

# AGENDA



## SPECIAL SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room 106**

**WEDNESDAY, JANUARY 3, 2001  
4:30 P.M.**

1. **Call to Order**
2. **Roll Call**

### **Discussion on the Following:**

Council may vote to go into executive session per ARS §38-431.03 (A)(1) and then resume the following items:

3. **Appointment of Magistrate**
4. **Performance Review of Finance Director**
5. **Performance Review of Town Attorney**
6. **Adjournment**

Posted by: Cathy Buswell

Date/Time: December 29, 2000; 8:30am

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
Council Chambers  
473 S. Main, Room #106  
WEDNESDAY, JANUARY 3, 2001  
4:30 P.M.**

**1. Call to Order**

Mayor Miller called the meeting to order at 4:34 p.m.

**2. Roll Call**

Mayor Miller, Vice Mayor Hauser, Councilors Baker, and Redinger were present. Councilor Dickinson joined the meeting at 4:36 p.m. Councilors Eberhard and Gioia were absent.

**Also Present:**

Town Manager John Roberts, Town Attorney Ron Ramsey, Marshal John Wischmeyer, Finance Director Dane Bullard and Town Clerk Deborah Barber

**3. Appointment of Magistrate**

Manager Roberts explained that this had been a long process and that after recent interviews, Council directed staff to re-advertise for the magistrate position. He noted that Council had committed to an appointment to the position at the meeting of January 10<sup>th</sup>.

Mayor Miller advised that several thousand unbudgeted dollars have been spent on pro-tem judges, and that she made several calls and talked to staff concerning the court's needs. She suggested that Council adjourn to executive session to determine if applicants were able to meet the court's needs and hours of operation.

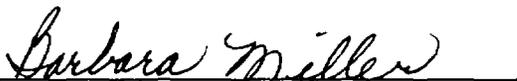
On a motion by Baker, seconded by Dickinson, the Council voted unanimously to adjourn to executive session per ARS §38-431.03(A)(1). Bullard left the meeting during the discussion of this item.

**4. Performance Review of Finance Director**

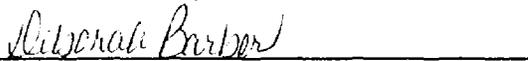
**5. Performance Review of Town Attorney**

**6. Adjournment**

The special session was adjourned at 4:38 p.m.



Barbara Miller, Mayor



Deborah Barber, Town Clerk

Special Session  
1/3/01  
1/3/01

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 3<sup>rd</sup> day of January 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 4<sup>th</sup> day of January 2001

*Deborah Barber*  
Deborah Barber, Town Clerk

**ACTIONS TAKEN  
COUNCIL REGULAR SESSION  
WEDNESDAY, JANUARY 3, 2001  
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
- a. **Approval of the Minutes:**
    - 1) Special Session – December 6, 2000
    - 2) Regular Session – December 6, 2000
    - 3) Special Session – December 13, 2000
    - 4) Regular Session – December 13, 2000
  - b. **Set Next Meeting, Date and Time:**
    - 1) Special/Work Session – January 10, 2001 at 6:30 p.m.
    - 2) Regular Session – January 17, 2001 at 6:30 p.m.
    - 3) Regular Session – January 24, 2001 at 6:30 p.m.
  - c. **Proclamation declaring the Year 2001 as the Town's 15<sup>th</sup> Anniversary.**

On a motion by Redinger, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda as amended, with corrections to page 4 of the 12/6/00 minutes, changing the name from Karen German to Carol German, and that ADOT Representative John Sterner's comments concerning the turn back agreement be added verbatim to the 12/13/00 minutes.

5. **Call to the Public for Items not on the Agenda**  
ATAC Chairman John Reddell invited the Council and public to the meeting to be held on 1/25/00 at 5:00. He advised that HDR would be presenting the SR 260 plan and would be able to answer all of the concerns.

There was no other public input.

6. **Presentation of commemorative plaques to Directors Dylan Marshall and Anita Turner and Stage Manager Russ Sestak for their outstanding effort in the first stage production of "The Rented Christmas"**  
On a motion by Redinger, seconded by Hauser, the Council voted unanimously to table this item.
7. **Possible approval of Ordinance 2001-A171, General Plan Amendment 2000-02, to accommodate Zoning Map Change 2000-05 from R1L-35 to C24 allowing commercial zoning for parcel 404-28-046G on General Crook Trail.**  
On a motion by Dickinson, seconded by Redinger, the Council voted unanimously to approve Ordinance 2001-A171, General Plan Amendment 2000-02, to accommodate Zoning Map Change 2000-05 from R1L-35 to C2-4, allowing commercial zoning for parcel 404-28-04G on General Crook Trail.
8. **Possible approval of Ordinance 2001-A172, for Zoning Map change 2000-05, to rezone the rear portion of parcel 404-28-046G from R1L-35 to C2-4 allowing commercial use on the full parcel and construction of a VFW Hall.**  
On a motion by Redinger, seconded by Eberhard, the Council voted unanimously to approve Ordinance 2001-A172, for Zoning Map Change 2000-05 to rezone the rear portion of parcel 404-28-046G from R1L-35 to C2-4 allowing commercial use on the full parcel and construction of a VFW Hall.
9. **Possible approval of letter of agreement with Verde Overland Transit for transit services**  
On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to approve the letter of agreement with Verde Overland Transit services, as amended with the payment schedule and Camp Verde added as additional insured on the bus.

10. **Discussion and possible action to cancel the Transportation Agreement with Eden Adult Day Care Center and redirect the funds to the sidewalk program**  
On a motion by Hauser, seconded by Baker, the Council voted unanimously to cancel the transit agreement with Eden Adult Day Care Center and redirect the funds to the sidewalk program.
11. **Discussion and possible direction to staff regarding Ordinance 2000-A154, requiring placement of utilities underground and establishing a permit.**  
On a motion by Eberhard, seconded by Dickinson, the Council voted to direct staff to amend the ordinance as suggested by Dickinson (a copy is attached and becomes a permanent part of these minutes), except leaving the word 'individual' on page 1, bulleted section 1, and deleting the last two sentences of Section 4, and to bring back for approval at the 1/17/01 meeting. Redinger abstained.
12. **Discussion and possible direction to staff to fill Town Magistrate's position**  
On a motion by Dickinson, seconded by Baker, the Council voted unanimously to direct staff to send invitations to Dan Bell and Lyndall McElhaney to interview on January 10<sup>th</sup> at 5:00 p.m.  
  
A motion by Eberhard, seconded by Redinger to amend the motion to include up to two additional applicants recommended by the Manager passed with Baker voting no.
13. **Discussion addressing scheduling dates of agenda items to accommodate members of Town Council**  
Council took no action on this item.
14. **Discussion/consideration of the pending Yavapai-Apache Sand and Gravel application for Use Permit No. 99-02/UP99-02 (filed December 28, 1998), and possible legal action (including denial) of the permit application.**  
On a motion by Redinger, seconded by Eberhard, the Council voted to "deny the Yavapai-Apache Sand and Gravel's pending application for Use Permit #92-02/UP99-02, submitted December 28, 1998, based upon the entire record; the deficiencies of the application (it does not meet the requirements of the new or the old mining ordinance), and the specific grounds in the Town Manager's report dated 1/2/01." A copy of this report is attached and becomes a permanent part of these minutes.
15. **Call to the Public for Items not on the Agenda**  
There was no public input.
16. **Advanced Approvals**  
There were no advanced approvals.
17. **Manager/Staff Report**  
There was no staff report.
18. **Council Informational Reports:**  
Councilor Eberhard requested an update on the proposed regional park. Manager Roberts advised that the Albuquerque office had notified Director Lee that the US Forest Service plans to sell the land to the highest bidder at auction. Roberts further advised that staff would not expend further funds until a decision has been reached. A discussion ensued among Council members concerning this report. Attorney Ramsey reminded Council that this was not an agenda item and discussion could not take place. Mayor Miller asked for a written report.
19. **Adjournment**  
The meeting was adjourned at 8:05 p.m.

## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, JANUARY 3, 2001  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Special Session – December 6, 2000
    - 2) Regular Session – December 6, 2000
    - 3) Special Session – December 13, 2000
    - 4) Regular Session – December 13, 2000
  - b. **Set Next Meeting, Date and Time:**
    - 1) Special/Work Session – January 10, 2001 at 6:30 p.m.
    - 2) Regular Session – January 17, 2001 at 6:30 p.m.
    - 3) Regular Session – January 24, 2001 at 6:30 p.m.
  - c. **Proclamation declaring the Year 2001 as the Town's 15<sup>th</sup> Anniversary.**
5. **Call to the Public for Items not on the Agenda** Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

**Public input may be invited on the following item(s). All expenditures are budgeted items unless noted by '\*\*'.**

6. **Presentation of commemorative plaques to Directors Dylan Marshall and Anita Turner and Stage Manager Russ Sestak for their outstanding effort in the first stage production of "The Rented Christmas".**
7. **Possible approval of Ordinance 2001-A171, General Plan Amendment 2000-02, to accommodate Zoning Map Change 2000-05 from R1L-35 to C24 allowing commercial zoning for parcel 404-28-046G on General Crook Trail.**
8. **Possible approval of Ordinance 2001-A172, for Zoning Map change 2000-05, to rezone the rear portion of parcel 404-28-046G from R1L-35 to C2-4 allowing commercial use on the full parcel and construction of a VFW Hall.**

- 9. **Possible approval of letter of agreement with Verde Overland Transit for transit services.**
- 10. **Discussion and possible action to cancel the Transportation Agreement with Eden Adult Day Care Center and redirect the funds to the sidewalk program.**
- 11. **Discussion and possible direction to staff regarding Ordinance 2000-A154, requiring placement of utilities underground and establishing a permit.**

*Councilor Dickinson requested the following item(s):*

- 12. **Discussion and possible direction to staff to fill Town Magistrate's position.**

*Councilor Baker requested the following item:*

- 13. **Discussion addressing scheduling dates of agenda items to accommodate members of Town Council.**
- 14. **Discussion/consideration of the pending Yavapai-Apache Sand and Gravel application for Use Permit No. 99-02/UP99-02 (filed December 28, 1998), and possible legal action (including denial) of the permit application.**

*The Council may vote to go into executive session, pursuant to A.R.S. Section 38-431.03.A.3 and A.4, for discussion of or consultation for legal advice with the Town Attorney or Special Town Counsel concerning the pending Yavapai-Apache Sand and Gravel application for Use Permit; and/or to consider its position and instruct its attorney(s) regarding contemplated litigation relating to the same. **Legal advice may be obtained by telephone.***

- 15. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

- 16. **Advanced Approvals**
- 17. **Manager/Staff Report**
- 18. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
- 19. **Adjournment**

Posted by: Carol Brown

Date/Time: December 29, 2000; 8:30am

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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9. **Possible approval of letter of agreement with Verde Overland Transit for transit services.**
10. **Discussion and possible action to cancel the Transportation Agreement with Eden Adult Day Care Center and redirect the funds to the sidewalk program.**
11. **Discussion and possible direction to staff regarding Ordinance 2000-A154, requiring placement of utilities underground and establishing a permit.**

*Councilor Dickinson requested the following item(s):*

12. **Discussion and possible direction to staff to fill Town Magistrate's position.**

*Councilor Baker requested the following item:*

13. **Discussion addressing scheduling dates of agenda items to accommodate members of Town Council.**
14. **Discussion/consideration of the pending Yavapai-Apache Sand and Gravel application for Use Permit No. 99-02/UP99-02 (filed December 28, 1998), and possible legal action (including denial) of the permit application.**

*The Council may vote to go into executive session, pursuant to A.R.S. Section 38-431.03.A.3 and A.4, for discussion of or consultation for legal advice with the Town Attorney or Special Town Council concerning the pending Yavapai-Apache Sand and Gravel application for Use Permit; and/or to consider its position and instruct its attorney(s) regarding contemplated litigation relating to the same. **Legal advice may be obtained by telephone.***

15. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

16. **Advanced Approvals**
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19. **Adjournment**

Posted by: Carolly Brown

Date/Time: December 29, 2000: 8:30am

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JANUARY 3, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

**1. Call to Order**

Mayor Miller called the meeting to order at 6:30 p.m.

**2. Roll Call**

Mayor Miller, Vice Mayor Hauser, Councilors Dickinson, Baker, Eberhard and Redinger were present. Councilor Gioia was absent.

**Also Present:**

Town Manager John Roberts, Town Attorney Ron Ramsey, Planner Nancy Buckel, Town Clerk Deborah Barber and Recording Secretary Patricia Hilton.

**3. Pledge of Allegiance**

Councilor Redinger led the Pledge of Allegiance.

**4. Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

**a. Approval of the Minutes:**

- 1) Special Session – December 6, 2000
- 2) Regular Session – December 6, 2000
- 3) Special Session – December 13, 2000
- 4) Regular Session – December 13, 2000

**b. Set Next Meeting, Date and Time:**

- 1) Special Work Session – January 10, 2001 at 6:30 p.m.
- 2) Regular Session – January 17, 2001 at 6:30 p.m.
- 3) Regular Session – January 24, 2001 at 6:30 p.m.

**c. Proclamation declaring the Year 2001 as the Town's 15<sup>th</sup> Anniversary.**

On a motion by Redinger, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda as amended, with corrections to page 4 of the December 6, 2000 minutes, changing the name from Karen German to Carol German, and that ADOT Representative John Sterner's comments concerning the turn back agreement be added verbatim to the December 13, 2000 minutes.

Miller announced that the Mayor and Council, by Proclamation, have declared the Year 2001 at the Town of Camp Verde's 15th Anniversary, and plan a year-long celebration with various community events, culminating in a December 2001 birthday party.

5. **Call to the Public for Items not on the Agenda.**

ATAC Chairman John Reddell invited the Council to a public meeting to be held on January 25, 2001 at 5:00 p.m. He advised that HDR would be presenting the SR 260 plan and would be able to answer any concerns at that time.

There was no other public input.

6. **Presentation of commemorative plaques to Directors Dylan Marshall and Anita Turner and Stage Manager Russ Sestak for their outstanding effort in the first stage production of "The Rented Christmas."**

On a motion by Redinger, seconded by Hauser, the Council voted unanimously to table this item.

7. **Possible approval of Ordinance 2001-A171, General Plan Amendment 2000-02, to accommodate Zoning Map Change 2000-05 from R1L-35 to C2-4 allowing commercial zoning for parcel 404-28-046G on General Crook Trail.**

Buckel addressed an Amendment to the Land Use Map of the General Plan to include parcel 404-28-046G within the Commercial portion of the General Plan Land Use Map. She explained that requirements for a public hearing, public notice and agency contact have been met, according to the General Plan Amendment procedures.

On a motion by Dickinson, seconded by Redinger, the Council voted unanimously to approve Ordinance 2001-A171, General Plan Amendment 2000-02, to accommodate Zoning Map Change 2000-05 from R1L-35 to C2-4, allowing commercial zoning for parcel 404-28-04G on General Crook Trail.

**Public Input:**

There was no public input.

8. **Possible approval of Ordinance 2001-A172, for Zoning Map change 2000-05, to rezone the rear portion of parcel 404-28-046G from R1L-35 to C2-4 allowing commercial use on the full parcel and construction of a VFW Hall.**

Buckel explained that Parcel 404-28-046G is currently split zoned with the front 200 feet of the parcel zoned C2-4 and the rear 75+- feet zoned R1L-35. She stated that the VFW Post 6739 recently purchased this parcel to replace their property that ADOT has purchased for right of way for Hwy 260 improvement, and that their intent is to build a commercial building for their activities. She explained that in order to have adequate parking for their facilities, they must utilize the back part of the lot for parking. She advised that this request necessitates rezoning the back portion of their property to Commercial to accommodate the parking lot. She also explained that staff has met with the applicant and a neighboring property owner regarding issues of concerns about the project.

On a motion by Redinger, seconded by Eberhard, the Council voted unanimously to approve Ordinance 2001-A172, for Zoning Map Change 2000-05 to rezone the rear portion of parcel 404-28-046G from R1L-35 to C2-4 allowing commercial use on the full parcel and construction of a VFW Hall.

**Public Input:**

Pete Menkee from the VFW expressed concern regarding the amount of money the VFW is required to pay for permits.

9. **Possible approval of letter of agreement with Verde Overland Transit for transit services.**

At its regular session meeting of December 6, 2000, Council approved approximately \$4700.00 through the balance of available LAFT2 funds to assist Mr. Bill Ellison in operating a transit system in Camp Verde. Roberts addressed a letter of agreement to provide Mr. Ellison \$2,800 for half the estimated insurance costs, \$1900 for any remaining license or permit fees, with the remainder of this portion paid in six equal payments.

Council also heard from Mr. Ellison, who requested a modification to terms of the agreement so that funds could be paid in three equal installments instead of six. He explained that this would allow a full operational schedule for a three-month period. He advised that area residents will be informed of this service and that earlier concerns regarding a parking space for the bus after hours have been addressed.

Baker requested that Council be provided with a copy of the Insurance Policy listing the Town as a named insured.

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to approve the letter of agreement with Verde Overland Transit services, as amended with the payment schedule, with the stipulation that the Town of Camp Verde will be added as additional insured on the Insurance Policy.

**Public Input:**

Leon Raper also raised a question regarding Insurance requirements.

10. **Discussion and possible action to cancel the Transportation Agreement with Eden Adult Day Care Center and redirect the funds to the sidewalk program.**

Miller addressed an agreement with Eden Adult Day Care Center concerning the Town's subsidy of a van shuttle service between Camp Verde and Cottonwood using HB 2565 Local Transportation funds, and explained it was agreed that the subsidy with the Center would begin on June 19, 2000 and extend through December 31, 2000, at which time the program would again be reviewed and Council would evaluate the demand for future transportation needs of area residents. She advised that ridership reports from the Center indicate that the service was not utilized as no transportation requests had been received.

On a motion by Hauser, seconded by Baker, the Council voted unanimously to cancel the transit agreement with Eden Adult Day Care Center and redirect the funds to be used for the sidewalk program.

**Public Input**

There was no public input.

11. **Discussion and possible direction to staff regarding Ordinance 2000-A154, requiring placement of utilities underground and establishing a permit.**

Council declined a request from Councilor Gioia to have this item tabled until he could attend.

Dickinson addressed a letter he submitted asking Council to reconsider Ordinance 2000-A154 and explained that recently, a retiring couple was forced to bear the burden of trenching when their request for overhead power on a residential lot in an area where overhead lines were fairly predominant was denied, while at the same time, road cut and trenching costs were avoided when new overhead poles were recently installed, including one adjacent to Mr. & Mrs. John Roberts. He expressed concern that this was done legally because the Roberts were aware of

the pending ordinance change, while others who were not aware of the ordinance change, were not able to have the same consideration.

He suggested that Council consider revisions to Section 1 - Definitions of the Ordinance to restrict underground utilities in areas where there are no existing overhead poles, but be less severely regulating in areas of existing overhead infill.

On a motion by Eberhard, seconded by Dickinson, the Council voted to direct staff to amend the ordinance as suggested by Dickinson (a copy is attached and becomes a permanent part of these minutes), except leaving the word 'individual' on page 1, bulleted section 1, and deleting the last two sentences of Section 4, and to bring back for approval at the January 17, 2001 regular meeting. Redinger abstained.

**Public Input:**

Leon Raper stated that he is opposed to any changes to the existing ordinance.

George Young stated that he is pleased with Council's consideration of an Ordinance that will not put undue hardship on property owners.

12. **Discussion and possible direction to staff to fill Town Magistrate's position.**

Dickinson explained that Council was prepared to schedule interviews for the Town Magistrate's position.

On a motion by Dickinson, seconded by Baker, the Council voted unanimously to direct staff to extend invitations to interview for the Town Magistrate position on January 10<sup>th</sup> at 5:00 p.m. to Dan Bell and Lyndall McElhaney.

A motion by Eberhard, seconded by Redinger, to amend the motion to include up to two additional applicants recommended by the Manager passed with Baker voting no.

**Public Input:**

Leon Raper expressed concern that Dr. Donna Michaels has not been contacted regarding her interest in being considered for the Magistrate position.

13. **Discussion addressing scheduling dates of agenda items to accommodate members of Town Council.**

Baker suggested that Council members should follow the calendar of scheduled meeting dates and avoid requests to postpone agenda items to accommodate personal schedules.

Council took no action on this item.

**Public Input:**

There was no public input.

14. **Discussion/consideration of the pending Yavapai-Apache Sand and Gravel application for Use Permit No. 99-02/UP99-02 (filed December 28, 1998), and possible legal action (including denial) of the permit application.**

***The following is verbatim minutes:***

Roberts: If the Council will bear with me for a few minutes as this will take a bit of background information. Also, to let you know there is a representative from of the applicant in the audience and I believe he does have a statement to make that it would be appropriate to take a statement from the applicant at the end of my presentation. This is essentially a house cleaning matter. I am asking the Clerk to hand to you a copy of a report from me to the Town Council. This

particular report is dated January 2, 2001. It is a single spaced copy of a draft report that I handed out to the Council that was dated December 29<sup>th</sup> that was in your box in the last day or so. I would like to refer to the January 2<sup>nd</sup> version. It is the exact same version, but just to make sure we keep our dates correct when we hand this in. What I will do is summarize what's in this report. We will then make this part of the formal record of the proceedings for this evening.

The Yavapai-Apache Sand and Gravel applied for a use permit through their agent William D. Mathews of Kimberly Horn and Associates on December 28, 1998 to operate a sand and gravel mine including a crushing and screening operation under the Mining Ordinance 92-A74 adopted May 6, 1992 by the Town Council. Among other hearings, there were hearings on a use permit 99-02 which were held by the Planning Commission on February 4, 1999 and by the Council on March 24, 1999. At the Council hearing of July 28, 1999 the application was tabled because the application was found to be incomplete at that time.

Um, subsequent to that, the Council has entered into negotiations with the applicant to try to resolve a number of legal issues. Those issues have in fact not been resolved. Since that time, there has been no further action to bring that particular application into the compliance with the requirements. At this point, it would be appropriate and the staff recommendation is for the Council to move to deny the application. I am now handing out to the Clerk a copy of the motion that we would request the Council to approve and if I may read it, um, just so you know what we are asking for specifically. We ask that the Council move to deny the Yavapai-Apache Sand and Gravel pending application for use permit 99-02/UP9902 submitted December 28, 1998 based on the entire record. The deficiencies of the application in that it does not meet the requirements of the new or old Mining Ordinance and the specific grounds contained in the Town Manager's report which I have just handed out. So with that, we would ask you to make that motion to deny this application.

Miller: Jim.

Redinger: Should we make the motion before we hear from the Nation representative?

Miller: Let me just ask a question. They said yes, but I would just like to ask a question. Is this memorandum that you just handed to us confidential information?

Roberts: No your honor and it is available for public distribution.

Miller: OK. I just wondered if the applicant had a copy of it so that if that was appropriate that he have a copy.

Roberts: If he would like one, certainly.

Miller: OK.

Eberhard: So, are you going to go to the public? Or do you want me to make a motion? Do you want to make a motion as the chair?

Miller: I am sitting here thinking. Uh, I think that it should. You really haven't (*Roberts interrupts*)

Roberts: I would suggest that you make the motion so you can have it on the table.

Miller: Ok cause I, because the way you have given this to us normally we have discussion before we make the motion, but your giving this to us and you want us to make a motion, first.

Roberts: Then, you could have discussion prior to the vote.

Miller: I am just trying to see what we are doing here cause it's a little bit different than what we normally do.

Redinger: (*inaudible*)

Miller: Yes, were going to make he is telling us to make the motion and then we have comments and then we will have you speak. OK. In addition, then any comments and questions from the Council or which direction we go there.

Redinger: I will make a motion.

Miller: OK

Redinger: I hereby move that the Town Council deny Yavapai-Apache Sand and Gravel pending application for use permit number 99-02/UP-99/02 submitted December 28, 1998 based upon the entire record. The deficiencies of the application, parentheses, it does not meet the requirements of the new or old Mining Ordinance and the specific grounds in the Town Manager's report.

Eberhard: May I add to that date of January 2<sup>nd</sup>, 2001.

Redinger: Excuse me.

Eberhard: May I add to that date of January 2<sup>nd</sup>, 2001?

Miller: The Manager's report.

Eberhard: This report.

Miller: OK

Redinger: Yes

Eberhard: Second

Miller: OK. It was moved by Jim Redinger, and seconded by Eric Eberhard. Now, would you like to make your statement Mr. Davidson?

Davidson: Ed Davidson, Yavapai-Apache Sand and Rock. Well, I found some discrepancies in what Mr. Roberts said. Uh, we went in earlier today and had a discussion with him on what this might entail and he kind of left some holes in this thing for us, evidentially because he just addressed you folks as there was no response back after, specifically, after the IGA. We did contact them. We sent them a letter from our engineering firm asking them. We were told at the time there was a moratorium still on the Mining Ordinances of the Town of Camp Verde. We have received nothing since then stating that the moratorium was released. That we have not been asked anything to come back and comply with our permits or submit anything else. Next thing we got was a citation, then this. Now, evidentially, there is some trick to what you just

done here by making a motion before you have public input on this that's come out of your special session this afternoon.

Miller: No.

Davidson: On this, we would like to request that you, from the Yavapai-Apache Nation that you do not deny this permit. We would like to still utilize this permit and can you tell me why you guys want to flat out deny this permit rather than it does not meet. Is it because it's under the old Mining Ordinance and you guys want it out of there.

Miller: Um.

Hauser: You don't have to.

Miller: I guess we can (*Eberhard interrupts*)

Eberhard: We are not supposed to.

Roberts: Your honor, if I may again, we stand on the statement we have made. Uh, the report from the Manager to the Council has a number of items that list the deficiencies of the application and based on those deficiencies we recommend that you deny the application.

Eberhard: I have a comment to make.

Miller: Yes, Eric, go ahead.

Eberhard: I was going to say that I have read this memorandum up and down, thoroughly and carefully and I agree it is an accurate reflection of the history and the circumstances that led us to this point and the reasoning for it and I stand behind this memo.

Miller: May I just ask a question just for my own information Eric? You said you have read it up and down and yet it was just handed to me. I have not had a chance to read it.

Eberhard: Oh, he gave us a draft on the (*Hauser interrupts*)

Hauser: Yeah, we've had it.

Eberhard: On the 29<sup>th</sup> I think it was and he says the draft is the same as this (inaudible).

Baker: It wasn't in my box on the 29<sup>th</sup>.

Eberhard: Yeah! December 29<sup>th</sup> is when it came in.

Roberts: Your honor, I personally put one in everyone's box and again the original draft was dated December 29<sup>th</sup>.

Dickinson: It should be pointed out that the 29<sup>th</sup> is Saturday.

Eberhard: No it's Friday.

Baker: Cause I checked my mail on Friday, late. Friday afternoon.

Roberts: There, the December 29<sup>th</sup> version is an exact copy of this. It was double spaced and so it came out to be about thirteen pages and it was stamped 'draft' on each page. There was a cover memo from the attorneys dated December 29<sup>th</sup>. I personally put it your boxes that day.

Baker: Yeah, there is something that I got today, I think.

Miller: And this that has been together on January 2<sup>nd</sup> you just put the draft again.

Roberts: It's the exact same verbiage. It is simply single spaced and has the 'draft' stamp removed from it. So, this becomes a formal report that will be *(Mayor Miller interrupts)*

Miller: OK. I guess I am confused John. I am looking here at this, that says January 2<sup>nd</sup>.

Roberts: That's today.

Miller: OK and then here has *(Eberhard interrupts)*

Eberhard: That's January *(inaudible)*.

Miller: This draft your talking about. That's attached to this. January the 2<sup>nd</sup>. I am just a little confused.

Roberts: Um, why don't you pass it over to me your honor?

Miller: OK. I am just confused about it because *(Eberhard interrupts)*

Eberhard: Yes, this is the one we got.

Miller: Because I don't remember getting it, but and it's, it's all stapled together with that January the 2<sup>nd</sup> so I am confused.

Baker: Its dated January 2<sup>nd</sup>.

Roberts: Your honor I apologize if the memo on the cover is, is misleading. Drafts were put in your box on December 29<sup>th</sup> when I received them. My memo to you is to clarify what all of this stuff was supposed to be doing. So, I apologize for the confusion. They were available to the Council December 29<sup>th</sup>. My cover memo as you indicated is dated January 2<sup>nd</sup> which was the follow-up to clarify what all this stuff meant. So they have been in the Council; at least they have been available. Again, all I can say is I put them in your box that's not to say you received them on the 29<sup>th</sup> and had them in your hand, but drafts have been available since the 29<sup>th</sup> of December for review.

Miller: Council any comments. *(Miller paused)* Mr. Davidson did you finish your statement or did you have further.

Davidson: If you do deny this we would like - request that we get our funding back that we turned in for the permit on this. Bottom line on this is everybody knows this is going to litigation anyway. Why change it now? Why don't we let a judge decide this thing? Thank you.

Miller: Thank you Mr. Davidson. *(Eberhard's comments while Miller is speaking is inaudible)*. Is there any further comments from anybody?

Dickinson: Call for the question.

Eberhard: OK

Hauser: And, we have a motion and a second.

Eberhard: Yes.

Miller: There is a motion on the floor.

Eberhard: Jim made the motion, I made the second he called (*inaudible*) and I seconded that.

Miller: OK. Well when you call for a question you really have to vote to find out (*Dickinson interrupts*).

Dickinson: Well it sounds (*Miller interrupts*).

Miller: It just gets confusing.

Dickinson: Let's don't sit here and do nothing.

Miller: OK. All right is there any further discussion or comments regarding the motion that is on the floor. I, I must say that I, I don't feel like that I have had an opportunity to even read what I have in front of me. I guess it's because I have been out of Town and I just got back in Town just an hour or so before this meeting. I don't feel like that, that I know what I have got here and so I am a little uncomfortable with it. But, apparently, that is my problem. Jackie.

Jackie: And I, I too. I check all my mail and I think I have discussed with the manager today perhaps. I checked my mail late on Friday afternoon so I know none of this was in my box on Friday afternoon unless it got put in there after 4:30 p.m. Uh, so I, I, I haven't even had a chance, I didn't learn until this morning that we had any information on this. So, I, I, um I am troubled. I am upset that this is a very important decision to make and I just feel kind of not an opportunity to be really informed on it so.

Eberhard: Does anyone want to have, break to an Executive Session and give people 15 minutes to read it and then discuss it in Executive Session? Are you comfortable with going with the staff recommendation?

Miller: Well, I am uncomfortable because I have not had a chance to read it and I have not read the draft and I have not read the memorandum that I have gotten and you know I feel like I am at a disadvantage to make an objective decision regarding it because I haven't had time to read it.

Eberhard: What do you want to do? Do you want (*Hauser interrupts*)

Hauser: What do you want to do?

Dickinson: What would be the procedure to do that we have a motion on the table?

Hauser: Yeah.

Dickinson: You have to withdraw (*Hauser interrupts*)

Hauser: You have a motion on the floor.

Miller: I know it.

Ramsey: Call for a second on the motion for the question to resolve (inaudible).

Miller: I know it. That's why I say this is my problem. This is something I have to deal with.

Ramsey: The motion may pass and maybe not pass, but (*Miller interrupts*).

Miller: That

Eberhard: The other choice is we can withdraw the motion (*Dickinson interrupts*)

Dickinson: Withdraw the motion.

Eberhard: And, go into Executive Session if we need to.

Baker: Well, I have (*Eberhard interrupts*)

Eberhard: Inaudible...the mayor feels comfortable with.

Miller: OK. OK. Jackie: (*Inaudible*)

Baker: I wanted to ask the Town Attorney a question. Is that a reason to go to Executive Session to read this memo?

Eberhard: Well, read it and discuss it, yeah.

