “BP” – BUSINESS PARK

A. PURPOSE

This district is intended to provide for and encourage primarily large-scale office uses, some light industrial uses and public uses, while insuring that such activities will have minimal impacts on the surrounding districts.

B. PERMITTED USES

1. Business and professional offices, banks and similar
2. Professional services including call centers, research and development, high tech businesses
3. Medical and dental laboratories
4. Business, trade, dancing, art, music, and other similar educational facilities
5. Radio and television studios and all attached commercial broadcasting and receiving antennas
6. Indoor commercial recreation establishments
7. Indoor theaters, assembly halls, ballrooms and lodges
8. Headquarters buildings or charitable, philanthropic and welfare organizations provided that their primary activities are administrative and clerical rather than residential in nature
9. Veterinary clinic and animal hospitals, when in a closed building
10. Printing and publishing
11. Commercial greenhouses and accessory uses, including onsite sales
12. Wholesale establishments
13. Light manufacturing
14. Packaging companies
15. Warehouses
16. Welding and machine shops
17. Business incubators
18. Digital Production
19. Commercial/Industrial Laboratories
20. Research and Development
21. Call Center
22. Small Scale Food Prep
23. Mechanical Services
24. Public, Government

C. CONDITIONAL USES (Conditional Use Permit Required)

1. Convention center
2. Colleges and universities
3. Hospitals and other medical/dental offices and clinics
4. Bottling operations
5. Microbrewery, microdistillery
6. Restaurant and eateries
7. Churches and similar places of worship

Customary accessory buildings and structures are permitted, provided they are incidental to a permitted use.

Because no list of uses can be complete, the interpretation of whether a use not specified is consistent with the intent of this zoning district and may be allowed as a conditional use or, where discretion is allowed, a permitted use shall be rendered by the Zoning Administrator with appeal to the Board of Adjustment.

D. PROHIBITED USES

1. Quarries and mines
2. Feed lots
3. Automobile salvage yards/junkyards/storage yards
4. Commercial outdoor kennels
5. Medical marijuana dispensary
6. Medical marijuana off-site cultivation and infusion facilities
7. Heavy manufacturing such as automobile manufacturing plants
8. Slaughterhouses
9. Refineries
10. Hot mix, batch plants, concrete plants, and similar uses
11. Vehicle Motor Sports Facilities
12. Airports
13. Any industry with excessive water usage and no recharge to the aquifer
14. "Dirty" industries that emit excessive particulates or other pollution
15. Extremely noisy industries
16. Underground liquid petroleum retail and wholesale distribution facilities, including fueling stations
17. Agricultural and farming uses
18. Drive-thrus
19. Residential uses

E. PROPERTY DEVELOPMENT STANDARDS

1. Minimum Development area: 20 acres total area per business park. May be comprised of one lot or multiple lots, planned in a coordinated, cohesive manner. All lots must be served by a water and sewage disposal system approved by the Town of Chino Valley.
2. Perimeter of overall development must maintain a 50 foot setback from all other districts.
3. Internal Minimum Lot Frontage (must be Right of Way): None
4. Internal Minimum Rear and Side-Yard Building Setback: None
5. Internal Minimum Front Yard Building Setbacks: 50 feet
6. Maximum Building Height: 35 feet maximum permitted, taller than 35 feet may be approved as a conditional use permit
7. Maximum Lot Coverage: None
8. Outdoor Storage: All outdoor storage shall be screened with a six (6) foot screening fence, as permitted.
9. Fencing/screening of uses shall include CMU block / stucco walls, or other similar material. It shall not include chain-link fencing.
10. Architectural Design Standards: Each Business Park, as part of the design shall include the addition of a façade on each structure on each side facing a street that is visually similar to other buildings within the development. Metal siding shall not

be a permitted façade material unless the developer can demonstrate that such a material can be visually and aesthetically pleasing. Part of these standards may include a common color palette or theme.

F. PARKING STANDARDS

1. Uses in the BP District shall use section 4.22.5.E. JOINT USE PARKING FOR PAD in determining required number of parking spaces.
2. All other appropriate regulations of section 4.22 OFF STREET PARKING AND LOADING will apply to uses in the BP District.

G. PERFORMANCE STANDARDS

The sum total of the effects of concurrent operations on two or more lots should not be greater or more offensive to the senses than the standards contained herein. Compliance with the provision of these performance standards by single or mutual changes in operational levels, scheduling of operations, and other adjustments is permitted.

1. BUILDING ENCLOSURES: Every use permitted in the BP district shall be operated in its entirety within a completely enclosed building or within an area enclosed on all sides by a solid noncombustible fence or wall, as regulated by this ordinance, provided further, that no goods, material, or objects shall be stacked higher than the fence or wall. All fences and walls shall be built in accordance with Section 4.8.
2. LANDSCAPING: In the BP district, all required yards shall be landscaped in compliance with UDO Section 4.26 LANDSCAPE REQUIREMENTS. The perimeter shall be landscaped and maintained by the business park developer/HOA and shall include one (1) 2" caliper tree spaced every 30-feet on center, and three shrubs per tree spaced aesthetically along each street frontage.
3. ODOROUS MATTER: No emission of odorous matter shall be allowed in excess of ambient air quality standards, as set forth by regulations adopted by the Arizona Department of Environmental Quality.
4. HUMIDITY, HEAT OR GLARE: In the BP district, any activity producing humidity, in the form of steam or moist air, or producing heat or glare, shall be carried on in such a manner that the steam, humidity, heat, or glare is not perceptible at or beyond any residential or commercial district boundary. Detailed plans for the elimination of humidity, heat, or glare may be required before the issuance of a building permit.
5. VIBRATION: Vibrations shall be measured at the lot line. No vibration is permitted which is discernible to the human sense of feeling for three (3) minutes or more duration in any one (1) hour.
6. EMISSIONS AND OPEN BURNING: No emission of particulate matter, sulfur, compound, carbon monoxide, hydrocarbon, nitrogen oxide, and open burning shall be allowed in the BP District.
7. STORAGE: In the BP Zone, the storage of materials, supplies, and products on the property outside the building, constructed thereon is permitted at the rear of the property providing that the storage of materials, supplies, and products are within an area enclosed on all sides by a solid noncombustible fence or wall at least six (6) feet in height, provided further that no goods, materials, or objects shall be stacked higher than the fence or wall.

