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

TUESDAY, SEPTEMBER 8, 2020
6:00 P.M.

CHINO VALLEY COUNCIL CHAMBERS
202 N. STATE ROUTE 89, CHINO VALLEY, AZ

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

Absent: Councilmember Mike Best

Staff Present: Town Manager Cecilia Grittman; Town Attorney Andrew McGuire (remotely); Police Chief Chuck Wynn; Officer Jeff Pizzi (Sgt. at Arms); Public Works Director/Town Engineer Frank Marbury; Development Services Director Joshua Cook; IT Manager Spencer Guest (videographer); Administrative Technician Kathy Frohock (videographer); Deputy Town Clerk Erin Deskins (recorder); Deputy Town Clerk Traci Lavelle (recorder)

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

Mayor Croft called the meeting to order at 6:00 p.m. and led the Pledge of Allegiance.

2) INTRODUCTIONS, PRESENTATIONS, AND PROCLAMATIONS

a) Acknowledgement by Sheriff Masher regarding donation from the Town for the Fallen Officer Memorial. (Chuck Wynn, Police Chief)

Sheriff Masher presented the following:

- Thanked the Town for the generous donation for the Fallen Officer Memorial.
- They had reached their fundraising goal in approximately six weeks for the bronze, fencing, landscaping, rocks and the labor.
- Bill Nebeker, the bronze smith, estimated completion by the end of November or first part of December, at which point an official unveiling would be scheduled.
- He mentioned that long-time Yavapai law enforcement Officer Jody Macuch was killed in an off duty motorcycle accident and his thoughts were with his family.

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.

- Craig Brown, Chairman, Yavapai County Board of Supervisors – reminded citizens that on the morning of 9/11, there would be a memorial event and breakfast at the shooting range. There would be another memorial in the evening at Prescott Valley at the Healing Fields.

4) 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.

- Vice Mayor Miller reported that the time capsule had been completed. The set of hand prints onsite was of a four-year-old girl and the daughter of a local fire fighter. A video of the event and pictures were shared at the meeting.

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

Manager Grittman reported on the following:

- Read a letter from Police Chief Wynn regarding the Police Department's fundraising events for a training facility at Old Home Manor (OHM) and for protective body armor plates. The Department had also received two generous donations from local businesses for ballistic helmets and face shields for the officers. The request for donations was not a reflection that the Town did not support the Police Department, and the department utilized many sources of funds to supplement their budget to help lessen the burden on taxpayers. Fundraising events and other funding sources were being used to maintain the Department's shooting range and training facility.
- Acknowledged the Library volunteers, who donated over 6,000 hours annually.
- Yavapai Trails Association was working on the Peavine Trail in Town. They would be erecting kiosks that had historical information regarding the trail.
- Reviewed recent employee retirements and employee work anniversaries.
- Thanked APS, Habitat for Humanity, the Town and others for helping an ill person get back into their home after damage from a storm.

5) 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 Jack Miller, seconded by Councilmember Cloyce Kelly to approve Consent Agenda Items 5 (a) and (b) as written.

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

6 - 0 PASSED - Unanimously

a) Consideration and possible action to approve the August 11, 2020, regular meeting minutes. (Jami Lewis, Town Clerk)

b) Consideration and possible action to approve the August 18, 2020, special meeting minutes.(Jami Lewis, Town Clerk)

6) 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.

MOVED by Vice-Mayor Jack Miller, seconded by Councilmember Cloyce Kelly to move Item 6(c) prior to Item 6(a).

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

6 - 0 PASSED - Unanimously

MOVED by Vice-Mayor Jack Miller, seconded by Councilmember Annie Perkins to move to Executive Session for legal advice from the Town Attorney regarding item 6(c).

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

6 - 0 PASSED - Unanimously

The Executive Session began at 6:25 p.m. and ended at 7:04 p.m., at which time the regular meeting was reconvened.

a) Consideration and possible action to approve Ordinance 2020-885 amending the Chino Valley Town Code Title XV, Land Usage, Chapter 154, Unified Development Ordinance, adopting by reference the "September 2020 Amendments to the Chino Valley Town Code Chapter 154 (Unified Development Ordinance)," including amendments to the Subdivision Regulations. (Joshua Cook, Development Services Director)

Recommended Action: Approve Ordinance 2020-885 amending the Chino Valley Town Code Title XV, Land Usage, Chapter 154, Unified Development Ordinance, adopting by reference the "September 2020 Amendments to the Chino Valley Town Code Chapter 154 (Unified Development Ordinance)," including amendments to the Subdivision Regulations.