Ramsey: Uh, thank you your honor. The agenda item does allow you to go into Executive Session. Um, I'm uncomfortable if you do it at this point without resolving the pending motions because clearly what is going to happen in Executive Session is deliberation and that's not something you can do in the, in the Executive Session. So, if the motion that we now have fails and you must have at least four votes to pass the motion then your, I think your free to do whatever you, you it would look better on the record if at that point you decide your going to go to Executive Session. I would ask that you resolve the motions on the floor first.

Hauser: OK

Miller: Well, there is a motion on the floor.

Eberhard: What we could do is vote no for on the call to the question then we would be OK, right.

Ramsey: That would be my vote.

Eberhard: I mean we don't have to vote on the main motion if we don't want to just vote on the call to the question.

Miller: First of all, Ron, uh they call for the question and he seconded call to the question, but there was never a vote whether we were going to stop discussion and that actually is what you do when someone calls for the question.

Eberhard: Right

Miller: You have to vote.

Roberts: There is a motion on the floor.

Miller: So we have to address the call to the question. OK

Eberhard: Barbara that's right. Would you be comfortable if we voted no on call to the question and then go into Executive Session? That works doesn't it?

Ramsey: No.

Eberhard: Why?

Ramsey: Because you have another motion on the floor.

Eberhard: What if we say voted. If we say no to the call to the question next.

Miller: Well, right now we do have a motion on the floor to call for the question and so that would mean do we want to stop discussion? All in favor of the motion that's on the floor for the question say, I.

Redinger, Hauser, Eberhard and Dickinson: I

Baker: Nay

Miller: Opposed. Nay. And I am voting against it simply because I do not feel I have had an opportunity to read it. I don't know what I am voting on and that makes me very uncomfortable. Now, we go back to the main motion. The main motion is to deny the permit 99-02. OK. All those in favor of the motion on the floor say, vote.

Redinger, Hauser, Eberhard and Dickinson: I

Miller: Nay.

Baker: Nay.

Miller: And I am voting because I have not had time to read it.

Baker: Same.

Ramsey: Would you clarify the vote please.

Eberhard: It was four to two.

Redinger: Four to two?

Miller: Yeah. I voted against it and I stated why. I have not read it. So it might be the best thing.

Roberts: Your honor, if I may, first I would like to apologize to the Council. Even though the item was on the agenda the documentation that we submitted today, in fact, the earliest it was available was on the 29<sup>th</sup> which is of course right before the holiday and I would not want anyone

to criticize any member of the Council. Simply the information was not available from our attorneys until literally the last minute. So I appreciate your discomfort at not having a lot of time it's just the way these things came down.

Miller: All right, motion carries.

***This concludes the verbatim minutes.***

**15. Call to the Public for Items not on the Agenda.**

There was no public input.

**16. Advanced Approvals.**

There were no advanced approvals.

**17. Manager/Staff Report.**

There was no staff report.

**18. Council Informational Reports:**

Councilor Eberhard requested an update on the proposed regional park. Manager Roberts advised that the Albuquerque office had notified Director Lee that the US Forest Service plans to sell the land to the highest bidder at auction. Roberts further advised that staff would not expend further funds until a decision has been reached. A discussion ensued among Council members concerning this report. Attorney Ramsey reminded Council that this was not an agenda item and discussion could not take place. Mayor Miller asked for a written report.

**19. Adjournment.**

The meeting was adjourned at 8:05 p.m.



Barbara Miller, Mayor

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 3rd day of January 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 5th day of January 2001.



Deborah Barber, Town Clerk

# AGENDA



**MAYOR and COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room 106  
WEDNESDAY, JANUARY 10, 2001  
5:00 P.M.**

**I. EXECUTIVE SESSION:**

1. Call to Order
2. Roll Call

**Discussion of the Following:**

3. Interviews of Applicants for the Magistrate Position per A.R.S. §38-431.03 (A)(1)
4. Adjournment

**II. SPECIAL SESSION:**

1. Call to Order
2. Possible Appointment of Magistrate
3. Adjournment

**III. WORK SESSION**

1. Call to Order

**Discussion of the Following:**

2. Establishing a policy to cease public maintenance of private roads.
3. Establishing a policy for payment of accumulated sick leave.
4. Review of the following policies:
  - a. Reconsideration of Agenda Items
  - b. Commission Appointment Procedures
  - c. Public Notification Process
5. Communication Tower Height Limits
6. Adjournment

Posted by: *V. Jones*

Date/Time: 1-5-2001 2:35 p.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
EXECUTIVE/SPECIAL/WORK SESSIONS  
COUNCIL CHAMBERS  
473 S. Main, Room 106  
WEDNESDAY, JANUARY 10, 2001  
5:00 P.M.**

**I. EXECUTIVE SESSION:**

**1. Call to Order**

Mayor Miller called the meeting to order at 5:03 p.m.

**2. Roll Call**

Mayor Miller, Vice Mayor Hauser, Councilors Baker, Dickinson, Gioia and Redinger were present. Councilor Eberhard was absent.

**Discussion of the Following:**

**3. Interviews of Applicants for the Magistrate Position per A.R.S. §38-431.03 (A)(1)**

Council interviewed Mr. Dan Bell and Mr. Lyndall McElhaneay for the Magistrate position.

**4. Adjournment**

The meeting was adjourned at 6:27 p.m.

**II. SPECIAL SESSION:**

**1. Call to Order**

Mayor Miller called the Special Session to order at 6:30 p.m.

**2. Possible Appointment of Magistrate**

On a motion by Redinger, seconded by Hauser, the Council voted to offer the position to Lyndall McElhaneay with staff to negotiate a contract. Baker and Dickinson voted no, the motion carried.

**3. Adjournment**

The meeting was adjourned at 6:35 p.m.

**III. WORK SESSION**

**1. Call to Order**

Mayor Miller called the meeting to order at 6:37 p.m. Manager Roberts, Attorney Ron Ramsey, Finance Director Dane Bullard and Parks & Recreation Director Bill Lee were present at the Work Session.

**2. Establishing a policy to cease public maintenance of private roads.**

Manager Roberts advised that Council needed to establish a consistent policy with regard to maintenance of private roads. He said that the Town was not only in violation of laws by spending public monies to improve private property, but that the policy was exposing the Town to the probability of legal action if someone were hurt.

Council discussed the need to advise the property owners and residents of any public hearings that would be held on the roads, road standards and various methods of notification including GIS, mail and door hangers. Mayor Miller opened the item for public input.

**Public Input:**

Perry Hadden advised that he lives on Doug's Park Road. He thanked the Building Department staff for their inspection efforts. He said that he disagreed with the liability issue and that the property owners were Camp Verde citizens, tax payers, and entitled to the same benefits. He also said that the road should be kept in its rural state, without a 60' right-of-way.

Lee Halsey, also a resident on Doug's Park Road, said that when the Town incorporated, the citizens were promised that the roads would be maintained and improved. He said that Council should continue with that premise.

Leon Raper said that ceasing maintenance would expose the Town to even greater liability.

Leroy Hunter said that it is sometimes impossible to locate property owners.

Howard Parrish said that the County maintained Reeves Arena Road back to 1957.

There was no other public input.

**3. Establishing a policy for payment of accumulated sick leave.**

Manager Roberts explained that the Town currently offers 10% of accumulated sick leave when an employees leaves. He said that this is not much of an incentive for employees and suggested that Council develop a policy that would reward long time employees. He suggested a percentage payout based on length of employment. He advised that Council needed to develop a consistent policy so that all employees could know where they stand.

Bullard advised that Council has addressed this item in the past and that the 10% is noted in the Personnel Manual that all employees receive. He said that there should be a consistent policy because payout of 700 to 800 hours of sick leave to several employees could cause financial difficulty.

Councilor Redinger provided a list of options to Council. A copy of this memo is attached and becomes a permanent part of these minutes. Council discussed this and other options including a sliding scale method, and trading sick leave for additional days off.

**Public Input:**

Howard Parrish said that he lost \$17,000 in sick leave benefits when he retired, while a co-worker took every allowable day as soon as it was available. He said that there should be an incentive to discourage abuse.

Leon Raper said that very few people abuse sick leave and suggested other rewards such as a plaque.

There was no other public input.

**4. Review of the following policies:**

**a. Reconsideration of Agenda Items**

Council clarified the meaning of 'subsequent' meetings in Section 2-33-7.C of the Town Code.

**b. Commission Appointment Procedures**

Council discussed the need for Commission input on appointees. Council agreed that each commission should have the opportunity to receive copies of the applications and to make recommendations.

**c. Public Notification Process**

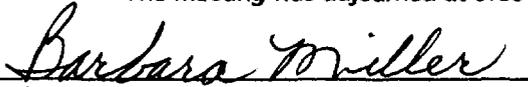
Councilor Dickinson requested this Item and said that there is not much more that can be done to notify the public and that property owners must take some responsibility. Attorney Ramsey said that the new website will provide a new notification source.

**5. Communication Tower Height Limits**

Councilor Dickinson said that this is on the P&Z Commission agenda and suggested that Council wait for a recommendation. There was no further discussion on this item.

**6. Adjournment**

The meeting was adjourned at 8:10 p.m.

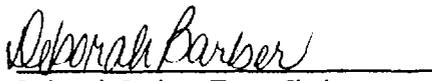
  
\_\_\_\_\_  
Barbara Miller, Mayor

  
\_\_\_\_\_  
Deborah Barber, Town Clerk

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 10<sup>th</sup> day of January 2000. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 11<sup>th</sup> day of January 2001

  
\_\_\_\_\_  
Deborah Barber, Town Clerk

**AGENDA**



**SPECIAL SESSION  
of the  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room 106**

**WEDNESDAY, JANUARY 17, 2001  
5:00 P.M.**

1. **Call to Order**
2. **Roll Call**

**Discussion of the Following:**

3. **Acquisition of Camp Verde Water System** (Council may vote to go into executive session pursuant to ARS §38-431.03(A)(7) and then resume this item.)
4. **Adjournment**

Posted by: *V Jones*

Date/Time: 1-12-2001 10:45 a.m

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
Council Chambers  
473 S. Main, Room #106  
WEDNESDAY, JANUARY 17, 2001  
5:00 P.M.**

1. **Call to Order**

Mayor Miller called the meeting to order at 5:02 p.m.

2. **Roll Call**

Mayor Miller, Councilors Baker, Dickinson and Redinger were present. Vice Mayor Hauser and Councilors Gioia and Eberhard were absent.

**Also Present:**

Town Manager John Roberts, Town Attorney Ron Ramsey, Finance Director Dane Bullard and Town Clerk Deborah Barber

On a motion by Redinger, seconded by Dickinson, the Council voted unanimously to adjourn to Executive Session.

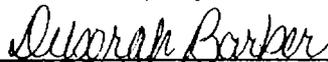
3. **Acquisition of Camp Verde Water System** (Council may vote to go into executive session pursuant to ARS §38-431.03(A)(7) and then resume this item.)

4. **Adjournment**

The special session was adjourned at 5:05 p.m.



Barbara Miller, Mayor

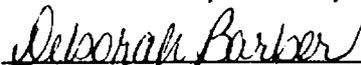


Deborah Barber, Town Clerk

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 17<sup>th</sup> day of January 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 22<sup>nd</sup> day of January 2001



Deborah Barber, Town Clerk

**ACTIONS TAKEN  
COUNCIL REGULAR SESSION  
WEDNESDAY, JANUARY 17, 2001  
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
- a. **Approval of the Minutes:**
    - 1) Special Session – January 3, 2001
    - 2) Regular Session – January 3, 2001
    - 3) Executive/Special/Work Session – January 10, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session – January 24, 2001 at 6:30 p.m.
    - 2) Regular Session – February 7, 2001 at 6:30 p.m.
    - 3) Regular Session – February 21, 2001 at 6:30 p.m.
    - 4) Regular Session – February 28, 2001 at 6:30 p.m.
  - c. **Chamber of Commerce quarterly draw down request for \$11,250**

Councilor Baker said that she wished to clarify for the January 3, 2001 Minutes, page 7, that she did *not* receive the draft letter from Mangum, Walls on December 29<sup>th</sup> as the Manager had stated, but in fact, did not receive it until January 3, 2001.

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as presented, with Baker's clarification.

5. **Acknowledge Camp Verde Boy Scout Troup #7023**  
Councilor Dickinson introduced the representatives from Boy Scout Troup #7023. Council took no action on this item. Mayor Miller permitted public input.
6. **Call to the Public for Items not on the Agenda**  
There was no public input.
7. **Possible approval of employment contract(s) and appointment(s) to the Magistrate position.**  
On a motion by Eberhard, seconded by Hauser, the Council voted to approve the employment contract and appoint Lyndall McElhane to the Magistrate's position. Councilor Baker voted no.
- A motion by Redinger, seconded by Dickinson to accept the Magistrate's proposed list of Pro-tem judges, striking the #1 and #10 names, failed with Miller, Hauser, Baker and Eberhard voting no.
- On a motion by Eberhard, seconded by Hauser, the Council voted to approve Resolution 2001-463 as amended by the current list submitted by Judge McElhane. Dickinson, Gioia and Redinger voted no.
8. **Quarterly Reports from the following:**
- a. **Library Advisory Commission**
  - b. **Parks & Recreation Commission**
  - c. **Planning & Zoning Commission**
  - d. **ADOT Technical Advisory Committee**
  - e. **Trails Committee**
- Council took no action on these items. Mayor Miller permitted public input.
9. **PP 00-02: Possible recommendation of approval for Preliminary Plat of Phase I of the Homestead**  
On a motion by Eberhard, seconded by Redinger, the Council voted to approve the preliminary plat of the Homestead Phase I project with the following five (5) stipulations: "1. Provide a dedicated, non-motorized, multi-use access at the northeast corner of Faulkner Wash and Finnie

Flat Road. 2. Provide a dedicated trail along Faulkner Wash. 3. Have a landscaping and rolling berm barrier along Finnie Flat Road, and also to achieve consistent walls on the properties along Finnie Flat Road. 4. Pre-cast river rock sign at the entryway, not inconsistent with the Town's gateway theme. 5. Work with staff, P&Z and Council on street names. Hauser and Baker voted no.

**10. Possible approval of Amendment to Ordinance 2000-A154, requiring placement of utilities underground and establishing a permit.**

On a motion by Dickinson, seconded by Baker, the Council voted to approve the amendment to Ordinance 2000-A154. Hauser, Redinger and Gioia voted no.

**11. Possible approval of Town user fees.**

On a motion by Baker, seconded by Hauser, the Council voted unanimously to table this item until the next regularly scheduled meeting.

**12. Direction to staff concerning the pending Forest Service Administration Office relocation.**

On a motion by Dickinson, seconded by Baker, the Council voted unanimously to direct staff to send a letter to the Forest Service encouraging them to remain in Camp Verde, recognizing that they are good neighbors and to request the first right of refusal on their present location.

**13. Direction to staff concerning the need for a left turn lane from Montezuma Castle Highway at Camp Lincoln Road into the new elementary school.**

Council took no action on this item.

**14. Consideration and direction to staff concerning the collection of sales tax from businesses located on Native American lands.**

On a motion by Eberhard, seconded by Gioia, the Council voted to send a letter to the Department of Revenue requesting the collection of past, current, and future taxes; to send a letter to the Yavapai Apache Nation informing them of Council's intentions and to follow up and report back to Council as events change. Redinger voted no.

**15. Call to the Public for Items not on the Agenda**

Marshal Wischmeyer said that the CVMO facilities needed to be replaced.

**16. Advanced Approvals**

There were no advanced approvals.

**17. Manager/Staff Report**

There was no Manager's report.

**18. Council Informational Reports:**

Mayor Miller reported that she received a notice from Sedona requesting Agenda items for the Intergovernmental meeting. Manager Roberts suggested regional health issues. Discussion ensued and Attorney Ramsey reminded Council that this was not on the Agenda and discussion was not permitted.

Gioia reported on water issues and encouraged citizens and Council to contact our legislators concerning the Water Protection Fund budget and potential cuts. Discussion ensued. Ramsey advised that discussion was not permitted.

**19. Adjournment**

The meeting was adjourned at 10:40 p.m.

## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, JANUARY 17, 2001  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Spedal Session – January 3, 2001
    - 2) Regular Session – January 3, 2001
    - 3) Executive/Special/Work Session – January 10,2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session – January 24, 2001 at 6:30 p.m.
    - 2) Regular Session – February 7, 2001 at 6:30 p.m.
    - 3) Regular Session – February 21, 2001 at 6:30 p.m.
    - 4) Regular Session – February 28, 2001 at 6:30 p.m.
  - c. **Chamber of Commerce quarterly draw down request for \$11,250**
5. **Acknowledge Camp Verde Boy Scout Troup #7023** *(Councilor Dickinson requested this item.)*
6. **Call to the Public for Items not on the Agenda** Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

**Public input may be invited on the following item(s). All expenditures are budgeted items unless noted by '\*'.**

7. **Possible approval of employment contract(s) and appointment(s) to the Magistrate position.**
8. **Quarterly Reports from the following:**
  - a. **Library Advisory Commission**
  - b. **Parks & Recreation Commission**
  - c. **Planning & Zoning Commission**
  - d. **ADOT Technical Advisory Committee**
  - e. **Trails Committee**
9. **PP 00-02: Possible recommendation of approval for Preliminary Plat of Phase I of the Homestead**

10. **Possible approval of Amendment to Ordinance 2000-A154, requiring placement of utilities underground and establishing a permit.**
11. **Possible approval of Town user fees.**

*Councilor Dickinson requested the following item(s):*

12. **Direction to staff concerning the pending Forest Service Administration Office relocation.**
13. **Direction to staff concerning the need for a left turn lane from Montezuma Castle Highway at Camp Lincoln Road into the new elementary school.**

*Councilor Eberhard requested the following item(s):*

14. **Consideration and direction to staff concerning the collection of sales tax from businesses located on Native American lands.**
15. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

16. **Advanced Approvals**
17. **Manager/Staff Report**
18. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
19. **Adjournment**

Posted by: *W. Jones*

Date/Time: 1-12-2001 10:45 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JANUARY 17, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

1. **Call to Order**  
Mayor Miller called the meeting to order at 6:30 p.m.
2. **Roll Call**  
Mayor Miller, Vice Mayor Hauser, Councilors Dickinson, Baker, Gioia, Eberhard and Redinger were present.  
  
**Also Present:**  
Town Manager John Roberts, Town Attorney Ron Ramsey, Senior Planner Nancy Buckel, Finance Director Dane Bullard, Town Clerk Deborah Barber and Recording Secretary Patricia Hilton.
3. **Pledge of Allegiance**  
Councilor Baker led the Pledge of Allegiance.
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Special Session – January 3, 2001
    - 2) Regular Session – January 3, 2001
    - 3) Executive/Special/Work Session – January 10, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session – January 24, 2001 at 6:30 p.m.
    - 2) Regular Session – February 7, 2001 at 6:30 p.m.
    - 3) Regular Session – February 21, 2001 at 6:30 p.m.
    - 4) Regular Session – February 28, 2001 at 6:30 p.m.
  - c. **Chamber of Commerce quarterly draw down request for \$11,250**

Councilor Baker said that she wished to clarify for the January 3, 2001 Minutes, page 7, that the original draft letter from Mangum, Wall, Stoops and Warden was dated December 28, not December 29 as stated by Roberts, and that she in fact, did not receive the draft until January 3, 2001.

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as presented, with Baker's clarification.

5. **Acknowledge Camp Verde Boy Scout Troup #7023**  
Councilor Dickinson introduced leader Chet Teague, Scout Master Tom Ashby, and Troopers Jimmie Grady, Billie Dewitt and William Beleze, and explained they were in attendance to observe as part of a Citizenship project with Boy Scout Troup #7023. Council took no action on this item. Mayor Miller permitted public input.

**Public Input:**

Marshall Whitmire commented that he is extremely supportive of the principles of the Boy Scouts of America program and that Camp Verde is fortunate to have an active troop in the community.

6. **Call to the Public for Items not on the Agenda**  
No public input was heard.

7. **Possible approval of employment contract(s) and appointment(s) to the Magistrate position.**

Roberts addressed an employment contract to appoint Lyndall McElhaney as the Town Magistrate and a list of Pro Tempore Judges submitted by Judge McElhaney.

Giola expressed concern about Council's direction to staff regarding specifics of the contract. A lengthy discussion was held regarding the contract fee of \$1800.00 per month and consideration of medical benefits, and a proposed list of Pro Tempore Judges suggested by the Magistrate.

On a motion by Eberhard, seconded by Hauser, the Council voted to approve the employment contract and appoint Lyndall McElhaney to the Magistrate's position. Councilor Baker voted no.

A motion by Redinger, seconded by Dickinson, to accept the Magistrate's proposed list of Pro Tempore Judges, striking the #1 and #10 names, failed with Miller, Hauser, Baker and Eberhard voting no.

On a motion by Eberhard, seconded by Hauser, the Council voted to approve Resolution 2001-463 as amended by the current list dated January 16, 2001 submitted by Judge McElhaney. Dickinson, Giola and Redinger voted no.

**Public Input:**

No public input was heard.

8. **Quarterly Reports from the following:**
- a. Library Advisory Commission
  - b. Parks & Recreation Commission
  - c. Planning & Zoning Commission
  - d. ADOT Technical Advisory Committee
  - e. Trails Committee

Commission and Committee representatives reported on activities undertaken by their respective groups. Presenters were commended for the number and quality of items listed in the presentations. Council took no action on these items.

**Public Input:**

Marshall Whitmire suggested that Council consider donating the historic post office back to the Cornville community so they can place it appropriately and celebrate their history.

5. **Acknowledge Camp Verde Boy Scout Troup #7023**

Councilor Dickinson introduced leader Chet Teague, Scout Master Tom Ashby, and Troopers Jimmie Grady, Billie Dewitt and William Belezze, and explained they were in attendance to observe as part of a Citizenship project with Boy Scout Troup #7023. Council took no action on this item. Mayor Miller permitted public input.

**Public Input:**

Marshall Whitmire commented that he is extremely supportive of the principles of the Boy Scouts of America program and that Camp Verde is fortunate to have an active troop in the community.

6. **Call to the Public for Items not on the Agenda**

No public input was heard.

7. **Possible approval of employment contract(s) and appointment(s) to the Magistrate position.**

Roberts addressed an employment contract to appoint Lyndall McElhaney as the Town Magistrate and a list of Pro Tempore Judges submitted by Judge McElhaney.

Gioia expressed concern about Council's direction to staff regarding specifics of the contract. A lengthy discussion was held regarding the contract fee of \$1800.00 per month and consideration of medical benefits, and a proposed list of Pro Tempore Judges suggested by the Magistrate.

On a motion by Eberhard, seconded by Hauser, the Council voted to approve the employment contract and appoint Lyndall McElhaney to the Magistrate's position. Councilor Baker voted no.

A motion by Redinger, seconded by Dickinson, to accept the Magistrate's proposed list of Pro Tempore Judges, striking the #1 and #10 names, failed with Miller, Hauser, Baker and Eberhard voting no.

On a motion by Eberhard, seconded by Hauser, the Council voted to approve Resolution 2001-463 as amended by the current list dated January 16, 2001 submitted by Judge McElhaney. Dickinson, Gioia and Redinger voted no.

**Public Input:**

No public input was heard.

8. **Quarterly Reports from the following:**

- a. Library Advisory Commission
- b. Parks & Recreation Commission
- c. Planning & Zoning Commission
- d. ADOT Technical Advisory Committee
- e. Trails Committee

Commission and Committee representatives reported on activities undertaken by their respective groups. Presenters were commended for the number and quality of items listed in the presentations. Council took no action on these items.

**Public Input:**

Marshall Whitmire suggested that Council consider donating the historic post office back to the Cornville community so they can place it appropriately and celebrate their history.

9. **PP 00-02: Possible recommendation of approval for Preliminary Plat of Phase I of the Homestead**

Buckel addressed Phase I of The Homestead containing 165 lots on 41.41 acres, a residential phase of the Planned Area Development. She explained that the Planning and Zoning Commission heard this item on December 14, 2000, and unanimously forwarded it for approval with the following recommendations: 1) provide a non-motorized multi-use access at the northeast corner of Faulkner Wash and Finnie Flat Road, 2) provide a 6-foot perimeter wall along Finnie Flat Road with a river rock design in a consistent color, 3) a park along the entryway, and 4) a pre-cast river rock sign at the entry-way consistent with the Town's gateway theme. She advised that staff recommends approval of this Preliminary Plat for Phase I because it is in agreement with the approved Master Plan for The Homestead Development with reference to the density and the land use, and is also in agreement with the General Plan Land Use Map.

Giola expressed concern that sufficient time was not provided for Council's thorough review of the information presented.

A lengthy discussion was held with Doug Zuber, Doug Dunn and Jim Davis addressing staff recommendations. Zuber explained that rather than the concept of building a six-foot high perimeter wall on Finnie Flat or the 260 side of the project, Harvard is recommending a more rustic fencing as a landscaping theme. He also commented on Harvard's belief that a stipulation to use a river rock design at the entryway is not consistent with what they are trying to achieve.

Other questions were raised and answered regarding a preliminary design guidelines for a landscaping plan appropriate to the Camp Verde Area, acceleration and deceleration lanes at the entrances to the subdivision, meandering pathways, timing of parks for the project and trail components for the Faulkner, middle and west washes.

On a motion by Eberhard, seconded by Redinger, the Council voted to approve the preliminary plat of the Homestead Phase I project with the following five (5) stipulations: "1. Provide a dedicated, non-motorized, multi-use access at the northeast corner of Faulkner Wash and Finnie Flat Road. 2. Provide a dedicated trail along Faulkner Wash. 3. Have a landscaping and rolling berm barrier along Finnie Flat Road, and also to achieve consistent walls on the properties along Finnie Flat Road. 4. Pre-cast river rock sign at the entryway, not inconsistent with the Town's gateway theme. 5. Work with staff, planning and Zoning and Council on street names. Hauser and Baker voted no. (Reference: Resolution PZ 2001-01)

**Public Input:**

Leon Raper commented on the importance of a consistent type of wall and requested Council ask for a commitment from the developer that the landscaping and walls around the perimeter of the property be the first step.

Marshall Whitmire commented on the project's major impact on the future population and aesthetics of Camp Verde and encouraged Council to consider a design review process. He also addressed granite pathways, expressed support for a 10% guideline for grass yards, requested clarification on determining street names and suggested Council consider naming some of the streets after important early families and prominent members of the community now deceased.

John Reddell commented that all of the issues have been addressed by Harvard regarding maintaining the Verde Ditch.

10. **Possible approval of Amendment to Ordinance 2000-A154, requiring placement of utilities underground and establishing a permit.**

Manager Roberts explained that as Council directed at the January 3, 2001 meeting, staff has amended Ordinance 2000-A154, addressing underground utilities as suggested by Dickinson except leaving the word 'individual' on page 1, bulleted section 1, and deleting the last two sentences of Section 4.

Council held a discussion on the visual impact of a newly erected pole on 7th street and its interpretation as a new development or an area of preexisting lines that would have been exempt under the new language of the Ordinance. Franchise agreements regarding construction permits for undergrounding of facilities as part of the permit process was also discussed.

On a motion by Dickinson, seconded by Baker, the Council voted to approve the amendment to Ordinance 2000-A154. Hauser, Redinger and Gioia voted no.

**Public Input:**

George Young stated that as a homeowner in the area of 7th Street, he has no objection to the new pole on 7th Street.

Jim Bullard expressed support for the new Ordinance.

11. **Possible approval of Town user fees.**

On a motion by Baker, seconded by Hauser, the Council voted unanimously to table this item until the next regularly scheduled meeting.

12. **Direction to staff concerning the pending Forest Service Administration Office relocation.**

Dickinson opened discussion regarding the relocation of the Forest Service Administrative Office and requested that Council consider notifying the Forest Service of the Town's desire for them to continue to be stationed within the community, and possibly relocate to a site on Oasis Drive.

Tom Bonomo from the Forest Service addressed plans to relocate the administrative offices and explained that a review of proposals from various entities will begin this spring. He explained that sites currently identified as possibilities include one between the high school and casino, and another in the Cornville-McGuireville area. He advised that plans are to build a small to moderate size facility in the Sedona area to address the Sedona specific traffic and a medium to large facility elsewhere in the Valley to house the majority of federal employees of the Forest Service. He also discussed the conceptual regional park site and explained that in his opinion, Camp Verde will receive an offer of first right of refusal.

On a motion by Dickinson, seconded by Baker, the Council voted unanimously to direct staff to send a letter to the Forest Service encouraging them to remain in Camp Verde, recognizing that they are good neighbors and to request the first right of refusal on their present location.

**Public Input:**

Lynn Reddell expressed her support for the Forest Service to remain in the Camp Verde community.

13. **Direction to staff concerning the need for a left turn lane from Montezuma Castle Highway at Camp Lincoln Road into the new elementary school.**

Dickinson asked that this issue be brought to the attention of the public to address the problems with traffic congestion at the new elementary school. Roberts addressed the question raised of why the Town did not require improvements on Montezuma Highway when the school was

constructed, and explained that it is important to understand that the Town does not review school construction. He further explained that the school district is another form of government, and as a result, the Town does not have the authority to require them to submit plans nor are permits issued for school construction projects. He advised that the school district did have the option of requesting the Town's assistance, but did not do so in this case. He explained that the Town is under a consultant contract to review a portion of Montezuma Castle Highway from the reservation boundary to Apache Trail and it would be feasible to expand the review area to include a road improvement project to handle the increased amount of traffic generated by the new school. He advised that staff would continue to address this issue.

Council took no action on this item.

**Public Input:**

No public input was heard.

14. **Consideration and direction to staff concerning the collection of sales tax from businesses located on Native American lands.**

Eberhard addressed an issue concerning the collection of sales tax from Indian Nation owned businesses off Trust land and non-Indian operated businesses on Trust lands and stated that he is concerned that the Town is not currently receiving any sales tax at this time. He also expressed concern regarding verbal reports that Indian owned firms have underbid contracts and are creating unfair competition due to the fact that they are not paying any taxes.

Bullard updated Council on his discussions regarding this issue with both the State Department of Revenue and State Attorney General's Office, and explained that their procedure for enforcement is to contact the business to obtain voluntary compliance and if unsuccessful, to pursue legal action.

Ramsey addressed his correspondence of January 12, 2001 addressing three recent 9th Circuit cases, which have reviewed the ability of the State to impose sales taxes on various types of activities occurring on Indian lands.

On a motion by Eberhard, seconded by Giola, the Council voted to send a letter to the Department of Revenue requesting the collection of past, current, and future taxes; to send a letter to the Yavapai Apache Nation informing them of Council's intentions and to follow up and report back to Council as events change. Redinger voted no.

**Public Input:**

Leon Raper encouraged Council to draft a letter to the Arizona Department of Revenue.

George Young addressed the sales tax procedure he is required to follow.

15. **Call to the Public for Items not on the Agenda**

Marshal Wischmeyer addressed the deteriorating condition of the Camp Verde Marshal's Office and the need for their facilities to be replaced.

Leon Raper expressed concern regarding telephone access and a crosswalk at the Skateboard Park.

16. **Advanced Approvals**

There were no advanced approvals.

17. **Manager/Staff Report**  
There was no Manager's report.
18. **Council Informational Reports:**  
Mayor Miller reported that she received a notice from Sedona requesting Agenda items for the Intergovernmental meeting. Manager Roberts suggested regional health issues. Discussion ensued and Attorney Ramsey reminded Council that this was not on the Agenda and discussion was not permitted.  
Giola reported on water issues and encouraged citizens and Council to contact our legislators concerning the Water Protection Fund budget and potential cuts. Discussion ensued. Ramsey advised that discussion was not permitted.
19. **Adjournment**  
The meeting was adjourned at 10:40 p.m.



Barbara Miller, Mayor

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 17th day of January 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 19th day of January 2001.



