



Town of Chino Valley

MEETING NOTICE TOWN COUNCIL

**REGULAR MEETING
Tuesday, October 13, 2015
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

- a.** Presentation by Mr. Duane Howard, Chino Valley Unified School District Superintendent, of the school district's performance, using the Auditor General's performance statistics. (Cecilia Grittmann, Assistant Town Manager)
- b.** Presentation regarding the Town of Chino Valley's Sales Tax Audit Program and recent changes in the Sales Tax Laws. (Joe Duffy, Finance Director)

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.** Questions regarding building permit for Freeman Farms.

- b. Access problems on Picacho Boulevard created by new fencing being installed along the right-of-way.
- c. Questions regarding medical marijuana and Town regulations.

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.
- b. 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 accept the August 25, 2015 regular meeting minutes. (Jami Lewis, Town Clerk)
- b. Consideration and possible action to accept the September 8, 2015 regular meeting minutes. (Jami Lewis, Town Clerk)
- c. Consideration and possible action to accept the September 22, 2015 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 Ordinance No. 15-803 rezoning subject parcel 306-04-009J, consisting of approximately 0.5 acres, located in Section 03, Township 16 North, Range 2 West of the Gila and Salt River Base and Meridian, Yavapai County, Arizona, located at approximately 206 West Road 4 North, from Light Commercial (CL) to Single Family Residential (0.16 acre minimum) (SR-0.16). (Ruth Mayday, Development Services Director)

Recommended Action: Adopt Ordinance No. 15-803 allowing the rezoning of the property generally located at 206 W. Road 4 North from Light Commercial (CL) to Single Family Residential (0.16 acre minimum) (SR-0.16).

- b. Consideration and possible action to approve an Accountability Contract between the Town of Chino Valley and the Chino Valley Area Chamber of Commerce in the amount of \$38,000, which was approved in the Town's budget. Funds to come from a budgeted line in the non-departmental budget. (Robert Smith, Town Manager)

Recommended Action: Approve an Accountability Contract between the Town and the Chino Valley Area Chamber of Commerce in the amount of \$38,000.

- c. Consideration and possible action to fill vacancies and/or modify members on Council subcommittees (Appointments, Economic Development, Finance, Program Review, Public Safety, and Water and Utilities). (Jami Lewis, Town Clerk)

Recommended Action: Fill vacancies and modify subcommittee members as discussed.

- d. Consideration and possible action to update the appointment of councilmembers and staff to various regional and state entity committees. (Mayor Marley)

Recommended Action: Update existing appointments as discussed.

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. Section 38-431.03(A)(3) and (4) for discussion or consultation for legal advice with the Town Attorney and in order to consider its position and instruct the Town Attorney regarding the Town's position regarding settlement of the matter of Cortez v. Town of Chino Valley. (Robert Smith, Town Manager)

9. ACTION ITEMS RESUMED

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

- a. Consideration and possible action regarding the settlement of the matter of Cortez v. Town of Chino Valley. (Robert Smith, Town Manager)

10. ADJOURNMENT

Dated this 8th day of October, 2015.

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 711 (Telecommunications 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/agendacenter> 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



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

Item No. 2. a.

Meeting Date: 10/13/2015
Contact Person: Cecilia Grittman, Assistant Town Manager
Phone: 928-636-2646 x-1202
Department: General Services
Estimated length of Staff Presentation: 15 minutes
Physical location of item: N/A

AGENDA ITEM TITLE:

Presentation by Mr. Duane Howard, Chino Valley Unified School District Superintendent, of the school district's performance, using the Auditor General's performance statistics. (Cecilia Grittman, Assistant Town Manager)

Attachments

District Trends

CVUSD Perform Measures

Year	Per Pupil Spending						Admin Costs Per Pupil				
	ADM	Enrollment	CV	Peer	Less	State	CV	Peer	Plus	State	
2009-10	2452		\$ 7,046	\$ 7,503	\$ 450	\$ 7,609	\$ 1,176	\$ 778	\$ 398	\$ 721	
2010-11	2314		\$ 6,789	\$ 7,026	\$ 237	\$ 7,485	\$ 1,022	\$ 736	\$ 286	\$ 728	
2011-12	2243		\$ 6,687	\$ 7,007	\$ 320	\$ 7,475	\$ 866	\$ 748	\$ 118	\$ 736	
2012-13	2201	2148	\$ 7,000	\$ 7,187	\$ 187	\$ 7,496	\$ 819	\$ 764	\$ 55	\$ 746	
2013-14	2207	2343	\$ 7,025	\$ 7,573	\$ 548	\$ 7,578	\$ 862	\$ 789	\$ 73	\$ 757	
Today	2256	2401									

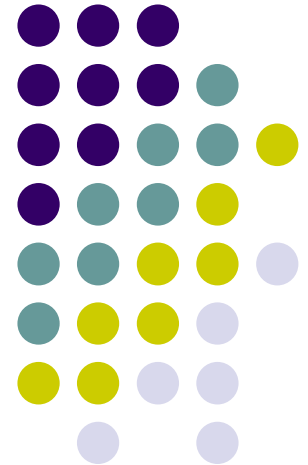
	Teacher Pay				Graduation Rate			Poverty Rate			
	CV	Peer	Less	State	CV	Peer	State	CV	Peer	State	
2009-10	\$ 36,948	\$ 41,188	\$ 4,240	\$ 47,077	73%	80%	76%	23%	20%	21%	
2010-11	\$ 33,214	\$ 41,429	\$ 8,215	\$ 45,637	65%	82%	78%	21%	24%	22%	
2011-12	\$ 35,390	\$ 40,636	\$ 5,246	\$ 45,193	78%	82%	78%	20%	24%	25%	
2012-13	\$ 40,094	\$ 40,197	\$ 103	\$ 45,264	72%	71%	77%	18%	15%	25%	
2013-14	\$ 41,533	\$ 42,872	\$ 1,339	\$ 46,026	81%	80%	75%	26%	24%	24%	
								Avg	21.6%	21.4%	23.4%

	Math			Reading			Writing		
	CV	Peer	State	CV	Peer	State	CV	Peer	State
2009-10	58%	55%	60%	75%	75%	73%	72%	69%	72%
2010-11	60%	58%	61%	78%	78%	78%	57%	55%	58%
2011-12	65%	58%	62%	80%	75%	76%	58%	53%	58%
2012-13	65%	58%	65%	80%	78%	80%	60%	53%	58%
2013-14	69%	60%	64%	82%	78%	80%	57%	52%	59%

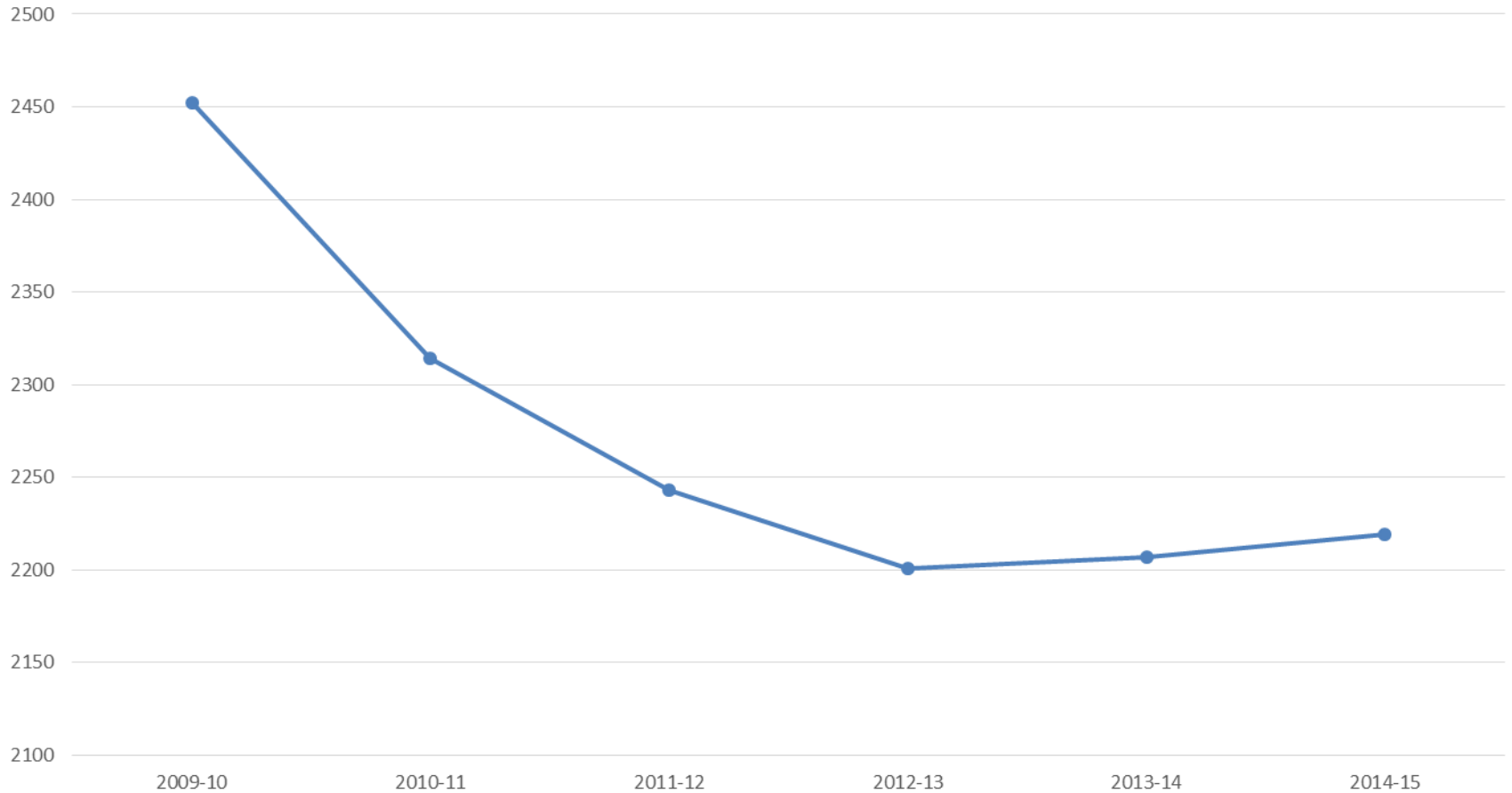
	Science		
	CV	Peer	State
2011-12	71%	58%	59%
2012-13	59%	57%	58%
2013-14	58%	52%	58%

Red = We are equal to or above

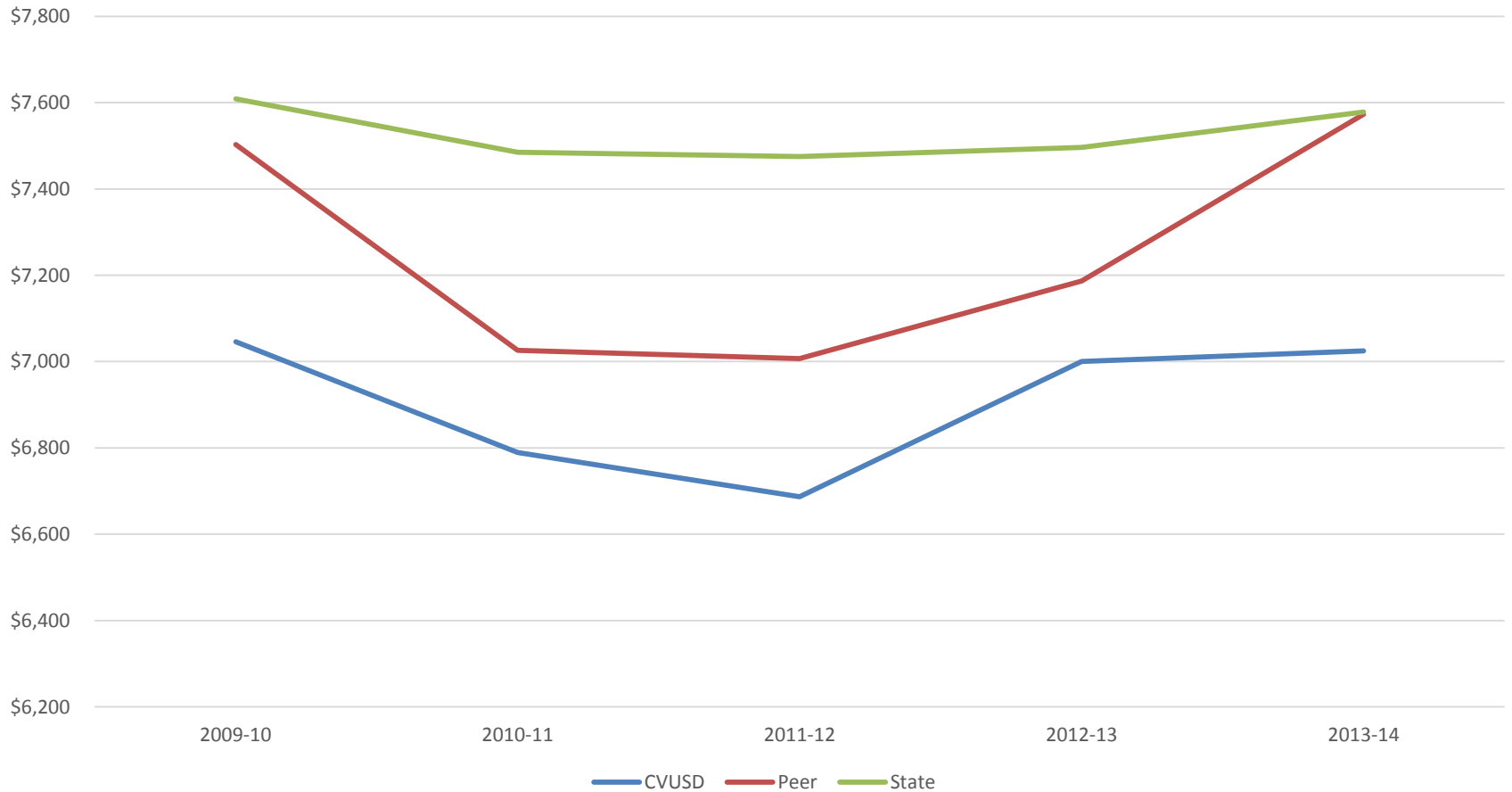
2009-2014 Auditor General School District Performance