8. WASTE: No waste material or refuse shall be dumped upon, or permitted to remain upon, any part of the part of the property outside of the buildings constructed thereon. All sewage and industrial waste shall be treated and disposed of in such a manner so as to comply with the standards of the appropriate authority. All plans for waste disposal facilities shall be required before the issuance of any building permit.
9. FIRE AND EXPLOSIVE HAZARDS: Storage, utilization, or manufacture of solid materials which requires free burning and intense burning may be allowed, provided that said materials or products shall be stored, utilized, or manufactured within completely enclosed buildings having incombustible walls and protected throughout by an automatic fire extinguishing system and in accordance with Standards of American Insurance Association for Storage, Handling, and Use of Flammable Liquids, "American Insurance Association", Pamphlet No. 30, June 1959, or any subsequent revision or amendment thereto.

ORDINANCE NO. 2019-867

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CHINO VALLEY, ARIZONA, AMENDING THE UNIFIED DEVELOPMENT ORDINANCE OF THE TOWN OF CHINO VALLEY, SECTION 3, ZONING DISTRICTS, BY ADDING A NEW SECTION 3.19, ENTITLED BUSINESS PARK.

WHEREAS, the Mayor and Common Council of the Town of Chino Valley (the “Town Council”) desires to amend the Unified Development Ordinance of the Town of Chino Valley, Section 3 (Zoning Districts), by adding a new Section 3.19 (Business Park), including related regulations and standards (the “Text Amendment”); and

WHEREAS, the Town Council has determined that the Text Amendment conforms with the Town of Chino Valley General Plan and any applicable specific area plan, neighborhood plan, or other plan; and

WHEREAS, all required public notice was provided and all required public meetings and hearings were held in accordance with applicable state and local laws; and

WHEREAS, the Planning and Zoning Commission recommended approval of the Text Amendment; and

WHEREAS, the Town Council has considered the individual property rights and personal liberties of the residents of the Town before adopting this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Common Council of the Town of Chino Valley, Arizona, as follows:

Section 1. The recitals above are incorporated as if fully set forth herein.

Section 2. The Unified Development Ordinance of the Town of Chino Valley, Section 3 (Zoning Districts), is hereby amended by adding a new Section 3.19 (Business Park), including related regulations and standards as set forth in Exhibit A, attached hereto and incorporated herein by reference.

Section 3. The Mayor, the Town Manager, the Town Clerk and the Town Attorney are hereby authorized and directed to take all steps necessary to cause the execution of the Agreement and to take all steps necessary to carry out the purpose and intent of this Ordinance.

[SIGNATURES ON FOLLOWING PAGE]

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Chino Valley, Arizona this 11th day of June, 2019.

Darryl L. Croft, Mayor

ATTEST:

Jami C. Lewis, Town Clerk

APPROVED AS TO FORM:

Andrew J. McGuire, Town Attorney
Gust Rosenfeld, PLC

I hereby certify the above foregoing Ordinance No. 2019-867 was duly passed by the Council of the Town of Chino Valley, Arizona, at a meeting held on June 11, 2019, and that quorum was present, and that the vote thereon was ____ ayes and ____ nays and ____ abstentions. ____ Council members were absent or excused.

Jami C. Lewis, Town Clerk

EXHIBIT A
TO
ORDINANCE NO. 2019-867

[New Section 3.19 - Business Park]

See following pages.

3.19 “BP” – BUSINESS PARK

A. PURPOSE

This district is intended to provide for and encourage primarily large-scale office uses, some light industrial uses and public uses, while insuring that such activities will have minimal impacts on the surrounding districts.

B. PERMITTED USES

1. Business and professional offices, banks and similar
2. Professional services including call centers, research and development, high tech businesses
3. Medical and dental laboratories
4. Business, trade, dancing, art, music, and other similar educational facilities
5. Radio and television studios and all attached commercial broadcasting and receiving antennas
6. Indoor commercial recreation establishments
7. Indoor theaters, assembly halls, ballrooms and lodges
8. Headquarters buildings or charitable, philanthropic and welfare organizations provided that their primary activities are administrative and clerical rather than residential in nature
9. Veterinary clinic and animal hospitals, when in a closed building
10. Printing and publishing
11. Commercial greenhouses and accessory uses, including onsite sales
12. Wholesale establishments
13. Light manufacturing
14. Packaging companies
15. Warehouses
16. Welding and machine shops
17. Business incubators
18. Digital Production
19. Commercial/Industrial Laboratories
20. Research and Development
21. Call Center
22. Small Scale Food Prep
23. Mechanical Services
24. Public, Government

C. CONDITIONAL USES (Conditional Use Permit Required)

1. Convention center
2. Colleges and universities
3. Hospitals and other medical/dental offices and clinics
4. Bottling operations
5. Microbrewery, microdistillery
6. Restaurant and eateries
7. Churches and similar places of worship

Customary accessory buildings and structures are permitted, provided they are incidental to a permitted use.