Deborah Barber, Town Clerk

AGENDA



**Amended**

**SPECIAL SESSION  
of the  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room 106**

**WEDNESDAY, JANUARY 24, 2001  
5:30 p.m.**

1. **Call to Order**
2. **Roll Call**

**Discussion of the Following:**

3. **Consultation with Attorneys for Legal Advice per A.R.S. §38-431.03.A.3 regarding Yavapai Apache Sand & Rock** (*Council may vote to go into executive session pursuant to ARS §38-431.03.A.4 and A.6, and then resume this item.*)
4. **Adjournment**

Posted by: Deborah Barber CMC

Date/Time: 1-23-01 - 9:15 am

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**AGENDA**



**SPECIAL SESSION  
of the  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room 106**

**WEDNESDAY, JANUARY 24, 2001  
5:00 P.M.**

1. **Call to Order**
2. **Roll Call**

**Discussion of the Following:**

3. **Consultation with Attorneys for Legal Advice per A.R.S. §38-431.03.A.3 regarding Yavapai Apache Sand & Rock** *(Council may vote to go into executive session pursuant to ARS §38-431.03.A.4 and A.6, and then resume this item.)*
4. **Adjournment**

Posted by: Cathy Brown

Date/Time: January 19, 2001; 9:30am

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
Council Chambers  
473 S. Main, Room #106  
WEDNESDAY, JANUARY 24, 2001  
5:30 P.M.**

1. **Call to Order**  
Mayor Miller called the meeting to order at 5:30 p.m.
2. **Roll Call**  
Mayor Miller, Vice Mayor Hauser, Councilors Baker, Dickinson, Eberhard, Gioia and Redinger were present.

**Also Present:**

Town Manager John Roberts, Town Attorney Ron Ramsey and Town Clerk Deborah Barber

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to adjourn to executive session for telephonic legal advice.

3. **Consultation with Attorneys for Legal Advice per A.R.S.§38-431.03.A.3 regarding Yavapai Apache Sand & Rock** *(Council may vote to go into executive session pursuant to ARS §38-431.03.A.4 and A.6, and then resume this item.)*
4. **Adjournment**  
The meeting was adjourned at 5:31 p.m.



Barbara Miller, Mayor



Deborah Barber, Town Clerk

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 24<sup>th</sup> day of January 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 25<sup>th</sup> day of January 2001



Deborah Barber, Town Clerk

**ACTIONS TAKEN  
COUNCIL REGULAR SESSION  
WEDNESDAY, JANUARY 24, 2001  
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
- a. **Set Next Meeting, Date and Time:**
- 1) Work Session – January 31, 2001 at 3:00 p.m.
  - 2) Regular Session – February 7, 2001 at 6:30 p.m.
  - 3) Regular Session – February 21, 2001 at 6:30 p.m.
  - 4) Regular Session – February 28, 2001 at 6:30 p.m.

On a motion by Redinger, seconded by Baker, the Council voted unanimously to approve the Consent Agenda as presented.

Manager Roberts advised that Council needed to set an Executive Session to discuss possible settlement of the Barber case. On a motion by Eberhard, seconded by Redinger, the Council voted to set an Executive Session to discuss settlement of the Barber case on February 9<sup>th</sup> at 4:00 p.m. Councilor Baker declared a conflict and abstained.

5. **Call to the Public for Items not on the Agenda.**

There was no public input.

6. **Possible approval of Resolution PZ 2001-02, an application to renew a 5-year permit for operation of 'Anne's House', an assisted-living home, parcel 404-26-030 zoned R1-18 located at 694 Park Circle.**

On a motion by Giola, seconded by Redinger, the Council voted to unanimously to approve Resolution PZ2001-02, renewal of up to five years to operate Anne's House.

7. **Possible approval of Ordinance 2001-A173 for an application to rezone the Town Complex containing parcels 404-22-126, 404-23-006A/007/008, 404-30-029 and 404-30-367A from R1L-35 to C2. The Town Complex is located at 395, 435 and 473 S. Main Street.**

On a motion by Redinger, seconded by Hauser, the Council voted to table this item. Eberhard voted no.

8. **Call to the Public for Items not on the Agenda**

There was no public input.

9. **Advanced Approvals**

There were no advanced approvals.

10. **Manager/Staff Report**

Mayor Miller and Manager Roberts reported that Michael Bluff of the Clarkdale Council was working on the Legislative Day to be held in Phoenix on February 7<sup>th</sup>. Miller and Hauser said that the event was very informative and well worth attending.

Clerk Barber advised that post cards would be mailed to all registered voters during the first and second weeks of February explaining that ballots would be mailed and what to do if the ballots were not received. She also advised that ballots would be mailed on or about February 19<sup>th</sup>.

Planner Buckel advised that Council would receive a complete packet at the same time the Planning and Zoning Commission receives theirs. She advised that Council should keep these packets and study them because they would not receive any other copies, even when it came to Council. She advised that this was being done so that Council members could have a longer

opportunity to review the proposals and further, it would save time and money by eliminating unnecessary duplication.

**11. Council Informational Reports:**

Mayor Miller advised that she attended the Chamber of Commerce dinner honoring all past presidents. She said that there was a lot of history, sharing and fun. She also reported that good things are happening for the Friends of Historic Fort Verde.

Councilor Gioia advised that the Verde Overland Transit had begun its route and that fees were \$1.00 per trip. He said that citizens are beginning to take advantage of the new service.

Councilor Redinger asked about the progress of impact fees. Manager Roberts reminded Redinger that impact fees would be addressed after the CIP is completed.

**12. Adjournment**

The meeting was adjourned at 6:55 p.m.

## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, JANUARY 24, 2001  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Set Next Meeting, Date and Time:**
    - 1) Work Session - January 31, 2001 at 3:00 p.m.
    - 2) Regular Session - February 7, 2001 at 6:30 p.m.
    - 3) Regular Session - February 21, 2001 at 6:30 p.m.
    - 4) Regular Session - February 28, 2001 at 6:30 p.m.
5. **Call to the Public for Items not on the Agenda** Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for consideration at a future date.

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

**Public input may be invited on the following item(s). All expenditures are budgeted items unless noted by '\*'.**

6. **Possible approval of Resolution PZ 2001-02, an application to renew a five-year permit for operation of 'Anne's House', an assisted living home, parcel 404-26-030 zoned R1-18 located at 694 Park Circle.**
7. **Possible approval of Ordinance 2001-A173 for an application to rezone the Town Complex containing parcels 404-22-126, 404-23-006A/007/008, 404-30-029 and 404-30-367A from R1L-35 to C2. The town Complex is located at 395, 435 and 473 South Main Street.**
8. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

9. **Advanced Approvals**
10. **Manager/Staff Report**
11. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
12. **Adjournment**

Posted by: Cathy Brown

Date/Time: January 19, 2001; 9:30 am

*Note: Pursuant to R.S. 538-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JANUARY 24, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

1. **Call to Order**  
Mayor Miller called the meeting to order at 6:30 p.m.
2. **Roll Call**  
Mayor Miller, Vice Mayor Hauser, Councilors Dickinson, Baker, Gioia, Eberhard and Redinger were present.  
  
**Also Present:**  
Town Manager John Roberts, Town Attorney Ron Ramsey, Senior Planner Nancy Buckel, Town Clerk Deborah Barber and Recording Secretary Patricia Hilton.
3. **Pledge of Allegiance**  
Councilor Baker led the Pledge of Allegiance.
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Set Next Meeting, Date and Time:**
    - 1) Work Session – January 31, 2001 at 3:00 p.m.
    - 2) Regular Session – February 7, 2001 at 6:30 p.m.
    - 3) Regular Session – February 21, 2001 at 6:30 p.m.
    - 4) Regular Session – February 28, 2001 at 6:30 p.m.

On a motion by Redinger, seconded by Baker, the Council voted unanimously to approve the Consent Agenda as presented.

Manager Roberts advised that Council needed to set an Executive Session to discuss possible settlement of the Barber case. On a motion by Eberhard, seconded by Redinger, the Council voted to set an Executive Session to discuss settlement of the Barber case on February 9<sup>th</sup> at 4:00 p.m. Councilor Baker declared a conflict and abstained.

5. **Call to the Public for Items not on the Agenda.**  
There was no public input.

6. **Possible approval of Resolution PZ 2001-02, an application to renew a 5-year permit for operation of 'Anne's House', an assisted-living home, parcel 404-26-030 zoned R1-18 located at 694 Park Circle.**

Buckel requested approval of a use permit for a five year period for Anne's House, an assisted living home designed to bridge the gap between independent or family-assisted living and nursing home care for the mature adult. She explained that Anne's House was originally granted a use permit in 1994 and that the Planning and Zoning Department has not received any complaints or letters in opposition to Anne's House. She advised that at the Planning and Zoning Commission's meeting of January 4, 2001, the Commission voted unanimously to recommend approval of the use permit.

On a motion by Gioia, seconded by Redinger, the Council voted to unanimously to approve Resolution PZ2001-02, renewal of up to five years to operate Anne's House.

7. **Possible approval of Ordinance 2001-A173 for an application to rezone the Town Complex containing parcels 404-22-126, 404-23-006A/007/008, 404-30-029 and 404-30-367A from R1L-35 to C2. The Town Complex is located at 395, 435 and 473 S. Main Street.**

Buckel explained that in November 1999, Council heard a proposal to relocate the historic Goswick House on Town property near Fort Verde State Historic Park for the purpose of attracting additional tourists to the area. She stated that at the time, the Council was unable to consider the request because the Town complex was zoned for residential use. She explained that in December 1999, Council directed staff to start the rezoning process, and in order for the application to be complete, the Town complex was surveyed and a legal description was developed. She stated that although the Goswick House is no longer available, the property is still being used for activities that aren't allowed in a residential zone such as government offices and commercial activities and therefore, a rezoning must take place. She explained that at the Planning and Zoning Commission's meeting of January 4, 2001, the Commission voted unanimously to recommend Council direct staff to research and recommend a zoning district that would encompass public facilities. She advised that there was concern expressed about the Town being in direct competition with local property owners in leasing or renting out commercial space, and that the Commission believes a public or community facilities district would address this concern. She advised that in order to maintain goodwill between Town Government and the Town's commercial property owners, staff recommends Council table this item and give staff direction to research alternate zoning for the Town complex.

On a motion by Redinger, seconded by Hauser, the Council voted to table this item. Eberhard voted no.

8. **Call to the Public for Items not on the Agenda**

There was no public input.

9. **Advanced Approvals**

There were no advanced approvals.

10. **Manager/Staff Report**

Mayor Miller and Manager Roberts reported that Michael Bluff of the Clarkdale Council was working on the Legislative Day to be held in Phoenix on February 7<sup>th</sup>. Miller and Hauser said that the event was very informative and well worth attending.

Clerk Barber advised that post cards would be mailed to all registered voters during the first and second weeks of February explaining that ballots would be mailed and what to do if the ballots were not received. She also advised that ballots would be mailed on or about February 19<sup>th</sup>.

Planner Buckel advised that Council would receive a complete packet at the same time the Planning and Zoning Commission receives theirs. She advised that Council should keep these packets and study them because they would not receive any other copies, even when it came to Council. She advised that this was being done so that Council members could have a longer opportunity to review the proposals and further, it would save time and money by eliminating unnecessary duplication.

11. **Council Informational Reports:**

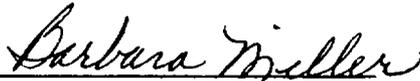
Mayor Miller advised that she attended the Chamber of Commerce dinner honoring all past presidents. She said that there was a lot of history, sharing and fun. She also reported that good things are happening for the Friends of Historic Fort Verde.

Councilor Giola advised that the Verde Overland Transit had begun its route and that fees were \$1.00 per trip. He said that citizens are beginning to take advantage of the new service.

Councilor Redinger asked about the progress of impact fees. Manager Roberts reminded Redinger that impact fees would be addressed after the CIP is completed.

12. **Adjournment**

The meeting was adjourned at 6:55 p.m.



Barbara Miller, Mayor

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 24th day of January 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 25th day of January 2001.



Deborah Barber, Town Clerk

# AGENDA



## SPECIAL SESSION

of the  
**COMMON COUNCIL**  
of the  
**TOWN OF CAMP VERDE**  
**COUNCIL CHAMBERS**  
473 S. Main, Room 106

**WEDNESDAY, JANUARY 31, 2001**  
**3:00 P.M.**

1. **Call to Order**

2. **Roll Call**

### **Discussion of the Following:**

3. **Possible approval of Town user fees.**
4. **Possible direction to staff on setting a Public Hearing to review specific private streets in relation to continued public maintenance.**
5. **Possible approval of a payroll deduction program for State tax-exempt donations to schools.**
6. **Possible direction to staff regarding State Legislative actions.**
7. **Adjournment**

Posted by:

*Carl J. Brown*

Date/Time:

*January 26, 2001; 9:30am*

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JANUARY 31, 2001  
3:00 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

1. **Call to Order**

Mayor Miller called the meeting to order at 3:00 p.m.

2. **Roll Call**

Mayor Miller, Vice Mayor Hauser, Councilors Baker, Gioia, Eberhard and Redinger were present. Councilor Dickinson was absent.

**Also Present:**

Town Manager John Roberts, General Services Director Bill Lee, Library Director Gerry Laurito, Secretary Patricia Hilton and Recording Secretary Carol Brown. Town Attorney Ron Ramsey arrived at 3:45 p.m.

3. **Possible approval of Town user fees.**

Roberts stated that the Town reviews its user fees annually and he recommended approval of the proposed amounts.

Baker expressed concerns over the fee increases for the Community Development Department and the effect it may have on small business. She suggested the Town offer some flexibility and a means to address hardships.

Miller stated that retention and expansion of businesses is very important and agreed with Baker that the Town needs to offer flexibility and assistance.

Gioia stated that the children's program pool fees should not increase.

Lee stated that chemical prices had risen and the installation of the waterslide requires additional lifeguards, thus, the fee increases.

Roberts stated that Community Development raised fees to ensure that the department was self-sufficient and to cover the costs of requirements in some new laws, i.e. General Plan amendments. He suggested that the Business Retention and Expansion Committee could review the hardship of an individual business and offer suggestions and help.

On a motion by Redinger, seconded by Eberhard, the Council voted to approve the Town user fees in total. Baker voted no.

4. **Possible direction to staff on setting a Public Hearing to review specific private streets in relation to continued public maintenance.**

Roberts requested that the Council schedule the public hearing one month from today to allow for public notification.

On a motion by Eberhard, seconded by Gioia, the Council voted to set a Regular Council Session on March 14th for a public hearing.

5. **Possible approval of a payroll deduction program for State tax-exempt donations to schools.**

Roberts stated that he believes Council should decide what is an appropriate payroll deduction.

Redinger stated that, ultimately, the deduction provides a benefit to the schools without affecting the employees' annual income, but they would have to ask for this deduction. He offered to share this information with the employees.

Gioia stated that this might be the last year for the education tax credit.

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to allow Town employees to dedicate a maximum of \$200 to the local school system out of their state tax contribution.

6. **Possible direction to staff regarding State Legislative actions.**

Roberts stated that the Town needs to be aware of legislature bills and requested Council review the attachments.

Ramsey stated that the Town/Council has access to the Legislative On-line Assistance (LOLA) to research any Bills.

Council discussed supporting and opposing numerous Senate Bills.

On a motion by Eberhard, seconded by Redinger, the Council voted to direct staff to write the following two letters to the State Legislature: 1) opposition to SB 2146 regarding repeal of the education tax; 2) Council's position on the following bills: opposition to; 1009, 1096, 2020, 2162, 1097, 2201, 2213, 2263, 2347, 2442, 1237, and support of; 2042, 2045, 2094, 2097, 1161, 2216, 1292.

Roberts stated that the Town should have a public hearing on the new version of the Mining Ordinance.

Ramsey stated that the Town had not received any information from the court on this issue.

Baker stated that at this time the Town should not make a new revision because of the citizens involved.

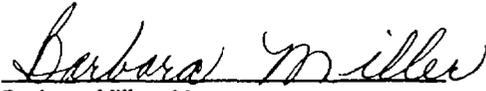
Miller stated that it has been recommend that the Town have a public hearing on February 14<sup>th</sup>.

Eberhard, Redinger and Gioia stated that February 14<sup>th</sup> was not a good date for a public hearing.

Council agreed to have the public hearing on mining February 21<sup>st</sup>.

7. **Adjournment**

The meeting was adjourned at 4:25 p.m.



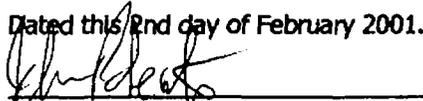
Barbara Miller, Mayor

  
Carol J. Brown, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 31st day of January 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 2nd day of February 2001.

  
John Roberts, Town Manager

**ACTIONS TAKEN  
COUNCIL REGULAR SESSION  
WEDNESDAY, FEBRUARY 7, 2001  
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
- a. **Approval of the Minutes:**
- 1) Regular Session - January 17, 2001
  - 2) Special Session - January 17, 2001
  - 3) Regular Session - January 24, 2001
  - 4) Special Session - January 24, 2001
- b. **Set Next Meeting, Date and Time:**
- 1) Executive Session - February 9, 2001 at 4:00 p.m.
  - 2) Regular Session - February 21, 2001 at 6:30 p.m.
  - 3) Regular Session - February 28, 2001 at 6:30 p.m.
  - 4) Regular Session - March 7, 2001 at 6:30 p.m.
  - 5) Work Session - March 14, 2001 at 6:30 p.m.
  - 6) Regular Session - March 21, 2001 at 6:30 p.m.
  - 7) Regular Session - March 28, 2001 at 6:30 p.m.

On a motion by Hauser, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as presented.

5. **Call to the Public for Items not on the Agenda**  
Marshall Whitmire thanked Council for their support of the Pecan Lane Rural Historic Landscape designation celebration held on October 28<sup>th</sup>. Whitmire introduced some of the participants and they each presented Council with a photo booklet of the event. A copy of this was signed by the participants and presented to the Clerk for archival.

Leon Raper expressed concerns on behalf of the Verde Lakes Property Owner's Association with news of reconsideration of the proposed landfill site located across from the subdivision.

There was no other public input.

6. **Possible direction to staff regarding a request by Fort Verde State Historic Park manager Robert W. Munson to place directional signs to the fort at the intersection of Hollamon and Main Street.**  
Fort Director Bob Munson explained his proposal for period directional signs to the Fort at the intersection of Hollamon and Main. He said that the banners had increased the number of visitors. Council discussed various options of signs. Mr. Munson advised that the sign would be double sided and in 'period' style, if possible. Gioia asked to see a sketch of the sign before it was placed.

Council took no vote on this item, however, directed staff to work with the Fort on this proposal.

7. **Possible approval to fund construction and placement of monument signs for Pecan Lane rural historic landscape (Councilor Eberhard requested this item.)**  
On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to "approve up to \$2,500 for purchase and construction of the signs, and direct staff to work with CVP3 on placement and final design".

8. **Presentation regarding Verde River Citizens Workshop (Councilor Gioia requested this item.)**  
Council took no action on this item.

- 9. Possible appointment to the Library Advisory Commission (one position to fill term expiring 9/2003.)**  
On a motion by Redinger, seconded by Gioia, the Council voted unanimously to appoint Helen Zimmerli to the Library Advisory Commission.
- 10. Possible approval of Ordinance 2001-A173, amending Section 103 (definitions) of the Planning and Zoning Ordinances.**  
On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to approve Ordinance 2001-A173, zoning amendments, adopting the amendment to Section 103 (definitions) of the Planning and Zoning Ordinance.
- 11. Possible approval of 2001-A174, amending Section 108A (nuisance and hazards) of the Planning and Zoning Ordinances.**  
On a motion by Redinger, seconded by Baker, the Council voted unanimously to approve Ordinance 2001-A174, Section 108-A (General Provisions) of the Planning and Zoning ordinance.
- 12. Possible approval of 2001-A175, amending Section 118 (sign ordinance) of the Planning and Zoning Ordinances.**  
On a motion by Hauser, seconded by Baker, the Council voted unanimously to approve Ordinance 2001-A175, Zoning Amendments adopting the amendments to Section 118 (Sign Ordinance) of the Planning and Zoning ordinance.
- 13. Possible approval of 2001 Local Law Enforcement Block Grant in the amount of \$3,473.00. The Town's expense equals \$347.00 (10% cash match.)\***  
On a motion by Dickinson, seconded by Gioia, the Council voted unanimously to approve the 2001 LLEBG application for overtime funds and the matching amount of \$347.00.
- 14. Possible approval of the Master Plan for the Town's facilities.**  
A motion by Baker, seconded by Redinger, to approve the master plan for the Town's facilities failed with Miller, Hauser, Eberhard and Gioia voting no.

On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to set a special session as soon as possible and invite the tenants.
- 15. Possible direction to staff regarding allocation of \$1500 for the Mattress Shop building assessment report. \***  
On a motion by Redinger, seconded by Hauser, the Council voted unanimously to allocate \$1,500 for a building assessment report.
- 16. Possible direction to staff regarding the policy on allowing exchanges for employee vacation days.**  
On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to "authorize the Town Attorney's exchange as listed on the reverse of the memo; to eliminate the negative vacation balance and further that we direct staff to eliminate the practice of items outside the normal budgetary process in exchange for leave time, and I'd also like to direct staff to survey the employees and make sure there aren't any other informal policies".
- 17. Possible approval of Resolution 2001-464, adopting the Town user fees.**  
On a motion by Eberhard, seconded by Redinger, the Council voted to approve Resolution 2001-464 adopting user fees for Town services. Baker voted no.
- 18. Possible direction to staff regarding Council expense log.**  
On a motion by Redinger, seconded by Eberhard, the Council voted to keep the Council expense log in place. Hauser and Baker voted no.

**19. Possible direction to staff regarding the burying of power lines on Highway 260 project.**

On a motion by Hauser, seconded by Gioia, the Council voted unanimously to direct staff to aggressively pursue partnerships regarding the burying of utilities along General Crook Trail as part of the 260 project.

**20. Call to the Public for Items not on the Agenda**

Jane Whitmire expressed her appreciation to Councilor Redinger and the Council for their support to the Rainbow Acres litter abatement project.

**21. Advanced Approvals**

There were no advanced approvals.

**22. Manager/Staff Report:**

**a) Proposed 2001 street paving schedule.**

Attorney Ramsey noted that computer training on the new website is scheduled for Friday, 2/9. Eberhard suggested an address of CVAZ.info. Leon Raper said that he would donate his address of smalltown.az. com.

Manager Roberts advised that the new phone system was installed and that Council needed to set up their voice mailboxes.

Clerk Barber reported that a large amount of post cards were returned and that the citizens needed to contact County voter registration to update their addresses.

Community Services Director Lee advised that the Pecan/Wine/Antique festival is scheduled for this weekend and requested volunteers.

**23. Council Informational Reports:**

Mayor Miller advised that she attended a water meeting in Prescott and taped the meeting for those interested.

Vice Mayor Hauser reported that she watched a show on Channel 18 about older Camp Verde citizens and their memories of the history of the Town. She further reported that she and Councilors Baker and Redinger had attended Legislative Day in Phoenix today.

Eberhard asked Bullard if there were any updates on the sales tax issue. Bullard reported that there were not.

Gioia also reported on the Prescott water meeting, and his plans to further investigate the possibility of reclaiming West Clear Creek at Verde Lakes Drive.

**24. Adjournment**

The meeting was adjourned at 9:10 p.m.

## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, FEBRUARY 7, 2001  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Regular Session - January 17, 2001
    - 2) Special Session - January 17, 2001
    - 3) Regular Session - January 24, 2001
    - 4) Special Session - January 24, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Executive Session - February 9, 2001 at 4:00 p.m.
    - 2) Regular Session - February 21, 2001 at 6:30 p.m.
    - 3) Regular Session - February 28, 2001 at 6:30 p.m.
    - 4) Regular Session - March 7, 2001 at 6:30 p.m.
    - 5) Work Session - March 14, 2001 at 6:30 p.m.
    - 6) Regular Session - March 21, 2001 at 6:30 p.m.
    - 7) Regular Session - March 28, 2001 at 6:30 p.m.
5. **Call to the Public for Items not on the Agenda** Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for consideration at a future date.

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

**Public input may be invited on the following item(s). All expenditures are budgeted items unless noted by '\*'.**

6. **Possible direction to staff regarding a request by Fort Verde State Historic Park manager Robert W. Munson to place directional signs to the fort at the intersection of Hollamon and Main Street.**

7. **Possible approval to fund construction and placement of monument signs for Pecan Lane rural historic landscape** (*Councilor Eberhard requested this item.*)
8. **Presentation regarding Verde River Citizens Workshop** (*Councilor Gioia requested this item.*)
9. **Possible appointment to the Library Advisory Commission (one position to fill term expiring 9/2003.)**
10. **Possible approval of Ordinance 2001-A173, amending Section 103 (definitions) of the Planning and Zoning Ordinances.**
11. **Possible approval of 2001-A174, amending Section 108A (nuisance and hazards) of the Planning and Zoning Ordinances.**
12. **Possible approval of 2001-A175, amending Section 118 (sign ordinance) of the Planning and Zoning Ordinances.**
13. **Possible approval of 2001 Local Law Enforcement Block Grant in the amount of \$3,473.00. The Town's expense equals \$347.00 (10% cash match.)\***
14. **Possible approval of the Master Plan for the Town's facilities.**
15. **Possible direction to staff regarding allocation of \$1500 for the Mattress Shop building assessment report. \***
16. **Possible direction to staff regarding the policy on allowing exchanges for employee vacation days.**
17. **Possible approval of Resolution 2001-464, adopting the Town user fees.**
18. **Possible direction to staff regarding Council expense log.**

*Vice Mayor Hauser requested the following item(s):*

19. **Possible direction to staff regarding the burying of power lines on Highway 260 project.**
20. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

21. **Advanced Approvals**
22. **Manager/Staff Report:**
  - a) Proposed 2001 street paving schedule.
23. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
24. **Adjournment**

Posted by: Cathy Brown

Date/Time: February 2, 2001 8:45 am

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, FEBRUARY 7, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

1. **Call to Order**  
Mayor Miller called the meeting to order at 6:30 p.m.
2. **Roll Call**  
Mayor Miller, Vice Mayor Hauser, Councilors Dickinson, Baker, Gioia, Eberhard and Redinger were present.  
  
**Also Present:**  
Town Manager John Roberts, Town Attorney Ron Ramsey, Finance Director Dane Bullard, Library Director Gerard Laurito, Town Clerk Deborah Barber and Recording Secretary Patricia Hilton.
3. **Pledge of Allegiance**  
Councilor Dickinson led the Pledge of Allegiance.
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of Minutes:**
    - 1) Regular Session - January 17, 2001
    - 2) Special Session - January 17, 2001
    - 3) Regular Session - January 24, 2001
    - 4) Special Session - January 24, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Executive Session — February 9, 2001 at 4:00 p.m.
    - 2) Regular Session - February 21, 2001 at 6:30 p.m.
    - 3) Regular Session — February 28, 2001 at 6:30 p.m.
    - 4) Regular Session — March 7, 2001 at 6:30 p.m.
    - 5) Work Session — March 14, 2001 at 6:30 p.m.
    - 6) Regular Session — March 21, 2001 at 6:30 p.m.
    - 7) Regular Session - March 28, 2001 at 6:30 p.m.

On a motion by Hauser, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as presented.

5. **Call to the Public for Items not on the Agenda**

Marshall Whitmire thanked Council for their support of the Pecan Lane Rural Historic Landscape designation celebration held on October 28. Whitmire introduced some of the participants and they each presented Council with a photo booklet of the event. A copy of this was signed by the participants and presented to the Clerk for archival.

Leon Raper expressed concerns on behalf of the Verde Lakes Property Owner's Association with news of reconsideration of the proposed landfill site located across from the subdivision.

There was no other public input.

6. **Possible direction to staff regarding a request by Fort Verde State Historic Park manager Robert W. Munson to place directional signs to the fort at the Intersection of Hollamon and Main Street.**

Fort Director Bob Munson explained his proposal for period directional signs to the Fort at the intersection of Hollamon and Main. He said that the banners had increased the number of visitors. Council discussed various options of signs. Mr. Munson advised that the sign would be double sided and in 'period' style, if possible. Gioia asked to see a sketch of the sign before it was placed.

Council took no vote on this Item, however, directed staff to work with the Fort on this proposal.

7. **Possible approval to fund construction and placement at monument signs for Pecan Lane rural historic landscape** *(Councilor Eberhard requested this item.)*

Council heard from Mr. Dale Harvey, who presented a conceptual design for a monument marker to help identify Camp Verde, which is proposed to be completed by a local blacksmith. A discussion of character defining elements of Camp Verde was held.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve up to \$2,500 for the purchase and construction of the signs, and direct staff to work with CVP3 on placement and final design.

**Public Input:**

Marshall Whitmire expressed his support for an attractive, period sign, which will provide a model and set the tone of Camp Verde as a unique town.

8. **Presentation regarding Verde River Citizens Workshop.**

Mindy Schlinger-Wilson, representing the Nature Conservancy, informed the Council of a Citizens Workshop on Saturday, February 24 to discuss both short and long term water trends along the Verde River and to determine if there is local interest in creating a river protection group. She also addressed a Symposium scheduled for May 17 and 18 to discuss water related issues.

Council took no action on this item.

**Public Input:**

Leon Raper asked about the possibility of expanding the scope of the Verde River protection group to include other Rivers in the Verde Valley.

9. **Possible appointment to the Library Advisory Commission (one position to fill term expiring 9/2003.)**

Miller addressed a letter of interest received from Helen Zimmerli, who has submitted an application to serve on the Library Advisory Commission. Laurito, who recommended approval of the appointment, introduced Ms. Zimmerli.

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to appoint Helen Zimmerli to the Library Advisory Commission.

**Public Input:**

There was no other public input.

10. **Possible approval of Ordinance 2001-A173, amending Section 103 (definitions) of the Planning and Zoning Ordinances.**

Roberts explained that the proposed additions are designed to amend Section 103 - Definitions of the Planning and Zoning ordinance by moving the definition of graffiti from Section 108A to Section 103 for consistency, and include the definition of Unclaimed Publications. Roberts advised that the Planning and Zoning Commission approved this amendment and that staff recommends approval.

On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to approve Ordinance 2001-A173, zoning amendments, adopting the amendment to Section 103 (definitions) of the Planning and Zoning Ordinance.

**Public Input:**

No public input was received.

11. **Possible approval of 2001-A174, amending Section 108A (nuisance and hazards) of the Planning and Zoning Ordinances.**

Roberts explained that the proposed changes to the first three items under Nuisance and Hazards are designed to make it easier to understand and enforce. He further explained that the changes will also clarify that the Town does have the ability to remove graffiti and bill the owner appropriately; regulate unclaimed publications and allow the Town to follow a consistent course of action when investigating violations; and that the proposed addition of Unsafe Dwelling is designed to give staff a tool to deal with dwellings that are in need of repair or neglected. He informed Council that the Planning and Zoning Commission approved the proposed amendment and that staff recommends approval.

On a motion by Redinger, seconded by Baker, the Council voted unanimously to approve Ordinance 2001-A174, Section 108-A (General Provisions) of the Planning and Zoning ordinance.

**Public Input:**

No public input was received.

12. **Possible approval of 2001-A175, amending Section 118 (sign ordinance) of the Planning and Zoning Ordinances.**

Roberts explained that under the current code, except for certain types of directional and traffic control, signs are not permitted within the Town's right-of way. He advised that the proposed addition would strengthen the current code by giving staff the ability to immediately remove temporary signs left in the Town's right-of-way. He commented that the Planning and Zoning Commission approved the amendment and that staff recommends approval. A discussion was held on the posting of political signs.