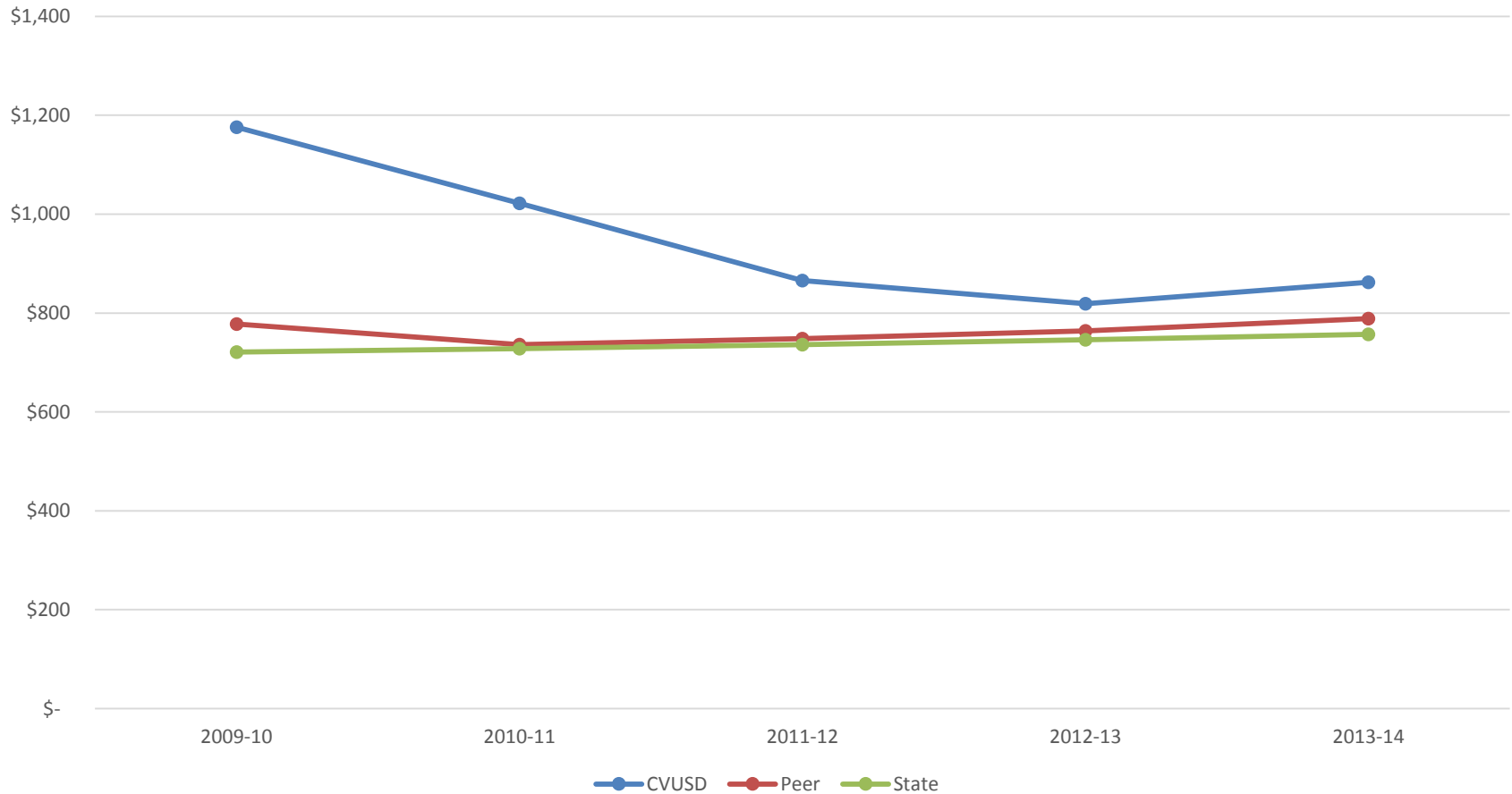
Average Daily Membership



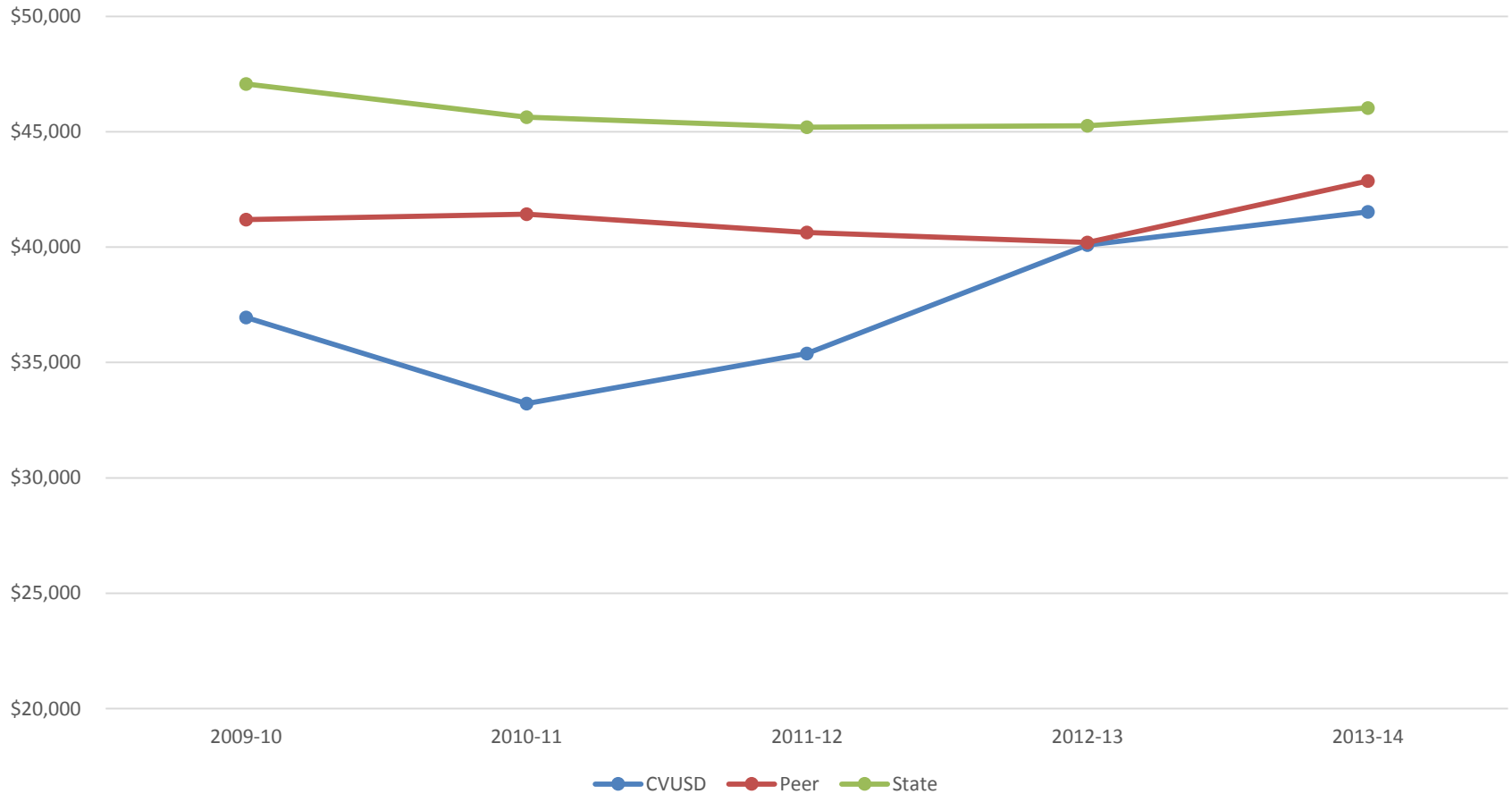
Per Pupil Spending



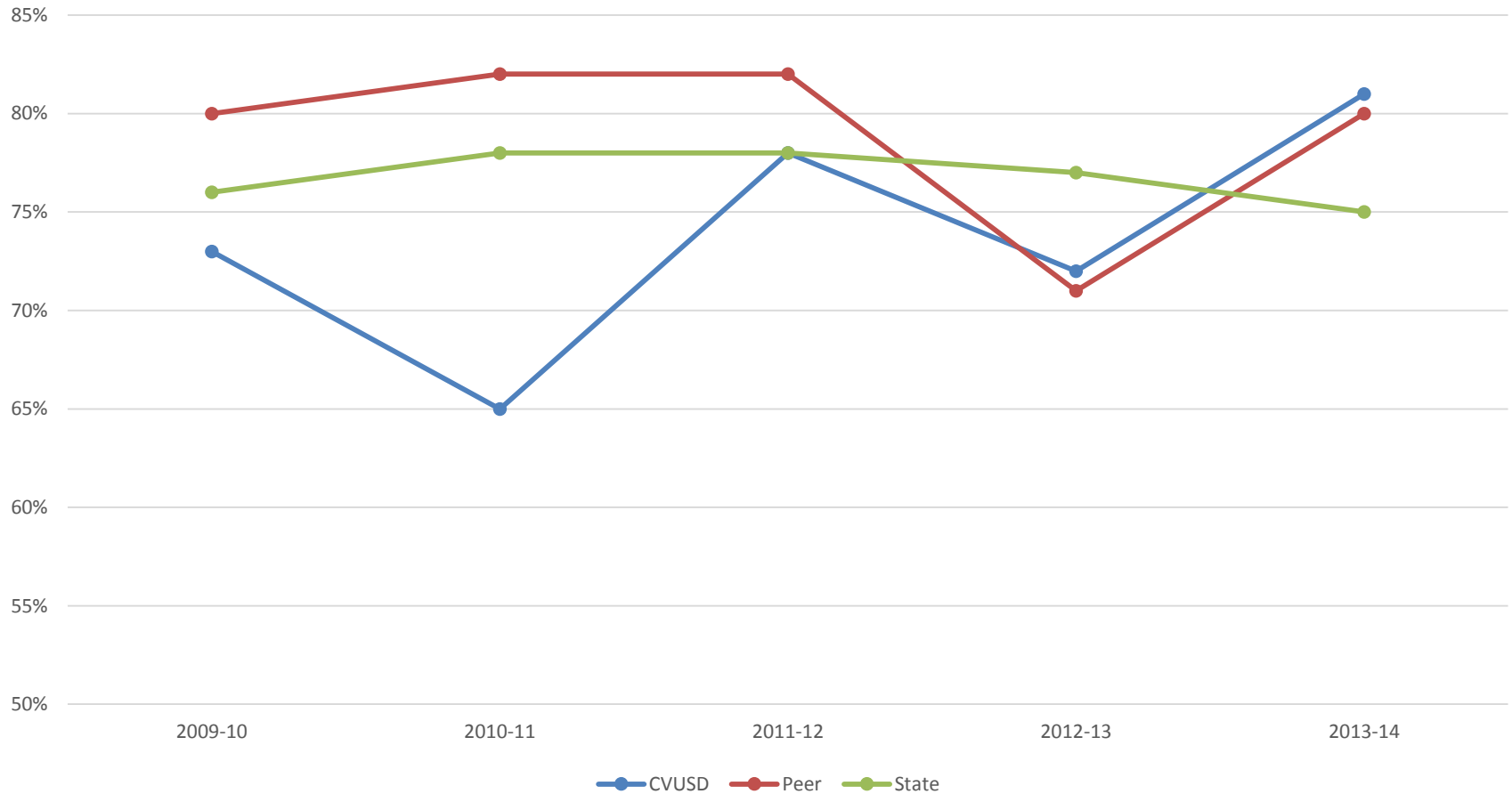
Administrative Costs per Pupil



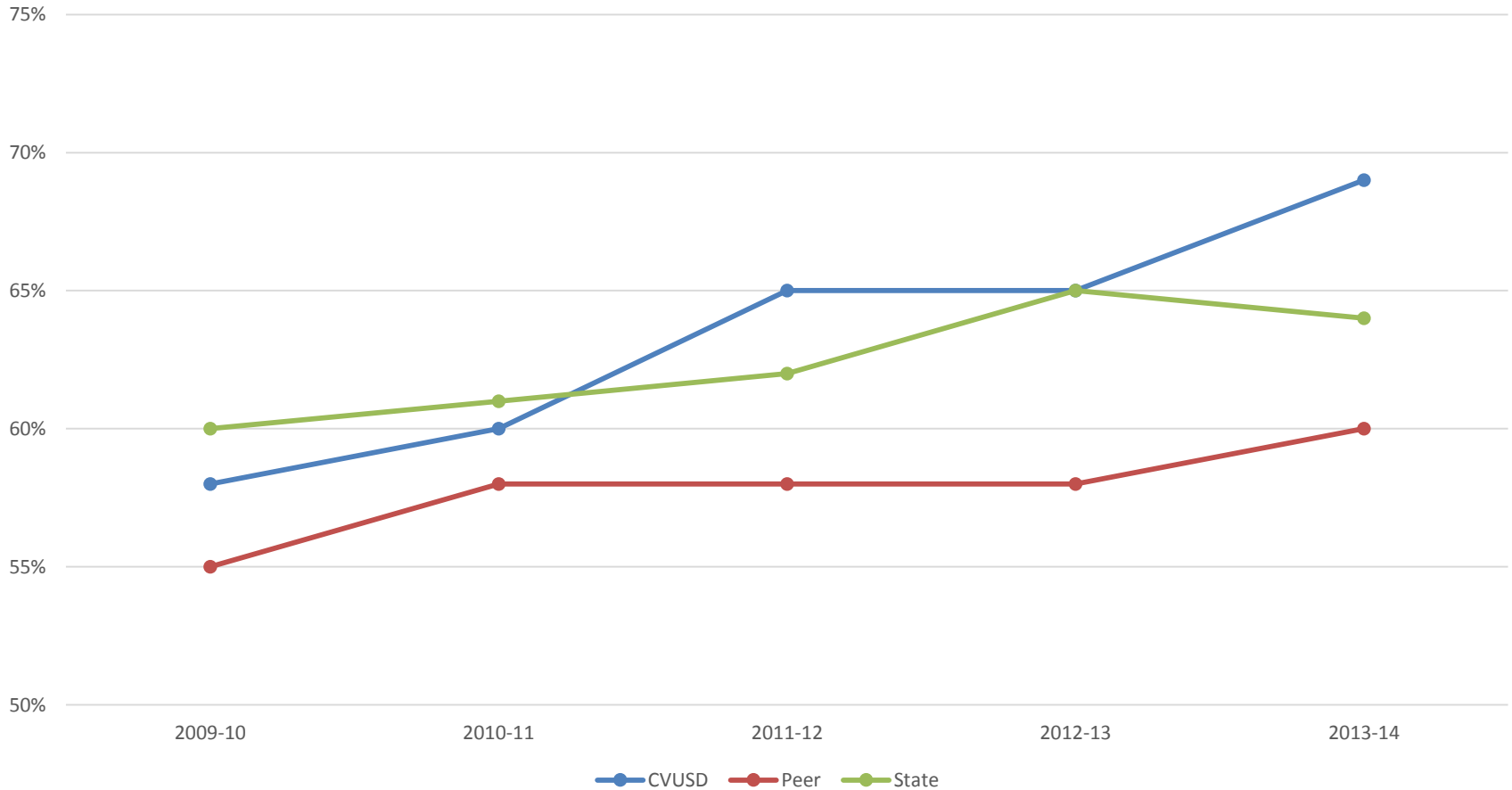
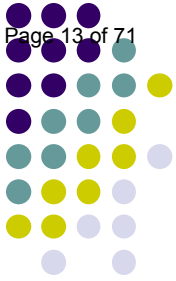
Average Teacher Pay



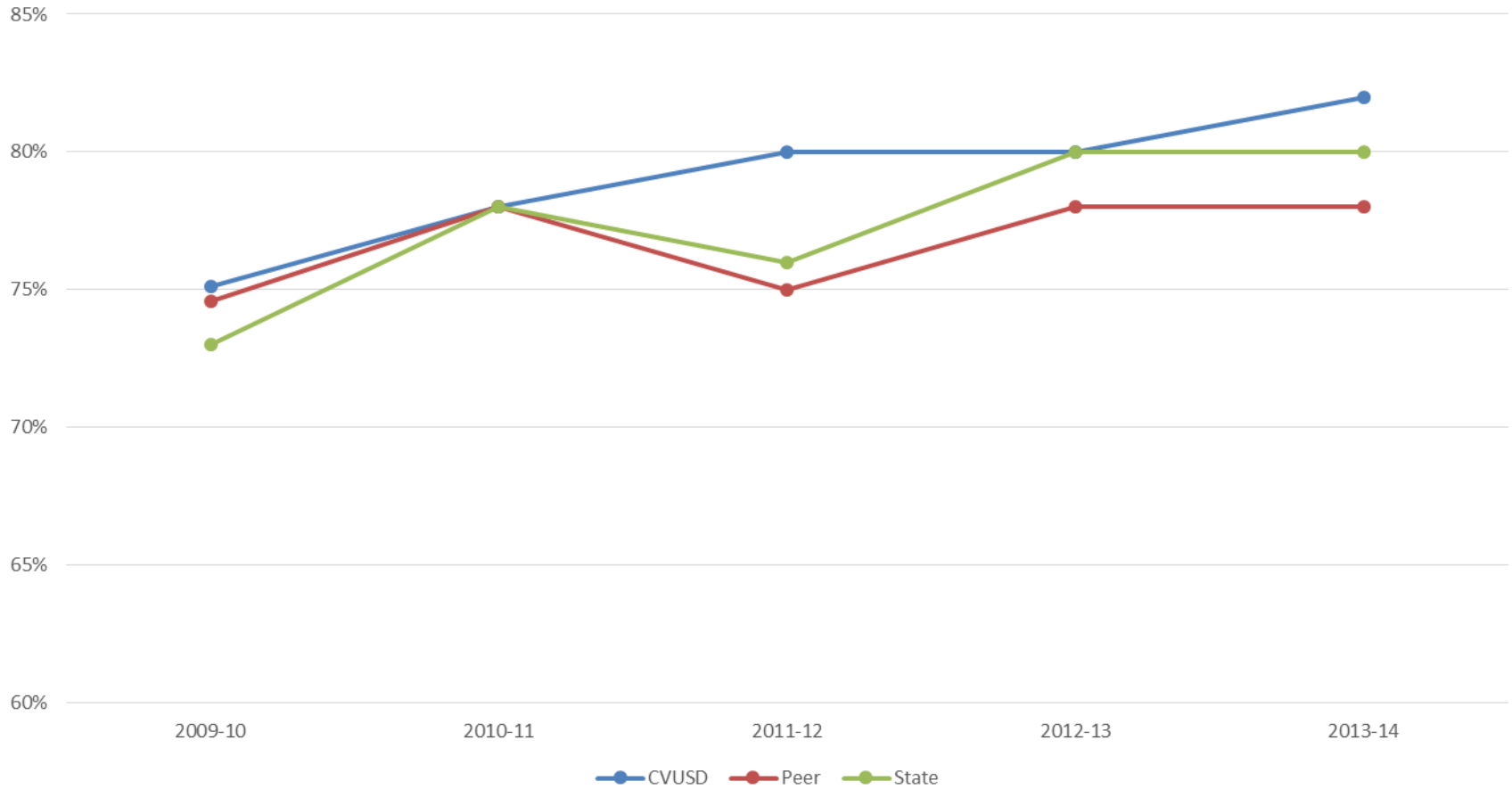
4-Year Graduation Rate



AIMS Math Meets or Exceeds

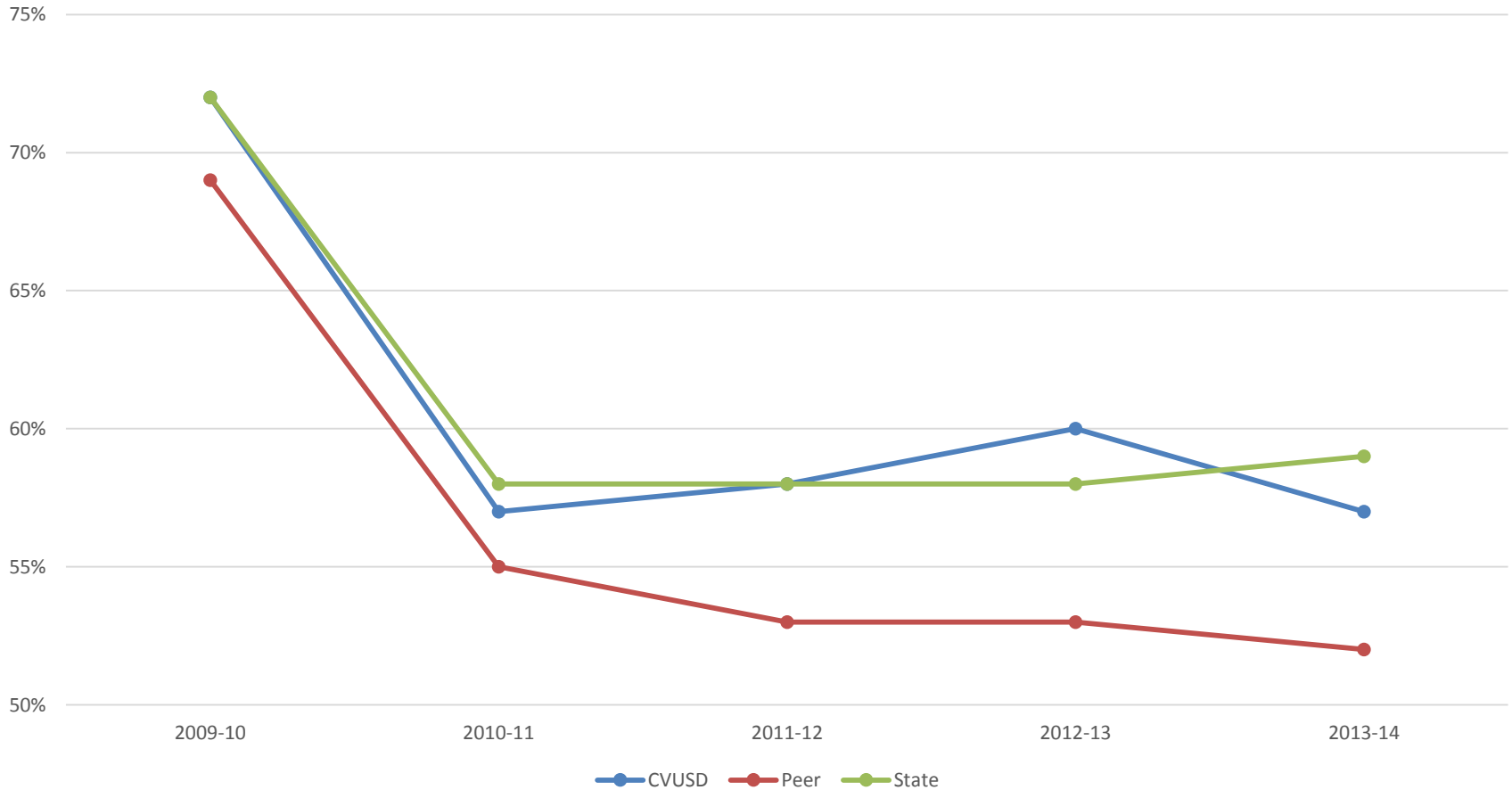


AIMS Reading Meets or Exceeds



AIMS Writing Meets or Exceeds

2009-2010 Grades 3 through 8 and 10 tested. 2010-2014 Only grades 3, 8, and 10 tested.



THIS PAGE INTENTIONALLY LEFT BLANK



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

Item No. 2. b.

Meeting Date: 10/13/2015
Contact Person: Joe Duffy, Finance Director
Phone: 928-636-2646 x-1211
Department: Finance
Estimated length of Staff Presentation: 15 minutes
Physical location of item: N/A

AGENDA ITEM TITLE:

Presentation regarding the Town of Chino Valley's Sales Tax Audit Program and recent changes in the Sales Tax Laws. (Joe Duffy, Finance Director)

SITUATION & ANALYSIS:

Finance Director Joe Duffy and Sales Tax Auditor Don Zelechowski will present information and updates regarding the Town Sales Tax Audit Program, recent changes in the sales tax laws and other related issues.

Attachments