Because no list of uses can be complete, the interpretation of whether a use not specified is consistent with the intent of this zoning district and may be allowed as a conditional use or, where discretion is

allowed, a permitted use shall be rendered by the Zoning Administrator with appeal to the Board of Adjustment.

D. PROHIBITED USES

1. Quarries and mines
2. Feed lots
3. Automobile salvage yards/junkyards/storage yards
4. Commercial outdoor kennels
5. Medical marijuana dispensary
6. Medical marijuana off-site cultivation and infusion facilities
7. Heavy manufacturing such as automobile manufacturing plants
8. Slaughterhouses
9. Refineries
10. Hot mix, batch plants, concrete plants, and similar uses
11. Vehicle Motor Sports Facilities
12. Airports
13. Any industry with excessive water usage and no recharge to the aquifer
14. "Dirty" industries that emit excessive particulates or other pollution
15. Extremely noisy industries
16. Underground liquid petroleum retail and wholesale distribution facilities, including fueling stations
17. Agricultural and farming uses
18. Drive-through uses
19. Residential uses

E. PROPERTY DEVELOPMENT STANDARDS

1. Minimum Development area: 20 acres total area per business park. May be comprised of one lot or multiple lots, planned in a coordinated, cohesive manner. All lots must be served by a water and sewage disposal system approved by the Town of Chino Valley.
2. Perimeter of overall development must maintain a 50 foot setback from all other districts.
3. Internal Minimum Lot Frontage (must be Right of Way): None
4. Internal Minimum Rear and Side-Yard Building Setback: None
5. Internal Minimum Front Yard Building Setbacks: 50 feet
6. Maximum Building Height: 35 feet maximum permitted, taller than 35 feet may be approved as a conditional use permit
7. Maximum Lot Coverage: None
8. Outdoor Storage: All outdoor storage shall be screened with a six (6) foot screening fence, as permitted.
9. Fencing/screening of uses shall include CMU block / stucco walls, or other similar material. It shall not include chain-link fencing.
10. Architectural Design Standards: Each Business Park, as part of the design shall include the addition of a façade on each structure on each side facing a street that is visually similar to other buildings within the development. Metal siding shall not be a permitted façade material unless the developer can demonstrate that such a material can be visually and aesthetically pleasing. Part of these standards may include a common color palette or theme.

F. PARKING STANDARDS

1. Uses in the BP District shall use Subsection 4.22.5.E (JOINT USE PARKING FOR PAD) in determining required number of parking spaces.

2. All other appropriate regulations of Section 4.22 (OFF STREET PARKING AND LOADING) will apply to uses in the BP District.

G. PERFORMANCE STANDARDS

The sum total of the effects of concurrent operations on two or more lots should not be greater or more offensive to the senses than the standards contained herein. Compliance with the provision of these performance standards by single or mutual changes in operational levels, scheduling of operations, and other adjustments is permitted.

1. **BUILDING ENCLOSURES:** Every use permitted in the BP district shall be operated in its entirety within a completely enclosed building or within an area enclosed on all sides by a solid noncombustible fence or wall, as regulated by this ordinance, provided further, that no goods, material, or objects shall be stacked higher than the fence or wall. All fences and walls shall be built in accordance with Section 4.8.
2. **LANDSCAPING:** In the BP district, all required yards shall be landscaped in compliance with UDO Section 4.26 (LANDSCAPE REQUIREMENTS). The perimeter shall be landscaped and maintained by the business park developer/HOA and shall include one (1) 2" caliper tree spaced every 30-feet on center, and three shrubs per tree spaced aesthetically along each street frontage.
3. **ODOROUS MATTER:** No emission of odorous matter shall be allowed in excess of ambient air quality standards, as set forth by regulations adopted by the Arizona Department of Environmental Quality.
4. **HUMIDITY, HEAT OR GLARE:** In the BP district, any activity producing humidity, in the form of steam or moist air, or producing heat or glare, shall be carried on in such a manner that the steam, humidity, heat, or glare is not perceptible at or beyond any residential or commercial district boundary. Detailed plans for the elimination of humidity, heat, or glare may be required before the issuance of a building permit.
5. **VIBRATION:** Vibrations shall be measured at the lot line. No vibration is permitted which is discernible to the human sense of feeling for three (3) minutes or more duration in any one (1) hour.
6. **EMISSIONS AND OPEN BURNING:** No emission of particulate matter, sulfur, compound, carbon monoxide, hydrocarbon, nitrogen oxide, and open burning shall be allowed in the BP District.
7. **STORAGE:** In the BP Zone, the storage of materials, supplies, and products on the property outside the building, constructed thereon is permitted at the rear of the property providing that the storage of materials, supplies, and products are within an area enclosed on all sides by a solid noncombustible fence or wall at least six (6) feet in height, provided further that no goods, materials, or objects shall be stacked higher than the fence or wall.
8. **WASTE:** No waste material or refuse shall be dumped upon, or permitted to remain upon, any part of the part of the property outside of the buildings constructed thereon. All sewage and industrial waste shall be treated and disposed of in such a manner so as to comply with the standards of the appropriate authority. All plans for waste disposal facilities shall be required before the issuance of any building permit.

9. FIRE AND EXPLOSIVE HAZARDS: Storage, utilization, or manufacture of solid materials which requires free burning and intense burning may be allowed, provided that said materials or products shall be stored, utilized, or manufactured within completely enclosed buildings having incombustible walls and protected throughout by an automatic fire extinguishing system and in accordance with Standards of American Insurance Association for Storage, Handling, and Use of Flammable Liquids, "American Insurance Association", Pamphlet No. 30, June 1959, or any subsequent revision or amendment thereto.