On a motion by Hauser, seconded by Baker, the Council voted unanimously to approve Ordinance 2001-A175, Zoning Amendments adopting the amendments to Section 118 (Sign Ordinance) of the Planning and Zoning ordinance.

**Public Input:**

Leon Raper commented that political signs are a constitutional right and that he is opposed the limits on political signs addressed in the proposed ordinance.

13. **Possible approval of 2001 Local Law Enforcement Block Grant in the amount of \$3,473.00. The Town's expense equals \$347.00 (10% cash match.)\***

Roberts explained that the Bureau of Justice Assistance provides this grant to local law enforcement. He noted that the grant would be stipulated for overtime funds in the amount of \$3,473.00 and that there is a hard cash match in the amount of \$347.00. He advised that staff recommends approval with a cash match by the Town of \$347.00.

On a motion by Dickinson, seconded by Gioia, the Council voted unanimously to approve the 2001 LLEBG application for overtime funds and the matching amount of \$347.00.

**Public Input:**

No public input was received.

14. **Possible approval of the Master Plan for the Town's facilities.**

Lee addressed a report on a recommended Master Plan for the use of Town Facilities, which included current and projected staffing levels, and explained that the Master Plan is a result of collaborations of the Town's Department Heads.

A lengthy discussion of the Town's short and long range plans was held and concerns were raised by Miller, Hauser, Eberhard and Gioia regarding the placing of all current tenants on notice.

Roberts commented that the current situation is not conducive to efficient operations and the Town's first need is for administrative office space.

Ramsey discussed the rollover provisions of the lease agreements.

A motion by Baker, seconded by Redinger, to approve the master plan for the Town's facilities failed with Miller, Hauser, Eberhard and Gioia voting no.

On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to set a special session to determine priorities as soon as possible, and invite the tenants.

**Public Input:**

George Young informed Council of the Sanitary District's future plans to acquire their own office space.

Leon Raper commented that the Master Plan should also address the Town's plans for the Marshal's Office, possibly housed in the old Mattress Shop.

Marshall Whitmore commented that Council needs to be concerned with the basic operations of the Town.

15. **Possible direction to staff regarding allocation of \$1500 for the Mattress Shop building assessment report. \***

Lee explained that as directed by Council, staff contacted the State Historic Preservation Office (SHPO) to assess the potential restoration of the Mattress Shop. He commented that following a visit to the Mattress Shop, SHPO recommends that the Town employ an architect familiar with preservation planning to prepare a building assessment report. He advised that the report would cost the town an estimated \$1,500 dollars. He explained that the report would provide a good idea of what kind of commitment would be needed to stabilize and preserve the building consistent with the Secretary of Interior's Standards. He informed Council that The SHPO staff also reviewed the tin building in the back of the mattress shop and said that it appeared to have no real value.

Miller requested that staff work closely with the Fort on this project.

On a motion by Redinger, seconded by Hauser, the Council voted unanimously to allocate \$1,500 for a building assessment report.

**Public Input:**

Marshall Whitmire addressed the historic element of the General Plan and suggested Council develops the restoration plan as a case example of how to do it.

16. **Possible direction to staff regarding the policy on allowing exchanges for employee vacation days.**

Roberts explained that in the past, the Town has allowed employees to pay for equipment for their use as employees and exchange that value for additional vacation days. He advised that this has been an informal practice that needs clarification as it can lead to confusion and the acquisition of items without going through the normal budget process. He explained that under this practice, the Town Attorney has accumulated a negative vacation balance with the understanding he would be able to exchange the value of several items he purchased for his use as Town Attorney. He commented that staff is recommending Council authorize the Town Attorney's exchange of items to eliminate the negative vacation balance and eliminate the practice of employees paying for Town items outside the normal budgetary process or in exchange for leave time.

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to authorize the Town Attorney's exchange as listed on the reverse of the memo; to eliminate the negative vacation balance; direct staff to eliminate the practice of items outside the normal budgetary process in exchange for leave time; and further direct staff to survey the employees and make sure there aren't any other informal policies.

**Public Input:**

There was no public input.

17. **Possible approval of Resolution 2001-464, adopting the Town user fees.**

Roberts submitted a list of recommended approval of fees for the Town's services to the public including departmental fees, copying and prior resolutions and fee schedules and explained that this request will confirm Council's prior action by Resolution.

Miller and Gioia voiced their objection to raising the children's swimming pool admission fees.

On a motion by Eberhard, seconded by Redinger, the Council voted to approve Resolution 2001-464 adopting user fees for Town services. Baker voted no.

**Public Input:**

Robert Foreman expressed concern regarding the increase in the children's swimming pool admission and the commercial remodel fees.

18. **Possible direction to staff regarding Council expense log.**

Roberts explained that staff was directed to keep a log of all council expenses and to bring this issue back in 90 days. He advised that staff is now looking for direction as to whether or not Council would like to continue maintaining the log.

On a motion by Redinger, seconded by Eberhard, the Council voted to keep the Council expense log in place. Hauser and Baker voted no.

**Public Input:**

There was no public input.

19. **Possible direction to staff regarding the burying of power lines on the Highway 260 project.**

Hauser suggested Council direct staff to look into a partnership arrangement with APS and QWEST. Roberts explained that utility companies have expressed interest in partnering with the Town regarding the under grounding of utilities in connecting with the Hwy 260 bypass project.

On a motion by Hauser, seconded by Gioia, the Council voted unanimously to direct staff to aggressively pursue a partnership regarding the burying of utilities along General Crook Trail as part of the 260-bypass project.

**Public Input:**

Marshall Whitmire commended Hauser for bringing this issue to Council's attention.

20. **Call the Public for Items not on the Agenda.**

Jane Whitmire expressed her appreciation to Council Redinger and the Council for their support to the Rainbow Acres litter abatement project.

21. **Advanced Approvals.**

There were no advanced approvals.

22. **Manager/Staff Report.**

a) Proposed 2001 street paving schedule.

A schedule of spring paving/chipping and overlay projects was presented as an informational item.

Attorney Ramsey noted that computer training on the Town's new Web Site is scheduled for Friday, February 9. Eberhard suggested an address of cvaz.info. Leon Raper said that he would donate his address of smalltown.az.com.

Manager Roberts advised that the new phone system was installed and that Council needed to set up their voice mailboxes.

Clerk Barber reported that a large amount of post cards were returned and that the citizens needed to contact County voter registration to update their addresses.

Community Services Director Lee advised that the Pecan and Wine Festival is scheduled for this weekend and requested volunteers.

23. **Council Informational Reports:**

Mayor Miller advised that she attended a water meeting in Prescott and taped the meeting for those interested.

Vice Mayor Hauser reported that she watched a show on Channel 18 about older Camp Verde citizens and their memories of the history of the Town. She further reported that she and Councilors Baker and Redinger had attended the Legislative Day in Phoenix.

Eberhard asked Bullard if there were any updates on the sales tax issue. Bullard reported that there were not.

Gioia also reported on the Prescott water meeting, and his plans to further investigate the possibility of reclaiming West Clear Creek at Verde Lakes Drive.

24. **Adjournment.**

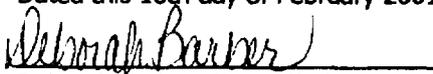
The meeting was adjourned at 9:10 p.m.

  
Barbara Miller, Mayor

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 7th day of February 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 10th day of February 2001.

  
Deborah Barber, Town Clerk

**AGENDA  
EXECUTIVE SESSION**



**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
Council Chambers  
473 S. Main, Room #106**

**FRIDAY, FEBRUARY 9, 2001  
4:00 P.M.**

1. **Call to Order**
2. **Roll Call**

**Discussion in Executive Session of the Following:**

3. **Legal Advice regarding Barber Settlement per A.R.S. §38-431.03.A.3**
4. **Adjournment**

Posted by: *Cathy Brown*

Date/Time: *February 9, 2001; 10:15 AM*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

CONFLICT OF INTEREST DISCLOSURE MEMORANDUM

TO: *Ron Ramsey / John Roberts / Mayor*  
*Town Attorney / Town Manager / Town Council*

FROM: *Jackie Baker*

RE: CONFLICT OF INTEREST DISCLOSURE PURSUANT TO  
 A.R.S. §§ 38-501 to -511

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1. Identify the decision, case investigation, or other matter in which you or your relative may have a "substantial interest" under A.R.S. §§ 38-501 to -511.

*Ronald & Deborah Barber vs. Town of  
 Camp Verde*

2. Describe the "substantial interest" referred to above.

*Deborah Barber is my daughter;  
 Ronald Barber is my son-in-law.*

Statement of Disqualification

To avoid any possible conflict of interest under A.R.S. §§ 38-501 to -511, I will refrain from participating in any manner in the matter identified above.

1-29-01  
 Date

Jackie Baker  
 Signature

**ACTIONS TAKEN  
COUNCIL REGULAR SESSION  
WEDNESDAY, FEBRUARY 21, 2001  
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
- a. **Approval of the Minutes:**
- 1) Special Session – January 31, 2001
  - 2) Regular Session – February 7, 2001
- b. **Set Next Meeting, Date and Time:**
- 1) Regular Session – February 28, 2001 at 6:30 p.m.
  - 2) Regular Session – March 7, 2001 at 6:30 p.m.
  - 3) Regular Session – March 14, 2001 at 6:30 p.m.
  - 4) Regular Session – March 21, 2001 at 6:30 p.m.
  - 5) Regular Session – March 28, 2001 at 6:30 p.m.

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as presented.

5. **Call to the Public for Items not on the Agenda**  
Randy Bruce presented a letter to Council, a copy of which is attached and becomes a permanent part of these minutes. Mr. Bruce complained about a recent event involving a neighbor and police.

Leon Raper said that a 30-day response period was insufficient time to protest the Yavapai Apache Nation's intent to place lands in trust. He recommended that Council send a letter requesting 60 days. He also said that the Town should support the transit system.

There was no other public input.

6. **Presentation of commemorative plaques to Directors Dylan Marshall and Anita Turner and Stage Manager Russ Sestak for their outstanding effort in the first stage production of "The Rented Christmas".**  
Council took no action on this item.
7. **Possible approval and direction to staff regarding letter to the House Resource Committee requesting the Ruskin/Forest Service Land Exchange be held in the public USFS Administrative Process (Councilor Gioia requested this item.)**  
On a motion by Eberhard, seconded by Miller, the Council voted unanimously to table this item until Tom Bonomo of the USFS could attend.
8. **Presentation on State Route 260 Access Management Plan by HDR Engineering.**  
Council took no action on this item.
9. **Possible approval and direction to staff regarding Town Hall Master Plan; discussion with current tenants; and remodel of the Administration and the Court offices.\***  
On a motion by Baker, seconded by Redinger, the Council voted unanimously to table this item, set a work session for 3/7/01 at 4:30 p.m., and invite the tenants.
10. **Possible refund of application fee for \$8,919.80 to Yavapai-Apache Sand and Rock.\***  
A motion by Eberhard, seconded by Hauser, to refund \$4,260.15 on three conditions, 1) cease sand and gravel operations until they have a permit; 2) remit all sales tax owed and 3) drop their lawsuit against the Town failed with Baker, Dickinson, Hauser, Redinger, and Miller voting no.

On a motion by Redinger, seconded by Dickinson, the Council voted to approve a refund of the application fee in the amount of \$4,240.65. Eberhard and Baker voted no. For the record, Baker said that she believed the fees that the Town charged for salaries was too high, and that the entire amount should be refunded.

11. **Possible approval of Resolution PZ 2001-03; Use Permit for the purpose of allowing a satellite kitchen for a catering business, private parties and outdoor gatherings along with the sale of outdoor western paraphernalia.**

On a motion by Eberhard, seconded by Redinger, the Council voted to approve Resolution PZ 2001-03; use permit for the purpose of allowing a satellite kitchen for a catering business, private parties and outdoor gatherings along with the sale of out door western paraphernalia with the following conditions: 1) all events to end by 9:00 p.m.; 2) limit the season for use for events from April through October, with a maximum of 4 events per month; 4) all daytime events will be a maximum of five hours; 4) no sale of alcohol; 5) retail sales will be limited to outdoor equipment; 6) outdoor lighting will be fully shielded; and 7) the duration of the use permit is for three (3) years; and as part of the motion, but not part of the use permit: granting of this permit is not an endorsement of potential future use permits or zoning. Hauser abstained.

On a motion by Dickinson, seconded by Baker, the Council voted to amend the motion to clarify that the events must end by 9:00 p.m., but that cleanup may last until 10:00 p.m.; remove limit of five (5) events and replace with four (4) night-time events with no restriction on daytime events. Hauser abstained. Eberhard and Gioia voted no.

12. **Possible approval of Ordinance 2001-A176, allowing Zoning Map Change from R1L-35 to RCU-2A to accommodate a Special Use Permit for Parcel 404-18-171H. The property is located at 115 W. Camp Lincoln Rd.**

On a motion by Redinger, seconded by Baker, the Council voted unanimously to approve Ordinance 2001-A176, allowing a zoning map change from R1L-35 to RCU-2A to accommodate a special use permit for parcel 404-18-171H, the property is located at 115 W. Camp Lincoln Road. Hauser abstained.

13. **Possible approval of Resolution 2001-465 and Ordinance 2001-A177 amending Section 108 (outside storage) of the Planning and Zoning Ordinances.**

On a motion by Hauser, seconded by Eberhard, the Council voted unanimously to table this item.

14. **Presentation and discussion of report on Marshal's Office operations.**

Council took no action on this item.

15. **Possible approval for a \$4,400 Criminal Justice Enhancement Fund (CJEF) Grant Application (no matching funds required) to purchase two in-vehicle laptop computers.**

On a motion by Gioia, seconded by Baker, the Council voted unanimously to recommend approval of the CJEF grant application.

16. **Possible direction to staff regarding the Town's position on proposed legislation.**

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to table this item.

17. **Possible approval of reduced Town Logo.**

On a motion by Redinger, seconded by Hauser, the Council voted unanimously to approve the Town logo and adopt the motto: Camp Verde, Arizona's Territorial Town, and directed staff to remove Gateway to the Verde Valley from all letterhead.

18. **Possible approval and direction to staff regarding letter to ADOT requesting various signing improvements on Interstate 17 and State Route 260.**  
On a motion by Hauser, seconded by Redinger, the Council voted unanimously to direct staff to send a letter to ADOT requesting signage improvements on I-17 and SR260.
19. **Possible approval to offer appraised value to acquire Industrial Drive collector road right-of-way from Herb Lovett.**  
On a motion by Dickinson, seconded by Baker, the Council voted to offer the appraised value of \$147,500 to acquire Industrial Drive right-of-way from Herb Lovett. Hauser voted no.
20. **Call to the Public for Items not on the Agenda**  
There was no public input.
21. **Advanced Approvals**  
On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to approve an additional \$750 for the historical assessment on the mattress shop.
22. **Manager/Staff Report**  
Manager Roberts advised that District representatives wished to meet with Council. The meeting was set for 3/16/01 at 2:00 p.m.  
  
Clerk Barber advised that a special session was needed to address an extension request for CDBG. The special session was set for 2/23/01 at 2:00 p.m.  
  
Attorney Ramsey advised that Kiwanis was sponsoring a candidate forum on 2/22/01 at 7:00 a.m.
23. **Council Informational Reports:**  
Mayor Miller reported on a letter from Bob Munson, Camp Verde Trails Committee requesting support letters, the Leadership Training registration to be held on 3/5, and suggested naming a street 'Sweatnam' after one of the Town's pioneer families.  
  
Gioia advised that the Verde Lakes Drive crossing would be addressed at the next meeting.  
  
Redinger reported that the Pecan and Wine Festival was a huge success.
24. **Adjournment**  
The meeting was adjourned at 11:30 p.m.

## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, FEBRUARY 21, 2001  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Special Session – January 31, 2001
    - 2) Regular Session – February 7, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session – February 28, 2001 at 6:30 p.m.
    - 2) Regular Session – March 7, 2001 at 6:30 p.m.
    - 3) Regular Session – March 14, 2001 at 6:30 p.m.
    - 4) Regular Session – March 21, 2001 at 6:30 p.m.
    - 5) Regular Session – March 28, 2001 at 6:30 p.m.
5. **Call to the Public for Items not on the Agenda** Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

**Public input may be invited on the following item(s). All expenditures are budgeted items unless noted by '\*'.**

6. **Presentation of commemorative plaques to Directors Dylan Marshall and Anita Turner and Stage Manager Russ Sestak for their outstanding effort in the first stage production of "The Rented Christmas".**
7. **Possible approval and direction to staff regarding letter to the House Resource Committee requesting the Ruskin/Forest Service Land Exchange be held in the public USFS Administrative Process** *(Councilor Gioia requested this item.)*
8. **Presentation on State Route 260 Access Management Plan by HDR Engineering.**
9. **Possible approval and direction to staff regarding Town Hall Master Plan; discussion with current tenants; and remodel of the Administration and the Court offices.\***
10. **Possible refund of application fee for \$8,919.80 to Yavapai-Apache Sand and Rock.\***

11. **Possible approval of Resolution PZ 2001-03; Use Permit for the purpose of allowing a satellite kitchen for a catering business, private parties and outdoor gatherings along with the sale of outdoor western paraphernalia.**
12. **Possible approval of Ordinance 2001-A176, allowing Zoning Map Change from R1L-35 to RCU-2A to accommodate a Special Use Permit for Parcel 404-18-171H. The property is located at 115 W. Camp Lincoln Rd.**
13. **Possible approval of Resolution 2001-465 and Ordinance 2001-A177 amending Section 108 (outside storage) of the Planning and Zoning Ordinances.**
14. **Presentation and discussion of report on Marshal's Office operations.**
15. **Possible approval for a \$4,400 Criminal Justice Enhancement Fund (CJEF) Grant Application (no matching funds required) to purchase two in-vehicle laptop computers.**
16. **Possible direction to staff regarding the Town's position on proposed legislation.**
17. **Possible approval of reduced Town Logo.**
18. **Possible approval and direction to staff regarding letter to ADOT requesting various signing improvements on Interstate 17 and State Route 260.**
19. **Possible approval to offer appraised value to acquire Industrial Drive collector road right-of-way from Herb Lovett.**
20. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

21. **Advanced Approvals**
22. **Manager/Staff Report**
23. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
24. **Adjournment**

Posted by: Carol J. Brown

Date/Time: February 16, 2001, 8:30 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, FEBRUARY 21, 2001  
6:30 P.M.**

Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public Input, where appropriate, is heard prior to the motion.

1. **Call to Order**  
Mayor Miller called the meeting to order at 6:30 p.m.
2. **Roll Call**  
Mayor Miller, Vice Mayor Hauser, Councilors Dickinson, Baker, Gioia, Eberhard and Redinger were present.

**Also Present:**

Town Manager John Roberts, Town Attorney Ron Ramsey, Marshal Wischmeyer, Town Engineer Dan McGinn, Director Bill Lee, Town Clerk Deborah Barber and Recording Secretary Patricia Hilton.

3. **Pledge of Allegiance**  
Councilor Eberhard led the Pledge of Allegiance.

The meeting was recessed at 6:32 p.m. for the purpose of moving to Room 206 to accommodate the large audience. The meeting was reconvened at 6:40 p.m.

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Special Session – January 31, 2001
    - 2) Regular Session – February 7, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session – February 28, 2001 at 6:30 p.m.
    - 2) Regular Session – March 7, 2001 at 6:30 p.m.
    - 3) Regular Session – March 14, 2001 at 6:30 p.m.
    - 4) Regular Session – March 21, 2001 at 6:30 p.m.
    - 5) Regular Session – March 28, 2001 at 6:30 p.m.

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as presented.

5. **Call to the Public for Items not on the Agenda**

Randy Bruce presented a letter to Council, a copy of which is attached and becomes a permanent part of these minutes. Mr. Bruce complained about recent events involving neighbor and police enforcement in the Verde Lakes area. Miller explained that State law prevents the Council from taking any action on items not on the Agenda, but that the issue will be taken under advisement and Mr. Bruce will be kept apprised of the actions taken.

Leon Raper said that a 30-day response period was insufficient time to protest the Yavapai-Apache Nation's intent to place lands in trust. He recommended that Council send a letter requesting a 60-day notification period and a letter requesting an Executive Order putting a prohibition on any transfers to trust status. He also requested the Town's support of the transit system with signage for the bus.

There was no other public input.

6. **Presentation of Commemorative Plaques to Directors Dylan Marshall and Anita Turner and Stage Manager Russ Sestak for their outstanding effort in the first state production of "The Rented Christmas".**

Miller presented commemorative plaques to Directors Dylan Marshall and Anita Turner, and Stage Manager Russ Sestak for their outstanding efforts in the stage production of "The Rented Christmas."

**Public Input:**

There was not public input.

7. **Possible approval and direction to staff regarding letter to the House Resource Committee requesting the Ruskin/Forest Service Land Exchange be held in the public USFS Administrative Process (Councilor Gioia requested this item.)**

Gioia presented a draft letter to the House Resources Committee addressing a request from the Town Council that the proposed US Forest Service/Yavapai Ranch Limited land exchange proceed with local public input, according to the Forest Service Public Administrative Process, versus the Legislative process. He explained that the Public Administrative Process would insure that local issues are addressed and disclose land value assessments and other details of the trade, which will not be the case if the trade is legislated.

On a motion by Eberhard, seconded by Miller, the Council voted unanimously to table this item until Tom Bonomo of the US Forest Service could attend.

**Public Input:**

No public input was received.

8. **Presentation on State Route 260 Access Management Plan by HDR Engineering.**

Council heard from Steve Martin of HDR Engineering, who gave an update on an Access Management Plan for the segment of SR 260 from Western Drive in Cottonwood to the 1-17 traffic interchange, which is sponsored by Yavapai County and ADOT. He explained that the focus of this study, which includes participation by the City of Cottonwood, Town of Camp Verde, US Forest Service and the Yavapai-Apache Nation, is to prepare a long-

range access management strategy to preserve the operational integrity of the highway. He noted that a complete draft report is expected to be finished soon.

Council took no action on this item.

**Public Input:**

There was no public input.

9. **Possible approval and direction to staff regarding Town Hall Master Plan; discussion with current tenants; and remodel of the Administration and the Court offices.**

On a motion by Baker, seconded by Redinger, the Council voted unanimously to table this item, and invite representatives of the agencies leasing portions of Town Hall to a work session on March 7th at 4:30 p.m.

**Public Input:**

There was no public input.

10. **Possible refund of application fee for \$8,919.80 to Yavapai-Apache Sand and Rock.**

Roberts explained that the Town has received a request to refund the \$8,919.80 application fee for the original Yavapai-Apache Sand and Rock use permit. He advised that the owners attempted to reactivate the application in August of 2000 and at that time, there was a Council imposed moratorium on further processing. He explained that the moratorium expired in September of 2000, and that the owners have not attempted to reactivate the application subject to the new Mining Regulations. He explained that based on staff's review of the record, the Town's expenses concerning the processing of the application up to the time it was tabled is approximately \$4200.00. He advised that staff recommends Council refund the application fee minus the Town's expenses up to the date the application was tabled.

Eberhard commented that he is hesitant to approve a refund and expressed concern that the Yavapai-Apache nation is operating illegally, owes back taxes and has filed a lawsuit against the Town.

Baker said that she believed the Town fees charged for salaries was too high, and that the entire amount should be refunded.

A motion by Eberhard, seconded by Hauser, to refund \$4,260.15 with the following three conditions; 1) cease sand and gravel operations until such time that a permit is obtained; 2) remit all sales tax owed and; 3) drop their lawsuit against the Town, failed with Baker, Dickinson, Hauser, Redinger, and Miller voting no.

On a motion by Redinger, seconded by Dickinson, the Council voted to approve a refund of the application fee in the amount of \$4,240.65. Eberhard and Baker voted no.

**Public Input:**

Danny Breuer commented that the Yavapai-Apache Nation feels that there has been a lack of goodwill on the part of the Council towards the Nation.

Leon Raper commented that goodwill has been shown on the part of the Town.

Henry Shill commented that he is in favor of the refund in the hopes that it will restore good relations.

11. **Possible approval of Resolution PZ 2001-03; Use Permit for the purpose of allowing a satellite kitchen for a catering business, private parties and outdoor gatherings along with the sale of outdoor western paraphernalia.**

Roberts addressed a request for approval of a use permit submitted by John and Margaret McReynolds, owners of parcels 404-18-171H, located at 115 W. Camp Lincoln Road, for the purpose of allowing a satellite kitchen for a catering business, private parties and outdoor gatherings along with the sale of outdoor western paraphernalia. He advised that staff recommends this use permit be approved with the stipulations recommended by the Planning and Zoning Commission and in addition, staff recommends that the use permit be for a three year term to allow some meaningful history to be developed, and that the quantity of on-site events be limited to 4 to 5 per month.

Council heard from Mr. John McReynolds, who explained that the commercial use would include family reunions, weddings, corporate meeting, company meetings and other gatherings. He commented that there would also be retail sales of outdoor decor products including wagons, wheels, benches, western and southwestern attire, etc. He explained that occasionally, outdoor activities may include volleyball, horseshoes and other family oriented games. He explained that events will be done with private bookings and will not be open to the general public and that activities and use will be in a controlled and supervised manner. He advised that new future buildings planned include handicapped-accessible rest rooms, satellite kitchen, inside storage, shop area, office, caretaker quarters, water storage, covered BBQ grill area and future home site. He also discussed his plans to address concerns raised by neighbors regarding the impact of commercial activities in a residential area such as noise, late night parties, traffic and issues regarding the sale of alcohol.

Dickinson commented that small business is critically important to the Town and economic development is needed.

Baker expressed appreciation for all comments heard and spoke in support of the use permit.

Eberhard clarified that the use permit would not endorse any future expansion or zoning.

Gioia commented that although he disapproves of spot zoning, he supports a conditional use permit. He suggested that Council invite concerned residents to return after a 9-month period with reports of concerns or problems.

Hauser spoke in favor of the use permit, but commented that due to personal reasons, she chose to abstain from voting.

Miller expressed her support for local business and commented that a use permit is appropriate.

On a motion by Eberhard, seconded by Redinger, the Council voted to approve Resolution PZ 2001-03; use permit for the purpose of allowing a satellite kitchen for a catering business, private parties and outdoor gatherings along with the sale of outdoor western paraphernalia with the following conditions; 1) all events to end by 9:00 p.m.; 2) limit the season for use for events from April through October, with a maximum of five

(5) events per month; 3) all daytime events will be a maximum of five hours; 4) no sale of alcohol; 5) retail sales will be limited to outdoor equipment; 6) outdoor lighting will be fully shielded (the glare will not leave the property) ; 7) the duration of the use permit is for three (3) years; 8) approval contingent upon the subsequent rezoning request; and as part of the motion, but not part of the use permit: granting of this permit is not an endorsement of potential future use permits or zoning. Hauser abstained.

On a motion by Dickinson, seconded by Baker, the Council voted to amend the motion to clarify that the events must end by 9:00 p.m., but that cleanup may last until 10:00 p.m.; remove limit of five (5) events and replace with four (4) night-time events with no restriction on daytime events. Hauser abstained. Eberhard and Gioia voted no.

**Public Input:**

Dale Harvey, Judy Gilbert, Ron Harvey, Bonnie Harvey, Rick Martin, Dr. Noone and Judy Martin spoke in opposition of the use permit and urged Council to vote against the proposal.

Sam Sharp, Tammy McReynolds, Luke Steege, C.A. McDonald, Bill Miller, Bob Weir, Lee Cook, Ed Davidson, Henry Shill, Mario Aiuta, Anne Spencer, Kevin Lawson, Walter Kneeland, Jack Young, Patrick O'Neil, Robert Foreman, Joe Lockhart, Linda Burke, Henry Shill, Leonard Krautbauer, David Laupt, Eric Switzert, Steve Ayers and Steve Hockney spoke in support of the use permit and urged Council to support local businesses.

12. **Possible approval of Ordinance 2001-A176, allowing Zoning Map Change from R1L-35 to RCU-2A to accommodate a Special Use Permit for Parcel 404-18-171H. The property is located at 115 W. Camp Lincoln Rd.**

Miller addressed a request for approval of zoning map change 2001-01 submitted by John and Margaret McReynolds, owners of parcels 404-18-171 H, located at 115 W. Camp Lincoln Road, for the purpose of allowing a use permit to be granted for a satellite kitchen for a catering business, private parties and outdoor gatherings along with the sale of outdoor western paraphernalia. She explained that this rezoning request is a legal requirement to accommodate the use permit approved by Council.

On a motion by Redinger, seconded by Baker, the Council voted unanimously to approve Ordinance 2001-A176, allowing a zoning map change from R1L-35 to RCU-2A to accommodate a special use permit for parcel 404-18-171H, the property is located at 115 W. Camp Lincoln Road. Hauser abstained.

**Public Input:**

There was no public input.

13. **Possible approval of Resolution 2001-465 and Ordinance 2001-A177 amending Section 108 (outside storage) of the Planning and Zoning Ordinances.**

On a motion by Hauser, seconded by Eberhard, the Council voted unanimously to table this item until the next meeting.

**Public Input:**

There was no public input.

14. **Presentation and discussion of report on Marshal's Office operations.**

Wischmeyer reported on a recent meeting he attended with the Town Manager and Councilor Dickinson and explained that the purpose of the meeting was to answer

questions and discuss liability concerns addressed in a memorandum from Councilor Dickinson dated January 16, 2001. He noted that Camp Verde Assistant Fire Chief Clayton Young also attended the meeting to discuss the issues related to the Fire Department.

In summary, issues discussed during the meeting included the mission of the Camp Verde Marshal's Office; the use of force policy, pursuit policy as well as other pertinent policies; the Marshal's Office field training program; certification and training standards set by POST, grants received by CVMO; and the organizational structure of the department.

Council discussed the importance of on-going training opportunities for younger deputies in the proper conduct of work responsibilities and adequate staffing; and expressed interest in the possibility of developing a neighborhood watch policing program.

Council took no action on this item.

**Public Input:**

There was no public input.

15. **Possible approval for a \$4,400 Criminal Justice Enhancement Fund (CJEF) Grant Application (no matching funds required) to purchase two in-vehicle laptop computers.**

Wischmeyer addressed a request for approval to submit a Criminal Justice Enhancement Fund Grant Application to purchase in-vehicle laptop computers, and explained that installation of these computers would reduce the amount of shift time completing reports in the office, thereby increasing the number of field hours. He also commented that spending additional time in the field, interacting with the public, would also reinforce the concept of community policing and allow officers the opportunity to educate the community in safe but successful crime prevention.

On a motion by Gioia, seconded by Baker, the Council voted unanimously to approve a \$4,400 Criminal Justice Enhancement Fund (CJEF) Grant Application to purchase two in-vehicle laptop computers.

**Public Input:**

There was no public input.

16. **Possible direction to staff regarding the Town's position on proposed legislation.**

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to table this item.

**Public Input:**

There was no public input.

17. **Possible approval of reduced Town Logo.**

Roberts explained that as directed at the August 16, 2000 Regular meeting, staff has brought back to Council the reduced logo replacing the red hills with white ones and include Squaw Peak for approval and adoption of the official motto "Camp Verde, Arizona's Territorial Town."

On a motion by Redinger, seconded by Hauser, the Council voted unanimously to approve the Town logo and adopt the motto "Camp Verde, Arizona's Territorial Town", and further direct staff to remove 'Gateway to the Verde Valley' from all Town letterhead.

**Public Input:**

There was no public input.

18. **Possible approval and direction to staff regarding letter to ADOT requesting various signing improvements on Interstate 17 and State Route 260.**

McGinn explained that there have been numerous discussions by various members of the Town and ADOT regarding signing on I-17 and SR 260. He presented a draft letter with proposed signing options that would benefit the Town. He explained that the proposed destination that the Town of Camp Verde; 1) Be recognized as an intermediate destination on Interstate 17 and State Route 260 so that all distance signing identifies Camp Verde; 2) Be recognized as a control city on State Route 260 so that directional signing along State Route 260 identify Camp Verde and; 3) Name State Route 260 through Camp Verde as the "Camp Verde Highway".