No file(s) attached.

THIS PAGE INTENTIONALLY LEFT BLANK



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

Item No. 6. a.

Meeting Date: 10/13/2015

Contact Person: Jami Lewis, Town Clerk

Phone: 928-636-2646 x-1208

Department: Town Clerk

Item Type: N/A

AGENDA ITEM TITLE:

Consideration and possible action to accept the August 25, 2015 regular meeting minutes. (Jami Lewis, Town Clerk)

RECOMMENDED ACTION:

Accept the August 25, 2015 regular meeting minutes.

Attachments

August 25, 2015 minutes

DRAFT

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

**TUESDAY, AUGUST 25, 2015
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, August 25, 2015.

Present: Mayor Chris Marley; Vice-Mayor Darryl Croft; Councilmember Mike Best; Councilmember Corey Mendoza; Councilmember Lon Turner

Absent: Councilmember Pat McKee; Councilmember Don Wojcik

Staff Town Manager Robert Smith; Assistant Town Manager Cecilia Grittmann; Town Attorney Phyllis

Present: Smiley; Police Sergeant Mat Gronek; Town Engineer/Public Works Director Ron Grittmann; Development Services Director Ruth Mayday; Associate Planner James Gardner; Building Official Dan Trout; Deputy Town Clerk Liz Hart; Town Clerk Jami Lewis (recorder)

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

Mayor Marley called the meeting to order at 6:00 p.m.

