



## **Town of Chino Valley**

### **MEETING NOTICE TOWN COUNCIL**

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**REGULAR MEETING  
Tuesday, August 26, 2014  
6:00 P.M.**

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

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### **AGENDA**

- 1) CALL TO ORDER, INVOCATION; PLEDGE OF ALLEGIANCE; ROLL CALL**
- 2) INTRODUCTIONS, PRESENTATIONS, AND PROCLAMATIONS**
  - a)** Town of Chino Valley and the Chino Valley Chamber of Commerce Business Appreciation Program. (Cecilia Grittman, General Services Director)
  - b)** Presentation regarding the Town co-sponsoring a free health care day in the quad-cities in June 2015. (Councilmember Best; Vice Mayor Croft)
- 3) CALL TO THE PUBLIC**

*Call to the Public is an opportunity for the public to address the Council concerning a subject that is not on the agenda. Public comment is encouraged. Individuals are limited to speak for three (3) minutes. The total time for Call to the Public may be up to 30 minutes per meeting. Council action taken as a result of public comment will be limited to directing staff to study the matter, scheduling the matter for further consideration and decision at a later date, or responding to criticism.*

- 4) RESPONSE TO THE PUBLIC**

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

- a)** The Town's legal authority to build the Road 1 East extension across current easements and proof that such easements had been dedicated.
- b)** The reasoning used to propose infrastructure expansion between Road 2 North and Road 3 North instead of other available areas.

**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 report by Town Manager Robert Smith 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 the May 27, 2014 regular meeting minutes. (Jami Lewis, Town Clerk)
- b) Consideration and possible action to approve the June 5, 2014 study session minutes. (Jami Lewis, Town Clerk)

**7) ACTION ITEMS**

- a) Consideration and possible action to approve an Accountability Contract between the Town of Chino Valley and the Chino Valley Chamber of Commerce in the amount of \$45,000. Funding source: \$38,000 to come from Non-Departmental outside agency line and \$7,000 to come from Contingencies. (Robert Smith, Town Manager)

Recommended Action: Approve an Accountability Contract between the Town and the Chino Valley Chamber of Commerce in the amount of \$45,000.

- b)
  - (i) Public Hearing regarding application from Richard Bicker Jr., for the Agent Change and Acquisition of Control of an existing Series 9 (Liquor Store) Liquor License for Liquor Barn, located at 315 Business Park Drive #5, Chino Valley.
  - (ii) Consideration and possible action to either allow or protest the change of ownership of the Series 9 Liquor License for Liquor Barn to the Arizona Department of Liquor Licenses and Control. (Jami Lewis, Town Clerk)

Recommended Action:

- (i) Hold Public Hearing.
- (ii) Take no action; OR Protest the acquisition of control of Liquor Barn's Series 9 Liquor License.

- c) Consideration and possible action to rezone approximately 438 acres located in Section 6, Township 15 North, Range 1 West from Single Family Residential, Two (2) Acre Minimum (SR-2) to Industrial (I). (Ruth Mayday, Development Services Director)

Recommended Action: Approve rezoning the subject property from Single Family Residential, Two Acre Minimum (SR-2) to Industrial (I).

- d) Consideration and possible action to authorize issuance of a Conditional Use Permit for operating a portable asphalt plant on approximately 438 acres located in Section 6, Township 15 North, Range 1 West. (Ruth Mayday, Development Services Director)

Recommended Action: Approve issuance of a Conditional Use Permit for the operation of a portable asphalt plant on approximately 438 acres located in Section 6, Township 15 North, Range 1 West.

- e) Discussion and possible action to address a complaint filed by Vice-Mayor Croft pursuant to Town Code Chapter 35 Code of Ethics Section 35.04 Conduct in Public Office paragraph (D). (Mayor Marley; Vice-Mayor Croft)

Recommended Action: Call upon Councilmember Hatch to publicly apologize to Ms. Schimikowsky, President/CEO, Chino Valley Area Chamber of Commerce, and to refrain from conversing in an intimidating manner when discussing Town business with visitors and staff.

## 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) Pursuant to A.R.S. § 38-431.03(A)(4) for discussion or consultation with the Town Attorney in order to consider its position and instruct the Town Attorney regarding the Town's position regarding a Settlement and Release Agreement that is the subject of negotiations related to the Construction Manager at Risk Contract between the Town of Chino Valley and Fann Contracting, Inc. dated June 12, 2003 and all amendments thereto. (Robert Smith, Town Manager)
- b) Pursuant to A.R.S. § 38-431.03(A)(1) for discussion or consideration of employment, assignment, appointment, promotion, demotion, dismissal, salaries, disciplining or resignation of the Town Attorney. (Councilmember Hatch; Councilmember McKee; Councilmember Wojcik)

## 9) **ACTION ITEMS RESUMED**

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

## 10) **ADJOURNMENT**

Dated this 20th day of August, 2014.

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 1-(800) 347-1695 (Arizona Relay Service) 48 hours prior to the meeting to request a reasonable accommodation to participate in this meeting.

Supporting documentation and staff reports furnished to the Council with this agenda are available for review on the Town website at <http://www.chinoaz.net/clerk/townagenda.shtml>, and in the Public Library and Town Clerk's Office.

CERTIFICATION OF POSTING

The undersigned hereby certifies that a copy of this notice was duly posted at Chino Valley South Campus, Chino Valley Post Office, and Chino Valley North Campus in accordance with the statement filed by the Town Council with the Town Clerk.

Date: \_\_\_\_\_ Time: \_\_\_\_\_ By: \_\_\_\_\_  
Jami C. Lewis, Town Clerk