



Town of Chino Valley

MEETING NOTICE TOWN COUNCIL

**REGULAR MEETING
Tuesday, December 8, 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 regarding the Aquatic Center's financial and operating results and related information. (Joe Duffy, Finance Director)
- b.** Presentation of the recently completed Chino Meadows Units 2 and 5 Drainage Project. (Ron Grittmann, Public Works Director/Town Engineer)

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.** Comments regarding councilmembers' responsibility to obtain facts before making decisions.

- b. Comments regarding Council setting a precedent if it approved the La Vacara Trust rezone.

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.
- c. Report on recently corrected scrivener's errors pursuant to Town Code § 10.20 Authority to Correct Scrivener's Errors. (Jami Lewis, Town Clerk)

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 adopt Resolution No. 15-1071, postponing the effective date of increased sewer fees approved by Resolution No. 13-1005 until July 1, 2016. (Susan Goodwin, Town Attorney)
- b. Consideration and possible action to ratify the Mayor's nomination of Councilmember Jack Miller to serve on the Yavapai County Emergency Management Interagency Coordination Committee. (Mayor Marley)
- c. Consideration and possible action to accept the October 27, 2015 regular meeting minutes. (Jami Lewis, Town Clerk)
- d. Consideration and possible action to accept the November 10, 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 accept the Comprehensive Annual Financial Report and the Annual Expenditure Limitation Report for the fiscal year ended June 30, 2015, as prepared by Henry & Horne, LLP, Certified Public Accountants. (Joe Duffy, Finance Director)

Recommended Action: Accept the Comprehensive Annual Audited Financial Report and the Annual Expenditure Limitation Report for the fiscal year ended June 30, 2015, as prepared by Henry & Horne, LLP, Certified Public Accountants.

- b. Consideration, possible public hearing, and possible action to adopt Ordinance 15-805 to rezone approximately 16.44 acres from AR-5 (Agricultural/Residential, 5 acre minimum) to CL-PAD (Commercial Light - Planned Area Development Overlay) and MR-PAD (Multifamily Residential; Planned Area Development Overlay).

Recommended Action:

(i) Hold public hearing if required;
(ii) Adopt Ordinance No. 15-805 rezoning approximately 6.55 acres generally located within APS 306-05-031N from AR-5 (Agricultural/Residential, 5 acre minimum) to MR-PAD (Multi-family Residential, Planned Area Development) and approximately 9.7 acres from AR-5 to CL-PAD (Commercial Light; Planned Area Development) as stipulated.

- c. Consideration and possible action to adopt Resolution 15-1069 for the purpose of applying for an Arizona Game and Fish Shooting Range Development Grant for the purpose of constructing and operating a trap shooting range. (James Gardner, Associate Planner)

Recommended Action: Adopt Resolution 15-1069, approving a grant application for an Arizona Game and Fish Shooting Range Development Grant for the purpose of constructing and operating a trap shooting range.

- d. Presentation, discussion, and possible action to direct staff to publish a Notice of Intention to Amend Municipal Wastewater Fees and Charges Related to Disposal of Septage at the Town of Chino Valley Wastewater Treatment Plant and set a public hearing date on the adoption of said fees; along with a brief presentation on the status of the plant. (Mayor Marley & Ron Gritman, Public Works Director/Town Engineer)

Recommended Action:

(i) Set a public hearing date for January 26, 2016 and to direct staff to publish the Notice of Intention to Amend Municipal Wastewater Fees and Charges Related to Disposal of Septage at the Town of Chino Valley Wastewater Treatment Plant not less than 20 days

before January 26, 2016; and/or

(ii) Direct staff to further investigate the feasibility of receiving septage at the wastewater treatment plant.

- e. Consideration and possible action to cancel the professional services agreement with Civil Tec Engineering, Inc., for the preparation of engineering construction plans for the Old Home Manor Industrial Park project, in the amount of \$175,120.00. (Ron Grittman, Public Works Director/Town Engineer)

Recommended Action: Cancel the Professional Services Contract with Civiltec Engineering, Inc., for the preparation of engineering construction plans for the Old Home Manor Industrial Park project.

- f. Consideration and possible action to appoint applicants to fill vacancies on the Planning and Zoning Commission. (Jami Lewis, Town Clerk)

Recommended Action: Appoint applicants to the Planning and Zoning Commission per the Appointments Subcommittee's recommendation.

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. Consideration and possible action to recess the public meeting and hold an executive session pursuant to A.R.S. § 38-431.03(A)(4) for discussion or consultation with the Town Attorney in order to consider the Town's position and instruct the Town Attorney regarding the Town's position in pending litigation or in settlement discussions conducted in order to avoid or resolve litigation in the matter of Town v. JNJ Construction, Inc. (Phyllis Smiley, Town Attorney)

Recommended Action: Recess the public meeting and hold the executive session.

9. ACTION ITEMS RESUMED

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

10. ADJOURNMENT

Dated this 3rd day of December, 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