Councilmember Best led the invocation; Mayor Marley led the Pledge of Allegiance.

(Town Attorney Smiley attended via Skype.)

2) **INTRODUCTIONS, PRESENTATIONS, AND PROCLAMATIONS**

- a)** Presentation regarding reorganization and modernization of Development Services Department. (Ruth Mayday, Development Services Director)

Ms. Mayday and department staff members demonstrated the difference between the former way of processing a building permit and the new way through the Citizen Serve software.

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.

Richard Bowler with the Paulden Area Community Organization spoke about lessons learned bussing children from Paulden to the Chino Valley pool, and asked about the Town changing the pool session times and session fees.

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.

Vice-Mayor Croft reported on the upcoming Citizens' Academy.

Councilmember Turner and Mayor Marley reported on the recent League of Cities conference.

- b) Status report by Town Manager Robert Smith regarding Town accomplishments, and current or upcoming projects.

Mr. Smith reported on the upcoming Territorial Days event, and introduced the Town's new Planner, James Gardner.

Development Services Director Mayday reported on the Town being awarded the \$1.6 million Economic Development Administration grant for the Old Home Manor industrial park project.

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.

Council set down item 6a.

MOVED by Vice-Mayor Darryl Croft, seconded by Councilmember Lon Turner to accept consent agenda items 6b and c.

Vote: 5 - 0 PASSED - Unanimously

- a) Consideration and possible action to approve the First Amendment to Wireless Communications Site Lease with SunState Towers LLC and Memorandum of Amendment to Lease Agreement with SunState Towers LLC. (Phyllis Smiley, Town Attorney)

Ms. Smiley and Town Manager Smith reported that APS made a minor configuration change to the site plan that will require a new legal description.

MOVED by Vice-Mayor Darryl Croft, seconded by Councilmember Mike Best to approve consent agenda item 6a.

Vote: 5 - 0 PASSED - Unanimously

- b) Consideration and possible action to cancel the November 24, 2015 and December 22, 2015 regular meetings. (Jami Lewis, Town Clerk)
- c) Consideration and possible action to accept the July 16, 2015 study session 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 approve the proposed Town Hall location for the Granite Mountain Hotshots Monument. (Ruth Mayday, Development Services Director)

Recommended Action: Deny the request to install the Granite Mountain Hot Shots Monument at Town Hall and recommend installation of the monument in Memory Park.

Ms. Mayday reported that:

- The Chino Valley Elks had proposed to locate a statue at Town Hall in memory of the Granite Mountain Hot Shots who perished in the Yarnell Hill Fire. The Elks and Chino Valley Fire Department Charities will be responsible for fundraising and installing the monument. The Town will have no financial obligation other than use of the land and perpetual maintenance of the monument and any appurtenances.
- On October 14, 2014, Council requested that staff work with the Elks to consider locations other than Town Hall. Over the ensuing months, staff suggested alternatives, including Memory Park, Community Center, and Road 4 North roundabout. The Elks declined to consider any location other than Town Hall.
- On May 26, 2015, the Elks and Klaus Nietzsche asked Council for a final vote on the Town Hall location. Council requested that staff provide additional information regarding the proposed monument's design and location, and details regarding parking, lighting, and site access.
- On June 17, 2015, staff met with Mr. Nietzsche to discuss the additional details regarding alternative locations, plaques, ADA compliance, and possible lighting.
- The Elks declined to provide additional details or sketch plans for alternative locations, stating again that they would only consider the Town Hall location. They did provide a sketch of the donor plaques, but declined to provide ADA compliance improvement plans, and stated that they have no plans for lighting the monument.
- Staff recommended denial of installation at Town Hall for the following reasons: (i) The speed at which vehicles travel along SR 89 and the associated noise, coupled with the single site entrance, were not conducive to easy access to the site or to quiet contemplation; (ii) The site itself was rather austere and did not lend itself to an atmosphere of reflection; and (iii) Any improvements required by ADA would have to be installed and financed by the Town, as the Elks had declined to do so.
- Staff also recommended an alternative location in Memory Park that was immediately

adjacent to parking, had a clear view of Granite Mountain in the background, and was removed from the heavy traffic on State Route 89, making it more suitable for quiet contemplation and reflection.

Mr. Nietzsche reported that the Elks had discussed other options on several occasions, but always came back to the Town Hall site, as they believed it was the best location due to visibility to through traffic. If Council denied the Town Hall site, he will take the item back to the lodge for a vote. Mayor Marley asked that he contact the town manager with the results of that vote.

Council comments:

- *Town Hall site:* The site had more traffic, higher speeds on the highway, and access issues.
- *Memory Park site:* The park received a lot of visits, and overall, appeared to be a better location.

MOVED by Vice-Mayor Darryl Croft, seconded by Councilmember Mike Best to deny the request to install a Granite Mountain Hotshots monument at Town hall and recommend installation of the monument at Memory Park.

Vote: 5 - 0 PASSED - Unanimously

- b) Consideration and possible action to appoint applicants to fill vacancies on the Board of Adjustment, Parks and Recreation Advisory Board, Senior Center Advisory Board, and Municipal Property Corporation. (Jami Lewis, Town Clerk)

Recommended Action: Appoint applicants to the Board of Adjustment, Parks and Recreation Advisory Board, Senior Center Advisory Board, and Municipal Property Corporation per recommendation of the Appointments Subcommittee.

Ms. Lewis reported that the Council Appointments Subcommittee met on August 11, 2015 to review applications for several public bodies. They recommended that Council make the following appointments:

- *Board of Adjustment:* Beverly Duffy, Mark Vucich, and Geoffrey Brown to term ending July 31, 2018.
- *Parks and Recreation Advisory Board:* Donna Armstrong, Eric Smith, Celia Vander Molen, and Deryl Jevons to term ending June 30, 2017.
- *Senior Center Advisory Board:* Nancy Mitchell, Nancy Herrero, and Dolly Cena to term ending June 20, 2017.
- *Municipal Property Corporation:* Travis Bard to term ending June 30, 2018.

The Subcommittee also made the following recommendations for other public bodies with vacancies:

- *Planning and Zoning Commission (PZC):* Council's appointment of Corey Mendoza to the Council left a vacancy on the PZC. The subcommittee recommended postponing any action on this position until after the new Council vacancy was filled, then hold interviews for this position.
- *Roads and Streets Committee:* Vice-Mayor Croft offered to take over as chair and call a meeting in the near future. The subcommittee recommended that staff bring this item back for review at the same time as the PZC appointment.

MOVED by Vice-Mayor Darryl Croft, seconded by Councilmember Mike Best to appoint applicants to the Board of Adjustment, Parks and Recreation Advisory Board, Senior Center Advisory Board, and Municipal Property Corporation per recommendation of the Appointments Subcommittee.

Vote: 5 - 0 PASSED - Unanimously

- c) Consideration and possible action to disband Council Program Review Subcommittee.

Recommended Action: Disband the Program Review Subcommittee.

MOVED by Vice-Mayor Darryl Croft, seconded by Councilmember Lon Turner in consideration of reducing the size of government, to disband the Program Review Subcommittee.

Vote: 5 - 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.

9) ACTION ITEMS RESUMED

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

10) ADJOURNMENT

MOVED by Councilmember Mike Best, seconded by Vice-Mayor Darryl Croft to adjourn the meeting at 6:47 p.m.

Vote: 5 - 0 PASSED - Unanimously

Chris Marley, 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 25th day of August, 2015. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 13th day of October, 2015.

Jami C. Lewis, Town Clerk



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

Item No. 6. b.

Meeting Date: 10/13/2015

Contact Person: Jami Lewis, Town Clerk

Phone: 928-636-2646 x-1208

Department: Town Clerk

Item Type: N/A

AGENDA ITEM TITLE:

Consideration and possible action to accept the September 8, 2015 regular meeting minutes. (Jami Lewis, Town Clerk)

RECOMMENDED ACTION:

Accept the September 8, 2015 regular meeting minutes.

Attachments

September 8, 2015 minutes

DRAFT

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

**TUESDAY, SEPTEMBER 8, 2015
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, September 8, 2015.

Present: Mayor Chris Marley; Vice-Mayor Darryl Croft; Councilmember Mike Best; Councilmember Corey Mendoza; Councilmember Lon Turner

Staff Present: Town Manager Robert Smith; Assistant Town Manager Cecilia Grittman; Town Attorney Phyllis Smiley; Finance Director Joe Duffy; Police Lieutenant Vince Schaan; Town Engineer/Public Works Director Ron Grittman; Assistant Public Works Director/Town Engineer Michael Lopez; Development Services Director Ruth Mayday; Town Clerk Assistant Amy Pyeatt-Lansa; Town Clerk Jami Lewis (recorder)

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

Mayor Marley called the meeting to order at 6:01 p.m.

Vice-Mayor Croft gave the invocation; Mayor Marley led the Pledge of Allegiance.

(Town Attorney Smiley attended via Skype.)

2) INTRODUCTIONS, PRESENTATIONS, AND PROCLAMATIONS

- a) Proclamation declaring September 7-13, 2015 as "National Patriotism Week," sponsored by the Chino Valley Elks Lodge. (Mayor Marley)

Mayor Marley read the proclamation and presented it to Elks Club representatives, who spoke about sponsoring a dinner for first responders.

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.

Nancy Herrero, Senior Center Advisory Board member, spoke about the Yavapai Cruisers visiting on September 17, and an open house on October 22 to celebrate recent renovations.

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) Comments regarding pool hours and fees.

Mayor Marley reported that Council intended to address this matter during a future 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.

Vice-Mayor Croft reported on the upcoming Citizens' Academy.

Councilmember Turner acknowledged the volunteers who administered the Territorial Days celebration.

Mayor Marley read his monthly mayor's report, which pertained to the size and cost of government.

- b) Status report by Town Manager Robert Smith regarding Town accomplishments, and current or upcoming projects.

Mr. Smith had nothing to report.

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 Darryl Croft, seconded by Councilmember Mike Best to approve consent agenda items 6a, b and c.

Vote: 5 - 0 PASSED - Unanimously

- a) Consideration and possible action regarding application for a Series 19 Remote Tasting Room Liquor License for Del Rio Springs Vineyard, to be located at 1174 S. Highway 89, #2 in Chino Valley. (Jami Lewis, Town Clerk)
- b) Consideration and possible action to accept the July 28, 2015 regular meeting minutes. (Jami Lewis, Town Clerk)

- c) Consideration and possible action to accept the August 11, 2015 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 authorize the Mayor to sign all documents related to the Grant Agreement with the Economic Development Administration in the amount of \$1.6 million dollars. (Ruth Mayday, Development Services Director)

Recommended Action: Authorize the Mayor to sign all documents related to the grant agreement.

Ms. Mayday reported that:

- By signing these documents, the Town agreed to accept the grant, comply with the terms of the grant, and accept the award subject to the terms. The terms related to special award conditions and standard conditions for construction projects and financial assistance.
- A correction to the staff report was as follows: The Town's contribution should be \$122,750, not \$127,500 for a total match of \$447,750, not \$452,500.
- As the installation of infrastructure at Old Home Manor was crucial to the development of economic opportunity in the Town, staff recommended approval.

MOVED by Vice-Mayor Darryl Croft, seconded by Councilmember Lon Turner to authorize the Mayor to sign all documents related to the grant agreement.

Vote: 5 - 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 Darryl Croft, seconded by Councilmember Corey Mendoza to adjourn into executive session at 6:21 p.m.

Vote: 5 - 0 PASSED - Unanimously

- a) Pursuant to A.R.S. Section 38-431.03(A)(3) and (4) for discussion or consultation for legal advice with the Town Attorney and in order to consider its position and instruct the Town Attorney regarding the Town's position regarding the and the settlement of the matter of Cortez v. Town of Chino Valley. (Robert Smith, Town Manager)

9) ACTION ITEMS RESUMED

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

Mayor Marley reconvened the regular meeting at 6:58 p.m.

10) ADJOURNMENT

MOVED by Councilmember Lon Turner, seconded by Vice-Mayor Darryl Croft to adjourn the meeting at 6:58 p.m.

Vote: 5 - 0 PASSED - Unanimously

Chris Marley, 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, 2015. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 13th day of October, 2015.

Jami C. Lewis, Town Clerk

THIS PAGE INTENTIONALLY LEFT BLANK



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

Item No. 6. c.

Meeting Date: 10/13/2015

Contact Person: Jami Lewis, Town Clerk

Phone: 928-636-2646 x-1208

Department: Town Clerk

Item Type: N/A

AGENDA ITEM TITLE:

Consideration and possible action to accept the September 22, 2015 regular meeting minutes. (Jami Lewis, Town Clerk)

RECOMMENDED ACTION:

Accept the September 22, 2015 regular meeting minutes.

Attachments

September 22, 2015 minutes

DRAFT

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

**TUESDAY, SEPTEMBER 22, 2015
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, September 22, 2015.

Present: Mayor Chris Marley; Vice-Mayor Darryl Croft; Councilmember Mike Best; Councilmember Susie Cuka; Councilmember Corey Mendoza; Councilmember Jack Miller; Councilmember Lon Turner

Staff Present: Town Manager Robert Smith; Assistant Town Manager Cecilia Grittmann; Town Attorney Susan Goodwin; Police Chief Chuck Wynn; Police Lieutenant Vince Schaan; Police Officer Gary Bruso; Police Officer Deana Winn; Town Engineer/Public Works Director Ron Grittmann; Assistant Public Works Director/Town Engineer Michael Lopez; Deputy Town Clerk Liz Hart (recorder)

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

Mayor Marley called the meeting to order at 6:00 p.m.