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

7.b.

Meeting Date: 06/11/2019
Contact Person: Alex Lerma, Associate Planner
 Phone: 928-626-4427 x-1295
Department: Development Services
Item Type: Action-Presentation
Estimated length of staff presentation: 5 minutes
Physical location of item: North of Perkinsville Road and directly east of Jerome Junction.

AGENDA ITEM TITLE:

Consideration and possible action to adopt Ordinance No. 2019-868 rezoning 200 acres of real property located north of Perkinsville Road and east of Jerome Junction from PL (Public Land) zoning district to BP (Business Park) zoning district. (Alex Lerma, Planner)

RECOMMENDED ACTION:

Staff and Planning and Zoning Commission forward a recommendation to Town Council to adopt Ordinance 2019-868 to rezoning 200 acres of real property from PL (Public Land) zoning district to BP (Business Park) zoning district with the following condition:

1. That Town Council adopt Ordinance 2019-867 in purview to this adoption of the BP (Business Park) rezone.

SITUATION AND ANALYSIS:

See attached staff report.

Fiscal Impact

Fiscal Impact?: None
If Yes, Budget Code:
Available:
Funding Source:

Attachments

OHM Rezone Staff Report
 ORD 2019-868 OHM BP Rezoning



TOWN OF CHINO VALLEY TOWN COUNCIL Staff Report June 11, 2019

APPLICATION SUMMARY

File Number: Z19-000003

Assessor's Parcel Number: 306-02-001S, 001U, 001N, 001L, 001J

Site Location: Located directly east of Jerome Junction.

Owners of Record: Town of Chino Valley

Applicant: Town of Chino Valley

Request: Request to rezone approximately 200 acres of real property from PL (Public Land) to BP (Business Park).

SITE DATA

Existing Zoning	PL (Public Land)
Lot Size	200 acres (8,712,000 square feet)
Subdivision	N/A
General Plan Land Use Designation	Employment Park/ Commercial Recreation/ Education/ Public Services
Existing Land Use	Vacant

AREA	ZONING	GENERAL PLAN LAND USE DESIGNATION	LAND USE
North	AR-4	Future Growth Area: Industrial/ Agri-business/ Contained Planned Community	Arizona Public Service Company
East	PL	Employment Park/ Commercial Recreation/ Education/ Public Services	Yavapai College, Chino Valley Equestrian Park
South	PL	Commercial	Vacant
West	I, CL, CH	Commercial	Vacant, Commercial Properties

BACKGROUND

SITE DESCRIPTION

The subject property is located north of Perkinsville Road and directly east of Jerome Junction. The property is accessed by North Jerome Junction. The site has a zoning classification of PL (Public Land) and identified with a Land Use Designation of Employment Park/ Commercial Recreation/ Education/ Public Services. Currently there are no improvements on the site. **(See Attachment 1: Vicinity Map)**

The area is predominantly lower density single family residential development, public land and commercial development further west. The properties directly north are zoned AR-4 (Agricultural Residential-4 Acre Minimum) with a public services and vacant land. To the east, properties are zoned PL (Public Land) with Yavapai College and Chino Valley Equestrian Park. The south properties are zoned PL (Public Land) and are currently vacant. To the west, properties are zoned I (Industrial), CL (Commercial Light) and CH (Commercial Heavy) with vacant land and commercial properties. **(See Attachment 2: Zoning Map)**

PROJECT DESCRIPTION

The Town of Chino Valley owns a substantial amount of land east of Jerome Junction. 200 acres of that Town owned land has been set aside for an employment base/Business Park as identified in the Land Use Element section of the General Plan. The land designated for the Business Park is made up of 5 separate parcels and combined make up 200 acres. In order to reach the Town's vision to make this area into a Business Park, staff needs to initiate a zone change of the properties. Based on the Town's zoning regulations, the areas current PL (Public Land) zoning district's permitted uses are not aligned with the type of uses the Town foresees for the Business Park. Having the right zoning classification will better facilitate the types of business the Town wants to attract and locate in the Business Park. The Town is proposing to rezone 200 acres of land to the new BP (Business Park) zoning district.

CITIZENS REVIEW & PUBLIC HEARING PROCESS

Town Staff notified property owners within a 300' radius, resulting in eleven (11) notices for the neighborhood meeting and public hearings. To date, staff has not received any email or comments from any property owners.

The neighborhood meeting was held on February 25, 2019 at the Community Center. There was one resident who attended the meeting. The resident lives near Old Home Manor and was for the adoption of the proposed zoning district. He hopes the proposed zoning district will attract new businesses to the area.

PLANNING COMMISSION HEARING AND RECOMMENDATION

The Planning and Zoning Commission meeting was held on May 7, 2019 at Town Hall. Staff gave a brief overview of the parcel history and staff findings. Staff discussed the goals set by the General Plan for the OHM and the designation of a business park. Staff further stated that the request for the rezone would be the first step in achieving the General Plan goal.

The Commission wanted clarification on what arterial streets the development would be accessed by and wanted clarification on what curtain buildings were being used for in the general area.

Vote: **7-0 Passed**

STAFF ANALYSIS AND RECOMMENDATION

The zoning request of BP (Business Park) will be in conformance with the areas General Plan land use designation of Employment Park/ Commercial Recreation/ Education/ Public Services. (**See Attachment 3: General Plan Map**) The Land Use Element section of the General Plan (page 13 and 14) discuss future growth areas in the eastern portion of Town. Among these future growth areas is the East Perkinsville Road Gateway/ Regional Connector Extension, OHM (Old Home Manor) is located within this growth area. This section of the General Plan provides direction on the future uses OHM may contain. The subject property is identified as an Industrial park/employment base, on west 200 acres. The Business Park zoning classification will allow the Town to meet these goal set by the General Plan.

