

**MINUTES OF THE SPECIAL COUNCIL MEETING
OF THE TOWN COUNCIL OF THE TOWN OF CHINO VALLEY**

**TUESDAY, OCTOBER 17, 2013
6:05 P.M.**

The Town Council 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, on Tuesday, October 17, 2013.

Present: Mayor Chris Marley; Vice-Mayor Darryl Croft; Councilmember Mike Best;
Councilmember Linda Hatch; Councilmember Lon Turner; Councilmember Don Wojcik

Absent: Councilmember Pat McKee

Staff: Town Manager Robert Smith; General Services Director Cecilia Watts (Recorder); Town
Present: Attorney Phyllis Smiley

1) CALL TO ORDER; ROLL CALL

Mayor Marley called the meeting to order at 7:23 p.m.

Town Attorney Phyllis Smiley joined the meeting via conference phone at 7:26 p.m.

- 2)** Council may vote to go into Executive Session pursuant to A.R.S. § 38-431.03(A)(3) and (7) for discussion or consultation with the Town Attorney for legal advice and with designated representatives of the Town in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property that is an extension of the existing Road 4 South to the east, in the immediate vicinity of the section line, consisting of approximately 8.6 acres. (Robert Smith, Town Manager)

Ms. Smiley advised that Mayor Marley and Councilmember Turner might have potential conflicts of interest if their companies bid for any of the work associated with this matter. If that was the case, they should not participate in any discussions or decisions in this matter.

Councilmember Turner declared that his brother gave a quote on the windmill and he recused himself from the meeting at 7:28 p.m.

Mayor Marley noted that the well driller he worked for did not submit a bid.

Town Manager Robert Smith reported that staff received estimates from Deep Well on October 11 and they met with Deep Well yesterday afternoon. He handed out the estimates for Council to review.

Ms. Smiley stated that staff was asking Council to review and approve the Letter of Intent and estimates for the work and then approve a Purchase Contract on Tuesday. This item was time sensitive and after Tuesday, Council would not have a regular meeting for three weeks.

MOVED by Vice-Mayor Darryl Croft, seconded by Councilmember Linda Hatch to go into executive session to discuss item 2 at 7:36 p.m.

Vote: 5 - 0 PASSED

Mayor Marley reconvened the special meeting at 7:58 p.m.

(Councilmember Hatch was no longer present as she left during the executive session.)

- 3) Consideration and possible action to approve either or both a revised Letter of Intent and a Purchase Agreement with Deep Well Ranches #1 LLC, related to and setting forth the terms of the purchase by the Town of approximately 8.6 acres of real property, generally located in the vicinity of the section line as an extension of the existing Road 4 South to the east to lands immediately adjacent to the Peavine Right of Way's eastern limit for the purpose of extending the Road 4 South right-of-way to Peavine Road. (Robert Smith, Town Manager)

MOVED by Vice-Mayor Darryl Croft, seconded by Councilmember Mike Best to approve a revised Letter of Intent, complete with Exhibit B, with Deep Well Ranches #1 LLC, related to and setting forth the terms of the purchase by the Town of approximately 8.6 acres of real property, generally located in the vicinity of the section line as an extension of the existing Road 4 South to the east to lands immediately adjacent to the Peavine Right of Way's eastern limit for the purpose of extending the Road 4 South right-of-way to Peavine Road.

Vote: 4 - 0 PASSED

4) **ADJOURNMENT**

MOVED by Vice-Mayor Darryl Croft, seconded by Councilmember Mike Best to adjourn the meeting at 7:59 p.m.

Vote: 4 - 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 Special Meeting of the Town Council of the Town of Chino Valley, Arizona held on the 17th day of October, 2013. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 12th day of November, 2013.



Jami C. Lewis, Town Clerk