Mayor Marley gave the invocation and led the Pledge of Allegiance.

(Town Attorney Goodwin attended via Skype.)

(Susie Cuka and Jack Miller took office at the conclusion of item 7b.)

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 criticism.

Norm Freeman, owner of Freeman Farms, spoke about challenges with town code and obtaining consistent information from town officials with regard to a building permit.

James Eddy, resident, spoke about access problems on Picacho Boulevard created by new fencing being installed along the right-of-way. Mayor Marley asked Town Manager Smith to look into the matter.

Chad Nanke, county resident, spoke about the Town becoming a target of medical marijuana

growers and the need to fix town codes before recreational use was approved.

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.

Vice-Mayor Croft reported on the start of the fall Citizens' Academy.

Mayor Marley read the monthly mayor's report, which pertained to life in a small town from a government point of view.

- b) Status report by Town Manager Robert Smith regarding Town accomplishments, and current or upcoming projects.

Assistant Town Manager Gritman reported on Library Director Scott Bruner receiving the Arizona Library Association's annual Leadership Award.

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.

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) Council may vote to recess the regular meeting and hold an executive session pursuant to A.R.S. § 38-431.03(A)(1) for discussion or consideration of the appointment of Susan Cuka, Dean Echols, Alex Harris, Dean Keller, Susan Keller, Agustin La Sogga, Jack Miller, Lillian Morales, Kathryn Napp, Joshua Schmidt, Julie Van Wuffen, Hans Vang, Mark Vucich, or Mark Widtfeldt to fill two vacancies on the Town Council. (Vice-Mayor Croft; Councilmember Best)

MOVED by Vice-Mayor Darryl Croft, seconded by Councilmember Mike Best to recess the regular session into executive session to discuss and consider the appointment of two members to the Town Council at 6:21 p.m.

Vote: 5 - 0 PASSED - Unanimously

Mayor Marley reconvened the regular meeting at 6:44 p.m.

- b) Consideration and possible action to (i) review and discuss the final applicants for the vacant Council positions as recommended by the Appointments Subcommittee; (ii) select two applicants to fill the vacant positions; and (iii) administer the Oath of Office to said selected applicants. (Vice-Mayor Croft; Councilmember Best)

Recommended Action: Discuss final applicants; select applicants to fill the vacant positions; and administer the Oath of Office.

Per the staff report by Town Clerk Lewis:

- On August 11, 2015, Council directed: (i) staff to follow the town attorney's recommendations for recruitment; and (ii) the Appointments Subcommittee to retain the applications from the previous recruitment, re-advertise for the two new vacant positions, interview new applicants, and make a recommendation to Council of five candidates for consideration.
- On September 9, 2015, the subcommittee interviewed seven applicants and ranked them alongside seven previous applicants who desired to remain in consideration. The subcommittee then forwarded the top five of the 14 total applications to Council for consideration.
- Staff informed the top five applicants that they should review the Open Meeting Law material prior to this meeting so that those selected could be seated immediately.

MOVED by Vice-Mayor Darryl Croft, seconded by Councilmember Mike Best to recommend Susan Cuka for appointment to town council.

Vote: 5 - 0 PASSED - Unanimously

MOVED by Vice-Mayor Darryl Croft, seconded by Councilmember Lon Turner to recommend Jack Miller for the second appointment to town council.

Vote: 5 - 0 PASSED - Unanimously

Town Clerk Lewis administered the oath of office to Ms. Cuka and Mr. Miller, who then took their seats on the dais.

Mayor Marley recessed the meeting at 6:47 p.m. and called the meeting back to order at 6:56 p.m.

- c) Consideration and possible action to waive the bidding requirements pursuant to Section 32.08 of the Town Code and to approve the purchase of two (2) used police motorcycles, including radar units, from Prescott Valley Police Department, in the total amount of \$11,500. Funds to come from the Capital Asset Replacement Fund, which has \$197,000 available that can be used for this acquisition. Funds received from the sale of the old bikes will be deposited back into this fund. (Chuck Wynn, Police Chief)

Recommended Action: Waive the bidding requirements pursuant to Town Code Section 32.08 and approve the purchase of a 2006 Harley Davidson Elektra Glide FLHTPI with ABS, Genesis

II Radar system, and a 2009 Honda ST1300 with ABS Police Touring Motorcycle, rifle lock and a Kustom Golden Eagle II radar system from Prescott Valley Police Department for a total of \$11,500.

Chief Wynn reported that:

- The Prescott Valley Police Department notified the Town that they were selling all of their police motorcycles. Currently, the Town had three patrol bikes and one trainer/crash bike. Two of the patrol bikes had ongoing mechanical issues and one was lacking a radar unit; and repairs needed on the crash bike outweighed its value.
- Staff proposed to purchase two bikes from Prescott Valley, relegate one of the town's current patrol bikes to training/crash use, retain one for patrol use, and sell the two with mechanical issues to offset the purchase price of the used ones.
- The used bikes from Prescott Valley had significantly less mileage than the Town's current bikes; both had mounted radar units, which would cost approximately \$4,600 new; and were available at a reasonable price.
- Town Code Section 32.05(B) and (C) required three oral bids for purchases between \$2,500 and \$10,000 and three informal written bids for purchases between \$10,000 and \$20,000. Since it was considerably more economical to purchase the bikes from Prescott Valley than to purchase two new ones plus radar units, staff recommended that Council waive the bidding requirements per Section 32.08(B) and approve an additional \$2,000 so the bikes could be fully serviced and decaling changed.

Council asked about the town's motor program. Chief Wynn stated that the primary uses for the bikes were traffic and public relations.

MOVED by Vice-Mayor Darryl Croft, seconded by Councilmember Corey Mendoza to waive the bidding requirements pursuant to Town Code Section 32.08 and approve the purchase of a 2006 Harley Davidson Elektra Glide FLHTPI with ABS, Genesis II Radar system, and a 2009 Honda ST1300 with ABS Police Touring Motorcycle, rifle lock and a Kustom Golden Eagle II radar system from Prescott Valley Police Department for a total of \$11,500.

Vote: 7 - 0 PASSED - Unanimously

- d) Consideration and possible action to amend the Town Code and Town Council Rules of Procedure to authorize the mayor to designate another member of council to preside over a meeting at which the mayor is present and able to preside.

Recommended Action:

(i) Approve Ordinance No. 15-802 amending the Town Code, Title III Administration, Chapter 30 Governing Body, Subchapter Mayor, Section 30.023 Powers and Duties related authorizing the mayor to designate another councilmember to preside over a meeting at which the mayor is present and able to preside.

(ii) Approve amendment to Section 5 of the Chino Valley Town Council Rules of Procedure Section 30.067 of the Chino Valley Town Code to add Subsection C, authorizing the mayor to designate a councilmember to preside over a meeting at which the mayor is present and able to preside.

Mayor Marley reported that:

- He desired to provide opportunities for councilmembers to preside over a Council item or meeting while he was still present and he did not currently have the authority to do that.
- The town attorney determined that amendments to Town Code Section 30.023 and the Council Rules of Procedure Section 5 were needed to accommodate this.

Town Attorney Goodwin advised that mayor's action to turn a meeting over to another will be at his discretion.

MOVED by Vice-Mayor Darryl Croft, seconded by Councilmember Mike Best to approve Ordinance No. 15-802 amending the Town Code, Title III Administration, Chapter 30 Governing Body, Subchapter Mayor, Section 30.023 Powers and Duties related to authorizing the mayor to designate another councilmember to preside over a meeting at which the mayor is present and able to preside.

Vote: 7 - 0 PASSED - Unanimously

MOVED by Vice-Mayor Darryl Croft, seconded by Councilmember Lon Turner to approve amendment to Section 5 of the Chino Valley Town Council Rules of Procedure, Section 30.067 of the Chino Valley Town Code, to add Subsection C, authorizing the mayor to designate a councilmember to preside over a meeting at which the mayor is present and able to preside.

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.

9) ACTION ITEMS RESUMED

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

10) ADJOURNMENT

MOVED by Councilmember Jack Miller, seconded by Councilmember Mike Best to adjourn the meeting at 7:08 p.m.

Vote: 7 - 0 PASSED - Unanimously

Chris Marley, 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 22nd day of September, 2015. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 13th day of October, 2015.

Jami C. Lewis, Town Clerk

THIS PAGE INTENTIONALLY LEFT BLANK



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

Item No. 7. a.

Meeting Date: 10/13/2015
Contact Person: James Gardner, Associate Planner
 Phone: 928-636-2646 x-1295
Department: Development Services
Item Type: Action Item - Presentation
Estimated length of staff presentation: 10 minutes
Physical location of item: 206 W. Road 4 North

AGENDA ITEM TITLE:

Consideration and possible action to adopt Ordinance No. 15-803 rezoning subject parcel 306-04-009J, consisting of approximately 0.5 acres, located in Section 03, Township 16 North, Range 2 West of the Gila and Salt River Base and Meridian, Yavapai County, Arizona, located at approximately 206 West Road 4 North, from Light Commercial (CL) to Single Family Residential (0.16 acre minimum) (SR-0.16).

RECOMMENDED ACTION:

Adopt Ordinance No. 15-803 allowing the rezoning of the property generally located at 206 W. Road 4 North from Light Commercial (CL) to Single Family Residential (0.16 acre minimum) (SR-0.16).

SITUATION AND ANALYSIS:

Issue Statement

The property owner has requested a zone change on the subject property due to difficulties in selling the property. The property, as zoned, cannot be financed through a traditional home loan, and the seller has had it on open market for approximately three years marketed as Commercial Light. A buyer is now interested in the property, but due to changes in banking regulations following the Great Recession, cannot obtain financing to use the property as a home while the property is zoned Commercial Light.

Applicable "Policy"

Satisfaction of "Policy"

Summary of Issues and Staff Rationale

The property is zoned Light Commercial (CL) and the applicant would like to rezone to Single Family Residential (0.16 acre minimum) (SR-0.16). The applicant is interested in rezoning the property to SR-0.16 so they can sell the property as residential land, allowing for a purchaser to obtain a residential loan. Although a rezone from CL to SR 0.16 would allow for the subdivision of the subject parcel into (3) three 7,000 square foot parcels, the current configuration of the subject property would make

subdivision onerous, requiring demolition of buildings and reconfiguration of septic leach fields. The applicant has agreed to a stipulation that would prevent further subdivision of the parcel until municipal sewer and water services are available on-site.

Findings of Fact

The purpose of the applicants request is to change the zoning of the parcel from Light Commercial (CL) to Single Family Residential (0.16 acre minimum) (SR-0.16). The request to rezone will not be materially detrimental to persons residing or working in the vicinity adjacent to the property, to the neighborhood, or to the public welfare. The request to rezone is in general conformance with the zoning classifications in the immediate area. Surrounding uses include: CL and AR-5. This zone change will not affect the amount of commercial land in town, as it is currently used as a residential property. Sewer and water infrastructure are currently over 1 mile from the site, limiting its viability for commercial development in the near-term future.

Due to the lack of sewer and water infrastructure, and the possibility of further subdivision if the recommended zoning change is approved, the property owner has agreed to a stipulation restricting further subdivision of the subject parcel until municipal sewer and water are available on-site.

Fiscal Impact

Fiscal Impact?: No

If Yes, Budget Code:

Available:

Funding Source:

Attachments

Ordinance 15-803

P & Z Draft Minutes 9-15-15

Zoning Map

Vicinity Map

ORDINANCE NO. 15-803

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CHINO VALLEY, ARIZONA, APPROVING A CHANGE OF ZONING AND AMENDMENT TO THE OFFICIAL ZONING MAP FOR APPROXIMATELY 0.5 ACRE(S) OF REAL PROPERTY GENERALLY LOCATED AT 206 E. ROAD 4 NORTH (APN: 306-04-009J), FROM COMMERCIAL LIGHT (CL) ZONING DISTRICT TO SINGLE FAMILY RESIDENTIAL, 7,000 SQUARE FOOT MINIMUM (SR 0.16) ZONING DISTRICT; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES, PROVIDING FOR NON-SEVERABILITY; AND PROVIDING PENALTIES.

WHEREAS, the Town Council has determined that this amendment to the Official Zoning Map conforms with the Town of Chino Valley General Plan and any applicable Specific Area Plan, neighborhood, or other plan, and any overlay zoning district; and

WHEREAS, all required public notice was provided and all required public meetings and hearings were held in accordance with applicable state and local laws; and

WHEREAS, the Planning and Zoning Commission, by a unanimous vote of all five (5) members present, recommends approval of the rezoning;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Common Council of the Town of Chino Valley, Arizona, as follows:

Section 1. In General.

1. The Change of Zoning and amendment to the Official Zoning Map is hereby approved for property consisting of approximately 0.5 acre(s), described in Exhibit A and as shown on the Zoning Exhibit (map) in Exhibit 2, both attached hereto and incorporated herein by this reference, from COMMERCIAL LIGHT (CL) Zoning District TO SINGLE FAMILY RESIDENTIAL, 7,000 SF MINIMUM (SR 0.16) Zoning District.

2. The Property described in Paragraph 1 of this Section shall be used and developed in accordance with the Town of Chino Valley Unified Development Ordinance.

