



Town of Chino Valley

MEETING NOTICE TOWN COUNCIL

**REGULAR MEETING
Tuesday, December 13, 2016
6:00 P.M.**

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

A majority of the Councilmembers may attend a private invocation in the Council Conference Room immediately prior to the Council meeting. No Town business will be discussed.

AGENDA AMENDMENT #1

(New or amended items are preceded by *single asterisk)

- 1. CALL TO ORDER, PLEDGE OF ALLEGIANCE; ROLL CALL**
- 2. INTRODUCTIONS, PRESENTATIONS, AND PROCLAMATIONS**
 - a.** Presentation of Anti-Aggressive Driving & Speeding Commercial.
 - b.** Presentation of Life Saver Commendation to Lt. Vince Schaan.

****Council may consider and take action to change the order of the agenda.**

Recommended Action: Move items 8a) executive session; 7a) Recognition of Mayor Marley, 7b) Oaths of Office; and 7c) Selection of Vice-Mayor, in that order, prior to item 3) Call to the Public.

- 3. CALL TO THE PUBLIC**

Call to the Public is an opportunity for the public to address the Council on any issue within the jurisdiction of the Council that is not on the agenda. Public comment is encouraged. Individuals are limited to speak for three (3) minutes. The total time for Call to the Public may be up to 30 minutes per meeting. Council action taken as a result of public comment will be limited to directing staff to study the matter, scheduling the matter for further consideration and decision at a later date, or responding to criticism.

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 factual information on the proposed racetrack.

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 Interim Town Manager Cecilia Grittmann and/or Town staff members 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 approve the Intergovernmental Agreement (IGA) between the State of Arizona through its Department of Public Safety (DPS) and the Town of Chino Valley through its Police Department regarding Gang and Immigration Intelligence Team Enforcement Mission (GIITEM) State Gang Task Force, effective July 1, 2016. (Chuck Wynn, Police Chief)
- b. Consideration and possible action to adopt Resolution No. 16-1096, accepting the dedication of right-of-way of certain real property located approximately north of the intersection of Road 1 East and Adams Drive, identified in the 2007 Record of Survey for Assessor's Parcel Number (APN) 306-20-001K. (Michael Lopez, Public Works Director/Town Engineer)
- c. Consideration and possible action to accept the Comprehensive Annual Financial Report and the Annual Expenditure Limitation Report for the fiscal year ended June 30, 2016, as prepared by Henry & Horne, LLP, Certified Public Accountants. (Joe Duffy, Finance Director)
- d. Consideration and possible action to adopt Resolution No. 16-1095, prescribing standards of financial disclosure for local public officers. (Jami Lewis, Town Clerk)

- e. Consideration and possible action to accept the October 25, 2016 regular meeting minutes. (Jami Lewis, Town Clerk)
- f. Consideration and possible action to accept the November 8, 2016 regular meeting minutes. (Jami Lewis, Town Clerk)
- g. Consideration and possible action to accept the November 15, 2016 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. Recognition of Chris Marley for 5-1/2 years of service as Mayor of Chino Valley. (Jami Lewis, Town Clerk)
- b. Administer Oaths of Office to Mayor-Elect Darryl Croft and Councilmembers-Elect Mike Best, Susan Cuka, Annie Lane, Corey Mendoza, Jack Miller, and Lon Turner. (Jami Lewis, Town Clerk)
- c. Consideration and possible action to nominate and elect a Councilmember to serve as Vice-Mayor. (Jami Lewis, Town Clerk)

Recommended Action: The new Mayor shall nominate, and the new Council shall select, a Councilmember to serve as Vice-Mayor.

- d. Hold a Public Hearing for consideration and possible action to approve Ordinance No. 16-826, decreasing the Town's sales tax (transaction privilege tax) rate for manufactured buildings in the Town of Chino Valley. (Joe Duffy, Finance Director)

Recommended Action: Approve Ordinance No. 16-826, decreasing the sales tax rate for manufactured buildings to ____%.