Miller commented that she and McGinn attended a very positive meeting with Tom Foster and Bob Lajeunesse from ADOT and commended McGinn for following through on the recommendations discussed.

On a motion by Hauser, seconded by Redinger, the Council voted unanimously to direct staff to send a letter to ADOT requesting signage improvements on I-17 and SR260.

**Public Input:**

There was no public input.

19. **Possible approval to offer appraised value to acquire Industrial Drive collector road right-of-way from Herb Lovett.**

McGinn summarized the terms of a letter of intent for the sections of existing State Route (SR) 260, which will be turned over to the Town once construction of the new highway is complete. He discussed the conditions agreed to by the Town and ADOT regarding the Town's responsibility to acquire the right of ways for the connection of the collector roads to Industrial Drive. He explained that the collector road impacts a third property owner, Herb Lovett that was not originally known. He advised that the Town has worked with Mr. Lovett over the last year and has tentatively agreed upon an appraised value of \$147,500 for the right-of-way. He noted that per the Letter of Intent, the Town is to acquire any additional required right-of-way for Industrial collector roads via donation, purchase or condemnation, all prior to March 2001. He advised that staff recommends Council approve the right-of-way acquisition from Mr. Lovett for the Industrial Drive collector road for the appraised value, to be paid out of the HURF budget.

On a motion by Dickinson, seconded by Baker, the Council voted to offer the appraised value of \$147,500 to acquire Industrial Drive right-of-way from Herb Lovett. Hauser voted no.

20. **Call to the Public for Items not on the Agenda.**

There was no public input.

21. **Advanced Approvals.**

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to approve an additional \$750 for the historical assessment on the mattress shop.

22. **Manager/Staff Report.**

Roberts advised that District representatives wished to meet with Council. The meeting was set for March 16th at 2:00 p.m.

Barber advised that a special session was needed to address an extension request for CDBG. The special session was set for February 23rd at 2:00 p.m.

Ramsey advised that Kiwanis was sponsoring a candidate forum on February 22nd at 7:00 a.m.

23. **Council Informational Reports:**

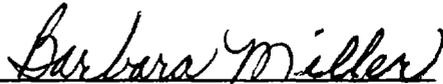
Mayor Miller reported on a letter from Bob Munson, Camp Verde Trails Committee requesting support letters, the Leadership Training registration to be held on March 5th and suggested naming a street 'Swetnam' after one of the Town's pioneer families.

Gloia advised that the Verde Lakes Drive crossing would be addressed at the next meeting.

Redinger reported that the Pecan and Wine Festival was a huge success.

24. **Adjournment.**

The meeting was adjourned at 11:30 p.m.



Barbara Miller, Mayor

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 21st day of February 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 24th day of February 2001.



Deborah Barber, Town Clerk

February 21, 2001

We are here tonight to express our concerns and fears about a situation which exists in our neighborhood. We all fear that this situation may escalate to such great proportions that there will be irreparable harm done to person or property.

As a neighborhood we have repeatedly brought the problems of a particular residence to light using the means supposedly in place by the Town of CV. We have filed complaints w/ P&Z only to be told they couldn't enforce the ordinance which they in turn had created. We have called the CVMO on many occasions to address the issue of one of the residents "speeding" up and down the street and endangering our children. This resident has been "arrested and charged" w/ reckless driving many times only to be released the next day and drive up and down the road "taunting" the adults in the neighborhood. We have repeatedly called Animal Control about dogs @ large which were threatening ourselves and our children, only to be told that they couldn't catch the dog or "there was only one officer and she couldn't be everywhere @ the same time". We as a neighborhood have tried to correct these problems by following the guidelines set up by our town, only to find out that maybe some of the ordinances in place were not enforceable.

We as a neighborhood, have some genuine concerns about an incident which took place on our street last night. We feel more threatened than ever and fear retaliation for our persons or property.

There was an attempt made by CVMO to serve two misdemeanor warrants on two individuals both residing at the residence in question. It was believed by one of the officers that one of the individuals was indeed inside the residence. When they confronted a woman also residing in the house they were met with much resistance and vulgarity as she told them in no uncertain terms that they would not be permitted inside the residence and were to leave the property unless they had a "search warrant". The one officer stationed himself ??? yards down the street while the other left to obtain a warrant. During this time a vehicle was allowed to come to the home, remove one of the children and some property which was in the home. During that time there was sound of a "shot" being fired from inside the residence @ which time the woman ran back into the home "screaming". The neighbors which had witnessed this, gathered our children into a "safe" area and proceeded to call CVMO. The deputy stationed down the street apparently had not heard the shot as one of the neighbors, fearing the worse, ran down the street to alert the officer. At

that time the woman once again exited the residence uttering many profanities and directed the officer to leave the area again. Throughout this incident the woman would repeatedly verbally assault any of the neighbors whom were in the immediate area, blaming them for causing all this trouble and threatening the neighbors with retaliation.

Shortly after, two other officers arrived along w/ the Marshall. Mr. Wischmeyer himself tried to get the woman and man to come out of the house but was unsuccessful. They then stationed an officer in the adjoining neighbors property to "watch" the back entrance to the property, mind you this was 1 1/2 hours later. After obtaining the property owners whereabouts and possible phone # they were able to get him on the phone and he gave the officers permission to enter his property. The woman was in the doorway when the officers grabbed her and tried to take her into custody. After an ensuing struggle, @ which time the children in the home came out and tried to keep the officers away from the woman by repeatedly pummeling and jumping on the officers. It eventually took 4 officers to take the woman into custody. When she was in custody another officer arrived w/ the search warrant (2 1/2 hours into this incident). They did a "quick" search of the home only finding 4-5 shotgun/rifles which were then left in the home. They did not "apprehend" the suspect as he had apparently exited the home through the rear entrance sometime prior to an officer being posted there. Two of the neighbors tried to give the officer information about where the two suspects might be but he had no desire to follow-up on this lead.

The questions we would like addressed and answered are as follows:

1) If the CVMO knew they were serving warrants to a residence which had MANY previous complaints, including questionable drug use and possible manufacturing, and in which there were people residing who had many previous legal issues, how come they didn't have a search warrant prepared ahead of time??

2) Why didn't the CVMO have an officer watching the back entrance and the property properly secured as they were waiting for the warrant?? This would not only have prevented the suspect from fleeing but also prevented any ??? "illegal" evidence??? that may have been in the residence to be removed from the property as well.

3) Why did they allow a vehicle to pull up to the residence and remove "property"

from the home??

4) Why was there not a more thorough search of the premises and vehicles on site conducted??

5) When there was a gunshot heard from the residence, w/ 15+ witnesses & the family runs back into the home "screaming", why is that not probable cause to enter the premises @ that time??

6) If the warrant was for "contributing to the delinquency of a minor" with a question of possible child molestation, why were the children still in the home w/ the man??

7) The CVMO knew they were having problems w/ the woman and children why wasn't someone standing by to keep these children out of harms way??

8) What was the "plan" of the CVMO if they were unable to contact the property owner??(the neighbors supplied contact phone #'s to CVMO)

9) Since the CVMO knew there was at least one weapon in the house, why didn't they "secure the property" and protect the neighbors??

There are many issues at hand regarding this property and we would like to have them resolved. We feel that we have followed the "guidelines" set by the town of CV only to be blocked at everyturn. We would like to feel "safe" in our neighborhood and should not have to fear for our families safety. We now have to live in fear because of what the Camp Verde Police have done. Should we now all arm ourselves, as suggested by one of the deputies, because our police department appears incompetent.

Thank you from the residents of Tumbleweed Dr.

# AGENDA



## SPECIAL SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
FRIDAY, February 23, 2001  
2:00 P.M.**

- 1. Call to Order**
- 2. Roll Call**
- 3. Direction to staff and possible approval for extension of CDBG contract**
- 4. Adjournment**

Posted by: U. Jones

Date/Time: 2-22-01 8:45 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
Council Chambers  
473 S. Main, Room #106  
WEDNESDAY, FEBRUARY 23, 2001  
2:00 P.M.**

1. **Call to Order**

Vice Mayor Hauser called the meeting to order at 2:30 p.m.

2. **Roll Call**

Vice Mayor Hauser, Councilors Baker, Dickinson and Redinger were present. Mayor Miller and Councilors Eberhard and Gioia were absent.

**Also Present:**

Town Manager John Roberts, Town Clerk Deborah Barber and Grants Administrator Dean Holmes

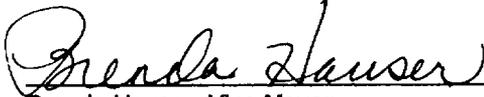
3. **Direction to staff and possible approval for extension of CDBG contract.**

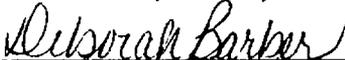
Barber explained that a client decided to pull out of the project at the last minute. She advised that an extension was needed to allow sufficient time to select a replacement project.

On a motion by Baker, seconded by Dickinson, the Council voted unanimously to authorize the Mayor to sign the extension request.

4. **Adjournment**

The meeting was adjourned at 2:35 p.m.

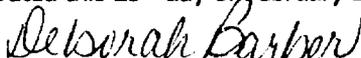
  
\_\_\_\_\_  
Brenda Hauser, Vice Mayor

  
\_\_\_\_\_  
Deborah Barber, Town Clerk

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 23<sup>rd</sup> day of February 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 23<sup>rd</sup> day of February 2001

  
\_\_\_\_\_  
Deborah Barber, Town Clerk

**ACTIONS TAKEN  
COUNCIL REGULAR SESSION  
TOWN OF CAMP VERDE  
WEDNESDAY, FEBRUARY 28, 2001  
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

a. **Set Next Meeting, Date and Time:**

- 1) Work Session – March 7, 2001 at 4:30 p.m.
- 2) Regular Session – March 7, 2001 at 6:30 p.m.
- 3) Special Session – March 14, 2001 at 6:30 p.m.
- 4) Regular Session – March 21, 2001 at 6:30 p.m.
- 5) Regular Session – March 28, 2001 at 6:30 p.m.

b. **Approval of Town Position on State Legislative Proposals.**

c. **Approval of Use Permit from the Forest Service to the Town for the maintenance of a portion of Middle Verde Road.**

On a motion by Dickinson, seconded by Eberhard the Council voted to accept items "A" and "C" as presented in the Consent agenda.

On a motion by Gioia, seconded by Hauser, the Council voted unanimously to adopt staff recommendations for proposed State Legislative Bills and also include: opposition to SB 1378; strong opposition to SB 1363; and support of HB 2408.

5. **Call to the Public for Items not on the Agenda**

Dale Kyllingstad stated that the light illuminating the flag was not working. He also expressed concern over having to sign the ballot envelope.

Leon Raper stated that there would be a meeting Friday, March 2nd, 6:00 p.m. at the Verde Lakes Club House to discuss law enforcement issues. In addition, he suggested that citizens who had not received a ballot contact Yavapai County Voter Registration.

*Mayor Miller heard item 11 at this point in the agenda to accommodate the public.*

6. **Possible adoption of the CIP Evaluation Criteria and Weighting System.**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to adopt the CIP Evaluation Criteria and weighting system as presented with the exception of public desires changed to 87.50 weighting points and direct Partners for Strategic Action and Bullard to insure that we have a comprehensive survey result before going through the evaluation criteria process.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to amend the 'public desire' to a rating of 88.

7. **Update by Arizona Engineering concerning the Verde Lakes Drive Drainage Study and possible approval of a change order to the contract.**

Council took no action on this item.

8. **Possible approval of Resolution PZ 2001-04, approving Use Permit 2001-03 for the operation of a wholesale nursery on Parcels 403-19-008G and 403-19-008H located at 2045 Long Rifle Road for a period of three (3) years.**

On a motion by Gioia, seconded by Hauser, the Council voted to disapprove Resolution PZ 2001-04, denying Use Permit 2001-03 for the operation of a wholesale nursery on Parcels 403-19-008G and 403-19-008H located at 2045 Long Rifle Road. Dickinson, Redinger and Baker voted no.

9. **Possible approval of the following:**

- a) **Resolution 2001-465, declaring the 2001 Amendments to Section 108 (General District Provisions) of the Planning & Zoning Ordinance 87-A23, dated February 28, 2001, to be a public record.**
- b) **Ordinance 2001-A177, adopting the amendments to Section 108 (General District Provisions) of the Planning & Zoning Ordinance 87-A23, and proscribing penalties for violations thereof.** Item Description: renumbering items listed under Outside Storage. The most substantial change renumbering change deals with manufactured homes. As proposed, all items dealing with manufactured homes are listed under #8.

On a motion by Redinger, seconded by Hauser the Council voted unanimously to approve Resolution 2001-465, and Ordinance 2001-A177, adopting the amendments to Section 108 (General District Provisions) of the Planning & Zoning Ordinances.

10. **Possible approval of the following:**

- a) **Resolution 2001-466, declaring the 2001 amendments to Section 109 (Use Districts) of the Planning and Zoning Ordinance 87-A23, dated February 28, 2001 to be a public record.**
- b) **Ordinance 2001-A178, adoption of 2001 Section 109 Amendments - an ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 109 (Use Districts) of the Planning & Zoning Ordinance 87-A23, and proscribing penalties thereof.** Item Description: instead of having specific heights and density limitations in Section 109 for each zoning district, it now refers to Section 108G that contains the density regulations.

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to approve Exhibit A, Resolution 2001-466, and Ordinance 2001-A178, adopting the 2001 Section 109 (Use Districts) amendments of the Planning & Zoning Ordinances.

11. **Possible direction to staff on proposed transfer of property into Trust for the benefit of the Yavapai-Apache Nation.**

The Council suggested a Work Session be scheduled March 9<sup>th</sup> in the afternoon contingent upon the Yavapai Apache Nation being able to join them in a discussion on issues related to transfer of property into Trust.

Mayor Miller recessed the meeting at 7:40 p.m. and reconvened at 7:45 p.m.

Eberhard excused himself from the meeting for personal reasons.

12. **Possible approval of an estimated \$15,000 or less to improve security in the Municipal Court offices.\*\***

The motion by Dickinson, seconded by Baker, to approve a maximum of \$2,500 to remodel the walls and provide a security door for the Judge's office failed due to a tie vote. Dickinson, Baker and Miller voted yes. Hauser, Redinger, Gioia voted no.

13. **Discussion and direction to staff concerning the Zoning Inspector position.**  
On a motion by Dickinson, seconded by Baker, the Council voted to spend a maximum of \$8,500 base salary, plus benefits, for a Zoning Inspector for the remaining fiscal year and use the funds from the unused \$15,000 portion of the Parks and Recreation Director's salary budget. Gioia voted no.
14. **Possible approval of funding for public transit service.\*\***  
On a motion by Hauser, seconded by Redinger, the Council voted to direct staff to fund, by contract, \$2,000 monthly, for four months to Verde Overland Transit System for transportation services including the \$950 already allocated. Baker voted no.
15. **Possible approval of a Verde Valley Communities letter to State and Federal agencies concerning Upper Verde Watershed pumping.**  
On a motion by Gioia, seconded by Redinger, the Council voted unanimously to authorize the Mayor to sign the Verde Valley Communities letter to State and Federal agencies concerning Upper Verde Watershed pumping; changing the designated contact person as John Roberts.  
  
*Mayor Miller heard item #17 at this point in the agenda to accommodate the public.*
16. **Possible approval of NACOG Resolution opposing the draft recommendations of the Governor's Transportation Vision 21 Task Force Governance Committee.**  
On a motion by Redinger, seconded by Gioia, the Council voted unanimously to approve the NACOG Resolution opposing the draft recommendations of the Governor's Transportation Vision 21 Task Force Governance Committee.
17. **Possible approval of letters of support to various agencies for establishing trail heads at Jackson Flat and Copper Canyon/General Crook Trail. (Camp Verde Trails Committee requested these letters.)**  
On a motion by Miller, seconded by Hauser, the Council voted unanimously to approve the letters of support for establishing trailheads at Jackson Flat and Copper Canyon/General Crook Trail; including the enclosures referenced in the Camp Verde Trails Committee letters and send to the noted agencies.
18. **Call to the Public for Items not on the Agenda**  
There was no public input.
19. **Advanced Approvals**  
There were no advanced approvals
20. **Manager/Staff Report**  
Roberts stated that staff appreciated Council's hard work.  
  
Ramsey noted that he would be presenting a brief testimony Monday, March 5<sup>th</sup>, at 1:30 p.m. on the Town's civil ordinance.
21. **Council Informational Reports:**  
Redinger requested an agenda item to have Council meetings conclude by 10:00 p.m.  
  
Miller requested staff schedule a work session when appropriate for direction to the Planning and Zoning Commission regarding our General Plan coming into compliance with the Growing Smarter Act.
22. **Adjournment**  
The meeting was adjourned at 10:50 p.m.

## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, FEBRUARY 28, 2001  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Set Next Meeting, Date and Time:**
    - 1) Work Session – March 7, 2001 at 4:30 p.m.
    - 2) Regular Session – March 7, 2001 at 6:30 p.m.
    - 3) Special Session – March 14, 2001 at 6:30 p.m.
    - 4) Regular Session – March 21, 2001 at 6:30 p.m.
    - 5) Regular Session – March 28, 2001 at 6:30 p.m.
  - b. **Approval of Town Position on State Legislative Proposals.**
  - c. **Approval of Use Permit from the Forest Service to the Town for the maintenance of a portion of Middle Verde Road.**
5. **Call to the Public for Items not on the Agenda** (Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.)

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

**Public input may be invited on the following item(s). All expenditures are budgeted items unless noted by '\*\*'.**

6. **Possible adoption of the CIP Evaluation Criteria and Weighting System.**
7. **Update by Arizona Engineering concerning the Verde Lakes Drive Drainage Study and possible approval of a change order to the contract.**
8. **Possible approval of Resolution PZ 2001-04, approving Use Permit 2001-03 for the operation of a wholesale nursery on Parcels 403-19-008G and 403-19-008H located at 2045 Long Rifle Road for a period of three (3) years.**
9. **Possible approval of the following:**
  - a) **Resolution 2001-465, declaring the 2001 Amendments to Section 108 (General District Provisions) of the Planning & Zoning Ordinance 87-A23, dated February 28, 2001, to be a public record.**
  - b) **Ordinance 2001-A177, adopting the amendments to Section 108 (General District Provisions) of the Planning & Zoning Ordinance 87-A23, and proscribing penalties for violations thereof.** Item Description: renumbering items listed under Outside Storage. The most substantial change is renumbering. This change deals with manufactured homes. As proposed, all items dealing with manufactured homes are listed under #8.

10. Possible approval of the following:  
a) Resolution 2001-466, declaring the 2001 amendments to Section 109 (Use Districts) of the Planning and Zoning Ordinance 87-A23, dated February 28, 2001 to be a public record.  
b) Ordinance 2001-A178, adoption of 2001 Section 109 Amendments - an ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 109 (Use Districts) of the Planning & Zoning Ordinance 87-A23, and proscribing penalties thereof. Item Description: Instead of having specific heights and density limitations in Section 109 for each zoning district, it now refers to Section 108G that contains the density regulations.

11. Possible direction to staff on proposed transfer of property into Trust for the benefit of the Yavapai-Apache Nation.  
Councilor Dickinson requested the following item(s):  
12. Possible approval of an estimated \$15,000 or less to improve security in the Municipal Court offices.\*\*  
13. Discussion and direction to staff concerning the Zoning Inspector position.  
Councilor Gioia requested the following item(s):

14. Possible approval of funding for public transit service.\*\*  
15. Possible approval of a Verde Valley Communities letter to State and Federal agencies concerning Upper Verde Watershed pumping.

16. Possible approval of NACOG Resolution opposing the draft recommendations of the Governor's Transportation Vision 21 Task Force Governance Committee.  
17. Possible approval of letters of support to various agencies for establishing trail heads at Jackson Flat and Copper Canyon/General Crook Trail. (Camp Verde Trails Committee requested these letters.)  
18. Call to the Public for Items not on the Agenda

There will be no Public Input on the following items:

19. Advanced Approvals  
20. Manager/Staff Report  
21. Council Informational Reports: Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.  
22. Adjournment

Note: Pursuant to A.R.S. §38-431.03A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

Date/Time: February 28, 2001, 11:30 am.

Posted by: *Carol Brown*

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, FEBRUARY 28, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

1. **Call to Order**  
Mayor Miller called the meeting to order at 6:30 p.m.
2. **Roll Call**  
Mayor Miller, Vice Mayor Hauser, Councilors Dickinson, Baker, Gioia, Eberhard and Redinger were present.

**Also Present:**

Town Manager John Roberts, Town Attorney Ron Ramsey, Finance Director Dane Bullard, Marshal Wischmeyer, Executive Secretary Carol Brown and Recording Secretary Patricia Hilton.

3. **Pledge of Allegiance**  
Hauser led the Pledge of Allegiance.
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

a. **Set Next Meeting, Date and Time:**

- 1) Work Session – March 7, 2001 at 4:30 p.m.
- 2) Regular Session – March 7, 2001 at 6:30 p.m.
- 3) Special Session – March 14, 2001 at 6:30 p.m.
- 4) Regular Session – March 21, 2001 at 6:30 p.m.
- 5) Regular Session – March 28, 2001 at 6:30 p.m.

b. **Approval of Town Position on State Legislative Proposals.**

c. **Approval of Use Permit from the Forest Service to the Town for the maintenance of a portion of Middle Verde Road.**

Dickinson requested that item "B" be removed from the Consent Agenda and reviewed separately.

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to accept items "A" and "C" as presented in the Consent agenda.

Council discussed their position on several bills proposed through the State Legislature. Dickinson asked for clarification on SB 1268 addressing firearms. Gioia addressed HB 2408 - Water Infrastructure Finance Authority, SB 1378 - Nomination Petitions; Signature Requirements, and SB 1363 addressing ground water mining legislation.

On a motion by Gioia, seconded by Hauser, the Council voted unanimously to adopt staff recommendations for proposed State Legislative Bills and also include: opposition to SB 1378; strong opposition to SB 1363; and support of HB 2408.

**Public Input:**

There was no public input.

5. **Call to the Public for Items not on the Agenda**

Dale Killingstad stated that the light illuminating the flag was not working. He also expressed concern over having to sign the ballot envelope.

Leon Raper stated that there would be a meeting on Friday, March 2nd, 6:00 p.m. at the Verde Lakes Club House to discuss law enforcement issues. In addition, he suggested that citizens who had not received a ballot contact Yavapai County Voter Registration.

*Mayor Miller heard Item 11 at this point in the agenda to accommodate the public.*

6. **Possible adoption of the CIP Evaluation Criteria and Weighting System.**

Curt Dunham, Partners for Strategic Action, gave a presentation on the Capital Improvement Plan Committee's (CIP) project evaluation process. He explained that in order to objectively evaluate all of the capital needs of the Town, a set of Evaluation Criteria was developed by the CIP Committee. He explained that the evaluation criteria takes into consideration issues such as the health safety and welfare, fiscal impact environmental impact, operations, maintenance and staffing, impact on service levels, economic development/image, public desire, level of community impact, implementation of existing plans, policy mandate and coordination with other projects. He commented that in addition to the criteria, a Weighting System was developed to prioritize the Evaluation Criteria. He advised that each project will be evaluated by these same criteria and the result multiplied by the weighting factor applied to each. He explained that when all projects are tallied, they will be placed in a priority list for Council to use as a decision making tool in developing the budget. He also discussed a resident survey, which will be used as part of the needs assessment and to give residents an opportunity to help the Committee develop a prioritized list of Capital Improvements.

Dickinson suggested that that the weighting factor of 75 points for public desire should be given a higher weighting factor. He expressed concern that a lower rating could have a negative impact on the Community's prior support for a park and commented that it is important that the Town honor funds previously committed.

Dunham discussed the methodology used in determining the weighting factor for public desire.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to adopt the CIP Evaluation Criteria and weighting system as presented with the exception of public desires changed to 88 weighting points and direct Partners for Strategic Action and Bullard to insure that the CIP Committee has a comprehensive survey result before going through the evaluation criteria process.

**Public Input:**

Leon Raper commented that the survey should include a question asking the public if they would be willing to pay for certain capital improvements.

7. **Update by Arizona Engineering concerning the Verde Lakes Drive Drainage Study and possible approval of a change order to the contract.**

Council heard an update on the Arizona Engineering firm's work on the Verde Lakes Drive Drainage Study. Shaun Welch explained that following a preliminary evaluation of a structural solution to the problem of providing all-weather roadway access to Verde Lakes, it was determined that it will be necessary to revise the approach to the study phase of the project. He addressed a proposed change in scope to evaluate two basic concepts: 1) provide structures at several points across the existing channel which will be adequate to accommodate "nuisance" events and 2) undertake a stream restoration project to restore the channel to a more natural configuration.

Council also heard from Dr. Willie Odem, NAU Professor of Environmental Engineering, who advised that there is a good likelihood that funding will be available through an Arizona Department of Water Resources Water Protection Fund Grant for the stream restoration project. He explained that the funds expended by the Town for this study might be considered as "in-kind" matching funds to help secure additional money. He also explained that Arizona Engineering Company, in partnership with NAU, can take the lead in preparing a grant proposal and preparing construction documents, and that the Town will be the recipient of the funds.

Council took no action on this item.

**Public Input:**

Verde Lakes residents addressed their concerns and problems with the Verde Lakes Drive crossing.

Marshall Whitmire thanked Gioia for his work on this project and commented that a project of this nature is a superb example of a partnership between the Town Council and Community.

Leon Raper also thanked Gioia for his efforts on behalf of the Verde Lakes residents.

Joanne Hendrickson commended the Council for doing such a fine job on this important project.

Henry Shill commented that he is concerned about the downstream flow of sediment and the effect on the quantity of water.

8. **Possible approval of Resolution PZ 2001-04, approving Use Permit 2001-03 for the operation of a wholesale nursery on Parcels 403-19-008G and 403-19-008H located at 2045 Long Rifle Road for a period of three (3) years.**

Roberts addressed a request for a Use Permit by Anthony Morrone, owner of parcels 403-19-008G and 008H for the purpose of operating a wholesale nursery located at 2045 Long Rifle Road. He explained that in order to issue a Use Permit in RCU Zoning, the Council must determine that the use is essentially compatible with the residential nature of RCU Zoning. He also clarified staff's recommendation that Council approve the Use Permit with the following conditions 1) the hours of operations be limited from 7:00 a.m. to 4:00 p.m.; 2) truck access will be limited to the front of the property closest to Wampum; 3) the improvements to Wampum at the corner of Arena del Loma will be

completed pursuant to the Town engineer's requirements; 4) a 5' chain link fence will be installed with landscaping separating the business from Long Rifle and 5) pole lighting will be deactivated and replaced by ground mounted low voltage lighting.

Mr. Morrone explained that most of the traffic generated by the business would be wholesale customers, which would eliminate casual retail business. He advised that he is in discussion with the Town's Engineer and the Streets Department to improve Wampum at the corner of Arena Del Loma. He explained that 10-20 visitors are expected per day. He also advised council of his plan to deed some of his property to the Town to allow paving of Long Rifle this summer. In addition, Mr. Morrone explained his plans to install a 5' chain link fence and plant vines, perennial flowers and pecan trees along it to further separate the business from residents on the other side of Long Rifle. He advised that water usage would be a maximum of 40,000 gallons per day

In a lengthy discussion regarding issues of noise, semi truck traffic, safety of children, commercial activities in a residential area, and limited road access, Miller, Hauser, Baker, Eberhard, and Gloia expressed concerns. Serious concerns were also raised regarding the anticipated amount of water usage and its impact on limited water resources.

On a motion by Gloia, seconded by Hauser, the Council voted to disapprove Resolution PZ 2001-04, denying Use Permit 2001-03 for the operation of a wholesale nursery on Parcels 403-19-008G and 403-19-008H located at 2045 Long Rifle Road. Dickinson, Redinger and Baker voted no.

**Public Input:**

Leroy Hunter, Leon Raper, Ron Teeters and Danny Breuer, spoke in opposition to the use permit and urged Council to vote against the proposal.

Dan Clark, George Young, Henry Shill spoke in support of the use permit.

9. **Possible approval of the following:**
- a) **Resolution 2001-465, declaring the 2001 Amendments to Section 108 (General District Provisions) of the Planning & Zoning Ordinance 87-A23, dated February 28, 2001, to be a public record.**
  - b) **Ordinance 2001-A177, adopting the amendments to Section 108 (General District Provisions) of the Planning & Zoning Ordinance 87-A23, and proscribing penalties for violations thereof.**

Council reviewed an amendment to Ordinance 2001-A177, addressing renumbering items listed under Outside Storage.

On a motion by Redinger, seconded by Hauser, the Council voted unanimously to approve Resolution 2001-465, and Ordinance 2001-A177, adopting the amendments to Section 108 (General District Provisions) of the Planning & Zoning Ordinances.

**Public Input:**

There was no public input.

10. **Possible approval of the following:**
- a) **Resolution 2001-466, declaring the 2001 amendments to Section 109 (Use Districts) of the Planning and Zoning Ordinance 87-A23, dated February 28, 2001 to be a public record.**

- b) **Ordinance 2001-A178, adoption of 2001 Section 109 Amendments - an ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 109 (Use Districts) of the Planning & Zoning Ordinance 87-A23, and proscribing penalties thereof.**

Council reviewed an amendment to Ordinance 2001-A178, addressing having specific heights and density limitations in Section 109 for each zoning district

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to approve Exhibit A, Resolution 2001-466, and Ordinance 2001-A178, adopting the 2001 Section 109 (Use Districts) amendments of the Planning & Zoning Ordinances.

**Public Input:**

There was no public input.

11. **Possible direction to staff on proposed transfer of property into Trust for the benefit of the Yavapai-Apache Nation.**

Roberts explained that the Town has been notified by the Bureau of Indian Affairs of a request by the Yavapai-Apache Nation to transfer certain properties owned by the Nation, some of which are located within the Town limits, into Trust status. He further explained that the purpose of this agenda item is for Council to direct staff on the appropriate action to take in the process.

Mr. Joe Sparks, attorney for the Yavapai-Apache Nation, gave a presentation on the history of the Nation's relationship with the various European and American Governments in the Verde Valley and addressed a request by the Yavapai-Apache Nation for the Town's support of applications to place lands which it has purchased into Trust status. He also addressed the Yavapai-Apache Nation's position to help others in the Verde Valley preserve the River.

A discussion was held concerning the collection of sales tax and other revenue sources, the 30-day comment period addressed in a letter regarding the Trust status application from the Bureau of Indian Affairs, and Planning and Zoning issues.

The Council took no action, but reached a consensus to schedule a Work Session on the afternoon of March 9<sup>th</sup>, contingent upon the Yavapai-Apache Nation being able to join them in a discussion on issues related to transfer of property into Trust.

**Public Input:**

There was no public input.

Miller recessed the meeting at 7:40 p.m. and reconvened at 7:45 p.m.

Eberhard excused himself at 7:40 p.m. from the meeting for personal reasons.

12. **Possible approval of an estimated \$15,000 or less to improve security in the Municipal Court offices.**

Dickinson requested that Council immediately address the concerns expressed by Magistrate McElhane regarding the lack of security in the Court facility and a request to remove two walls, install one wall, add emergency buttons in the court and counter, and install electric admission locks on the lobby entrance into the Clerk's area.

Roberts reminded Council of the need to address the serious lack of security in other Town facilities, which are not sufficiently separated or secured from public access, and expressed concern on the approach being taken by Council in addressing this issue.

Baker commented on earlier concerns she raised regarding the urgent need to remodel the administration and court offices.

