

2nd AMENDED*
**NOTICE OF THE REGULAR AND POSSIBLE EXECUTIVE SESSION
OF THE CHINO VALLEY TOWN COUNCIL**

**July 12, 2011
6:00 P.M.**

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Chino Valley Town Council and to the general public that the Chino Valley Town Council will hold a Regular Meeting open to the public on **Tuesday, July 12, 2011 at 6:00 p.m.** in the Chino Valley Council Chambers, located at 202 N. State Route 89, Chino Valley, Arizona. Members of the Town Council will attend either in person or by telephone conference call. As indicated in the agenda, the Chino Valley Town Council may vote to go into Executive Session, which will not be open to the public, to discuss certain matters.

RULES FOR ADDRESSING THE COUNCIL – AMENDED MAY 13, 2010

It is the Council's desire to hear public comment on agenda items. Because it is important to maintain order during the meeting, please adhere to the following rules of order if you wish to speak:

- 1) Members of the public wishing to speak must be first recognized by the Chairman.
- 2) Please state your name and whether or not you are a Town resident in an audible tone for the record.
- 3) TIME LIMIT: 3 MINUTES PER PERSON.
- 4) Remarks shall be limited to the agenda item under consideration.
- 5) All remarks shall be directed to the Mayor and to any or all members of the Council.
- 6) A person wishing to make a presentation that exceeds the three-minute time limit should make such a request of the Town Clerk prior to the meeting.
- 7) Members of the public are expected to observe rules of propriety and decorum.
- 8) Speakers shall not discuss employee performance, employee evaluations, or employee health, family or personal matters.

The **Agenda** for the meeting is as follows:

- 1) Call to Order, Invocation; Pledge of Allegiance; Roll Call.**
- 2) Introductions, Presentations and Proclamations**

No presentations scheduled.

3) **Call to the Public**

Call to the Public is an opportunity for the public to address the Council concerning a subject that is not on the agenda. Public comment is encouraged. At the conclusion of an open call to the public, individual members of the Council may respond to those who have addressed the Council, may ask staff to review a matter or may ask that a matter be put on a future agenda. However, members of the Council shall not discuss or take legal action on matters raised during an open Call to the Public unless the matters are properly noticed for discussion and legal action.

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.

4) **Mayor/Council/Manager Report**

This item is for information only. Presentation on information requested by the Mayor and Town Council will be made and questions answered. No action will be taken.

Consent Agenda

All those items listed below may be enacted by one motion and approved as consent agenda items. Any item may be removed from the consent agenda and considered separately if a member of the Council so requests.

- 5) **Move to ratify** the increase of a half-time Records Manager position, approved by Council on 8/31/2010, to a full-time Town Clerk Assistant / Records Technician position for the Town Clerk's office; and approved revised job descriptions for the Administrative Clerk II and Town Clerk's positions and a revised Organizational Chart for the Town Clerk's Office;
- 6) **Move to accept** the Dedication of Public Roadway for Assessor's Parcel number 306-29-054E;
- 7) **Move to approve** the Cable One Commercial Service Agreement, subject to Town staff and attorneys agreeing to appropriate language regarding security as referenced in Sections 9 and Section 15, providing for a 100Mbps Fiber Optic connection to be established between 1020 W Palomino Road and 202 N State Route 89 for the purpose of Town computer network and telecommunications connections;
- 8) **Move to approve** the Financial Report for eleven months ending May 31, 2011 for fiscal year 2010/2011.

Staff recommended motion: Move to accept Consent Agenda items 5 through 8.

Action Items

- 9) **Consideration and possible action** to appoint or re-appoint applicants to the Parks and Recreation Advisory Board, Senior Center Advisory Board, Industrial Development Authority, and Municipal Property Corporation.

Staff recommended motion: move to appoint or re-appoint:

- (a) Joseph Abbate, Matthew Quay, Sue Spahr, and William Barlow to the Parks and Recreation Advisory Board with term ending June 30, 2013;
- (b) Beverly Kelly, Dennie Fry, and Billie Messaros to the Senior Center Advisory Board with term ending June 30, 2013;
- (c) Michael Markgraf and Ed Steinback to the Industrial Development Authority with term ending June 30, 2017; and
- (d) Michael Markgraf and Ed Steinback to the Municipal Property Corporation with term ending June 30, 2014.

- 10) **Consideration and possible action** to authorize the Police Department to expend approximately \$11,500 to expand the current fenced impound yard at the Police Department to accommodate additional vehicles impounded under A.R.S. § 28-3511.

Staff recommended motion: Move to authorize the Police Department to expend approximately \$11,500 to expand the current fenced impound yard at the Police Department to accommodate additional vehicles impounded under A.R.S. § 28-3511.