The new BP (Business Park) zoning district will allow the Town to take a step forward in attracting the type of uses and businesses that were foreseen during the adoption of the General Plan. The Business Park development standard will the Town to regulate any business that is located at Chino Valley Regional Business Park at Old Home Manor.

The site will have access by way of two main arterial street by way of East Perkinsville Road or East Perkinsville Road. The Business Park will be connected to Town utilities, an existing 12" gravity main and a 12" water main both located along Jerome Junction. The Town business park will need to abide by all Business Park zoning district development standards including perimeter landscaping and screening.

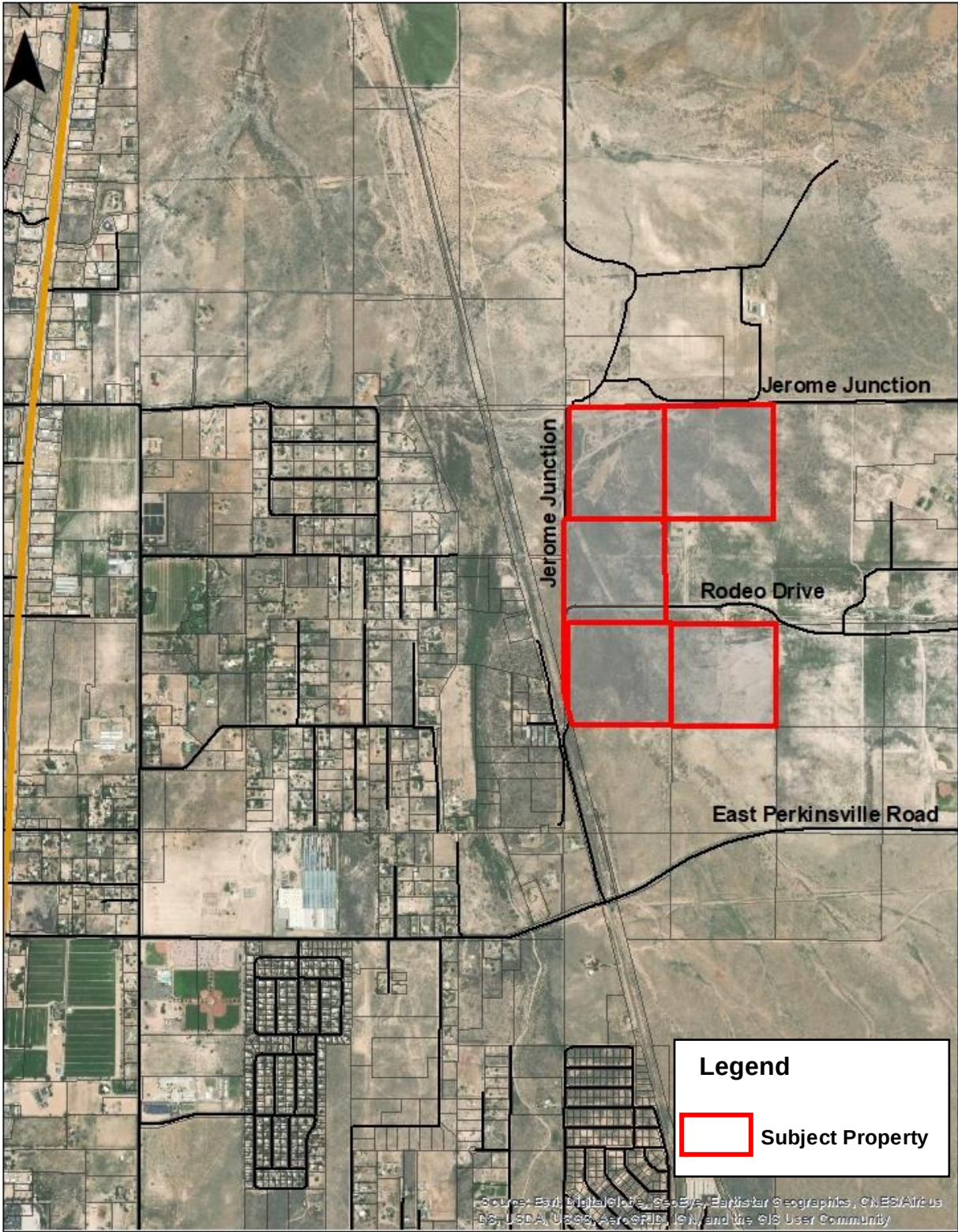
RECOMMENDATION ON REQUESTED REZONE

Staff recommends that Planning and Zoning Commission forward a recommendation to Town Council adopt Ordinance 2019-868 to rezoning 200 acres of real property from PL (Public Land) zoning district to BP (Business Park) zoning district with the following condition:

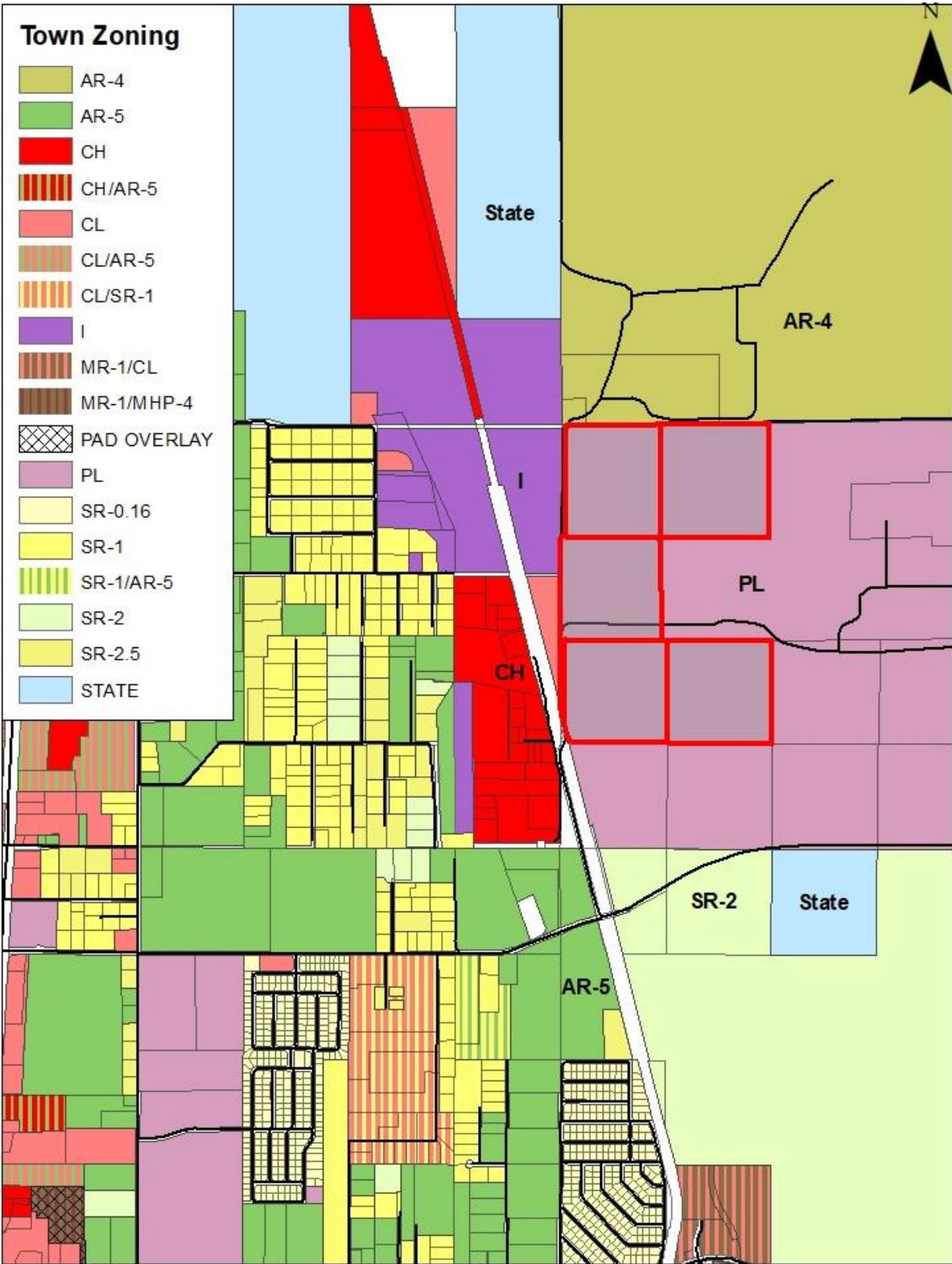
- 1) That Town Council adopt Ordinance 2019-867 in purview to this adoption of the BP (Business Park) rezone.