3. There shall be no further subdivision of this parcel until municipal sewer and water are available to serve this location.

Section 2. Providing for Repeal of Conflicting Ordinances.

All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3. Providing for Non-Severability.

If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, then this entire ordinance is invalid and this ordinance shall have no force or effect.

Section 4. Providing for Penalties.

Any person found responsible for violating this Ordinance shall be subject to the civil sanctions and habitual offender provisions set forth in Sections 1.10 and 1.11 of the Town of Chino Valley Unified Development Ordinance. Each day a violation continues, or the failure to perform any act or duty required by this zoning ordinance, the Unified Development Ordinance or by the Town of Chino Valley Town Code continues, shall constitute a separate civil offense.

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Chino Valley, Arizona this ____ day of ____ October ____, 2015 by the following vote:

AYES: _____

ABSENT: _____

NAYS: _____

ABSTAINED: _____

APPROVED this ____ day of _____, 201__.

Chris Marley, Mayor

ATTEST:

APPROVED AS TO FORM:

Jami C. Lewis, Town Clerk

Curtis, Goodwin, Sullivan, Udall & Schwab, PLC, Town Attorney

The following exhibits are attached hereto and incorporated herein:

1. Legal Description
2. Zoning Exhibit (map)

I, JAMI C. LEWIS, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO. _____ ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF CHINO VALLEY ON THE ____ DAY OF

_____, 20__, WAS POSTED IN THREE PLACES ON THE ____ DAY OF
_____, 20__.

Jami C. Lewis, Town Clerk

DRAFT

MINUTES OF THE SPECIAL PLANNING AND ZONING MEETING OF THE TOWN OF CHINO VALLEY

**September 15, 2015
6:00 P.M.**

The Planning and Zoning Commission of the Town of Chino Valley, Arizona, met for a Special Meeting in the Chino Valley Council Chambers, located at 202 N. State Route 89, Chino Valley, Arizona.

1) **CALL TO ORDER**

Vice-Chair Merritt called the meeting to order at 6:00 p.m.

2) **PLEDGE OF ALLEGIANCE**

Commissioner Pasciak led the Pledge of Allegiance.

3) **ROLL CALL**

Present: Commissioner Gary Pasciak; Commissioner Annie Lane; Vice-Chair Chuck Merritt;
Commissioner Florence Sloan; Commissioner Claude Baker

Absent: Chair Gwen Rowitsch

Staff Development Services Director Ruth Mayday; Associate Planner James Gardner;

Present: Town Clerk Assistant Amy Lansa (recorder)

4) **MINUTES**

- a) Consideration and possible action to approve the June 2, 2015 regular meeting minutes.

MOVED by Commissioner Gary Pasciak, seconded by Commissioner Florence Sloan approve the June 2, 2015 minutes.

Vote: 5 - 0 PASSED - Unanimously

6) **STAFF REPORTS**

Director Mayday introduced newly appointed Commissioners Annie Lane and Claude Baker. Commissioner Michael Bacon, was also appointed by Town Council but was unable to attend the meeting.

Director Mayday also introduced new Associate Planner, James Gardner.

7) **PUBLIC HEARING**

- a) Public hearing on request to rezone parcel 306-04-009J located at 206 W. Road 4 North, Chino Valley, Arizona, consisting of approximately 0.5 acres, from Commercial Light zoning district to Single Family Residential (0.16-acre minimum) zoning district to allow for residential development.

Associate Planner James Gardner presented information regarding the proposed rezoning.

- The subject parcel is currently used as a residence and has been marketed as residence.
- The property has previously been a retail irrigation supply and dance studio.
- Due to the current zoning it has been difficult to obtain funding for a residential loan.
- The current owner would like to list the parcel as a residential property so the buyer would be able to secure funding for a residence.
- The building layout would not change. Nothing on the parcel would change except the zoning.
- The General Plan lists the area as a community core. This area would be a future north mixed-used hub including both residential and commercial uses. The residential use is in compliance with the General Plan. The mixed use hub is slated beyond the 10-year horizon in the current General Plan.
- Staff recommends the commission forward a recommendation of approval to the Town for proposed zone change given its conformity with the General Plan and the fact that it would leave the amount of commercial land in Town the same given that its current use is residential.
- Bruce Day, representing the owner of the property, Gang Management, LLC, stated that he hoped the commission passed the rezoning that has been recommended.
- Commissioner Baker asked if the only reason for the rezone was to ease the financial issues and whether a Conditional Use Permit (CUP) could accomplish the same thing.
- Planner Gardner responded that the property had been listed for three (3) years as a residence but nobody could secure funding to buy the residence.
- It has been difficult to secure funding through a bank given a conditional approval. Many banks do not want to lend on something that is under a CUP if for any reason the Town removes that approval.
- The slated time frame for that area becoming a commercial core is beyond 10 years. In the future it is possible that the area could be rezoned to commercial if appropriate for that area.
- The properties to the west are all residential properties.
- Director Mayday clarified that the closest infrastructure for that end of town for water and sewer is at Road 2 North. Commercial development in that area is still some time away.

Vice-Chair Merritt opened the public hearing at 6:10 pm.

- Christine Taunt, proposed buyer, researched funding and found that other options were not doable. The only thing that made sense was to rezone the property.
- Proposed buyer, Richard Taunt, stated that they presently live in Bouse and wanted to move to milder climate. This place is perfect for what they want. He doubted they will cause any problems for anyone. There is a restaurant next to the property and the rest of the area is residential. The property has been on the open market for 3 years and banks will not finance except for a commercial loan.

Vice-Chair Merritt closed public hearing at 6:14 pm.

MOVED by Commissioner Gary Pasciak, seconded by Commissioner Claude Baker to recommend that a public hearing be held and forward the application to Town Council with the recommendation of approval.

Vote: 5 - 0 PASSED - Unanimously

8) NON-PUBLIC HEARING ACTION ITEMS

There were no non-public hearing action items.

9) DISCUSSION ITEMS

There were no discussion items.

10) PUBLIC COMMENTS

There were no public comments.

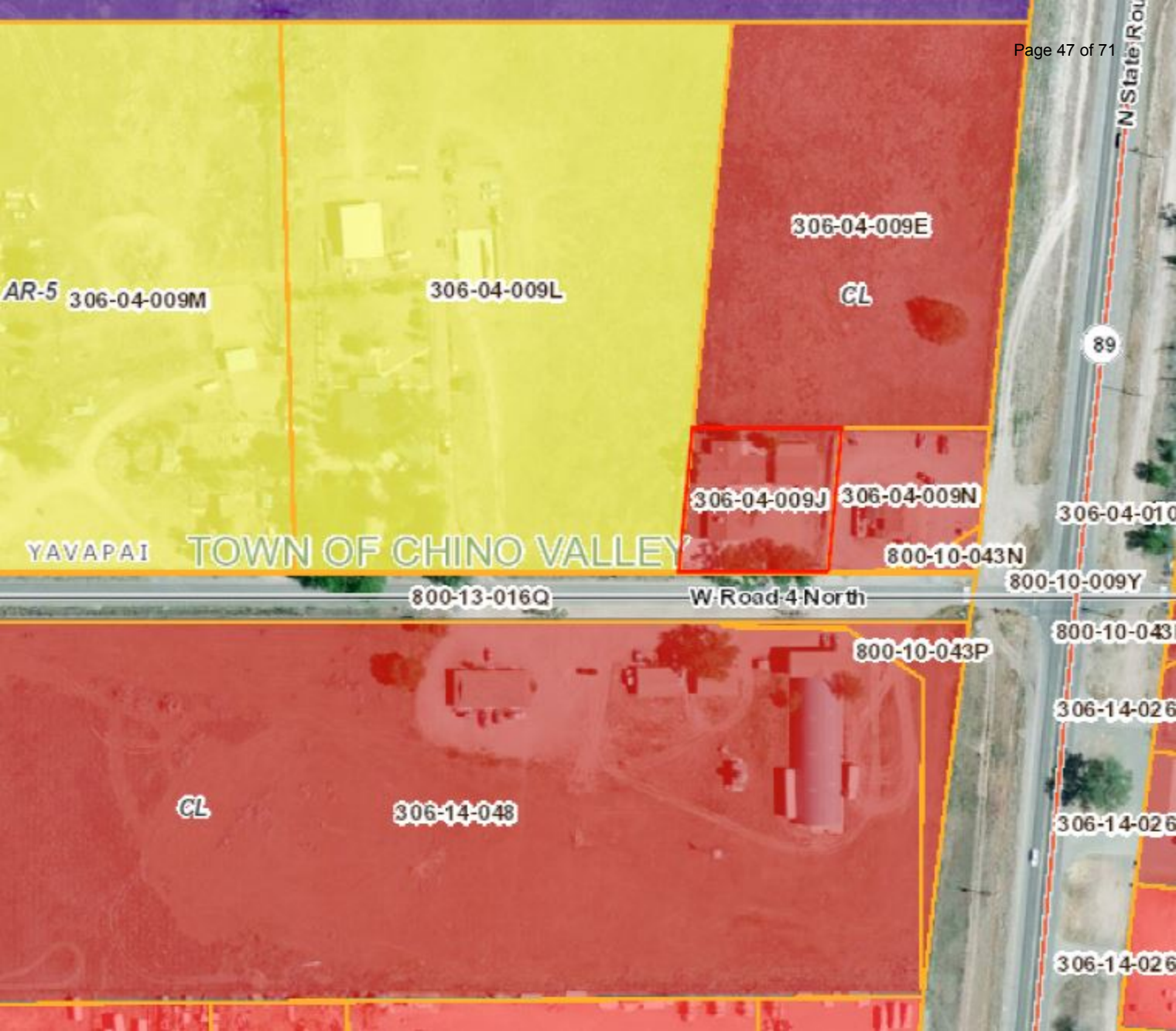
11) ADJOURN

MOVED by Commissioner Florence Sloan, seconded by Commissioner Gary Pasciak to adjourn at 6:16 p.m.

Vote: 5 - 0 PASSED - Unanimously

Chair Gwen Rowitsch

Date



AR-5 306-04-009M

306-04-009L

306-04-009E

CL

306-04-009J

306-04-009N

306-04-010

800-10-043N

800-10-009Y

800-13-016Q

W Road 4 North

800-10-043P

800-10-043

306-14-026

306-14-026

306-14-026

CL

306-14-048

YAVAPAI

TOWN OF CHINO VALLEY

N State Road

89



306-04-009E

306-04-009J

306-04-009N

800-10-043N

W Road 4 North

800-10-043P

800-10-009Y

N State Route 89

89

306-04-010L

306-04-010V

306-04-010U

800-13-016S

800-10-043H

800-13-032B

800-13-016U

E Road 4 North

800-10-043M

306-14-026R

306-14-026N

306-14-026H

306-14-026A



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

Item No. 7. b.

Meeting Date: 10/13/2015
Contact Person: Robert Smith, Town Manager
 Phone: 928-636-2646 x-1201
Department: Town Manager
Item Type: Action-Presentation
Estimated length of staff presentation: 5 minutes
Physical location of item: N/A

AGENDA ITEM TITLE:

Consideration and possible action to approve an Accountability Contract between the Town of Chino Valley and the Chino Valley Area Chamber of Commerce in the amount of \$38,000, which was approved in the Town's budget.

RECOMMENDED ACTION:

Approve an Accountability Contract between the Town and the Chino Valley Area Chamber of Commerce in the amount of \$38,000.

SITUATION AND ANALYSIS:

The Chino Valley Chamber of Commerce is making tangible progress in improving the Town of Chino Valley's business environment. The standing agreement between the Town and the Chamber has been revised, and consideration of the terms in the agreement are timely with the Chamber's new interests and directions for local business development and support. The Town of Chino Valley Development Services Department has also been focusing on local business support and development, and is working in partnership with the Chamber on items to bring additional supportive resources to local business developers in our community.

The contract draft proposed has been created through a cooperative process between Town of Chino Valley staff and the Chamber's Board and President. The proposal outlines a set of specific objectives and deliverables, as well as regular reporting that would be expected from the Chamber, and requests a set amount of consideration for that suite of services.

As the Town of Chino Valley begins to recover from the recent economic downturn, it has the opportunity to engage and take advantage of several local and regional resources to support local businesses and grow the local economy. The Chamber of Commerce is one of those resources and can serve as a force multiplier for the Town's economic development efforts. Staff has identified several mechanisms by which the Town and Chamber can cooperatively work together to secure business and economic development improvements for the Community -- several of which are highlighted in the

proposal presented herein.

Arlene Alen, Chamber CEO and President, will present information on the Chamber's work this past year, as well as the proposed agreement with the Town for services as well as Platinum Membership.

Fiscal Impact

Fiscal Impact?: \$38,000

If Yes, Budget Code: 01-95-5563

Available: \$38,000

Funding Source:

Approved line item in budget.

Attachments

Chamber Agreement 2015-2016

**Accountability Contract
between Town of Chino Valley and
Chino Valley Chamber of Commerce**

This Contract is entered into this ____ day of _____, 2015 by and between the Town of Chino Valley, Arizona, an Arizona municipal corporation (hereinafter "Town") and the Chino Valley Chamber of Commerce (hereinafter "Chamber").

It is the finding of the Chino Valley Town Council that Chamber is offering services that benefit the Chino Valley community and Town and that Chamber should receive public funds in support of its facility, services and operations.