Miller commented on the lack of security and potential safety issues with the current court facility.

Gioia suggested this issue should be addressed as part of Council's discussion of facility issues at their March 7 meeting.

The motion by Dickinson, seconded by Baker, to approve a maximum of \$2,500.00 to remodel the walls and provide a security door for the Judge's office failed due to a tie vote. Dickinson, Baker and Miller voted yes. Hauser, Redinger, Gioia voted no.

**Public Input:**

There was no public input.

13. **Discussion and direction to staff concerning the Zoning Inspector position.**

Dickinson addressed recent criticism received by the Town related to Zoning issues and requested that Council address the need for a full-time Zoning Inspector. He suggested that funds be allocated from the unused portion of the Parks and Receptions Director's salary budget.

Bullard clarified that funds could be reallocated per Council's direction.

Redinger expressed concern that staff was not involved in bringing this recommendation before the Council.

Roberts explained that the level of enforcement in zoning is extremely high, and that adequate enforcement would require two (2) positions. He also addressed proposed staffing plans for next year's budget.

Gioia commented that he is sympathetic to staff's needs and suggested staff be directed to complete a full assessment of the Planning Department and return with information at the appropriate time in the budget development process.

Miller commented that zoning enforcement is critically important to the Town and should be addressed immediately.

On a motion by Dickinson, seconded by Baker, the Council voted to spend a maximum of \$8,500 base salary, plus benefits, for a Zoning Inspector for the remaining fiscal year and use the funds from the unused \$15,000 portion of the Parks and Recreation Director's salary budget. Gioia voted no.

**Public Input:**

There was no public input.

14. **Possible approval of funding for public transit service.**

Gioia updated the Council on Verde Overland Transit operations and explained that the increase in rider ship is not consistent with cost. He explained that the need in the Community is apparent by the number of comments heard. He described difficulties with continued funds and commented that an increase in funding would assist in continuing this project. He requested approval of a contract to expend LAFT funds in the amount of \$2000.00 per month.

Bill Ellison of Overland Transit, explained that the original start-up funds provided by the Town allowed him to run a full operational schedule for a 4 1/2 week period with an average of 96 riders per week, although ridership was affected by rain and snow during the fourth week. He advised that a minimum of \$2000.00 per month is required to continue existing operations.

Baker expressed concern on the lack of research and business plan provided to Council on this issue.

Miller addressed the Town's consulting agreement with Lima and Associates to develop a transit study and asked for an update on cooperative efforts with Verde Overland Transit. She requested that staff contact Lima and Associates and report back to Council.

Redinger suggested that Mr. Ellison explore the possibility of adding a school route.

Hauser commented on the positive comments she hears regarding this service and stated that she is impressed by the number of riders.

Bullard explained that unspent funds from the GADA project grant for the Capital Improvement Committee could be transferred to the transit budget.

Roberts explained that generally, transit operations are not self sufficient, and must be subsidized.

On a motion by Hauser, seconded by Redinger, the Council voted to direct staff to fund, by contract, \$2,000.00 monthly, for four months to Verde Overland Transit System for transportation services including the \$950.00 already allocated. Baker voted no.

**Public Input:**

There was no public input.

15. **Possible approval of a Verde Valley Communities letter to State and Federal agencies concerning Upper Verde Watershed pumping.**

Council reviewed a draft letter to State and Federal agencies regarding Council's position on proposed development of water resource project within the Upper Verde River and watershed.

Miller suggested that the Town Manager replace Gioia's name as the contact person.

On a motion by Gioia, seconded by Redinger, the Council voted unanimously to authorize the Mayor to sign the Verde Valley Communities letter to State and Federal agencies concerning Upper Verde Watershed pumping; changing the designated contact person as John Roberts.

Mayor Miller heard item #17 at this point in the agenda to accommodate the public.

**Public Input:**

There was no public input.

16. **Possible approval of NACOG Resolution opposing the draft recommendations of the Governor's Transportation Vision 21 Task Force Governance Committee.** Council reviewed a Resolution stating opposition to the draft recommendations of the Governance Committee, which suggest the modification of the State Transportation Board composition, and creation of new transportation districts and their respective elected boards.

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to approve the NACOG Resolution opposing the draft recommendations of the Governor's Transportation Vision 21 Task Force Governance Committee.

**Public Input:**

There was no public input.

17. **Possible approval of letters of support to various agencies for establishing trail heads at Jackson Flat and Copper Canyon/General Crook Trail. (Camp Verde Trails Committee requested these letters.)**

Council reviewed a recommendation from the Trails Committee to submit a letter in support of the Trails Committee's endeavors to establish a Trailhead at Copper Canyon/General Crook and a letter expressing the Town's continuing interest in establishing a Trailhead in the Jackson Flat area to Ken Anderson, Coconino National Forest, Sedona Ranger District, Tom Bonomo, Prescott National Forest, Verde Ranger Station, and Mike King, Supervisor, Prescott National Forest

On a motion by Miller, seconded by Hauser, the Council voted unanimously to approve the letters of support for establishing Trailheads at Jackson Flat and Copper Canyon/General Crook Trail; including the enclosures referenced in the Camp Verde Trails Committee letters and send to the noted agencies.

**Public Input:**

There was no public input.

18. **Call to the Public for Items not on the Agenda**

There was no public input.

19. **Advanced Approvals.**

There were no advanced approvals

20. **Manager/Staff Report**

Roberts stated that staff appreciated Council's hard work.

Ramsey noted that he would be presenting a brief testimony Monday, March 5<sup>th</sup>, at 1:30 p.m. on the Town's civil ordinance.

21. **Council Informational Reports:**

Redinger requested an agenda item to have Council meetings conclude by 10:00 p.m.

Miller requested staff schedule a work session when appropriate for direction to the Planning and Zoning Commission regarding our General Plan coming into compliance with the Growing Smarter Act.

22. **Adjournment**

The meeting was adjourned at 10:50 p.m.

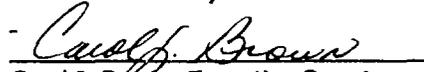


Barbara Miller, Mayor

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 28th day of February 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 2nd day of March 2001.



Carol J. Brown, Executive Secretary

**AGENDA  
SPECIAL SESSION**



**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
Council Chambers  
473 S. Main, Room #106**

**WEDNESDAY, FEBRUARY 28, 2001  
6:00 P.M.**

1. **Call to Order**

2. **Roll Call**

**Discussion of the Following:**

3. **Legal Advice regarding Kyllingstad Claim** (*Council may vote to go into Executive Session per A.R.S. 538-431.03.A.3 and then resume this item.*)

4. **Adjournment**

Posted by: Cathy Brown

Date/Time: February 27, 2001; 10:45 am

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

# AGENDA



## WORK SESSION

of the  
**COMMON COUNCIL**  
of the  
**TOWN OF CAMP VERDE**  
**COUNCIL CHAMBERS**  
473 S. Main, Room 106

**WEDNESDAY, MARCH 7, 2001**  
**4:30 P.M.**

1. **Call to Order**
2. **Roll Call**

### **Discussion of the Following:**

3. **Town Hall Master Plan; discussion with current tenants; and remodel of the Administration and the Court offices.**
4. **Adjournment**

Posted by:

*Cathy Brown*

Date/Time:

*March 2, 2001; 9:45 am.*

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
WORKSESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, MARCH 7, 2001  
4:30 P.M.**

1. **Call to Order**

Mayor Miller called the meeting to order at 4:30 p.m.

2. **Roll Call**

Mayor Miller, Vice Mayor Hauser, Councilors Baker, Dickinson, Gioia and Redinger were present. Councilor Eberhard was absent.

**Also Present:**

Town Manager John Roberts, Community Services Director Bill Lee, and Town Clerk Deborah Barber

3. **Town Hall Master Plan; discussion with current tenants; and remodel of the Administration and Court offices.**

Manager Roberts advised that there is an immediate need for office space for employees. He stated that staff had developed Master Plan covering a 10-year period for facility use. He advised that eventually the entire facility would be used for government business. He said that tenants need to make long term plans, as some of the space would be needed immediately, while others would be needed in the next 2 to 5 years, and others within the 10-year period. He said that staff requested clear direction on this matter.

**Public Input**

Joan Wilson of the Bread of Life said that they use the gym, kitchen and storage room to provide dinners every Tuesday. She said in 2000, they 6,067 food boxes, enrolled 245 new families, bringing the current number to 873. She said they served over 8,000 hot meals and assisted with the purchase of two stoves. She said there were 52 volunteers that worked of 34,500 hours last year. She said that they would love to have their own place, and keep it in their prayers, but that there was no where else for them. Steve Satell and Wally Clark also spoke in support of the Bread of Life's impact on the community, and the need to keep their current location.

Jack Young, former Camp Verde Historical Society board member, said that he negotiated the first lease, and that it was meant to last for eternity. He gave a history of the Historical Society, citing one of their major projects as being the donation of Fort Verde to the Arizona State Parks system. He advised that they had little money and if the Town decided to move them, they should make something else available. In answer to Councilor Redinger's questions concerning the Hance House, Young reported that the building would not be large enough to meet their needs. Bill Cowan and Babs Monroe also spoke in support of keeping the Historical Society in their current location.

Gwen Gunnell, Camp Verde Adult Reading Program Director, gave the history of the Program and the substantial numbers of students that are served and volunteer hours providing that service. She said that the Town keeps saying it wants economic development. She advised that without an educated work force, economic development

would never happen. She said that It was important that clients do not feel intimidated or embarrassed when they decide to improve their life skills, and that the location is extremely important. She encouraged Council to allow them to stay in their current location.

Marshall Whitmire said that he was sympathetic with the organizations, but that council needs to consider this economic issue and to focus on the health, safety and welfare of the Town. He urged Council to consider a policy for non-governmental uses, and to develop a basis for making those decisions. He suggested that Council look into leasing or temporary office space.

Barbie Bridge called a point of order, stating that they had been told this was a meeting for Council and the tenants. Mayor Miller agreed, and allowed Whitmire to complete his comments.

Keith Morris, James Olsen and Addie Vinson spoke in support of keeping the AA room available, and noted the numbers of people throughout the valley that receive assistance.

Andy Ayres recited a poem that started with "Reach out, take this hand". He said that the Bread of Life needs the Town's support and that they serve the citizens as much as the government.

Christy Hoche of Yavapai County WIC said that their clients have doubled in the past year, and they need a permanent place to stay.

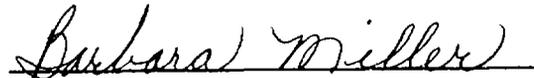
Suzy Burnside of the Camp Verde Sanitary District said that she echoed the comments and that the Town facilities were truly a 'community center'. She advised that the Sanitary District would relocate when there new offices become available.

There was no other public input.

Mayor Miller thanked everyone for his or her input.

5. **Adjournment**

The meeting was adjourned at 6:02 p.m.



Barbara Miller, Mayor

**CERTIFICATION:**

I hereby certify that the meeting was duly called and held, and that a quorum was present.

Dated this 8<sup>th</sup> day March 2001



Debbie Barber, Town Clerk

## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, MARCH 7, 2001  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Regular Session – February 21, 2001
    - 2) Special Session – February 23, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Special Session – March 14, 2001 at 6:30 p.m.
    - 2) Regular Session – March 21, 2001 at 6:30 p.m.
    - 3) Regular Session – March 28, 2001 at 6:30 p.m.
  - c. **Approval of Town position on State Legislative Proposals.**
  - d. **Possible recommendation of approval of liquor license application by the Village Store.**
5. **Call to the Public for Items not on the Agenda** Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

**Public input may be invited on the following item(s). All expenditures are budgeted items unless noted by '\*'.**

6. **Presentation on the Forest Service Administrative Process and possible approval and direction to staff regarding letter to the House Resource Committee** *(Councilor Gioia requested this item.)*
7. **Possible approval and direction to staff regarding Town Hall Master Plan and/or and remodel of the Administration and the Court offices.\***

8. **Possible approval of Parks and Recreation's Five-Year Plan.**
9. **Possible direction to staff regarding curb and sidewalk project along Holloman Street.**
10. **Possible direction to staff concerning amendment to Resolution 2001-464 concerning copy charges for eligible candidates during elections and a citizen that has an item on the agenda for consideration.**
11. **Possible direction to staff concerning amendment to Resolution 99-426 regarding commission appointment policy.**

*Councilor Dickinson requested the following item(s):*

12. **Direction to staff concerning agenda format, length of meetings and setting special meetings to hear Planning and Zoning matters on the fourth Wednesday of the month.**

*Councilor Redinger requested the following item(s):*

13. **Possible of approval to conclude Council meetings by 10:00 p.m.**
14. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

15. **Advanced Approvals**
16. **Manager/Staff Report**
17. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
18. **Adjournment**

Posted by: Carol Brown

Date/Time: March 7, 2001 9:45 am

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, MARCH 7, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

**1. Call to Order**

Mayor Miller called the meeting to order at 6:30 p.m.

**2. Roll Call**

Mayor Miller, Vice Mayor Hauser, Councilors Dickinson, Baker, Gioia, Eberhard and Redinger were present.

**Also Present:**

Town Manager John Roberts, Town Attorney Ron Ramsey, Finance Director Dane Bullard, General Services Director Bill Lee, Town Clerk Deborah Barber and Recording Secretary Patricia Hilton.

**3. Pledge of Allegiance**

Councilor Redinger led the Pledge of Allegiance.

**4. Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

**a. Approval of Minutes:**

- 1) Regular Session - February 21, 2001
- 2) Special Session - February 23, 2001

**b. Set Next Meeting, Date and Time:**

- 1) Special Session - March 14, 2001 at 6:30 p.m.
- 2) Regular Session - March 21, 2001 at 6:30 p.m.
- 3) Regular Session - March 28, 2001 at 6:30 p.m.

**c. Approval of Town position on State Legislative Proposals.**

**d. Possible recommendation of approval of liquor license application by the Village Store.**

On a motion by Redinger, seconded by Eberhard, the Council voted unanimously to approve the consent agenda with the exception of item "D"; corrections to the Minutes of the February 21, 2001 Regular Meeting on Page 3, Item 10, Paragraph 10 changing Brewer to Breuer; on Page 4, Item 11, Paragraph 9, #6 adding no glare will leave the property; on Page 5, Paragraph 3, changing Neeland to Kneeland; on Page 7, Item 18, adding Miller commented that she and McGinn attended a very positive meeting with

Tom Foster and Bob Lajeunesse from ADOT and commended McGinn for following through on the recommendations discussed; and on Page 8, Item #23 changing Sweatnam to Swetnam; and with the additions of a joint meeting on March 14, 2001 at 9:00 a.m. or 2:00 p.m. time contingent upon the Yavapai-Apache Nation being able to join them, preferably at 2:00 p.m.; and a Work Session on April 24, 2001 at 2:00 p.m.

d. **Possible recommendation of approval of liquor license application by the Village Store.**

Barber reported that the Village Store Liquor License Application met the 21-day comment period requirement and that no comments were received.

On a motion by Redinger, seconded by Eberhard, the Council voted unanimously to recommend approval of the Village Store Liquor License application

**Public Input:**

There was no public input.

5. **Call to the Public for Items not on the Agenda**

Robert Foreman stated that the Camp Verde Chamber of Commerce is very important to the community and he was distressed to read in the newspaper that up to four Council members wanted to effectively destroy this organization. He also stated that it shows no concern for small businesses or rational economic development for Camp Verde.

Dale Kyllingstad stated that there is still no light illuminating the flag or lighting at the River Park.

Ada Rogers stated that the newspaper article indicated there were already four votes regarding the status of the Chamber of Commerce. She was concerned that there was a violation of the Open Meeting Law.

Roberts asked to respond under the Open Meeting Law to the comments made by Mr. Foreman and Mrs. Rogers. He advised that four Council Members have never come to his office to tell him that they were going to vote one way or another on any issue, and that he is not aware of any violation of the Open Meeting Law. He stated that his comments were what he perceives to be a serious problem between the Town and Chamber of Commerce.

Leon Raper stated that the Verde Lakes Property Owner's Association would be meeting with the Marshal's Office on March 15th to discuss possibly allowing the Marshal's office to use a room in the Club House as a substation.

6. **Presentation on the Forest Service Administrative Process and possible approval and direction to staff regarding letter to the House Resource Committee.**

Gioia explained that Tom Bonomo of the Forest Service was not available and requested Council table this item.

Miller addressed Council's possible misuse of a new motion to table this item.

Ramsey recommended Council abide by the existing motion passed at their January 21st Regular Meeting, which would essentially postpone this item until Mr. Bonomo could attend.

A motion by Gioia, seconded by Eberhard, to table this item failed to lack of a majority vote. Baker, Redinger, Dickinson and Miller voted no.

On a motion by Gioia, seconded by Redinger, the Council voted to postpone this item until the March 21st Regular Session Meeting, when a Forest Service Representative could attend for a presentation on Administrative Process. Miller, Baker and Dickinson voted no.

**Public Input:**

There was no public input.

6a. **Authorization to pay for the CIP Survey bulk mailing and tabulation expenses.**

Eberhard reported on the Capital Improvement Plan Committee's discussion of a resident survey, which will be used as part of the needs assessment and to give residents an opportunity to help the Committee develop a prioritized list of Capital Improvements. He explained that the CIP Committee would like to see the largest response possible and is in support of a bulk mailing.

Bullard requested approval to expend funds for the mailing of the survey and discussed with Council the postage rates and fees, as well as the cost for time and labor for both bulk and partial mailings. He addressed mailing options to achieve the Committee's objectives to get a large enough survey sample of reasonable community input and meet their time constraints for completing the process.

On a motion by Eberhard, seconded by Redinger, the Council voted to unanimously direct staff to proceed with a Town-wide survey in an amount not to exceed \$6000.00.

**Public Input:**

Marshall Whitmire commented that maximum citizen input into this process is highly desirable and extremely important.

Leon Raper spoke in support of a Town-wide survey.

7. **Possible approval and direction to staff regarding Town Hall Master Plan and/or and remodel of the Administration and the Court offices.**

Roberts addressed recommendations for the use of Town Hall Facilities. He explained that spending additional Town funds to remodel primarily in the Court and

Administrative Offices and aggressively pursue expanding into other parts of Town Hall are two options that Council can take as a short-term solution to existing facility issues.

Dickinson discussed Council's earlier Work Session with tenants regarding the Town Hall Master Plan and remodeling of Town Hall offices during which suggestions were brought up to lease or purchase modular housing and make use of the property behind the Mattress Shop and perhaps lease space in the Montezuma Inn.

Roberts addressed a plan for modular workstations that will provide the flexibility to address the needs in the Administrative Office.

Miller agreed that although immediate needs should be met on a short-term basis, it is also imperative that Council seriously work towards finding a permanent solution to the facility issues.

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to direct staff to remodel the Administrative and Planning and Zoning space and the Court Office as previously proposed and discussed, not to exceed \$16,000.00 including the purchase of work stations, and to further explore options for other Town space through using modulars and/or leasing existing space.

**Public Input:**

Jack Young advised Council that he is planning to meet with staff to discuss an idea that may be mutually beneficial to the Town and Historical Society.

Marshall Whitmire thanked Dickinson for his suggestions and Miller for her comments regarding the need for a permanent solution. He also suggested that a Town Complex integrating the various office and ancillary needs and designed to reflect the territorial motto visually will represent the Town well.

Leon Raper commented that economic development is the key to the future and suggested that help could be provided to local business for aesthetic improvements.

8. **Possible approval of Parks and Recreation's Five-Year Plan.**

Lee explained that as directed by Council, staff and Commission members have worked on preparing the Parks and Recreation's Five-Year Plan. He commented that some of the elements that appear not to be Parks and Recreation related were included in the plan, as the Commission felt it was important that they not be overlooked. He advised that staff is recommending that Council make suggestions and adopt the plan.

Redinger suggested that perhaps the Town could assist by providing information on the proper care of parks owned and maintained by Homeowner's Associations.

Eberhard commented that reference to financing is not appropriate, as it interferes with the vision of the plan.

Hauser commended staff and the Commission for their work and commented on the importance of developing good bodies, strong minds, and self esteem in Camp Verde's youth.

Dickinson reviewed a historical record of Council's support for a park and commented that it would be a mistake and a violation of the public's trust if anything were done now or in the future to not use the 40% of the 1% sales tax for parks.

A motion by Eberhard, seconded by Hauser, that Council approve the Parks and Recreation's five year plan, striking the 6th sentence on page 2 under Acquire More Land for Future Use "Additional parks can also be funded through development fees, sales taxes, donations and bonds" and striking the 4th and 5th sentences on the last page under Community Parks "Camp Verde is currently setting aside 40% of a sales tax increase for the next four years. The tax will be used for the acquisition and development of a parcel of Forest Service land for our first Community Park", failed with Dickinson, Redinger, Baker and Miller voting no.

On a motion by Redinger, seconded by Baker, the Council voted unanimously to adopt the Parks and Recreation's five-year plan striking the 6th sentence on page 2 under Acquire More Land for Future Use "Additional parks can also be funded through development fees, sales taxes, donations and bonds" and replace with the verbiage "create a special projects fund from the revenues from the increased sales tax with 40% for a period of four years be set aside for the park system"; and strike the fourth and fifth sentences on the last page under Community Parks "Camp Verde is currently setting aside 40% of a sales tax increase for the next four years. The tax will be used for the acquisition and development of a parcel of Forest Service land for our first Community Park."

*Eric Eberhard Clarified the second motion above:*

On a motion by Redinger, seconded by Baker, the Council voted unanimously to adopt the Parks and Receptions' five-year plan, striking the 6th sentence on page 2 under Acquire More Land for Future Use "Additional parks can also be funded through development fees, sales taxes, donations and bonds." and replace it with "Camp Verde is currently setting aside 40% of a sales tax increase for the next four years. The tax will be used for the acquisition and development of a parcel of Forest Service land for our first Community Park"; and striking the fourth and fifth sentences on the last page under Community Parks "Camp Verde is currently setting aside 40% of a sales tax increase for the next four years. The tax will be used for the acquisition and development of a parcel of Forest Service land for our first Community Park."

**Public Input:**

Leon Raper commented that funds are available and should be used now to buy and build parks that could help downtown businesses, and addressed the difficulties of a Property Owner's Association maintaining and operating a neighborhood park.

Robert Foreman commented that the Town made an unequivocal commitment to the people of Camp Verde that a significant portion of the 1% sales tax would be used for the development of a regional park.

Jim Ellington reviewed the Parks and Recreation Commission's process for developing the five-year plan.

9. **Possible direction to staff regarding curb and sidewalk project along Holloman Street.**

Lee explained that as directed by Council, he and Town Engineer Dan McGinn met with the Main Street Merchants regarding the curb work project along Holloman Street. He commented that the Merchants were undecided on the type of sidewalk they preferred, although they seemed to like the narrow wood plank sidewalk as well as sidewalk that looked like flagstone and cobble stone, and that if the plank sidewalk was chosen, they hoped it could be a little lighter in color. He advised that staff would like to begin work on March 12th. He also addressed the possibility of replacing the block wall and railing.

Following discussion, Council agreed by consensus that the narrow 6 inch wood plank sidewalk is preferable and that the sidewalk and curb be contrasting in color.

Council took no action on this item.

**Public Input:**

Gwen Gunnell from the Main Street Committee commented that the Merchants on Main Street would like to see one continuous sidewalk to bring continuity to all of Main Street.

George Young commented that he prefers a color separation between sidewalk and curb.

10. **Possible direction to staff concerning amendment to Resolution 2001-464 concerning copy charges for eligible candidates during elections and a citizen that has an item on the agenda for consideration.**

Barber explained that it has been Town policy to provide eligible candidates during the election with agenda packets, budget information and other such material as may assist them in assuming their position should they be elected, and to citizens that had an item on the agenda for consideration, at no charge. She further explained that it has been brought to her attention that the Clerk's Office has been providing information to candidates at no charge in violation of Resolution 2001-464. She advised that staff recommends Council approve an amendment to Resolution 2001-464 to add an exception to the fees to allow eligible candidates to receive information at no charge during their campaign and continue with the policy to provide a free copy of the agenda packet to anyone with an agenda item for consideration.

On a motion by Gioia, seconded by Baker, the Council voted unanimously to direct staff to amend Resolution 2001-464 providing copies free of charge to eligible candidates during the election and to citizens that have an item on the agenda.

**Public Input:**

No public input was received.

11. **Possible direction to staff concerning amendment to Resolution 99-426 regarding commission appointment policy.**

Barber explained that during the last appointment to the Library Advisory Commission, Council Members expressed an interest in reconsideration of commission appointment procedures to permit a recommendation from the Commission. She advised that Resolution 99-426 must be amended to permit Commission interviews and recommendations to Council.

Miller stated that she is opposed to the language in the Resolution prohibiting interviews of applicants either in executive session or by individual Council members, as some issues are sensitive and should not be discussed in a public forum.

In response to Miller's concern, Ramsey addressed past perceptions that appointments to the Planning and Zoning Commission were based on interviews by individual Council Members and recommended that if Council voted to remove this language, they also have a separate policy addressing appointments to the Planning and Zoning Commission so that applicants, simultaneously, get the full attention of the Council.

A motion by Gioia, seconded by Miller, to direct staff to amend Resolution 99-426, permitting a recommendation from Commission members and deleting the last sentence of item 3 - Public Interviews, failed with Baker, Redinger, Eberhard, Hauser and Dickinson voting no.

On a motion by Eberhard, seconded by Redinger, the Council voted to delete this item from the agenda. Gioia and Miller voted no.

**Public Input:**

Robert Foreman commented that Commission and Board members are not elected officials, and should not be part of the decision making process.

John Reddell stated that Commission Members are in a good position to help Council identify applicants that have an interest in the Town.

Leon Raper commented that the Council should make Commission appointments, as elected officials.

George Young spoke in favor of permitting Commission recommendations.

12. **Direction to staff concerning agenda format, length of meetings and setting special meetings to hear Planning and Zoning matters on the fourth Wednesday of the month.**

Dickinson requested Council consider revising the agenda format by limiting the open call to the public to once on the agenda, limiting agenda items to 20, and schedule Planning and

Zoning matters for the fourth Council Meeting of the month, with Planning and Zoning staff in attendance.

Gioia offered a suggestion that the Consent Agenda be utilized for routine, authoritative items.

Eberhard suggested that Council leave the Ordinance intact, but direct staff to focus Planning and Zoning issues towards the 4th Council meeting of the month, with staff in attendance.

Council agreed by consensus not to change the Ordinance, but to have to Special Session meetings on the second Wednesday of the month and make every effort to place Planning and Zoning matters on the fourth Wednesday.

**Public Input:**

There was no public input.

13. **Possible approval to conclude Council meetings by 10:00 p.m.**

Redinger suggested that Council end their meetings by 10:00 p.m., complete discussion of the current item, move to Advance Approval and Council, Manager and Staff reports, and reschedule remaining agenda items until the next meeting.

Eberhard addressed the proposed time limit on meetings and expressed concern for citizens expecting to have their agenda item heard.

A discussion of possible reasonable time and manner restrictions was held.

On a motion by Redinger, seconded by Dickinson, the Council voted to end Council debate by 10:00 p.m., go to advanced approvals, Council/Staff/Manager informational reports and place other agenda items not addressed on the next agenda. Eberhard voted no.

**Public Input:**

Leon Raper suggested that Council members could be more concise in their comments during meetings.

George Young commented that he is in favor of the 10:00 p.m. ending time.

John Reddell explained that setting a time limit on meetings has worked very well for the Planning and Zoning Commission.

14. **Call to the Public for Items not on the Agenda**

There was no public input.

15. **Advanced Approvals**

There were no advanced approvals

16. **Manager/Staff Report**

Ramsey stated that the Bill came out of the Senate Government Committee giving the Town almost everything requested regarding civil enforcement procedures.

Roberts stated that the Special Session scheduled for March 14<sup>th</sup> would be in rooms 206/207 (the meeting will convene in Council Chambers.)

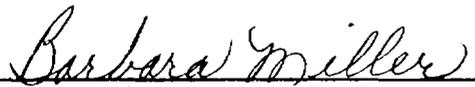
17. **Council Informational Reports:**

Miller made a request to have an agenda item to reconsider PZ 2001-04, addressing a Use Permit for the operation of a wholesale nursery. She also addressed a letter from Senator David Peterson regarding Character Cities and offered to provide the information if anyone was interested.

Baker commended the citizens and deputies who participated in the Verde Lakes Property Owners Association meeting.

18. **Adjournment**

The meeting was adjourned at 9:45 p.m.

  
Barbara Miller, Mayor

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 7th day of March 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 10th day of March 2001.

  
Deborah Barber, Town Clerk

**ACTIONS TAKEN  
COUNCIL REGULAR SESSION  
TOWN OF CAMP VERDE  
WEDNESDAY, MARCH 7, 2001  
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
- a. **Approval of the Minutes:**
    - 1) Regular Session – February 21, 2001
    - 2) Special Session – February 23, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Special Session – March 14, 2001 at 6:30 p.m.
    - 2) Regular Session – March 21, 2001 at 6:30 p.m.
    - 3) Regular Session – March 28, 2001 at 6:30 p.m.
  - c. **Approval of Town position on State Legislative Proposals.**
  - d. **Possible recommendation of approval of liquor license application by the Village Store.**

On a motion by Redinger, seconded by Eberhard, the Council voted unanimously to approve the consent agenda as amended with the exception of item "D".

On a motion by Redinger, seconded by Eberhard, the Council voted unanimously to recommend approval of the Village Store Liquor License application.

5. **Call to the Public for Items not on the Agenda**  
Business owner Robert Foreman stated that the Camp Verde Chamber of Commerce is very important to the community and he was distressed to read in the newspaper that four of the Council members wanted to effectively destroy this organization. He was concerned that it shows no concern for small businesses.

Dale Kyllingstad stated that there is no light illuminating the flag or at River Park.

Ada Rogers stated that the newspaper article indicated there were already four votes regarding the status of the Chamber of Commerce. She was concerned that there was a violation of the Open Meeting Law.

6. **Presentation on the Forest Service Administrative Process and possible approval and direction to staff regarding letter to the House Resource Committee** (*Councilor Gioia requested this item.*)  
A motion by Gioia, seconded by Eberhard, to approve the letter to the House Resource Committee requesting that the land exchange between the USFS and Yavapai Ranch Limited Partnership proceed with the public administrative process failed to lack of a majority vote. Baker, Redinger, Dickinson, Miller voted no.

On a motion by Gioia, seconded by Redinger, the Council voted to postpone this item until the next Regular Session. Miller, Baker and Dickinson voted no.

6a. **Authorization to pay for the CIP Survey bulk mailing and tabulation expenses.**  
On a motion by Eberhard, seconded by Redinger the Council voted unanimously direct staff to do a Town-wide survey in an amount not to exceed \$6000.

7. **Possible approval and direction to staff regarding Town Hall Master Plan and/or and remodel of the Administration and the Court offices.\***  
On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to direct staff to remodel Administration, Planning and Zoning and the Court offices as previously proposed and discussed not to exceed \$16,000 including the purchase of work stations and to further explore options for other Town space through using modulars or leasing existing space.

8. **Possible approval of Parks and Recreation's Five-Year Plan.**  
A motion by Eberhard, seconded by Hauser that Council approve the Parks and Recreation's five year plan, striking the 6th sentence on page 2 under acquire more land for future use "Additional parks can also be funded through development fees, sales taxes, donations and bonds" and striking the 4th and 5th sentences on the last page under Community Parks "Camp Verde is currently setting aside 40% of a sales tax increase for the next four years. The tax will be used for the acquisition and development of a parcel of Forest Service land for our first Community Park", failed with Dickinson, Redinger, Baker and Miller voting no.