ATTACHMENTS

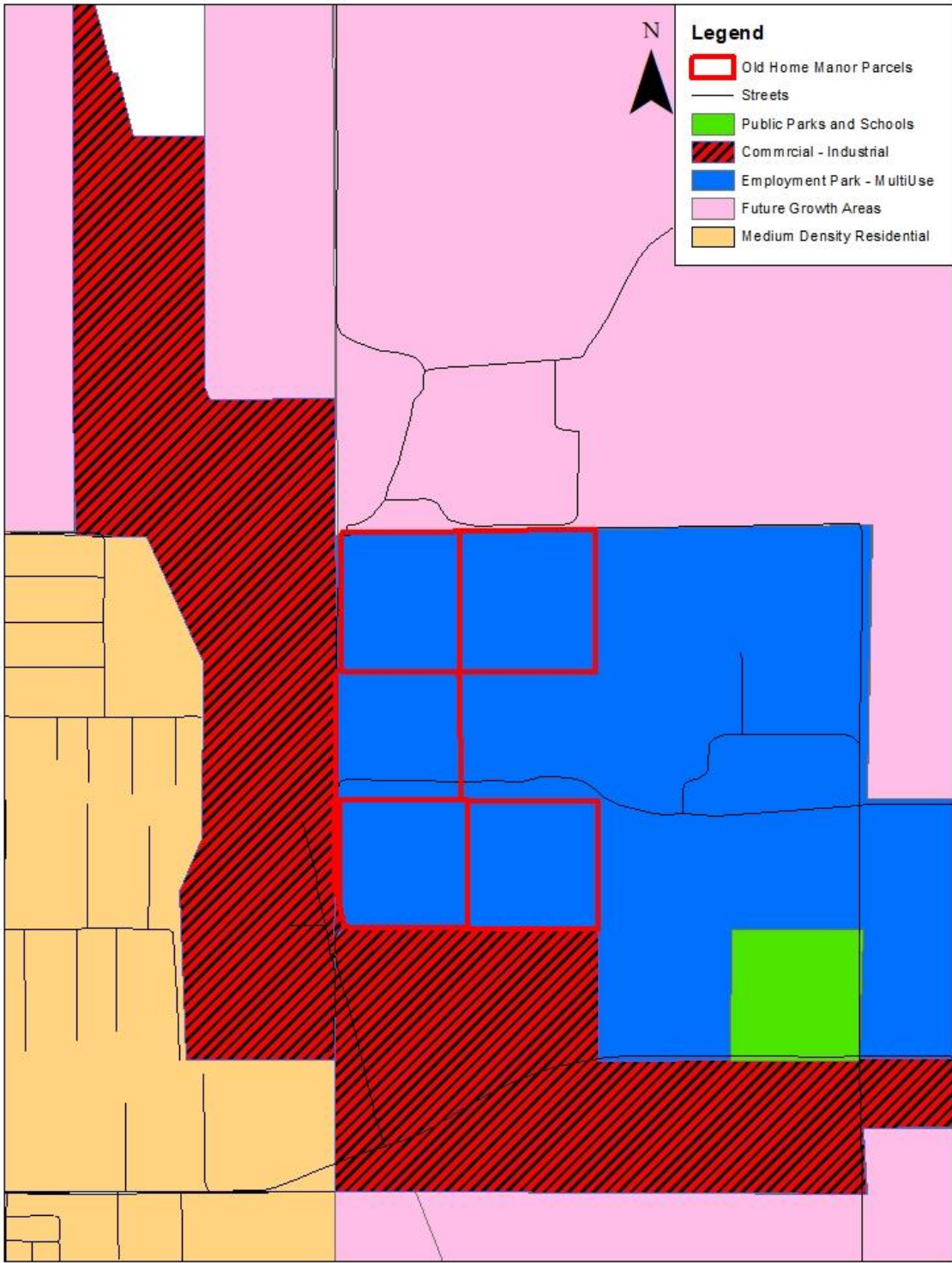
VICINITY MAP



VICINITY MAP



GENERAL PLAN LAND USE MAP



ORDINANCE NO. 2019-868

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CHINO VALLEY, ARIZONA, APPROVING A CHANGE OF ZONING AND AMENDMENT TO THE OFFICIAL ZONING MAP FOR APPROXIMATELY 200 ACRES OF REAL PROPERTY GENERALLY LOCATED APPROXIMATELY 0.4 MILES NORTH OF JEROME JUNCTIONS AND PERKINSVILLE ROAD INTERSECTION, FROM PL (PUBLIC LAND) TO BP (BUSINESS PARK) ZONING DISTRICT.

WHEREAS, the Mayor and Common Council of the Town of Chino Valley (the "Town Council") desires to amend the Town of Chino Valley Official Zoning Map for a ±200 acre parcel zoned PL (Public Land) to BP (Business Park); and

WHEREAS, the Town Council has determined that this amendment to the Official Zoning Map conforms with the Town of Chino Valley General Plan and any applicable specific area plan, neighborhood plan, or other plan, and any overlay zoning district; and

WHEREAS, all required public notice was provided and all required public meetings and hearings were held in accordance with applicable state and local laws; and

WHEREAS, the Planning and Zoning Commission recommended approval of the rezoning; and

WHEREAS, the Town Council has considered the individual property rights and personal liberties of the residents of the Town before adopting this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Common Council of the Town of Chino Valley, Arizona, as follows:

Section 1. The recitals above are incorporated as if fully set forth herein.

Section 2. The Official Zoning Map is hereby amended for property consisting of approximately 200 acres, described in Exhibit 1 and shown on the Zoning Exhibit (map) in Exhibit 2, both attached hereto and incorporated herein by this reference, to rezone it from PL (Public Land) to BP (Business Park). The Property described herein shall be used in accordance with the Town of Chino Valley Unified Development Ordinance. The rezoning effectuated by this Ordinance shall be null and void, and the zoning on the property described in Exhibit 1 shall revert to the Public Land designation in the event the text amendment set forth in Ordinance 2019-867 fails to become effective, for any reason, prior to the date this Ordinance becomes effective.

Section 3. The Mayor, the Town Manager, the Town Clerk and the Town Attorney are hereby authorized and directed to take all steps necessary to cause the execution of the Agreement and to take all steps necessary to carry out the purpose and intent of this Ordinance.

[SIGNATURES ON FOLLOWING PAGE]

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Chino Valley, Arizona this 11th day of June, 2019.

Darryl L. Croft, Mayor

ATTEST:

Jami C. Lewis, Town Clerk

APPROVED AS TO FORM:

Andrew J. McGuire, Town Attorney
Gust Rosenfeld, PLC

I hereby certify the above foregoing Ordinance No. 2019-868 was duly passed by the Council of the Town of Chino Valley, Arizona, at a meeting held on June 11, 2019, and that quorum was present, and that the vote thereon was ____ ayes and ____ nays and ____ abstentions. ____ Council members were absent or excused.

Jami C. Lewis, Town Clerk

EXHIBIT 1
TO
ORDINANCE NO. 2019-868

[Legal Description]

See following pages.

APN: 306-02-001S

The Northeast Quarter of the Northwest Quarter of Section 12, Township 16 North, Range 2 West, of the Gila and Salt River Base and Meridian, Yavapai County, Arizona.

APN: 306-02-001U

The Northwest Quarter of the Northwest Quarter of Section 12, Township 16 North Range 2 West, of the Gila and Salt River Base and Meridian, Yavapai County, Arizona.

APN: 306-02-001N

The Southwest Quarter of the Northwest Quarter of Section 12, Township 16 North, Range 2 West, of the Gila and Salt River Base and Meridian, Yavapai County, Arizona.

APN: 306-02-001L

The Northwest Quarter of the Southwest Quarter of Section 12, Township 16 North, Range 2 West, of the Gila and Salt River Base and Meridian, Yavapai County, Arizona.