- e. Consideration and possible action to rezone approximately 2.49 acres of real property, located approximately 448 feet north of Road 4 1/2 North and approximately 1000 feet west of State Route 89, and also known as Yavapai County Assessor's Parcel No. 306-05-095M, from SR-1.6 (Single Family Residential, 1.6-acre minimum) to SR-1 (Single Family Residential, 1-acre minimum) zoning district. Applicant: Jose Granillo. (Ruth Mayday, Development Services Director)

Recommended Action: Adopt Ordinance No. 16-824, rezoning APN 306-05-095M from SR-1.6 (Single Family Residential, 1.6 acre minimum) to SR-1 (Single Family Residential, 1 acre minimum).

- f.** Consideration and possible action to approve the rezoning of approximately 61 acres of real property generally located on Tree Farm Lane between Granite Creek Lane and Colorado Way, and also known as Assessor's Parcel Numbers 306-03-002P and 306-03-002Q, from CL (Commercial Light) to I (Industrial) zoning district. Applicant: Curt Wells. (Ruth Mayday, Development Services Director)

Recommended Action: Approve Ordinance No. 16-827, to rezone approximately 61 acres generally located on Tree Farm Lane between Granite Creek Lane and Colorado Way, from CL (Commercial Light) to I (Industrial) Zoning District.

- g.** Consideration and possible action to approve a Conditional Use Permit (CUP) for approximately 1.4 acres of real property located at 3445 South State Route 89 (Assessor's Parcel Number 306-29-030C) to allow retail propane sales in the CL (Commercial Light) zoning district. Applicant: Olsen/Sischka Investments. (Ruth Mayday, Development Services Director)

Recommended Action: Approve CUP 16-002 allowing for liquefied petroleum gas sales in a CL (Commercial Light) zoning district at Olsen's Feed Store located at 3445 S. State Route 89.

- h.** Consideration and possible action to approve a Conditional Use Permit (CUP) for approximately five (5) acres of real property located at 1151 E. Road 4 North (Assessor's Parcel No. 306-17-003Q) to permit storage of up to six (6) pieces of heavy equipment (tractors, backhoes, etc.) in the AR-5 (Agricultural/Residential - 5 Acre Minimum) zoning district. Applicant: Gregg and Susie Cuka. (Ruth Mayday, Development Services Director)

Recommended Action: Approve CUP 16-001 to allow for the storage of up to six (6) pieces of heavy equipment at 1151 E. Road 4 North as indicated on the site plan attached to the CUP thereto and made a part herewith.

- i.** Consideration and possible action to award the bid and construction contract to Earth Resources Corporation in an amount not to exceed \$1,853,639.00 for construction of sewer and water mains, and roadway improvements to Jerome Junction and Road 4 North including new drainage structures across the Santa Cruz wash and adjacent tributary, and the removal and replacement of existing culverts, roadway and other incidental work. (Michael Lopez, Public Works Director/Town Engineer)

Recommended Action: Award the bid and construction contract to Earth Resources Corporation in the amount not to exceed \$1,853,639.00 for construction of sewer and water mains, and roadway improvements to Jerome Junction and Road 4 North.

- j.** Consideration and possible action to approve the intergovernmental agreement (IGA) between the Town of Chino Valley, ADOT, and Yavapai County, authorizing payment of \$75,000.00 to ADOT for design of the Road 1 North and State Route 89 Traffic Signal. (Michael Lopez, Public Works Director/Town Engineer)

Recommended Action: Approve the IGA between the Town of Chino Valley, ADOT, and Yavapai County, authorizing payment of \$75,000.00 to ADOT for design of the Road 1 North and State Route 89 Traffic Signal.

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. 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 its position and instruct the Town Attorney regarding the Town's position regarding a contract with Prescott Sportsmen's Club related to management of the Chino Valley Shooting Range Facility that is the subject of negotiations. (Mayor Marley)
- b. 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 its position and instruct the Town Attorney regarding the Town's position regarding a contract in pending litigation or in settlement discussions conducted in order to resolve litigation in the matter of Town v. The Glenarm Land Company, Inc., et al. (Phyllis Smiley, Town Attorney)
- c. * An executive session pursuant to A.R.S. § 38-431.03(A)(3) for discussion or consultation for legal advice with the Town Attorney regarding the arbitration process in the matter of former employee Dan Trout's appeal of termination. (Councilmember Corey Mendoza; Councilmember Lon Turner)

9. ACTION ITEMS RESUMED

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

10. ADJOURNMENT

Dated this 8th day of December, 2016.
(Amendment #1 dated December 12, 2016.)

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