Now, therefore, in consideration of the mutual promises and covenants between the parties, and other good and valuable consideration, the parties agree as follows:

1. TERM OF AGREEMENT:

1.1 The initial term of this Agreement shall be from its effective date until June 30, 2016.

1.2 This Agreement shall automatically renew for up to five (5) successive one-year terms, effective July 1 of each successive year. If funds for this Agreement are not appropriated or budgeted by the third Monday of July of the preceding year, Town may terminate this Agreement (or any renewal thereof) by giving written notice to Chamber. Additionally, either party may opt out of the automatic renewal by giving written notice to the other party of intention to not renew no later than May 1 preceding the non-renewal fiscal year.

2. COMPENSATION: Town shall compensate Chamber in the amount of thirty-eight thousand dollars (\$38,000) for Services delineated and defined in this agreement.

3. SCOPE OF SERVICES: Chamber agrees to use funds received from Town to provide Visitor Center and services ("Scope of Services"), as set forth in **Exhibit A**, which is attached hereto and incorporated herein and to use the funds from the Town for those purposes only. Chamber also agrees to maintain accurate financial records to enable Town to verify that the funds provided under this Agreement are expended in accordance with this Agreement. Chamber shall be responsible for compliance with all applicable federal, state and local laws and regulations.

4. REPORTING: At the completion of the Services, Chamber shall submit to Town an itemized report setting forth how the funds received from Town were expended.

5. INSPECTION: Within five (5) days of receipt of a written request from Town, Chamber agrees to open for inspection and to make available all financial records relating to the Services.

6. CONTRACT NONCOMPLIANCE: If Town, in its sole discretion, determines Chamber is in breach of this Agreement, Town shall give written notice to Chamber of the specific area of noncompliance. Chamber shall comply within 30 calendar days of the date of notice.

7. **TERMINATION FOR CAUSE:** If Chamber does not comply within 30 calendar days from the date of the notice of breach, Town may terminate this Agreement. Chamber shall immediately return to Town all funds not spent for the services described in **Exhibit A**.

8. **TERMINATION PURSUANT TO A.R.S. § 38-511:** Town may terminate this Agreement pursuant to A.R.S. § 38-511.

9. **INDEMNIFICATION:** Chamber agrees to hold harmless and indemnify Town from any loss, damage, liability, cost, charge or expense, whether direct or indirect, including reasonable attorney's fees, and whether to any person or property to which Town, its agents, employees or said parties may be subject to related to the Services, including, but not limited to, actions for bodily injury, illness, death or property damage.

10. **INDEPENDENT CONTRACTOR:** Chamber is an independent contractor and not an agent or employee of Town. Chamber shall supervise and direct the Services using Chamber's best skill and attention. Chamber shall be solely responsible for all staffing, curriculum, scheduling, supplies, equipment for and transportation of participants to events for Services. Chamber shall be responsible to its employees, volunteers, Town employees and other persons performing any services related to the Services as set forth in this Agreement.

11. **ENTIRE AGREEMENT; AMENDMENTS:** This Agreement represents the entire agreement between the parties with respect to the subject matter hereof. This Agreement may not be amended except through an appropriate writing signed by both parties.

12. **ASSIGNMENT PROHIBITED:** Chamber shall not assign any rights acquired hereby, without first obtaining the written consent of Town.

13. **NO DISCRIMINATION:** Neither Chamber nor its employees or agents will discriminate on the basis of race, religion, handicap, gender or national origin in providing the Services.

14. **IMMIGRATION LAW WARRANTY:** As required by A.R.S. § 41-4401, Chamber hereby warrants its compliance with all federal immigration laws and regulations that relate to its employees and A.R.S. § 23-214(A). Chamber further warrants that after hiring an employee, Chamber verifies the employment eligibility of the employee through the E-Verify program. If Chamber uses any subcontractors in performance of the services, subcontractors shall warrant their compliance with all federal immigration laws and regulations that relate to its employees and A.R.S. § 23-214(A), and subcontractors shall further warrant that after hiring an employee, such subcontractor verifies the employment eligibility of the employee through the E-Verify program. A breach of this warranty shall be deemed a material breach of the Contract that is subject to penalties up to and including termination of the Contract. Chamber is subject to a penalty of \$100 per day for the first violation, \$500 per day for the second violation, and \$1,000 per day for the third violation. Town at its option may terminate the Contract after the third violation. Chamber shall not be deemed in material breach of this Contract if the Chamber and/or subcontractors establish compliance with the employment verification provisions of Sections 274A and 274B of the federal Immigration and Nationality Act and the E-Verify requirements contained in A.R.S. § 3-214(A). Town retains the legal right to inspect the papers of any Chamber or subcontractor employee who works on the Contract to ensure that the Chamber or subcontractor is complying with the warranty. Any inspection will be conducted after reasonable notice and at

reasonable times. If state law is amended, the parties may modify this paragraph consistent with state law.

16. NOTICES: All notice provided for herein shall be hand delivered, delivered by overnight courier (e.g., Federal Express) or sent by certified or registered mail, return receipt requested, addressed to all parties hereto at the address designated for each party beside its signature or at such other address as the party who is to receive such notice may designate in writing. Notice shall be deemed completed upon: (i) such hand delivery or courier delivery or (ii) three (3) days after the deposit of same in a letter box or other means provided for the posting of mail, addressed to the party and with the proper amount of postage affixed thereto. Except as otherwise herein provided, actual receipt of notice shall not be required to effect notice hereunder.

IN WITNESS WHEREOF, the parties hereto have hereunto subscribed their names,

For Chamber

For Town

(Signature)

Chris Marley, Mayor

Title

Town of Chino Valley
202 North State Route 89
Chino Valley, Arizona 86323
(928) 636-2646

Address

Attest:

City Zip Code

Jami Lewis, Town Clerk

Telephone No.

Approved as to Form:

By: Phyllis Smiley
Curtis, Goodwin, Sullivan, Udall
& Schwab, PLC, Town Attorneys

EXHIBIT A
Provisions of Agreement FY 15-16
Scope of Services

Now, therefore, in consideration of the mutual promises and covenants of the parties, and other good and valuable consideration, the parties agree as follows:

The Town of Chino Valley agrees to tender to the Chino Valley Chamber of Commerce the sum of thirty-eight thousand (\$38,000) for services delineated and defined in this agreement.

Visitor Center~

Maintain and staff the Visitor Center located within the Town. The Visitor Center will abide by the criteria set forth by the Arizona Office of Tourism to be a state designated LVIC (Local Visitor Information Center). The Visitor Center will be open to the public during normal working hours and staffed adequately to answer all correspondence, telephone, email or walk-in inquiries for general information relating to Chino Valley. The Visitor Center will be closed on posted Chamber holiday observances; a 24/7 kiosk on Chamber premises will be available at anytime with community information.

Meeting space at the Chamber facilities may be used by the Town with advance coordination (and vice versa).

Promotion/Marketing ~

1. *Distribute relocation/community guides & maps of the Chino Valley area in coordination with the Town and their GIS division and/or other resources. Town agrees to provide Quarterly map of Town within defined parameters of area and businesses, and Chamber to provide reporting/statistics on requests for data/packets.*
2. Provide an accommodation, attraction, event & dining guide including members & non-members
3. Coordinate with the Town staff to build and maintain a community calendar on the Town's Website which, to the extent possible, integrates with the Chamber website Calendar.
4. Co-sponsor a variety of Town and Chamber activities and participate in Town-Sponsored and other Community Events (i.e. 4th of July Celebrations, Fall Festival and others)
5. Migrate the Town's "Business Support Center" materials and functionality to the Chamber Facility
6. One (1) "Talk of the Town-Chino Valley" radio show per month to be hosted by the Town, if desired
7. "Platinum Sponsorship" for all Chamber events
8. Continue expanding Visitor Center services (ie, *now expanded to include visitor accessible computer and print/web capacity*).
9. *Chamber to form a Tourism & Event Advisory Committee made up of citizens to work on concepts and implementation strategies for Town & Chamber events. Efforts to include leveraging some existing, recurring events to increase intensity of such events as well as visitation and tourism to same. Chamber and Committee activities may also include promotion and contact with local businesses (regardless of Chamber membership) to explore and facilitate*

expansion of recurring events as well as additional scheduled activities or programs in conjunction with such events.

10. *Chamber has received an AZ Office of Tourism matching grant for \$2,000 for banner ads on the state www.visitarizona.com website. We hope the Town will assist us in the match at a 50% level as this was an 'out of budget and agreement' opportunity to market visiting the Town and Community events. These banner ads will run for 6 non-consecutive months during 2016 and feature Town of Chino Valley/Chamber events to drive Tourism. This is within the AOT Co-Op Destination Marketing Program and the first ad date is now running.*
11. *Support the "Shop Local" program in conjunction with Prescott & Prescott Valley which rolled out June, 2015 will be continued.*
12. *Support of the Google program, "Put Chino Valley on the Map" will roll out during the term of this contract.*

The Chamber agrees that all printed materials created and distributed by the Chamber with funds from the Town will contain a statement recognizing and acknowledging that funding has been provided by the Town for such documents.

Economic Development~

1. Coordinate with the Town and other Economic Development organizations such as Northern Arizona Council of Governments, Prescott Valley Economic Development Foundation, Greater Prescott Regional Economic Partnership and Yavapai College to represent the Chino Valley Business Sector and to foster business development in the Town of Chino Valley.
2. Assist the Town in developing a balanced mix of base jobs, retail businesses, restaurants, shopping, nightlife and social activities that attract families, visitors and residents to live and shop in Chino Valley.
3. *Chamber is seeking grant funds to begin a local incubation project at the Chamber and will keep the Town informed regarding that effort. If successful, the Chamber will provide information about the incubator to the Town, so staff can provide referrals to the Chamber if interest is encountered by Town staff.*
4. Education
 1. *Working with Goodwill of Central Arizona's Career Center to provide a series of workshops at the Chamber consisting of modules on resume writing, interviewing skills and basic technology.*
 2. *Support/conduct the Annual "Citizen's Academy"*
 3. *The Chamber will conduct other workshops and classes post surveying community needs, in topics to include but not be limited to social media, Small Business Finance, Marketing and more.*

In order to maintain fairness between the many industries and retail businesses inside the Town, the Chino Valley Chamber of Commerce shall practice the concept of being community focused. The Chamber's mission is to promote economic growth and serve as a voice for the business community to enhance the quality of life for Chino Valley.

Toward that end, the Town and Chamber will explore the feasibility of more closely integrating an updated Chamber website with that of the Town's. The Chamber and Town will also examine the

feasibility of integrating the Chamber into some of the Town's materials sourcing programs as well as IT support.

Where appropriate, the Chamber shall be involved in Town planning efforts such as General Plan Updates and the consideration of amendments to Codes and Ordinances, to provide helpful feedback from the business sector, and to participate in Town Council Retreats as requested by Town. The Chamber may also choose to offer feedback on project proposals brought before the Council as deemed appropriate by the Chamber Board.

Upon request of the Chamber, the Town shall disclose to the Chamber any information that pertains to the business community that may be legally and practically released.

Chamber shall report progress and activity pursuant to above scope of services to the Town Council on a quarterly basis, at regularly scheduled Town Council meetings. There will be one full report and presentation annually, date TBD, as well as quarterly reports consisting of a short written updates and an informational presentation to Council of no more than 5-7 minutes in duration.



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

Item No. 7. c.

Meeting Date: 10/13/2015
Contact Person: Jami Lewis, Town Clerk
 Phone: 928-636-2646 x-1208
Department: Town Clerk
Item Type: Action Item
Estimated length of staff presentation: 5 minutes
Physical location of item: N/A

AGENDA ITEM TITLE:

Consideration and possible action to fill vacancies and/or modify members on Council subcommittees.

RECOMMENDED ACTION:

Fill vacancies and modify subcommittee members as discussed.

SITUATION AND ANALYSIS:

Issue Statement

The Town Council has established six subcommittees (Exhibit 1). The current members on these subcommittees are listed in Exhibit 2. The recent vacancies on the Council also left vacancies on these subcommittees. Three things need to occur to make the subcommittees whole:

- (1) Now that two new persons have been appointed to the vacant Council seats, staff recommends that Council appoint the newly-appointed councilmembers to fill the current vacancies, or modify memberships by moving members around to take advantage of the new councilmembers' particular interests and/or expertise.
- (2) Chairs will also need to be assigned.
- (3) Councilmember Turner will also need to be reappointed to the Appointments Subcommittee, as he resigned from it during the period when Council only consisted of five members and the subcommittees' quorum had to be reduced from three to two members. Should Councilmember Turner decline to be re-appointed to this subcommittee, Council will need to appoint another member.