APN: 306-02-001J

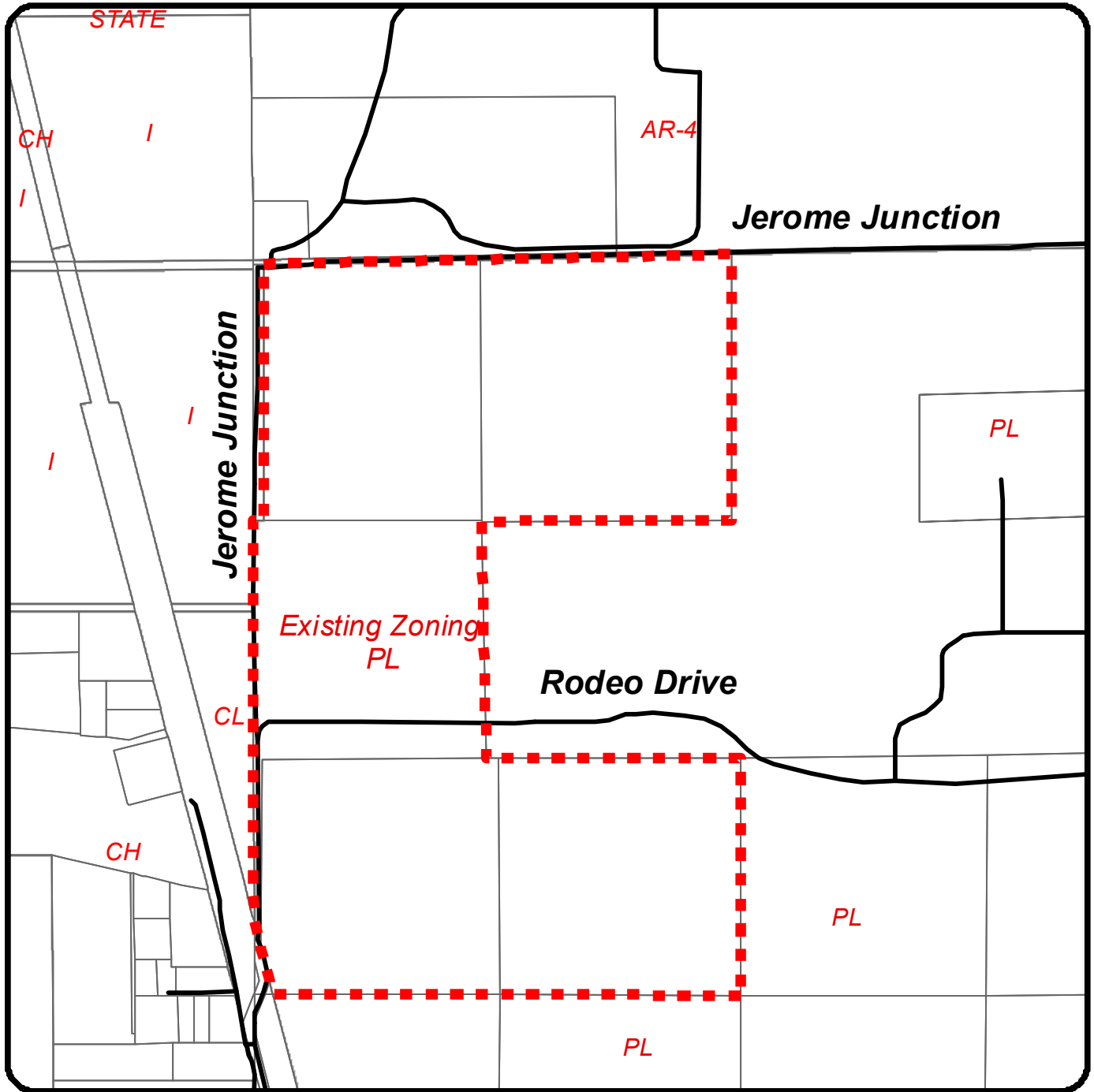
The Northeast Quarter of the Southwest Quarter of Section 12, Township 16 North, Range 2 West, of the Gila and Salt River Base and Meridian, Yavapai County, Arizona.

EXHIBIT 2
TO
ORDINANCE NO. 2019-868

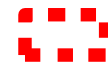
[Zoning Exhibit]

See following pages.

Zoning Exhibit A



Z19-000003: Old Home Manor

 Subject Property
 Street Current

Applicant: Town of Chino Valley

Request: Rezone 199.59 acres from PL zoning district to BP zoning district.

Location: Approx. 0.4 Miles North of Jerome Junctions and Perkinsville Road intersection

APN: 306-02-001S, 001U, 001N, 001L, 001J



Not to Scale



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

8.a.

Meeting Date: 06/11/2019
Contact Person: Cecilia Grittman, Town Manager
Department: Town Manager
**Estimated length
of Staff Presentation:**
Physical location of item: N/A

AGENDA ITEM TITLE:

An executive session pursuant to A.R.S. § 38-431.03(A)(3) for discussion or consultation for legal advice with the Town Attorney regarding development standards.

Attachments

No file(s) attached.



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

8.b.

Meeting Date: 06/11/2019
Contact Person: Cecilia Grittman, Town Manager
Department: Town Manager
Estimated length of Staff Presentation:
Physical location of item: N/A

AGENDA ITEM TITLE:

An executive session pursuant to A.R.S. § 38-431.03(A)(4) for discussion or consultation with attorneys for the Town in order to consider the Town's position and instruct the attorneys for the Town regarding the Town's position regarding a potential intergovernmental agreement with the City of Prescott relating to water service.

Attachments

No file(s) attached.