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

TUESDAY, JUNE 12, 2018
6:00 P.M.

The Town Council of the Town of Chino Valley, Arizona, met for a Regular Meeting in the Chino Valley Council Chambers, located at 202 N. State Route 89, Chino Valley, Arizona, on Tuesday, June 12, 2018.

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

Staff Present: Town Manager Cecilia Grittman; Town Attorney Andrew McGuire (electronically); Finance Director Joe Duffy; Human Resources Director Laura Kyriakakis; Police Chief Chuck Wynn; Police Lieutenant Vince Schaan; Police Lieutenant Randy Chapman; Police Officer Justin Angel; Police Officer Fernando Silva; Public Works Director/Town Engineer Frank Marbury; Development Services Director Jason Sanks; Town Clerk Jami Lewis (recorder)

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

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

2) INTRODUCTIONS, PRESENTATIONS, AND PROCLAMATIONS

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.

Mary Rocchio and Anita DeMello spoke about a Let's Dance event at the Chino Valley Senior Center on June 28.

4) RESPONSE TO THE PUBLIC

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

5) CURRENT EVENT SUMMARIES AND REPORTS

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

a) Status reports by Mayor and Council regarding current events.

Mayor Croft presented a $1,700 check for the Paulden Plunge program to Ron Romley, who spoke about the program, a collaborative effort between the Town, Yavapai Regional Transit, and the Paulden Foundation. Mayor Croft also recognized Councilmember Best, a driver for the program.

Mayor Croft congratulated Councilmember Lane on her recent marriage.

Councilmember Lane spoke about the Wade Parker Memorial co-ed softball tournament on June 16-17, which raised scholarship money for seniors following a career in public safety.

b) Status report by Town Manager Cecilia Grittman and/or Town staff members regarding Town accomplishments, and current or upcoming projects.

Ms. Grittman reported on:

- The Town's first Yellow Ribbon honoree, Tammy Larrison, U.S. Navy, serving in Italy.
- The June 19 study session being cancelled.
- Town staff addressing problems as one team during her recent absence.

She also introduced a video about the Chino Valley High School soccer program produced by Capital One.

c) Introduction of new police officers and the Town's newly-promoted Police Lieutenant, Randy Chapman. (Chuck Wynn, Police Chief)

Chief Wynn introduced new officers Fernando Silva and Justin Angel, as well as the newly-appointed Lieutenant, Randy Chapman, a 14-year veteran, and his family.

6) CONSENT AGENDA

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

MOVED by Vice-Mayor Lon Turner, seconded by Councilmember Cloyce Kelly to approve consent agenda items (a) thru (g).

Vote: 7 - 0 PASSED - Unanimously

a) Consideration and possible action to award a construction contract to Asphalt Paving and Supply, Inc. in an amount not to exceed $143,257.00 for the construction of three low water crossings on Gheral Brownlow Drive and East Road 4-1/2 South as part of the Road 1 East extension. (Frank Marbury, Public Works Director/Town Engineer)

b) Consideration and possible action to rescind the contract renewal with TNT Towing, previously approved on May 22, 2018. (Chuck Wynn, Police Chief)

c) Consideration and possible action to review and approve Arizona Municipal Risk Retention Pool Fourth Amended and Restated Membership Agreement. (Laura Kyriakakis, Human Resources Director)

d) Consideration and possible action to approve the Intergovernmental Agreement for Election Services between the Yavapai County Board of Supervisors, Yavapai County Recorder, and the Town of Chino Valley for utilizing County election services, effective July 18, 2018 and remaining in effect until terminated. (Jami Lewis, Town Clerk)

e) Consideration and possible action to accept the May 15, 2018 special meeting minutes. (Jami Lewis, Town Clerk)

f) Consideration and possible action to accept the May 15, 2018 study session minutes. (Jami Lewis, Town Clerk)

g) Consideration and possible action to accept the May 22, 2018 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 Conditional Use Permit (CUP18-004) for approximately 1.38 acres of real property located approximately .25 mile north of the northwest corner of Center Street and State Route 89 intersection at 246 North State Route 89, to allow a food truck court in the CL (Commercial Light) zoning district. (Alex Lerma, Associate Planner)

Recommended Action: Postpone this item until July 24, 2018 per staff's request.

Jason Sanks reported that staff was requesting a continuance of this item to July 24, as the Planning and Zoning hearing had been postponed to July 3.

MOVED by Vice-Mayor Lon Turner, seconded by Councilmember Jack Miller to postpone this item until July 24, 2018.