Applicable "Policy"

Council Subcommittee Charters

Satisfaction of "Policy"

Summary of Issues and Staff Rationale**Findings of Fact**

Fiscal Impact**Fiscal Impact?:** No**If Yes, Budget Code:****Available:****Funding Source:**

AttachmentsEx. 1 Council SubcommitteesEx. 2 Subcommittee Roster

**TOWN OF CHINO VALLEY
COUNCIL SUBCOMMITTEES**

Subcommittee	Purpose	Meeting Frequency	Staff Liaison
Appointments	Make recommendations to Council for appointments to public bodies	Annually and as needed (meets at least 2 times per year)	Town Clerk
Economic Development	Help the Town create a sustainable economy	Annually and as needed (meets occasionally)	Town Manager
Finance	Review financial and budgetary matters	Annually and as needed (generally meets several times a year)	Finance Director
Public Safety	Review and advise the Council on public safety and traffic control matters	Annually and as needed (generally meets 1 or 2 times a year)	Police Chief; Town Manager
Water & Utilities	Review utilities matters, franchise agreements, proposals for resource acquisitions, including private and municipal water companies and wells, and plan for future waste water system needs and other related matters	Annually and as needed (meets occasionally)	Public Works Director/Town Engineer

Membership & Appointment: 3 councilmembers appointed by Council

Term Lengths: 2 years (tied to election cycle)

Officers: Chair appointed by Mayor or Council at Mayor's discretion; other members appointed by Council

COUNCIL SUBCOMMITTEES as of August 25, 2015

Appointments Council: *Darryl Croft Mike Best (Lon Turner) Staff: Town Clerk	Finance Council: *VACANT Darryl Croft Corey Mendoza Staff: Town Manager Finance Director	Economic Development Council: *VACANT Darryl Croft Corey Mendoza Staff/ Other: Town Manager Development Services Dir. Chamber CEO
Public Safety Council: *Mike Best Chris Marley VACANT Staff: Police Chief Town Manager	Water & Utilities Council: *Lon Turner VACANT Corey Mendoza Staff: Town Manager Town Engineer	

* Subcommittee Chair



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

Item No. 7. d.

Meeting Date: 10/13/2015
Contact Person: Jami Lewis, Town Clerk
 Phone: 928-636-2646 x-1208
Department: Council
Item Type: Action
Estimated length of staff presentation: None
Physical location of item: N/A

AGENDA ITEM TITLE:

Consideration and possible action to update the appointment of councilmembers and staff to various regional and state entity committees.

RECOMMENDED ACTION:

Update existing appointments as discussed.

SITUATION AND ANALYSIS:

Over the years, the Town has been asked to participate in various intergovernmental or other entity boards and committees. Generally, this involves the Council appointing one of its members or a staff member to represent the Town and Council in the entity's meetings.

The attached table lists the current entities, the appointed representatives and alternates, appointment dates, and the general status of the position. The second part to the table gives a brief description of each entity. The Mayor desires to revisit these appointments and possibly update them to include the three new councilmembers.

Councilmembers should review the list, and notify the Mayor, before or during the meeting, if they desire to change any of their current positions or be appointed to one.

Staff also noted on the table those entities that are no longer active and which will be removed from the list.

Fiscal Impact

Fiscal Impact?: No

If Yes, Budget Code:

Available:

Funding Source:

Attachments	
<u>Entity Appointments Matrix</u>	

	ENTITY	REP	APPOINTED DATE	ALT	APPOINTED DATE	CURRENT STATUS
a)	Yavapai County Water- Advisory Committee (WAC)	Councilmember- Lon Turner	7/26/2011	Mayor Chris- Marley	7/26/2011	Position typically filled by elected- official.
b)	WAC Technical Advisory- Committee (TAC)	Town Engineer- Ron Grittman	7/26/2011	Town Engineer- designee	7/26/2011	Position typically filled by staff- members and/or technical community- members
c)	Upper Verde River Watershed Protection Coalition (UVRWPC)	Mayor Chris Marley	6/25/2013	Councilmember Lon Turner	7/26/2011	Position typically filled by elected official.
d)	UPRWPC Technical Advisory Committee (TAC)	Town Engineer Ron Grittman	7/26/2011	Town Engineer designee	7/26/2011	Position typically filled by staff members and/or technical community members
e)	Northern Arizona Municipal Water User's Association (NAMWUA)	Mayor Chris Marley	7/26/2011	Councilmember Lon Turner	7/26/2011	Position typically filled by elected official.
f)	NAMWUA Technical Advisory Committee (TAC)	Town Engineer Ron Grittman	7/26/2011	Town Engineer designee	7/26/2011	Position typically filled by staff members and/or technical community members
g)	Groundwater Users Advisory Council (GUAC)	Mayor Chris Marley		Councilmember Lon Turner		Position appointed by the Governor and is <i>not</i> tied to the Town.
h)	Central Yavapai Metropolitan Planning Organization (CYMPO)	Vice-Mayor Darryl Croft	6/28/2011	Councilmember Mike Best	6/28/2011	Position typically filled by elected official.
i)	CYMPO Technical Advisory Committee (TAC)	Town Engineer Ron Grittman	6/28/2011	Grittman designee	6/28/2011	Position typically filled by staff members and/or technical community members
j)	Northern Arizona Council of Governments (NACOG) Regional Council	Mayor Chris Marley	6/28/2011	Mayor Marley Designee	6/28/2011	Position typically filled by elected official.
k)	NACOG Economic Development Committee	Linda Hatch	7/26/2012	Town Manager Robert Smith	7/26/2012	Position filled at large by the the committee (may be recommended by Council) and serves at the pleasure of the committee
l)	Greater Arizona Mayors Association (GAMA)	Mayor Chris Marley	6/14/2011	Vice-Mayor Darryl Croft	6/25/2013	Position typically filled by mayor; alternate typically filled by Vice-Mayor.
m)	League Resolutions Committee	Mayor Chris Marley	7/24/2012	Vice-Mayor Darryl Croft	7/24/2012	Position typically filled by mayor; alternate typically filled by Vice-Mayor.

	ENTITY	REP		ALT	APPOINTED DATE	CURRENT STATUS
n)	Yavapai Regional Medical Center (YRMC) Council of Electors	Mayor Chris Marley	6/28/2011	Mayor Marley Designee	6/28/2011	Position typically filled by elected official.
o)	Chamber of Commerce	Vice-Mayor Darryl Croft	6/28/2011	Councilmember Mike Best	6/25/2013	The Chamber typically elects a representative from the Council with Council ratifying the action.
p)	Arizona Municipal Risk Retention Pool (AMRRP)	Councilmember Lon Turner	6/25/2013	Vice-Mayor Darryl Croft	6/25/2013	Appointee may be elected official or staff member, who may participate in nominations for this board.
q)	Central Arizona Partnership (CAP) Regional Economic Development (RED) Team	Vice-Mayor Darryl Croft	6/25/2013	Councilmember Lon Turner	6/25/2013	Position to be filled by elected official.
r)	Greater Prescott Regional Economic Partnership (GPREP)	Mayor Chris Marley	8/5/2013	Vice-Mayor Darryl Croft	8/5/2013	Position filled by elected official, appointed by Mayor.
s)	Yavapai Combined Trust (YCT)	Assistant Town Manager Cecilia Grittman	3/27/2012	HR Analyst, Tiffany Resendez	2/12/2013	Positions typically filled by staff members.
t)	Liaison to Chino Valley Fire District (CVFD) Board	Councilmember Mike Best	6/25/2013	Vice-Mayor Darryl Croft	6/25/2013	First-time position in 2013.
u)	Liaison to Chino Valley Municipal Court	Mayor Chris Marley	2/24/2015	N/A		New position appointed by Council.

Rev. 8/12/2015

DESCRIPTION OF ENTITIES	
a)	WAC is composed of members from the Arizona Department of Water Resources (ADWR), Apache/Yavapai Prescott Tribe, Yavapai County, and nine municipalities, and it was established by the County Board of Supervisors to ultimately develop and recommend a regional water management strategy.
b)	Technical Advisory Committee under WAC .
c)	UVRWPC consists of representatives from Prescott, Prescott Valley, Chino Valley, Yavapai County, and the Yavapai Prescott Indian Tribe; and one of its actions has been to appoint a Safe Yield Workgroup to develop a plan for the Prescott Active Management Area to reach safe yield by 2025.
d)	Technical Advisory Committee under UVRWPC .
e)	NAMWUA was formed to give Northern Arizona entities a stronger voice with state and federal governments with regard to water allocation matters.
f)	Technical Advisory Committee under NAMWUA .
g)	The 1980 Groundwater Code established a Groundwater Users Advisory Council (GUAC) in each active management area consisting of five members. Members of the council are appointed by the governor to represent the users of groundwater in the active management area and on the basis of their knowledge of, interest in and experience with problems relating to the development, use and conservation of water.
h)	CYMPO is a partnership of Chino Valley, Prescott, Prescott Valley, Yavapai County, and the Arizona Department of Transportation that was established in June 2003 by federal mandate when the region achieved a population of 50,000. Its purpose is to cooperatively plan the transportation future of the Central Yavapai region that fell within the 401.46 square miles of the MPO Planning boundary. The member agencies of CYMPO are represented on the Executive Board by elected officials. The positions of Chair, Chair emeritus, Vice-Chair, and Secretary-Treasurer are rotated between Chino Valley, Prescott, Prescott Valley and Yavapai County on a yearly basis.
i)	Technical Advisory Committee under CYMPO .
j)	NACOG is a nonprofit membership corporation representing local governments to provide a wide variety of services within the four Arizona counties of Apache, Coconino, Navajo, and Yavapai. It is governed by a Regional Council comprised of public and private sector officials that are appointed or elected by their respective governments, who work together to address similar issues faced by the cities, towns, and counties in the NACOG region. It also assists local governments and other local groups to take advantage of common economic and other resource opportunities.
k)	Economic Development Committee under NACOG . Its membership is self-determined, with a certain number per each county, plus some at large members. It currently includes council members, county supervisors, former county supervisors, town/city/Indian tribe staff, business owners, and others involved in different types of private projects in Northern Arizona.

i)	GAMA was established to provide mayors from communities in northwest and north-central Arizona a forum to discuss and organize on common interests unique in rural Arizona regarding matters being heard before the state and federal levels of government.
DESCRIPTION OF ENTITIES	
m)	The League Resolutions Committee meets at the Annual Conference to discuss the proposed policies for the next legislative session. Their actions are ratified at the League's Annual Business Meeting and became the League's Policy Statement for the next legislative session.
n)	YRMC Council of Electors nominates candidates for the hospital administrative governing board. In 2000, they requested that local entities, including Chino Valley, appoint an elected official to serve on this council. Joel Baker served on it from 2000 until June 2011.
o)	Chino Valley Area Chamber of Commerce exists to promote economic growth, serve as a voice for the business community, and enhance the quality of life for Chino Valley. It routinely appoints a councilmember to its board.
p)	AMRRP , a not-for-profit corporation, is owned and operated by its Members in a cooperative effort to provide protection from losses to Members' resources and claims due to the services provided by municipal government. The Town purchases its casualty and property insurance through this entity.
q)	CAP's mission is to advocate responsible growth on behalf of those who believe in a balance between economic and ecological sustainability in Central Arizona, judicious management of natural resources and truthful examination and debate on matters of public importance relative to growth in the region. The RED Team is to be comprised officials from regional entities and staff believes it would be beneficial to appoint a representative.
r)	GPREP's mission is to attract quality businesses, capital investment, and quality jobs to the Greater Prescott region, working cooperatively to project a regional identity and ensure a vibrant and self-sustaining regional economy.
s)	YCT is the entity through whom the Town contracts with for medical insurance for its employees.
t)	CVFD is the local fire district, a special taxing district (not part of the Town government).

ENTITY	CONTACT	PHONE	EMAIL
Yavapai County Water Advisory Committee (WAC)			
WAC Technical Advisory Committee (TAC)			
Upper Verde River Watershed Protection Coalition (UVRWPC)			
UPRWPC Technical Advisory Committee (TAC)			
Northern Arizona Municipal Water User's Association (NAMWUA)			
NAMWUA Technical Advisory Committee (TAC)			
Central Yavapai Metropolitan Planning Organization (CYMPO)			
CYMPO Technical Advisory Committee (TAC)			
Northern Arizona Council of Governments (NACOG) Regional Council			
NACOG Economic Development Committee			
Greater Arizona Mayors Association (GAMA)			
League Resolutions Committee			
Yavapai Regional Medical Center (YRMC) Council of Electors	Jackie Kendig (replaced Kathy White)	771-5768	
Chamber of Commerce			
Arizona Municipal Risk Retention Pool (AMRRP)			
Yavapai Gala Centennial Committee			
Central Arizona Partnership (CAP) Regional Economic Development (RED) Team			

THIS PAGE INTENTIONALLY LEFT BLANK



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

Item No. 8. a.

Meeting Date: 10/13/2015
Contact Person: Robert Smith, Town Manager
Phone: 928-636-2646 x-1201
Department: Town Manager
Estimated length of Staff Presentation: None
Physical location of item: N/A

AGENDA ITEM TITLE:

Pursuant to A.R.S. Section 38-431.03(A)(3) and (4) for discussion or consultation for legal advice with the Town Attorney and in order to consider its position and instruct the Town Attorney regarding the Town's position regarding settlement of the matter of Cortez v. Town of Chino Valley. (Robert Smith, Town Manager)

SITUATION & ANALYSIS:

N/A

Attachments

No file(s) attached.

THIS PAGE INTENTIONALLY LEFT BLANK



TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

Town Council Regular Meeting

Item No. 9. a.

Meeting Date: 10/13/2015
Contact Person: Robert Smith, Town Manager
Phone: 928-636-2646 x-1201
Department: Town Manager
Estimated length of Staff Presentation: None
Physical location of item: N/A

AGENDA ITEM TITLE:

Consideration and possible action regarding the settlement of the matter of Cortez v. Town of Chino Valley. (Robert Smith, Town Manager)

SITUATION & ANALYSIS:

N/A

Attachments

No file(s) attached.