On a motion by Redinger, seconded by Baker, the Council voted unanimously to adopt the Parks and Recreation's five-year plan striking the 6th sentence on page 2 under Acquire more land for future use "Additional parks can also be funded through development fees, sales taxes, donations and bonds" and replace with the verbiage "create a special projects fund from the revenues from the increased sales tax with 40% for a period of four years be set aside for the park system"; and strike the fourth and fifth sentences on the last page under Community Parks "Camp Verde is currently setting aside 40% of a sales tax increase for the next four years. The tax will be used for the acquisition and development of a parcel of Forest Service land for our first Community Park."

*Eric Eberhard Clarified the second motion above:*

On a motion by Redinger, seconded by Baker, the Council voted unanimously to adopt the Parks and Receptions' five-year plan, striking the 6th sentence on page 2 under Acquire more land for future use "Additional parks can also be funded through development fees, sales taxes, donations and bonds." and replace it with "Camp Verde is currently setting aside 40% of a sales tax increase for the next four years. The tax will be used for the acquisition and development of a parcel of Forest Service land for our first Community Park"; and striking the fourth and fifth sentences on the last page under Community Parks "Camp Verde is currently setting aside 40% of a sales tax increase for the next four years. The tax will be used for the acquisition and development of a parcel of Forest Service land for our first Community Park."

9. **Possible direction to staff regarding curb and sidewalk project along Holloman Street.**

Council took no action on this item.

10. **Possible direction to staff concerning amendment to Resolution 2001-464 concerning copy charges for eligible candidates during elections and a citizen that has an item on the agenda for consideration.**

On a motion by Gioia, seconded by Baker, the Council voted unanimously to direct staff to amend Resolution 2001-464 providing copies free of charge to eligible candidates during the election and to citizens that have an item on the agenda.

11. **Possible direction to staff concerning amendment to Resolution 99-426 regarding commission appointment policy.**

A motion by Gioia, seconded by Baker, to direct staff to amend Resolution 99-426, permitting a recommendation from Commission members and deleting the last sentence of page three, failed with Baker, Redinger, Eberhard, Hauser and Dickinson voting no.

On a motion by Eberhard, seconded by Baker, the Council voted to delete this item from the agenda. Gioia and Miller voted no.

12. **Direction to staff concerning agenda format, length of meetings and setting special meetings to hear Planning and Zoning matters on the fourth Wednesday of the month.**

Council discussed not changing the ordinance, but to have to special sessions on the second Wednesday of the month and make every effort to place Planning and Zoning matters on the fourth Wednesday.

13. **Possible approval to conclude Council meetings by 10:00 p.m.**

On a motion by Redinger, seconded by Dickinson, the Council voted unanimously to end Council debate by 10:00 p.m., go to advanced approvals, Council/Staff/Manager informational reports and place other agenda items not addressed on the next agenda.

14. **Call to the Public for Items not on the Agenda**

There was no public input.

15. **Advanced Approvals**

There were no advanced approvals

16. **Manager/Staff Report**

Ramsey stated that the Bill came out of the Senate Government Committee giving the Town almost everything requested regarding civil enforcement procedures.

Roberts stated that the Special Session scheduled for March 14<sup>th</sup> would be in rooms 206/207 (the meeting will convene in Council Chambers.)

17. **Council Informational Reports:**

Miller made a request to have an agenda item to reconsider PZ 2001-04. She also addressed a letter from Senator David Peterson regarding Character Cities and offered to provide the information if anyone was interested.

Baker commended the citizens and deputies who participated in the Verde Lakes Property Owners Association meeting.

18. **Adjournment**

The meeting was adjourned at 9:45 p.m.

**ADDENDUM to the AGENDA**



**REGULAR SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room 106**

**WEDNESDAY, MARCH 7, 2001  
6:30 P.M.**

6.a **Authorization to pay for the CIP Survey bulk mailing and tabulation expenses.**

Posted by: Carl P. Brown

Date/Time: March 6, 2001; 8:10 am

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**AGENDA**



**JOINT WORK SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE and  
YAVAPAI-APACHE NATION COUNCIL MEMBERS**

**TRIBAL COUNCIL CHAMBERS  
2400 W. Datsi  
WEDNESDAY, MARCH 14, 2001  
9:00 A.M.**

1. **Call to Order**
2. **Roll Call**

**Discussion of the Following:**

3. **Placing Lands in Trust Status**
4. **Adjournment**

Posted by: *Carol J. Brown*

Date/Time: *March 9, 2001; 12:00 Noon*

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**MINUTES  
JOINT WORK SESSION  
MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE and  
YAVAPAI-APACHE NATION COUNCIL MEMBERS  
TRIBAL COUNCIL CHAMBERS  
WEDNESDAY, MARCH 14, 2001  
9:00 A.M.**

1. **Call to Order**

Chairman Randall called the meeting to order at 9:35 a.m.

2. **Roll Call**

Mayor Miller, Vice Mayor Hauser, Councilors Baker and Eberhard.  
Councilor Giola arrived at 9:45 a.m.

**Also present:**

Town Manager John Roberts, Town Attorney Ron Ramsey and Executive Secretary Carol Brown. Yavapai-Apache Nation Representatives; Attorney Joe Sparks, Chairman Vincent Randall, Vice Chairman Fred Sanchez, David Kwait, Norman Smith and Office Manager Karla Reimer

**Discussion of the Following:**

3. **Placing Lands in Trust Status**

Chairman Randall welcomed those present to The Yavapai Apache Nation's council chambers. He stated this would be an informal meeting.

Sparks led the Work Session on behalf of the Yavapai Apache Nation and offered to have an open forum. He stated that the proposal and discussion in the forum would not be binding on either of the two governments represented at this meeting.

**Town of Camp Verde's concerns:**

If property is placed in trust status the Town loses business and a flow of funds from sales tax revenues. To benefit all current and future residents the following is needed by the Town; a level playing field so that businesses will locate in the Town, revenues to provide infrastructure development and adherence to zoning/General Plan.

**Yavapai-Apache Nation's concerns:**

The Nation will never give jurisdictional authority for the Town to collect sales tax due to the power issue, but may considered providing in-lieu fees.

Tribal members shop and pay sales tax at business located in Town and the State distributes sales tax to the Town from non-tribal members purchasing items on the reservation.

Businesses locating on Tribal lands have stricter environmental regulations, i.e. NEPA studies, longer contract negotiations, requirements to follow Town's zoning overlay, greater expenses and slower return on investment (five to six years.) The Nation has a lower financial return from businesses located on Trust lands and also needs equalization regarding businesses.

The Nation will need to develop its owns essential turn-key infrastructure as the Town does not provide this essential product. This development will provide jobs. The Nation has the ability to obtain Federal grants if tribal lands are in trust in Reservation. The Town needs to consider the Nation as an asset, especially, regarding the development of water and sewer infrastructure.

The Town does not have CAP rights water rights. Recent Supreme Court decision further minimizes the Town's rights to water. Legally, the Tribe can force anyone to stop drawing from a 'well' that interferes with the Nation's water supply. The Town cannot provide water on a 100 year basis for subdivision and hotels and it must consider protecting the flow of the Verde River.

*The following is verbatim minutes*

Eberhard: We have made an IGA and negotiated that for months and however it works out it didn't work out.

Sparks: It was like two steam ships passing in the night you guys thought one thing and the Tribal Council thought another.

Eberhard: Regardless, maybe it's your turn to make some of this stuff concrete so we can see what we are talking about. It is nice to sit around in a room like this and have everyone feel good about each other, but it does not resolve this issue. We need, in other words; there is no piece of paper sitting on the table that we can sign tomorrow and we need to head towards that direction in some reasonable amount of time. And, I don't believe that the sales tax or the sand and gravel issue are going to go away. There, there.

Sparks interrupts: It has become clear to me that it is not going to go away. I have known the Apaches for a long time and I am sure it is not going to go away from their standpoint. So I think we ought to push that one aside and see if we can go anywhere else.

Eberhard: If we push it aside it is not going to go anywhere.

Baker: I think there are some other important things you are focusing on.

Sparks: The answer is no. You know everybody can define their own impossibilities and you just defined one.

Eberhard: And again if you look at the IGA there are extremes of course which are 15 years of sand and gravel and there are zero years of sand and gravel and there is also the possibility of a compromise. And if you look at the IGA you will see that there was a compromise in there.

Sparks: What did you perceive the compromise to be?

Eberhard: It was through 12-31-2007 which at the time was about eight years.

Sparks: And at 2007 what would happen?

Eberhard: We would want them to wind up the sand and gravel. And then once, the other part of that was to, to follow certain days and hours and stuff like that.

Sanchez: Your talking about negotiations. The Council gave our negotiating team the power to negotiate. We thought your negotiating team had the power to negotiate. Mr. Roberts was there, Ed Davidson was there. When the negotiation went to the Council that whole agreement changed when it came back to us. So we wasted six months in good faith.

Eberhard: Well, in fairness.

Fred Sanchez interrupts: In fairness, if you want to talk in good faith let's do good faith. We could keep on going like this. The train is already moving out of the depot.

Eberhard: That's true.

Sanchez: It is gone and we gave you the opportunity to negotiate. It is gone. Right now, if we are going to negotiate, let's start, but right now it is gone. I mean it is moving.

Eberhard: That's true.

Sanchez: It gets old after awhile when we keep coming back and trying and you say we did not negotiate in good faith.

Eberhard: Well, I am not trying to insult you, but there, there was the original application which you guys filed when Tommy was there which was for five days a week, for day light hours, for ten years. And that's in your written application signed by you guys. OK. Ever since then you have wanted more hours more days and more years. We can't even get you back to the point of your original application. If we agreed today we'll give you everything you asked for on the original application you won't accept it.

Sanchez: That's right.

Eberhard: Right! That is what I am saying. So your saying it a good faith (inaudible word). You know if you came and asked for something and we said we will let's negotiate for a while and you keep asking for more and more and more and we say well, why don't we take the original application and tear it up. What can we do?

Sanchez: All I know is the tribe's view.

Eberhard: But, I guess what I am saying that good faith negotiation would be to start at what you originally applied for and, and work from there.

Sanchez: Your stuck on one part, we're stuck on another. When we had that negotiation between; I thought we had an agreement with Roberts, I mean we could all live by that one there.

Eberhard: Could you live by your original application?

Sanchez: (No audible answer.)

Miller: You know, I don't know, but I would like interject one thing here. The original application was not approved. So when the negotiations started it started all over again.

Eberhard: True, what, what I am saying is even if we gave them 100 percent of everything they asked for on the original application they saying they won't accept it.

Sparks: Well you know, here, here's the problem it's again one of perception and think in the large part, but if the concept is if we gave them is one of dominance as opposed to equality and in that particular setting you are correct. In another words, you're the government and that's (Inaudible) feeling. But the perception of dominance in force is not helpful to the process. And so, I thought it was a good idea when he suggested that we not talk about this. I didn't know it was in litigation and I don't think we are going to be talking about this

*This concludes the verbatim portion of the meeting.*

**Results of the Meeting:**

Bring to the table a draft of a negotiable document, whereby, the Yavapai Apache-Nation would outline the following: 1) any in-lieu fees that could be provided to the Town; 2) partnering options for infrastructure projects that would benefit current citizens and future residents; 3) land use jurisdictional issue.

**4. Adjournment**

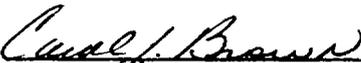
The meeting was adjourned at 11:05 a.m.

  
Barbara Miller, Mayor

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Joint Work Session of the Town Council of Camp Verde, Arizona, held on the 14th day of March 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 15th day of March 2001.

  
Carol J. Brown, Executive Secretary

**AGENDA  
SPECIAL SESSION**



**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
Council Chambers  
473 S. Main, Room #106**

**WEDNESDAY, MARCH 14, 2001  
5:30 P.M.**

1. **Call to Order**

2. **Roll Call**

**Discussion of the Following:**

3. **Possible reconsideration of Resolution PZ 2001-04, approving Use Permit 2001-03 for the operation of a wholesale nursery on Parcels 403-19-008G and 403-19-008H located at 2045 Long Rifle Road for a period of three (3) years** *(Mayor Miller requested this item).*
4. **Possible Removal of Members from the Capital Improvements Technical Advisory Committee** *(Council may vote to go into Executive Session per A.R.S. §38-431.03.A.1 and then resume this item.) (Councilor Baker requested this item.)*
5. **Possible Approval of the General Plan Update Process**
6. **Public Hearing concerning Public Maintenance of Private Roads**
7. **Direction to Staff concerning Public Maintenance of Private Roads**
8. **Adjournment**

Posted by: Cathy Brown

Date/Time: March 9, 2001; 12:00 Noon

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, MARCH 14, 2001  
5:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

**1. Call to Order**

Mayor Miller called the meeting to order at 5:32 p.m.

**2. Roll Call**

Mayor Miller, Vice Mayor Hauser, Councilors , Baker, Gioia, Eberhard and Redinger were present. Dickinson arrived at 5:45 p.m.

**Also Present:**

Town Manager John Roberts, Town Attorney Ron Ramsey, Finance Director Dane Bullard, General Service Director Bill Lee, Engineer Dan McGinn, Council-elect John Reddell, Candidate Leroy Hunter and Town Clerk Deborah Barber

Miller congratulated Hauser, Gioia and Reddell for winning the election.

**3. Possible reconsideration of Resolution PZ 2001-04, approving Use Permit 2001-03 for the operation of a wholesale nursery on Parcels 403-19-008G and 403-19-008H located at 2045 Long Rifle Road for a period of three (3) years.**

Miller requested reconsideration of this issue due to the incorrect understanding she had regarding the truck route.

The motion by Miller, seconded by Redinger, to reconsider Resolution PZ 2001-04, approving Use Permit 2001-03 at the next regular meeting failed due to a tie vote. Gioia, Hauser and Eberhard voted no.

**4. Possible Removal of Members from the Capital Improvements Technical Advisory Committee.**

Miller stated she was opposed to an Executive Session. She was concerned about the CIP members using authority that they did not have, that we hire consultants and do not listen to them, but was also concerned about the consultant's response.

Baker stated misunderstandings abound and that the consultant needs to be leading these sessions and she was concerned about the behavior of some of the members.

Bullard stated he was concerned that the funds allocated to the CIP committee went from \$750 to \$5,000. He also noted that GADA was a very competent organization.

Eberhard noted that the point of this CIP is to get public input and the consultant did not place enough value on this criterion.

Council took no action on this item.

Baker summarized that it is very important to be a member of the team and to let those in charge be in charge and to avoid dominating the other members.

**Public Input:**

Linda Welsch stated she was concerned that the committee had digressed to just two of the members making the decisions rather than a number of members.

5. **Possible Approval of the General Plan Update Process**

Roberts stated that staff needs direction for this process and suggested a Joint Work Session.

Miller stated that a meeting needs to be scheduled as mandated and that it would be helpful to work together.

Eberhard stated that according to statute/Growing Smarter Act that Planning and Zoning is responsible for effectuation of Plan.

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to set a joint Work Session with the Planning and Zoning Commission on March 29<sup>th</sup> at 6:30 p.m.

6. **Public Hearing concerning Public Maintenance of Private Roads**

Manager Roberts stated that the Town needs to do something as Court cases have set a precedence whereby private streets cannot be paved with public funds unless those streets have been maintained for more than ten years prior to 1960.

Lee explained that some private roads have been maintained for more than ten years and gave the example of Black Bridge Loop Road.

**Public Hearing:**

*Doug's Park Road;*

Perry Haden asked if the Town would be required to accept Doug's Park Road for maintenance.

Richard Allen who is in a wheel chair stated he had calluses on his hands from traveling on Town roads that were not bladed.

Lee Harvey stated that there are safety concerns on this road.

McGinn stated that the Town is currently required to maintain 50 feet of right-of-way and 24 feet of paved road.

Roberts stated that Council has the authority to establish different standards.

Wallace Dickinson stated that the Town has been maintaining roads for 15-16 years and asked why it was now against the law.

An unknown speaker asked why property owners won't dedicate these roads to the Town. He also asked why the County maintained the roads and the Town does not.

Roberts stated that the County should not have done this and this situation is common in rural areas. He provided the scenario; citizen's private lawns are not mowed by the Town.

*Moser Lane;*

Karen Barr stated Black Bridge Loop Road has been there since 1960 and it is maintained and used by the Camp Verde Marshal's Office and the library and it should be turned back to a dirt road.

Lee Halsey stated that when the Town incorporated that committee promised better-maintained roads.

*WD Lane;*

Wayne Dickinson requested that the Town maintain this road as both the Town and the County had done so in the past.

*Que Pasa;*

Donna Hromada requested courtesy blading as there is a very dangerous intersection on this road.

*Private (2<sup>nd</sup> 1/2);*

Mr. Kirkendahl stated that the 1877 USGS maps indicated this was is was a private drive.

*S. Middle Verde Rd.*

Bill Allen stated that maintenance on this road was traded out when he was ditch manager.

*Zellner;*

Harold Kilby stated this road has been maintained since 1965 and that nine residents have been there since the 1950's.

*Peterson/Wilson Rd.*

Kay Stokes stated that this road had been maintained since the 1950's and wanted her taxes refunded.

Roberts responded that no taxes are directly associated with roads and any funds available for paving are used for public roads.

*Dickinson Circle;*

An unknown individual stated that Dickinson Circle is used by UPS, Federal Express and emergency vehicles, so it should be maintained as it is a benefit to the community. He also stated that property owners in Prescott all pay to have their roads maintained.

*Wot Evans; no comment*

*Newton Lane;*

Carol Ferguson stated that school busses, mail service, emergency vehicles and garbage trucks are impacted by the new road closure. This has also caused additional traffic on Horseshoe Bend Dr.

*Bronco Road;*

Pauline Freeman stated that she was also concerned about emergency vehicles having access to that neighborhood since Larkey, Jr. closed the road due to lack of maintenance.

Monroe Menjarez stated he was concerned about the liability on private property and asked the Town to check into safety issues.

*Mustang/Newton;*

Greg McCarthy stated these roads have good access and understands the liability concerns that Larkey, Jr has with private property.

*Wilson Road/Court;*

Sharon Doran requested a courtesy blading on this road since APS maintains one of the oldest electrical lines across this road and prior to incorporation, residents were assured the roads would be maintained.

*Dorset Lane;*

Grace Cooper stated that this road is cut off when the area is flooded.

Milton Pate stated that the County maintained a 50' right-of-way when there were floods from the mountains and the Town must do that also.

*Thomas Paine Circle, McCracken, Montezuma Heights, Mahoney, Surprise; No public input*

*Boyer;*

Vice Mayor Hauser noted that this was an old historic road.

*Club House Drive;*

Joann Hendrickson stated that numerous citizens use Verde Lakes Drive.

*Oasis Road;*

Don Miller asked who owned Oasis Road (formerly Ralstons Road) as the Town has continued to maintain this road.

*Reeves Arena;*

Mark Coppinger stated that the Town owns 264' of roadway which has potholes and emergency vehicles can not quickly travel on this road.

*Sullivan Road;*

An unknown individual stated that sales tax generates more revenues than it costs to maintain roads.

Judy Gilbert stated that the funds used to purchase the mattress shop should have spent on paving roads.

Mr. McCarthy stated that businesses support this Town and the roads should be maintained to help support growth.

*Dodge;*

Rick Tackitt stated that we all pay HURF taxes thus courtesy blading should be done.

*Grippen Road E.;*

Pete Menkee stated that we all pay taxes and years ago the County took care of all the roads.

Sylvia Terry stated this road has two gullies and ruts on the big hill and is a hazard.

Henry Shill suggested having a Work Session to address four or five roads at a time and then bring a completed document back to the table.

*Hardy Ln;*

Bill Miller stated that this road was laid out in a subdivision in the 1950's and is a dedicated road.

Manny Menjarez stated that it appears that Camp Verde is a poor Town and as a former Council Member, he knows you have to keep asking the Town for road maintenance.

Wanda Hardy noted that the roads need to be maintained for the citizens.

*Pearce Lane;*

Henry Shill stated that this is part of the historical ranch road and was maintained by the County.

Bill Helm stated that the County did a better job of maintaining the roads than the Town.

*Grippen Road W;*

James Gundelach stated that the Town needs impact fees.

Larry Darr stated the road was in terrible condition.

Manager Roberts responded to comments that this process is not about money, it is a property rights and liability issue. He also stated that the Town has the legal authority to change standards, there needs to be reasonable expectations of road maintenance and numerous issues need to be resolved. He reminded those present that individuals either need to keep their road private or dedicate the roads to the Town (allowing the public on these roads. Thus, the Town would accept the liability.

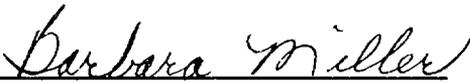
7. **Direction to Staff concerning Public Maintenance of Private Roads**

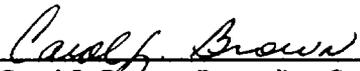
Eberhard stated that this issue is more complex than the anyone thought and the Town needs the following: 1) proper standards for existing roads; 2) the dollar amount involved; 3) the areas/streets broken into clear categories; 4) identification of standards; 5) determination of the legality on having property owners dedicate private roads to the Town.

Council took no action on this item.

8. **Adjournment**

The meeting was adjourned at 8:25 p.m.

  
\_\_\_\_\_  
Barbara Miller, Mayor

  
\_\_\_\_\_  
Carol J. Brown, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 14th day of March 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 16th day of March 2001.

  
\_\_\_\_\_  
Deborah Barber, Town Clerk



**SPECIAL SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106**

**WEDNESDAY, MARCH 21, 2001  
5:30 P.M.**

- 1. Call to Order**
- 2. Roll Call**
- 3. Discussion and Possible Direction to Staff concerning purchase of water rights** (Council may vote to into executive session. per ARS §38-431.03 (A)(7) and then resume this item.)
- 4. Legal advise concerning pending litigation on Referendum 2-REF-2000 Citizens Against Ordinance 2000-A161** (Council may vote to go into executive session per ARS§ 38-431.03(A)(3))
- 5. Adjournment**

Posted by: *J. Lopez*

Date/Time: *3-16-01 11:30 a.m*

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, MARCH 21, 2001  
5:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim. Public input is placed after Council motion to facilitate future research. Public input, where appropriate, is heard prior to the motion.**

**1. Call to Order**

Mayor Miller called the meeting to order at 5:30 p.m.

**2. Roll Call**

Mayor Miller, Vice Mayor Hauser, Councilors Baker, Dickinson, Gioia, Eberhard and Redinger were present.

**Also Present:**

Town Manager John Roberts, Council-elect John Reddell, Candidate Leroy Hunter and Executive Secretary Carol Brown.

Roberts stated that if any action were taken tonight on these issues it would occur at 6:30 p.m.

On a motion by Hauser, seconded Redinger, the Council voted unanimously to adjourn to Executive Session.

Roberts stated that Verde Ditch Master John Reddell was a party to item number one and invited him to stay.

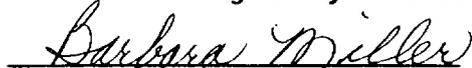
Hunter excused himself from the meeting.

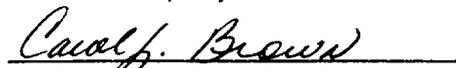
**3. Discussion and Possible Direction to Staff concerning purchase of water rights** (Council may vote to into executive session. per ARS §38-431.03 (A)(7) and then resume this item.)

**4. Legal advise concerning pending litigation on Referendum 2-REF-2000 Citizens Against Ordinance 2000-A161** (Council may vote to go into executive session per ARS§ 38-431.03(A)(3).

**5. Adjournment**

The meeting was adjourned at 5:25 p.m.

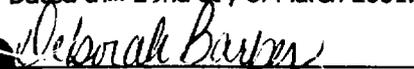
  
Barbara Miller, Mayor

  
Carol J. Brown, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 21st day of March 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 21<sup>st</sup> day of March 2001.

  
Deborah Barber, Town Clerk

**ACTIONS TAKEN  
COUNCIL REGULAR SESSION  
TOWN OF CAMP VERDE  
WEDNESDAY, MARCH 21, 2001  
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
- a. **Approval of the Minutes:**
    - 1) Regular Session-February 28, 2001
    - 2) Work Session-March 7, 2001
    - 3) Regular Session-March 7, 2001
    - 4) Joint Work Session with Yavapai-Apache Nation-March 14, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Council Hears Planning & Zoning - March 28, 2001
    - 2) Regular Session - April 4, 2001
    - 3) Special Session-April 11, 2001
    - 4) Regular Session - April 18, 2001
    - 5) Joint Work Session with Chamber of Commerce-April 24, 2001
  - c. **Approval of Resolution 2001-464 (as amended March 7, 2001) Adopting Fees for Town Services**
  - d. **Approval Resolution 2001-469 To Canvass Vote: Declaring and Adopting the Results of the March 13, 2001 Primary Election**
  - e. **Adopt Town Motto "Arizona's Territorial Town"**
  - f. **Appointment of Judge McElhaney as Juvenile Hearing Officer**

Roberts requested agenda item eight [Approval of Resolution 2001-472 pertaining to a grant application to the governor's Office of Highway Safety in the amount of \$5,320.23 for a laser range finding device and software. There is no local match required] be added to the consent agenda as it is a routine item.

Baker requested item "e" be pulled from the Consent Agenda.

On a motion by Redinger, seconded by Eberhard, the Council voted unanimously to approve the consent agenda with the following corrections: 1) March 7<sup>th</sup> Work Session - "Callahan" to "Cowan" 2) March 14<sup>th</sup> Joint Work Session - include (verbatim) both Eberhard's question to the Nation and their response regarding the Town granting a Use Permit.

On a motion by Eberhard, seconded by Redinger, the Council voted to adopt the Town Motto "Arizona's Territorial Town". Baker voted no.

5. **Call to the Public for Items not on the Agenda**  
Ray Massey noted that the Council declined to collect surcharges on the Yavapai-Apache Nation's Sand and Gravel Operation, but tried to stop the Nation from mining and the Town has spent a large amount on lawyers. He requested the Council start having a forward vision and start making money, rather than spending it.

Marshall Whitmire thanked Council for adopting the motto. He also stated that CVP3 was the recipient of a \$3,000 grant from the Arizona Humanities Council to extend and complete Camp Verde's historic resource survey.

Chamber of Commerce President Walter Kneeland requested that the Council not seek money from the Arizona Tourism for 'Team Funding' as it would be in direct competition with the Town's Chamber of Commerce and if both entities apply, the funding may be lost entirely. He also stated that the Camp Verde Little League would be offered either \$200 cash or \$750 grant. He invited everyone to the April 7<sup>th</sup> clinic at the Camp Verde High School baseball field from 8:30 a.m. to 1:00 p.m.

Andy Ayres requested that the referendum process be honored and placed on the ballot as our Country and State were founded on extensive constitutional rights.

6. **Discussion and Possible approval of Resolution 2001-468 Amending Section 15 of the Personnel Handbook concerning Funeral Leave and Estate Settlement**

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to adopt Resolution 2001-468 amending Section 15 of the Personnel Handbook concerning funeral leave and estate settlement; adding the sentence after 'spouse', but before 'funeral', "sick leave may be used for this purpose at the discretion of the supervisor".

7. **Possible approval of Resolution 2001-470 authorizing submission of said resolution with the application for the "2001 Growing Smarter Planning Grant."\*\***

On a motion by Hauser, seconded by Eberhard, the Council voted to approve Resolution 2001-470 authorizing submission of said resolution with the application for the "2001 Growing Smarter Planning Grant. Baker voted no.

8. **Approval of Resolution 2001-472 pertaining to a grant application to the governor's Office of Highway Safety in the amount of \$5,320.23 for a laser range finding device and software. There is no local match required.**

This item was addressed under the consent agenda.

9. **Presentation on the Forest Serve Administrative Process and possible approval of letter to the House Resource Committee regarding the proposed land exchange between the U.S. Forest Service and Yavapai Ranch Limited Partnership** (Councilor Gioia requested this item)

On a motion by Hauser, seconded by Redinger, the Council voted unanimously to strike this item.

10. **Possible direction to staff to send letters to Federal Officials regarding our preferences and/or concerns about the various procedural options for handling the Ruskin land trade (or any other trades for that matter).**

On a motion by Gioia, seconded by Hauser, the Council voted to strike the last sentence of the third paragraph in the letter and send to the House Resources Committee, Senate Energy Natural Resource Committee and any other official which may affect the process of this land trade; this will show that Camp Verde promotes the public administrative process in the Ruskin/Forest Service land trade. Dickinson, Miller and Baker voted no.

*Mayor Miller recessed the meeting at 8:20 p.m. and reconvened at 8:25 p.m.*

11. **Direction to Staff regarding the Yavapai Apache Nation Trust Status Application** (Councilor Eberhard requested this item)

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to direct staff try to work with the Nation and make a joint letter requesting a 30 day extension of the comment period; if they decline then direct staff to send a letter from the Town requesting a 30 day extension and bring back as a new agenda item next week to take action on this same subject.

12. **Call to the Public for Items not on the Agenda**

Dale Kyllingstad stated that the federal government signed treaties 150 years ago and now the Yavapai-Apache Nation is on top. He also stated that the flag light is still not working at Hallet Plaza.

Rev. Daniel S. Brunner stated that grant funds were available to help prevent domestic violence.

Leon Raper stated that the Camp Verde Marshal's satellite office in Verde Lakes is open.

13. **Advanced Approvals**

On a motion by Redinger, seconded by Eberhard, the Council voted to approve a \$1,000 grant to Yavapai Tourism Council. Baker and Miller voted no.

14. **Manager/Staff Report**

Roberts stated that staff is working on the electrical problem at Hallet Plaza in an effort to have a light on the flag.

15. **Council Informational Reports:**

Redinger stated that he had given information from the Arizona State Parks on the "Redi Status" grant to Clerk Deborah Barber. He also noted that the contact person is Bob Moffit.

Miller stated she had given the Federal Emergency Management flood plain information to Clerk Deborah Barber.

Baker noted that Bob Moffit should be here for the April 24<sup>th</sup> meeting with Council and the Chamber of Commerce.

Miller requested the following agenda items:

- a) Reevaluation of the Verde Overland Transit System.
- b) Status of the Lighting Ordinance
- c) Discussion on the roles between the Town of Camp Verde, our Economic Development Committees and the Chamber of Commerce. Miller requested that this be place on the agenda as soon as possible.

Roberts stated that the Planning and Zoning Commission has not reviewed the lighting ordinance yet.

16. **Adjournment**

The meeting was adjourned at 9:35 p.m.

## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, MARCH 21, 2001  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Regular Session-February 28, 2001
    - 2) Work Session-March 7, 2001
    - 3) Regular Session-March 7, 2001
    - 4) Joint Work Session with Yavapai-Apache Nation-March 14, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Council Hears Planning & Zoning - March 28, 2001 at 6:30 p.m.
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    - 3) Special Session-April 11, 2001 at 6:30 p.m.
    - 4) Regular Session - April 18, 2001 at 6:30 p.m.
    - 5) Joint Work Session with Chamber of Commerce-April 24, 2001 at 2:00 p.m.
  - c. **Approval of Resolution 2001-464 (as amended March 7, 2001) Adopting Fees for Town Services**
  - d. **Approval Resolution 2001-469 To Canvass Vote: Declaring and Adopting the Results of the March 13, 2001 Primary Election**
  - e. **Adopt Town Motto "Arizona's Territorial Town"**
  - f. **Appointment of Judge McElhaney as Juvenile Hearing Officer**
5. **Call to the Public for Items not on the Agenda**

Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

**Public input is invited on the following items: (All expenditures are budgeted items unless otherwise noted.)**

6. **Discussion and Possible approval of Resolution 2001-468 Amending Section 15 of the Personnel Handbook concerning Funeral Leave and Estate Settlement**

7. **Possible approval of Resolution 2001-470 authorizing submission of said resolution with the application for the "2001 Growing Smarter Planning Grant." \*\***
8. **Approval of Resolution 2001-472 pertaining to a grant application to the Governor's Office of Highway Safety in the amount of \$5320.23 for a laser range finding device and software. There is no local match required.**

*Councilor Gioia requested the following item(s)*

9. **Presentation on the Forest Serve Administrative Process and possible approval of letter to the House Resource Committee regarding the proposed land exchange between the U.S. Forest Service and Yavapai Ranch Limited Partnership**

*Councilor Eberhard requested the following item(s)*

10. **Possible direction to staff to send letters to Federal Officials regarding our preferences and/or concerns about the various procedural options for handling the Ruskin land trade (or any other trades for that matter)**
11. **Direction to Staff regarding the Yavapai Apache Nation Trust Status Application**
12. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

13. **Advanced Approvals**
14. **Manager/Staff Report**
15. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
16. **Adjournment**

Posted by: Virginia Jones Date/Time: 1-16-2001 2:30 p.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, MARCH 21, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

1. **Call to Order.**  
Mayor Miller called the meeting to order at 6:35 p.m.
2. **Roll Call.**  
Mayor Miller, Vice Mayor Hauser, Councilors Dickinson, Baker, Gioia, Eberhard and Redinger were present.  
  