Vote: 7 - 0 PASSED - Unanimously

b) Consideration and possible action to adopt a Conditional Use Permit (CUP18-003) for approximately 4.55 acres of real property located approximately 1,000 feet south of the southwest corner of East Road 2 North and North Road 1 East at 784 North Road 1 East. Approval of the Conditional Use Permit will allow the applicant to continue the operation and maintenance of a well drilling business consisting of storage of vehicles, machinery and supplies in the AR-5 zoning district. (Alex Lerma, Associate Planner)

Recommended Action: Approve a Conditional Use Permit for APN 306-23-007B to allow the continuation of the operation and maintenance of a well drilling business consisting of storage of vehicles, machinery and supplies in the AR-5 (Agricultural Residential- 5 Acre Minimum) zoning

district, subject to the condition recommended by staff and Planning and Zoning Commission.

Development Services Director Jason Sanks presented on this item:

- *Proposal:* Applicant Mitchell McGee was requesting to renew an expired CUP originally approved through Ordinance No. 297 in 1996.
- *Hist*ory: In 1996, owner Daniel McGee applied for a rezone from Agricultural/Residential to Commercial/Light Manufacturing in order to allow for well drilling business operation and equipment maintenance, as well as personal residence. The town attorney at the time recommended that he apply instead for a CUP, which was granted for a five-year period. Mitchell McGee recently inherited the property from his father and was unaware that the business had been operating under an expired CUP.
- *Current condition:* The property's General Plan Land Use Designation was Commercial/Medium Density Residential. Surrounding properties were a variety of agricultural/residential, public lands, commercial, multi-family residential, and medium density residential.
- *Property uses:* Most of the stored equipment was behind the house and trees to lessen their impact. No known property violations existed. There had been one anonymous call to Code Compliance that resulted in no citation.
- *Recommendation*: Staff and Commission recommended approval with no conditions, as the one recommended in the staff report was already in Code and thus redundant, and with no time restriction.

MOVED by Vice-Mayor Lon Turner, seconded by Councilmember Jack Miller to approve a Conditional Use Permit for APN 306-23-007B to allow the continuation of the operation and maintenance of a well drilling business consisting of storage of vehicles, machinery and supplies in the AR-5 (Agricultural Residential- 5 Acre Minimum) zoning district, subject to the condition recommended by staff and Planning and Zoning Commission.

Vote: 7 - 0 PASSED - Unanimously

c) Consideration and possible action to approve using $300,000 out of the Town's General Fund Contingency Account to reduce the PSPRS unfunded liability amount. (Joe Duffy, Finance Director)

Recommended Action: Approve using $300,000 out of the Town's General Fund Contingency Account to reduce the PSPRS unfunded liability amount.

Mr. Duffy reported that:

- Expenditure of contingency funds required Council approval.
- The Town had $300,000 in contingency that was not used this fiscal year. Staff was recommending to use that money to reduce the Town's Public Safety Personnel Retirement System (PSPRS) liability, which was currently $1.8 million.
- Staff was also recommending to use an amount of contingency funds each year toward the liability.

MOVED by Vice-Mayor Lon Turner, seconded by Councilmember Jack Miller to approve using $300,000 out of the Town's General Fund Contingency Account to reduce the PSPRS unfunded liability amount.

Vote: 7 - 0 PASSED - Unanimously

8) EXECUTIVE SESSION

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

MOVED by Vice-Mayor Lon Turner, seconded by Councilmember Cloyce Kelly to go into executive session at 6:38 p.m.

Vote: 7 - 0 PASSED - Unanimously

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 the acquisition of a portion of the Prescott water system and pursuant to A.R.S. § 38-431.03(A)(4) for discussion or consultation with the Town Attorney in order to consider the Town's position and instruct the Town Attorney regarding the Town's position regarding a contract with the City of Prescott related to the Town purchasing a portion of its water distribution system that is the subject of negotiations. (Cecilia Grittman, Town Manager)

9) ACTION ITEMS RESUMED

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

Mayor Croft reconvened the regular meeting at 7:49 p.m. and reported that Council would take no action.

10) ADJOURNMENT

MOVED by Councilmember Cloyce Kelly, seconded by Councilmember Jack Miller to adjourn the meeting at 7:49 p.m.

Vote: 7 - 0 PASSED - Unanimously

Darryl L. Croft, Mayor

ATTEST:

Jami C. Lewis, Town Clerk

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Meeting of the Town Council of the Town of Chino Valley, Arizona held on the 12th day of June, 2018. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 26th day of June, 2018.

Jami C. Lewis, Town Clerk