



Town of Chino Valley

MEETING NOTICE TOWN COUNCIL

**REGULAR MEETING
Tuesday, September 25, 2012
6:00 P.M.**

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

AGENDA

- 1) CALL TO ORDER, INVOCATION; PLEDGE OF ALLEGIANCE; ROLL CALL**
- 2) INTRODUCTIONS, PRESENTATIONS, AND PROCLAMATIONS**
- 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 speaker remarks.

- 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) Recognition of the Chino Valley Recreation Foundation for contributions to summer aquatics and recreation programs. (Cecilia Watts, General Services Director)**

- 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 accept resignation of Candy Blakeslee from the Board of Adjustment effective September 11, 2012. (Jami Lewis, Town Clerk)

7) ACTION ITEMS

- a) Consideration and possible action to repeal Ordinance No. 11-754, revoking the Conditional Use Permit for the Windmill House, located at 1460 W. Road 4 North and identified as Assessor's Parcel Number 306-05-030W and a portion of 306-05-030X. Owner: Joe Cordovana, Trustee of the LaVacara Family LLC. (David Nicolella, Associate Planner)

Recommended Action: Repeal Ordinance No. 11-754, revoking the Conditional Use Permit for the Windmill House, due to non-compliance with the condition of approval related to right-of-way dedication along the property's Road 4 North frontage.

- b) Consideration and possible action to adopt Personnel Policy No. 755, "Supplemental Benefit Plan (SBP) for Public Safety Employees," effective August 2, 2012. (Cecilia Watts, General Services Director)

Recommended Action: Adopt Personnel Policy No. 755, "Supplemental Benefit Plan (SBP) for Public Safety Employees," effective 8/2/2012.

- c) Report and possible discussion regarding an Open Meeting Law violation and guidelines for Council communications with regard to the Open Meeting Law. (Tom Kack, Town Attorney)

Recommended Action: To be determined per Council discussion.

- d) Consideration and possible action to approve the August 2, 2012 joint study session minutes. (Absent: Councilmembers Echols and Turner) (Jami Lewis, Town Clerk)

Recommended Action: Approve the August 2, 2012 joint study session minutes.

8) EXECUTIVE SESSION

Council may vote to go into executive session, which will not be open to the public, for legal advice and discussion with the Town's attorneys on any of the above agenda items pursuant to A.R.S. § 38-431.03(A)(3).

- a) Council may vote to hold an executive session pursuant to Arizona Revised Statutes § 38-431.01(A)(3), discussion or consultation for legal advice with the attorney or attorneys of the public body, and/or § 38-431.01(A)(4), discussion or consultation with the attorneys of the public body in order to consider its position and instruct its attorneys regarding the public body's position regarding a pre-annexation development agreement that is the subject of pending litigation, *Cortez Enterprises v. Town of Chino Valley*, CV 2006-1407, Yavapai County Superior Court. (Mark Drutz, Town Attorney)

9) ADJOURNMENT

Dated this 20th day of September, 2012.

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.

CERTIFICATION OF POSTING

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

Date: _____

Time: _____

By: _____
Jami C. Lewis, Town Clerk