- 11) Discussion and possible action relative to directing the Town's Development Services Department to forthwith investigate the feasibility of filing an appeal of the 2010 Chino Valley census count with the United States Census Bureau and to present to the Council after said research a recommendation regarding the filing of an appeal

Staff recommended motion: Move to direct the Town's Development Services Department to investigate the feasibility of filing an appeal of the 2010 Chino Valley census count with the United States Census Bureau and to present to the Council after said research a recommendation regarding the filing of an appeal

Town's Development Services Department to appeal the 2010 Chino Valley census count with the United States Census Bureau.

- *11.1)** DISCUSSION AND POSSIBLE ACTION TO EXTEND THE POOL SCHEDULE FOR THE CHINO VALLEY AQUATICS CENTER BY AN ADDITIONAL 28 DAYS FROM AUGUST 7 TO SEPTEMBER 4, 2011 AND MODIFY CURRENT SCHEDULED HOURS. STAFF ESTIMATES THAT THE EXTENDED POOL SEASON WILL GENERATE AN ADDITIONAL \$4,850 IN REVENUE AND COST AN ADDITIONAL \$9,055 IN EXPENSES, FOR A NET COST OF \$4,205.

STAFF RECOMMENDED MOTION: TO BE DETERMINED PER COUNCIL DISCUSSION.

- 12)** **Public Hearing and possible adoption of Resolution No. 11-963**, adoption of the annual statements and estimates of the expenses of the Chino Valley, Arizona Street Lighting Improvement Districts for fiscal year 2011-2012, as approved by the Chino Valley, Arizona Town Council by Resolution No. 11-960, which expenses for each district shall be provided for by the levy and collection of ad valorem taxes upon the assessed value of all the real and personal property in each district, pursuant to § 48.616, Arizona Revised Statutes, as amended.

Staff recommended motion:

A) Hold Public Hearing;

B) Move to adopt Resolution No. 11-962, adoption of the annual statements and estimates of the expenses of the Chino Valley, Arizona Street Lighting Improvement Districts for fiscal year 2011-2012, as approved by the Chino Valley, Arizona Town Council by Resolution No. 11-960, which expenses for each district shall be provided for by the levy and collection of ad valorem taxes upon the assessed value of all the real and personal property in each district, pursuant to Section 48 616, Arizona Revised Statutes, as amended.

- 13)** **Consideration and possible action to approve** (1) the purchase of an Avaya IP Office 500 Communications System including all hardware, software, licensing in an amount not to exceed \$76,490, waiving the \$20,000.00 procurement code provisions in order to capitalize on cost savings from online vendors; and (2) a professional services agreement with Four D LLC for installation services in an amount not to exceed \$16,550.

Staff recommended motion: Move to approve (1) the purchase of an Avaya IP Office 500 Communications System including all hardware, software, licensing in an amount not to exceed \$76,490, waiving the \$20,000.00 procurement code provisions in order to capitalize on cost savings from online vendors; and (2) a professional services agreement with Four D LLC for installation services in an amount not to exceed \$16,550.

- 14)** **Action to approve and adopt** the tentative budget for fiscal year 2011-2012 in the amount not to exceed \$16,608,231.00.

Staff recommended motion: Move to adopt the tentative budget for fiscal year 2011-2012 in the amount not to exceed \$16,608,231.00.

***14.1a)** COUNCIL MAY VOTE TO HOLD AN **EXECUTIVE SESSION** PURSUANT TO A.R.S. § 38-431.03 (A)(3) AND (A)(4) TO OBTAIN LEGAL ADVICE, CONSIDER ITS POSITION AND INSTRUCT ITS ATTORNEYS AND/OR STAFF REGARDING THE CHINO VALLEY SEWER PLANT, CONNECTION FEES AND ISSUES BETWEEN THE TOWN AND FANN CONTRACTING, INC.

***14.1b)** CONSIDERATION AND POSSIBLE ACTION TO AUTHORIZE THE PUBLIC WORKS DEPARTMENT TO EXPEND UP TO \$25,000 TO **PURCHASE** A USED VACTOR TRUCK.

STAFF RECOMMENDED MOTION: MOVE TO AUTHORIZE THE PUBLIC WORKS DEPARTMENT TO EXPEND UP TO \$25,000 TO PURCHASE A USED VACTOR TRUCK.

15) Adjournment.

Dated this 11th day of July, 2011.

By: *Jami C. Lewis, Town Clerk*

The Town of Chino Valley endeavors to make all public meetings accessible to persons with disabilities. Please call 636-2646 (voice) or 636-1787 (TDD) 48 hours prior to the meeting to request a reasonable accommodation to participate in this meeting. Supporting documentation and staff reports furnished to the Council with this agenda are available for review on the Town website at <http://www.chinoaz.net/clerk/townagenda.shtml>, and in the Public Library and Town Clerk's Office.