Joshua Cook, Development Services Director, presented the following:

- Staff began rewriting subdivision regulations in November and staff had held seven meetings, including two study sessions to review the draft language.
- Staff had not received any public comments on the draft language. The citizens present at the July 22nd Study Session had provided some comments, but nothing that changed the draft language.
- Staff had been working with the UDO Subcommittee and the Town Attorney to draft the final language.
- Staff had drafted a definition for "parent parcel" to accommodate the individuals that felt the Town had drawn a line. Staff was proposing a one time "parent parcel" reset with the changes to the code. That would mean that every single existing parcel that was legally split, would be considered a "parent parcel."
- The Planning Commission had brought up three main issues.
    - The first was a septic question. The language in the preliminary plat include language that required the developer to bring percolation tests results to the Public Works Director. Staff contacted the County and found that this should not be a requirement. The preliminary plat was a conceptual level drawing that should not require a developer to spend a lot of money. Staff was proposing that for the preliminary plat, the developer would need to state whether they would be using septic, sewer or an alternative method for waste management.
    - The second question was regarding the turning radius for cul-de-sacs. Staff had developed a number they thought was sufficient to allow for fire trucks and buses to turn in a cul-de-sac, but at the request of the P&Z Commission staff verified that number. Through the verification process, staff had increased the number from 41 feet to 48 feet to accommodate buses and fire trucks.
    - The last issue was two words that had been in the draft text that needed to be deleted. This had been done by staff.
- These were the only changes made to the text.

Staff and Council Members discussed the following:

- "Public Way" was stricken from the text and the word "easement" was defined in the definition of streets, which was included in the Town Code. A subdivision using an easement would be considered a private street. Staff reviewed the requirements for streets for various lot developments. Staff read the definition of streets for Councilmembers.
- A Councilmember wanted to change the subgrade requirement on page 46 to a subgrade of four inches and surface depth of two inches to have a total of six inches. Staff did not see that as a problem with the requested change, as that section applied to developments with two to three lots.

MOVED by Vice-Mayor Jack Miller, seconded by Councilmember Cloyce Kelly to approve Ordinance 2020-885 amending the Chino Valley Town Code Title XV, Land Usage, Chapter 154, Unified Development Ordinance, adopting by reference the "September 2020 Amendments to the Chino Valley Town Code Chapter 154 (Unified Development Ordinance)," including amendments to the Subdivision Regulations as discussed, making the modification to the subgrade and surface depth changes.

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

6 - 0 PASSED - Unanimously

b) Consideration and possible action to approve the Cooperative Purchasing Agreement with Motorola Solutions, Inc. for the purchase of 25 new Motorola APX 4000 VHF MHZ Model 2 Portable Radios in the amount of $58,370.75. (Chuck Wynn, Police Chief)

Recommended Action: Approve the Cooperative Purchasing Agreement with Motorola Solutions, Inc. for the purchase of 25 new Motorola APX 4000 VHF MHZ Model 2 Portable Radios in the amount of $58,370.75.

Chuck Wynn, Police Chief presented the following:

- This had initially been budgeted over two budget years, but they had received a grant from the Attorney General's Office that allowed the department to purchase some needed radios. The radios would replace the handed down radios from the fire department, which were outdated.
- An incident with a local police officer unable to use his radio during a suspect chase was described and shared with Council.
- With the grant, the Department would be able to purchase all the radios in the current budget cycle.
- The radios were the newest technology and could be converted to digital in the future.

MOVED by Vice-Mayor Jack Miller, seconded by Councilmember Cloyce Kelly to approve the Cooperative Purchasing Agreement with Motorola Solutions, Inc. for the purchase of 25 new Motorola APX 4000 VHF MHZ Model 2 Portable Radios in the amount of $58,370.75.

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

6 - 0 PASSED - Unanimously

c) Consideration and possible action to exercise the authority granted in Governor Ducey's Executive Order 2020-43 allowing or denying organized public events of more than 50 people, effective until the Governor rescinds the Executive Order. (Cecilia Grittman, Town Manager)

Recommended Action: Deny or approve organized public events of more than 50 people, effective until the Governor rescinds Executive Order 2020-43.

(Council heard this item before item 6(a), but is retained here for clarity.)

MOVED by Councilmember Annie Perkins, seconded by Councilmember Cloyce Kelly that the Town would continue to deny organized public events over 50 people on Town-owned property until Governor Ducey rescinds his Executive Order 2020-43.

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

6 - 0 PASSED - Unanimously

7) **ADJOURNMENT**

MOVED by Councilmember Lon Turner, seconded by Vice-Mayor Jack Miller to adjourn the Regular Meeting at 7:18 p.m.

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

6 - 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 8th day of September, 2020. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 22nd day of September, 2020.

Jami C. Lewis, Town Clerk