**Also Present:**  
Town Manager John Roberts, Town Attorney Ron Ramsey, Executive Secretary Carol Brown and Recording Secretary Patricia Hilton.
3. **Pledge of Allegiance.**  
Councilor Redinger led the Pledge of Allegiance.
4. **Consent Agenda** - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.
  - a. **Approval of the Minutes:**
    - 1) Regular Session - February 28, 2001
    - 2) Work Session - March 7, 2001
    - 3) Regular Session - March 7, 2001
    - 4) Joint Work Session with Yavapai-Apache Nation - March 14, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Council Hears Planning & Zoning - March 28, 2001 at 6:30 p.m.
    - 2) Regular Session - April 4, 2001 at 6:30 p.m.
    - 3) Special Session - April 11, 2001 at 6:30 p.m.
    - 4) Regular Session - April 18, 2001 at 6:30 p.m.
    - 5) Joint Work Session with Chamber of Commerce - April 24, 2001 at 2:00 p.m.
  - c. **Approval of Resolution 200 1-464 (as amended March 7, 2001) Adopting Fees for Town Services.**
  - d. **Approval of Resolution 2001-469 To Canvass Vote: Declaring and Adopting the Results of the March 13, 2001 Primary Election.**
  - e. **Adopt Town Motto "Arizona's Territorial Town."**
  - f. **Appointment of Judge McElhaney as Juvenile Hearing Officer.**

Roberts requested agenda item #8 - Approval of Resolution 2001-472, pertaining to a grant application to the Governor's Office of Highway Safety in the amount of \$5,320.23 for a laser range finding device and software (there is no local match required), be added to the consent agenda, as it is a routine item.

Baker requested item "e" be pulled from the Consent Agenda.

On a motion by Redinger, seconded by Eberhard, the Council voted unanimously to approve the consent agenda with a correction to the Minutes of the March 7<sup>th</sup> Work Session on Page 1, Item #3, 3rd Paragraph, 6th Sentence changing "Callahan" to "Cowan"; and a correction to the Minutes of the March 14<sup>th</sup> Joint Work Session – include (verbatim) both Eberhard's specific question to the Nation and their response regarding the original Use Permit.

e. **Adopt Town Motto "Arizona's Territorial Town".**

Baker commented that she has talked to a number of citizens who have expressed concern regarding adopting the Town Motto "Arizona's Territorial Town" and that they prefer to keep the current Motto "The Gateway to the Verde Valley."

Miller explained that although this item has been discussed at two prior meetings, Council's March 17 Motion did not address formal adoption of the Motto. She advised that a clear approved Motion to adopt the Town's Motto was in order.

On a motion by Eberhard, seconded by Redinger, the Council voted to adopt the Town Motto "Arizona's Territorial Town". Baker voted no.

**Public Input:**

There was no public input.

5. **Call to the Public for Items not on the Agenda.**

Ray Massey noted that the Council declined to collect surcharges on the Yavapai-Apache Nation's Sand and Gravel Operation, but tried to stop the Nation from mining and the Town has spent a large amount on lawyers. He requested the Council start having a forward vision and start making money, rather than spending it.

Marshall Whitmire thanked Council for adopting the motto. He also stated that CVP3 was the recipient of a \$3,000 grant from the Arizona Humanities Council to extend and complete Camp Verde's historic resource survey.

Chamber of Commerce President Walter Kneeland requested that the Council not seek money from the Arizona Tourism for "Team Funding" as it would be in direct competition with the Town's Chamber of Commerce and if both entities apply, the funding may be lost entirely. He also stated that the Camp Verde Little League would be offered either \$200.00 cash or a \$750.00 grant. He invited everyone to the April 7<sup>th</sup> clinic at the Camp Verde High School baseball field from 8:30 a.m. to 1:00 p.m.

Andy Ayres requested that the referendum process be honored and placed on the ballot as our Country and State were founded on extensive constitutional rights.

6. **Discussion and Possible approval of Resolution 2001-468 Amending Section 15 of the Personnel Handbook concerning Funeral Leave and Estate Settlement.**

Roberts explained that at Council's direction, staff has been reviewing the Towns' informal policies, which need to be adopted as formal procedures. He noted that for a number of years the Town has informally allowed time off for employees for bereavement leave. He advised that staff recommends Council approve a Resolution to amend the Personnel Handbook to formalize this policy and clarify that 1) members of the immediate family are defined as parent, brothers or sisters or children of the employee or employee's spouse 2) employees will be allowed up to 3 (three) days leave for in-state funerals and 5 days leave for out-of-state funerals for immediate members of the family; and 3) employees will be allowed to use up to 5 (five) days sick leave to settle the estate of a deceased member of the immediate family.

Miller suggested that the definition of immediate family be more flexible and left to the discretion of the Supervisor. Roberts explained that the purpose of a Personnel policy is to be able to apply it consistently, and cautioned that allowing too much discretion in definition could result in employees being treated differently.

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to adopt Resolution 2001-468 amending Section 15 of the Personnel Handbook concerning funeral leave and estate settlement; adding the sentence after 'spouse', but before 'funeral', "sick leave may be used for this purpose at the discretion of the supervisor".

**Public Input:**

There was no public input.

7. **Possible approval of Resolution 2001-470 authorizing submission of said resolution with the application for the "2001 Growing Smarter Planning Grant."**

Roberts addressed a Department of Commerce (CDBG) matching grant to provide funds for a contract employee or consultant to help update the Comprehensive General Plan under the "Growing Smarter Act." He advised that staff recommends Council approve a Resolution to allow staff to commit to providing matching funds, equal to the amount of funds requested for the "Growing Smarter Planning Grant Program," which will not exceed \$10,000.00. He explained that staff would propose an additional \$5,000.00 in next year's budget to help offset the costs.

Baker requested clarification of staff's intention to convert the Assistant Planner position to a contracted employee for the purposes of this grant. Roberts advised that staff assignment to this position is still undecided.

Gioia addressed a partnership between the Yavapai County Water Advisory Committee and Yavapai County Planning Department to work on the regional aspect of the Water Plan for the Growing Smarter legislation, and commented that each City and Town has hopes of sharing the documentation, which could reduce some of the workload in the Planning Department.

On a motion by Hauser, seconded by Eberhard, the Council voted to approve Resolution 2001-470 authorizing submission of said resolution with the application for the "2001 Growing Smarter Planning Grant." Baker voted no.

**Public Input:**

There was no public input.

8. **Approval of Resolution 2001-472 pertaining to a grant application to the Governor's Office of Highway Safety in the amount of \$5,320.23 for a laser range finding device and software. There is no local match required.**

This item was addressed under the consent agenda.

9. **Presentation on the Forest Service Administrative Process and possible approval and direction to staff regarding letter to the House Resource Committee.**

Roberts explained that Council's original Motion at their March 7 meeting regarding this issue was to postpone this item until Mr. Bonomo from the U.S. Forest Service could attend for a presentation on Administrative Process. He recommended that Council delete this item until that condition could be met.

On a motion by Hauser, seconded by Redinger, the Council voted unanimously to strike this item.

**Public Input:**

There was no public input.

10. **Possible direction to staff to send letters to Federal Officials regarding our preferences and/or concerns about the various procedural options for handling the Ruskin land trade (or any other trades for that matter).**

Eberhard addressed a proposed letter to the House Resources Committee requesting that the proposed land exchange between the U.S. Forest Service and Yavapai Ranch Limited Partnership proceed with local public input through the Forest Service Administrative/NEPA process.

Council heard a presentation from Steve Sams and John Speher of the U.S. Forest Service, who outlined the formal 65-step process followed when the Forest Service proposes a land exchange through its Administrative Process. Mr. Speher explained that the 3-4 year process begins with a Feasibility Analysis, which is then reviewed by National Land Ownership Adjustment Team (NLAT), comprised of Forest Service personnel. He commented that following a review and concurrence by the NLAT, an Agreement to Execute is signed by the Forest Service and the proponent, followed by an environmental analysis and citizen participation. He noted that this process would also disclose land value appraisals and other details of the trade. He explained that public notification includes a 4-Week Publication Period. He also reviewed formal opportunities for the public to respond to the proposal.

Gioia read an excerpt of a letter from Janine Blaeloch, Chairman of the Western Land Exchange Project, regarding concerns about legislated land exchanges. He commented

that any Council Member who cannot justify promoting the public Administrative Process is more interested in their own personal points of view.

Dickinson commented that Mr. Ruskin has been very forthright and clear on issues of environmental impacts of water, housing, the General Crook corridor, and an opportunity for the Town to acquire additional land adjacent to the Sanitary District. He stated that not only is this proposal good for the Town, but for the next generation as well. He urged Council to keep an open mind when considering the Administrative vs. a Legislative process for a land exchange.

Hauser commented that it is the responsibility of the Council to provide the Community with a public process.

Gioia commented that Mr. Ruskin's discussions were with individual Council Members and that his presentation at a Council Meeting was at Mr. Gioia's request. He stated that public interest and public opinion needs to be heard.

Sams stated that the position of the Forest Service is to protect the public's interest. He explained that most exchanges go through the Administrative Process, but that the larger, more complex exchanges tend to be the ones that have legislation associated with them because of the multiple issues involved. He advised that the same amount of steps and reports are required for every land exchange. He advised that Mr. Ruskin has indicated that he is agreeable to such issues as right-of-ways, easements, and utilities.

Baker stated that this has been an open process and Council should continue to move forward.

Eberhard commented that public involvement is the issue, which needs to be addressed and would be supported by the public process. He addressed the various letters from the Forest Service indicating that they are not in support of the Legislative process.

Miller expressed concern that Janine Blaeloch did not offer Council an opportunity to meet with her when she visited the Verde Valley. She also commented that she does not agree with the comments in the proposed letter to the House Resources Committee requesting that they do not sponsor or support any bill or rider to legislate this land exchange proposal.

On a motion by Gioia, seconded by Hauser, the Council voted to "send the letter contained in the packet striking the last sentence of the third paragraph [which I am not happy about, but I will compromise] addressed to the House Resource Committee and also address the same letter to the Senate Energy Natural Resource Committee and any other official which may affect the process of this land trade; this will show that Camp Verde promotes the public Administrative Process in the Ruskin/Forest Service land trade." Dickinson, Miller and Baker voted no.

**Public Input:**

Sally Davidson from Citizens for Public Review and Marshall Whitmire spoke in favor of the Administrative Process.

*Mayor Miller recessed the meeting at 8:20 p.m. and reconvened at 8:25 p.m.*

11. **Direction to Staff regarding the Yavapai Apache Nation Trust Status Application** (Councilor Eberhard requested this item).

Eberhard addressed the March 14th work session with the Yavapai-Apache Nation and suggested that Council prepare for the possibility that issues will not be resolved through negotiations by directing staff to begin work on the necessary documents to oppose the Trust Status Application. He suggested that Council seek legal counsel from Karen Gaylor to assist with the Town's position on the Trust status. He commented that the sales tax issue is still his primary concern.

Baker commented that concerns were expressed at the joint meeting and it was agreed that Attorney Sparks would contact Council to arrange for another meeting. She advised that Council should continue to pursue what was agreed to in a good faith effort.

Hauser stated that while she supports continuing negotiations, she agrees with Eberhard's suggestion that Council should be prepared to oppose the application.

Miller commented that in-lieu fees, partnering options for infrastructure projects and land use jurisdiction were specific issues discussed in the meeting and for Council to take action to oppose the application would not be a show of good faith. She also reviewed information received at an earlier meeting held with a representative from the Department of Revenue that if a business on the reservation is owned and operated by a Yavapai-Apache who is a member of the tribe of that reservation, no sales tax is required, and if a business on the reservation is owned or operated by a non-Native American or a Native American of a different tribe, that business would be subject to sales tax.

Ramsey reminded Council that their objections have been filed in a letter sent in the summer of 1999 outlining in detail their strong opposition to the proposed regulations.

Gioia commented that he has high hopes that an understanding on commitments discussed in the work session can be reached within the comment period.

Miller suggested Council direct staff to request an extension on the comment period.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously "to direct staff to try to work with the Nation and make a joint letter requesting a 30 day extension of the comment period; should the Nation decline, direct staff to send a letter requesting a 30 day extension from the Town itself and to bring back a new agenda next week to take action on this same subject."

**Public Input:**

Leon Raper stated that the process of negotiations is to be prepared for all options and Council should plan for the possibility that the outcome could fail.

George Young addressed tax exemptions for businesses in Camp Verde.

Reverend Daniel Scott Brunner commented that it would behoove the Town to partner with the Tribe and that he is disturbed by the adversarial position of particular Council Members.

Robert Foreman commented that this is the year 2001 and Council should try something different.

Chuck Peterson read a letter from the Bureau of Indian Affairs regarding the process of negotiations and commented that Council needs to take careful consideration in this matter.

*(Councilor Baker requested the following verbatim minutes:)*

Ted Showers: "I have had a lot of experience dealing with the Indians, lots of it. It all sounds good, but I will tell you, boy, once they get their foot into you they put that knife right through you. Sure, they are out to register all their Indians. Well, they did that you where I have a ranch. They registered everybody and now they out vote us and when they want something they just vote it in. They voted in a brand new high school for them, for 37 students. No white kids can go there; just for the Indians.

It cost me \$900 a year to pay for that high school; me and all the other ranchers around there because they can out vote us. They have every single Indian.

Now, remember they can vote in our elections. We cannot vote in their elections. They can vote in ours and tell us what we have to do and what we can't do and all of this came up and you know before everything was all good until all at once they decided that, hey, we want new things. We want this, we want that. So, they vote it in. They out vote us. So, they get whatever they want. Right now, they are voting in their new fiber optics channel. It is going to cost us another millions and I have to pay that for another 20 years.

I cannot sell the property because everybody; as soon as somebody finds out what is going on up there; that kills the deal and land value is way down. I could not sell my ranch for nothing now because no one wants to pay the taxes that they have to pay to support the Indians.

The government went in and built them a real nice subdivision out there. They broke the windows out, they sold all the utilities. It's a ghetto. Pretty soon they'll build them a new one in there, I imagine, but out of my pocket. I tell you. I do not hear anybody saying anything about property tax. That's a lot of property tax going to be taken off the city rolls." (Mayor Miller reminded him that the Town does not have property tax).

"I know we don't have property tax, but is it going to be forever we're not going to have property tax. What's the keeper? Down in the future somewhere, where, the Indians get enough land in trust we're going to have property tax just to support our little bit of Town that we have left for ourselves." (Mayor Miller stated that is one of the reasons we need to partnering and working together rather than butting heads now. Miller asked where do you live Mr. Showers?) "In Camp Verde, but I have place up in Peach Springs."

*(This concludes the verbatim portion of the minutes)*

12. **Call to the Public for Items not on the Agenda.**

Dale Kyllingstad stated that the federal government signed treaties 150 years ago and now the Yavapai-Apache Nation is on top. He also stated that the flag light is still not working at Hallet Plaza.

Rev. Daniel S. Brunner stated that grant funds were available to help prevent domestic violence.

Leon Raper stated that the Camp Verde Marshal's satellite office in Verde Lakes is open.

13. **Advanced Approvals.**

Roberts explained that the Town has received a request to provide a \$1,000.00 match to the Greater Yavapai County Tourism Council that they will use to apply for State Team funding. He advised that this is a potentially sensitive situation only to the extent that the Town may in fact, be competing for the same funds that the Chamber of Commerce is seeking. He requested Council's permission to provide \$1,000.00 of economic development funding to the Greater Yavapai Tourism Council.

Miller stated that she believes the Town should not be in direct competition with the Chamber or local businesses, but should work together.

Redinger stated that the Chamber only supports its members and other businesses in the Community deserve an equal amount of support.

Baker stated that competing for the same funds is counter productive to the partnership efforts addressed in the Town's economic development plan.

On a motion by Redinger, seconded by Eberhard, the Council voted to approve a \$1,000.00 grant to the Yavapai Tourism Council. Baker and Miller voted no.

14. **Manager/Staff Report.**

Roberts stated that staff is working on an electrical problem at Hallet Plaza in an effort to have a functional light on the flag.

15. **Council Informational Reports:**

Redinger commented that he has received information from the Arizona State Parks on the "Redi Status" grant and that the process can move forward though Bob Moffit, who is the contact person. Miller advised that she has provided information relative to this

issue to Clerk Deborah Barber. Roberts advised that this program is an extremely staff intensive operation and requires a serious commitment of local resources.

In response to an inquiry by Hauser, Miller stated she has provided the Federal Emergency Management Agency flood plain information to Clerk Deborah Barber.

Baker noted that Bob Moffit should be here for the April 24<sup>th</sup> meeting with Council and the Chamber of Commerce.

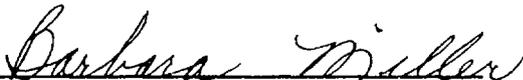
Miller requested the following agenda items:

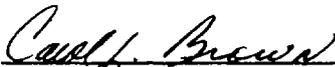
- a) Reevaluation and status report of the Verde Overland Transit System.
- b) Status of the Lighting Ordinance.
- c) Discussion on the roles between the Town of Camp Verde, the Economic Development Committees and the Chamber of Commerce.

Roberts stated that the Planning and Zoning Commission has not yet reviewed the lighting ordinance.

16. **Adjournment.**

The meeting was adjourned at 9:35 p.m.

  
Barbara Miller, Mayor

  
Carol J. Brown, Executive Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 21st day of March 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 23rd day of March 2001.

  
Deborah Barber, Town Clerk

**ACTIONS TAKEN  
COUNCIL HEARS PLANNING AND ZONING MATTERS  
TOWN OF CAMP VERDE  
WEDNESDAY, MARCH 28, 2001  
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
- a. **Set Next Meeting, Date and Time (for Planning and Zoning matters):**
    - 1) Joint Work Session with Planning and Zoning Commission - March 29, 2001 at 6:30 p.m.
    - 2) Council Hears Planning and Zoning - April 25, 2001 at 6:30 p.m.
  - b. **Possible approval of Resolution PZ 2001-06 approving Final Plat 2001-01 for Unit One of Stoneridge, formerly the Gardens, a planned unit development subdivision containing 18 sites and tract A on parcel #404-28-086A. The location of the proposed subdivision is on 7th Street near General Crook Trail.**

Gioia requested item "4b" be pulled from the Consent Agenda.

On a motion by Redinger, seconded by Hauser, the Council voted unanimously to approve the Consent Agenda.

On a motion by Redinger, seconded Baker, the Council voted to approve Resolution PZ 2001-06 approving Final Plat 2001-01 for Unit One of Stoneridge, formerly the Gardens, a planned unit development subdivision containing 18 sites and tract A on parcel #404-28-086A. Gioia voted no.

5. **Call to the Public for Items not on the Agenda.**  
Tony Varela requested clarification of Council's prior review and discussion of the Stoneridge planned unit development. Miller suggested that Mr. Varela contact staff for additional information.
6. **Possible approval of Resolution PZ 2001-05 approving Use Permit 2001-01 for the operation of Rainbow Acres, a ranch style community for adults with developmental disabilities, on tax parcels 403-17-COIA, OO1G and 003 located at 2120 W. Reservation Loop Road for a period of 15 years.**  
On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve Resolution PZ 2001-05 approving Use Permit 2001-01 for the operation of Rainbow Acres, on tax parcels 403-17-COIA, OO1G and 003 located at 2120 W. Reservation Loop Road for a period of 15 years, with item #e changed to read 'applicant has 90 days to work out an acceptable solution to the fuel problem.'

7. **Possible approval of Ordinance 2001-A180 repealing Ordinance A2000A-161 which added mining overlay districts and new regulations in August of 2000.**

On a motion by Redinger, seconded by Eberhard, the Council voted unanimously to approve Ordinance 2001-A180 repealing Ordinance A2000A-161 which added mining overlay districts and new regulations in August of 2000.

8. **Possible direction to staff on negotiations with Yavapai-Apache Nation concerning transfer of lands from fee to trust.**

On a motion by Eberhard, seconded by Gioia, the Council voted to direct staff to follow up with Mr. Sparks on the negotiation points, and direct the staff to proceed with analysis of the application for trust status including scheduling of special sessions with BIA or other agencies, to prepare the response, and confer with outside counsel and other responding governments, and bring it back to Council on next week's agenda. Miller and Baker voted no.

On a motion by Dickinson, seconded by Gioia, the Council voted to amend the motion to state 'to confer with outside counsel not to exceed \$1,000.00.' Miller and Baker voted no.

9. **Possible approval to purchase 16 shares of Verde Ditch irrigation rights in an amount not to exceed \$48,000.**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to "direct staff to make a preliminary feasibility study on purchase of the 16 shares of Verde Ditch and retain David Brown to work with staff and try to get an answer within two (2) weeks."

10. **Possible reconsideration of Resolution PZ 2001-04, approving Use Permit 2001-03 for the operation of a wholesale nursery on parcels 403-19-008G and 403-19-008H located at 2045 Long Rifle Road for a period of three (3) years.**

On a motion by Gioia, seconded by Hauser, the Council voted to not reconsider Resolution PZ 2001-04, approving Use Permit 2001-03 for the operation of a wholesale nursery on parcels 403-19-008G and 403-19-008H located at 2045 Long Rifle Road. Dickinson and Baker voted no.

11. **Call to the Public for Items not on the Agenda.**

Leon Raper commented that Council should allow public input on every issue being discussed.

12. **Manager/Staff Report.**

Roberts explained that only specific Advanced Approvals would be listed on future Council Meeting agendas.

Ramsey stated that the Civil Enforcement Bill that came out of the Senate Government Committee was passed by the House Committee and now moves on to the Judicial Committee.

13. **Council Informational Reports:**

Baker commented that information from the Verde Open Space Symposium that she recently attended with Gioia and Hauser would be provided to Council Members.

Gioia explained that this was the first step in Regional Planning, and that the Regional Planners believe it is most important to begin by defining future Open Spaces in the Verde Valley.

14. **Adjournment.**

The meeting was adjourned at 9:03 p.m.

## AGENDA



### COUNCIL HEARS PLANNING AND ZONING MATTERS

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, MARCH 28, 2001  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Set Next Meeting, Date and Time (for Planning and Zoning matters):**
    - 1) Joint Work Session with Planning and Zoning Commission – March 29, 2001 at 6:30 p.m.
    - 2) Council Hears Planning and Zoning - April 25, 2001 at 6:30 p.m.
  - b. **Possible approval of Resolution PZ 2001-06 approving Final Plat 2001-01 for Unit One of Stoneridge, formerly the Gardens, a planned unit development subdivision containing 18 sites and tract A on parcel #404-28-086A. The location of the proposed subdivision is on 7<sup>th</sup> Street near General Crook Trail.**
5. **Call to the Public for Items not on the Agenda**

Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

**Public input is invited on the following items: (All expenditures are budgeted items unless otherwise noted by '\*\*).**

6. **Possible approval of Resolution PZ 2001-05 approving Use Permit 2001-01 for the operation of Rainbow Acres, a ranch style community for adults with developmental disabilities, on tax parcels 403-17-001A, 001G and 003 located at 2120 W. Reservation Loop Road for a period of 15 years.**

7. **Possible approval of Ordinance 2001-A180 *repealing* Ordinance A2000A-161 which added mining overlay districts and new regulations in August of 2000.**
8. **Possible direction to staff on negotiations with Yavapai-Apache Nation concerning transfer of lands from fee to trust.**
9. **Possible approval to purchase 16 shares of Verde Ditch Irrigation rights in an amount not to exceed \$48,000.\***

*(Councilor Dickinson requested the following item(s)).*

10. **Possible reconsideration of Resolution PZ 2001-04, approving Use Permit 2001-03 for the operation of a wholesale nursery on parcels 403-19-008G and 403-19-008H located at 2045 Long Rifle Road for a period of three (3) years.**
11. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

12. **Manager/Staff Report**
13. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
14. **Adjournment**

Posted by: Carol Brannon

Date/Time: March 23, 2001, 9:30 am

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**COUNCIL HEARS PLANNING AND ZONING MATTERS  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, MARCH 28, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

1. **Call to Order.**  
Mayor Miller called the meeting to order at 6:30 p.m.
2. **Roll Call.**  
Mayor Miller, Vice Mayor Hauser, Councilors Dickinson, Baker, Gioia, Eberhard and Redinger were present.  
  
**Also Present:**  
Town Manager John Roberts, Town Attorney Ron Ramsey, Senior Planner Nancy Buckel and Recording Secretary Patricia Hilton.
3. **Pledge of Allegiance.**  
Councilor Baker led the Pledge of Allegiance.
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Set Next Meeting, Date and Time (for Planning and Zoning matters):**
    - 1) Joint Work Session with Planning and Zoning Commission - March 29, 2001 at 6:30 p.m.
    - 2) Council Hears Planning and Zoning - April 25, 2001 at 6:30 p.m.
  - b. **Possible approval of Resolution PZ 2001-06 approving Final Plat 2001-01 for Unit One of Stoneridge, formerly the Gardens, a planned unit development subdivision containing 18 sites and tract A on parcel #404-28-086A. The location of the proposed subdivision is on 7th Street near General Crook Trail.**

Gioia requested item "4b" be pulled from the Consent Agenda.

On a motion by Redinger, seconded by Hauser, the Council voted unanimously to approve the Consent Agenda.

Item 4b: Gioia requested additional information on drainage and grading on the upper portion of the project. He commented that he is concerned with the drainage onto the houses below the Cliffs.

Project Engineer Tom Pender discussed an earlier drainage issue on the west side of the property. He commented that a berm would intercept drainage. He advised that the off-site discharge would be significantly less than the present discharge.

In response to questions raised by Gioia regarding the CC&R's commitments, Pender advised that those have not been completed, but would be available for review prior to formal recordation of the Plat. In response to questions raised by Gioia regarding Units #37-43, Miller reminded Council that discussion would be limited to Unit One, consisting of lots #1-18 and a recreation center, as listed on the agenda.

Buckel addressed a recommendation by the Town Engineer for a seven-year bond to cover improvements along Seventh Street.

Pender advised that a commitment from the Sanitary District was submitted with the preliminary plat and that a permit will be issued prior to construction of the development.

Gioia requested Council allow public input on this issue. Roberts advised that Council was not under any obligation to provide public input on items which have been removed from the Consent Agenda.

On a motion by Redinger, seconded Baker, the Council voted to approve Resolution PZ 2001-06 approving Final Plat 2001-01 for Unit One of Stoneridge, formerly the Gardens, a planned unit development subdivision containing 18 sites and tract A on parcel #404-28-086A. Gioia voted no.

5. **Call to the Public for Items not on the Agenda.**

Tony Varela requested clarification of Council's prior review and discussion of the Stoneridge planned unit development. Miller suggested that Mr. Varela contact staff for additional information.

6. **Possible approval of Resolution PZ 2001-05 approving Use Permit 2001-01 for the operation of Rainbow Acres, a ranch style community for adults with developmental disabilities, on tax parcels 403-17-COIA, OO1G and 003 located at 2120 W. Reservation Loop Road for a period of 15 years.**

Buckel explained that Rainbow Acres has requested that their current use permit be revised to allow an increase in population, increase in housing units, and to increase the land area. She advised that their original use permit was granted in 1974 for up to 24 Ranchers, and since that time, they have acquired more property and added more ranchers to the location. She explained that in 1995, the Town granted an extension of the Use Permit for 10 years with new conditions that the applicant apply for permits for any new construction and that the recycling area be in an enclosed structure or

screened. She advised that the current request from Rainbow Acres is to increase the residents to 140 and increase the area to 38.64 acres in order to accommodate new buildings, which will result in the removal of some older manufactured homes. She explained that in response to septic issue concerns voiced by neighbors on property located off Old Scout Trail, Rainbow Acres has removed that property from the Use Permit application and will come in for a hearing at a future time when they have a complete plan for that property. She commented that because of concerns brought up at the Commission meeting, staff toured the site, which revealed the use of a fuel tanker used for fuel storage. She explained that Rainbow Acres receives an annual donation of one fuel tanker, which they use to operate their equipment on-site. She explained that following further investigation, the Town's uniform Fire Code indicates that the use of tanker vehicles cannot be used for storage, and that staff is recommending that the fuel tanker be removed. She advised that staff's tour also revealed an established RV park with eight (8) RVs behind the Thrift Store. She explained that Gary Wagner, president of Rainbow Acres, has indicated that approximately 80 to 100 RVs stay at Rainbow Acres over the course of a year and that the length of stay varies from weekends up to 30 days. She advised that the Planning and Zoning Commission recommends that all older manufactured homes be removed as the site built homes are constructed, landscaping screening be added along the perimeter of Reservation Loop Road, RV spaces be limited to the existing eight (8), with the length of stay not to exceed 30 days, lighting to meet the Town Ordinance, the use permit be extended for 14 years, and a full disclosure of septic status to Council with notification to the property owners who have concerns. She explained that the Commission's recommended stipulation to use twice the number of spaces as the number used to calculate the capacity for sewage disposal at the RV Park will be addressed by the Yavapai County Environmental Services.

Rainbow Acres President Gary Wagner addressed Rainbow Acres' five-year strategic plan. He advised that neighbors' concerns regarding lighting issues have been addressed with recently installed new lighting fixtures. He explained that Rainbow Acres receives 20,000 gallons of fuel per year as a donation, valued at approximately \$30,000.00, and requested Council postpone consideration of the fuel tanker as part of the use permit.

Mr. Bennick explained that several discussions have taken place with the County Health Department regarding continued use of septic system, as well as the possibility that an alternative treatment system may be necessary. He commented that existing systems would be replaced and upgraded according to code.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve Resolution PZ 2001-05 approving Use Permit 2001-01 for the operation of Rainbow Acres, on tax parcels 403-17-COIA, OO1G and 003 located at 2120 W. Reservation Loop Road for a period of 14 years, with item "e" changed to read 'applicant has 90 days to work out an acceptable solution to the fuel problem.'

**Public Input:**

There was no public input.

7. **Possible approval of Ordinance 2001-A180 repealing Ordinance A2000A-161 which added mining overlay districts and new regulations in August of 2000.** Ramsey advised that approval of the proposed ordinance would repeal the "new" mining Ordinance and eliminate the need of an election. He explained that the new mining ordinance is currently suspended pending a vote of the electorate. He stated that staff is recommending approval of the Ordinance to repeal the "new" ordinance.

On a motion by Redinger, seconded by Eberhard, the Council voted unanimously to approve Ordinance 2001-A180 repealing Ordinance A2000A-161 which added mining overlay districts and new regulations in August of 2000.

8. **Possible direction to staff on negotiations with Yavapai-Apache Nation concerning transfer of lands from fee to trust.** Roberts explained that this item was a follow-up to Council's March 21 direction to staff to try to work with the Nation for an extension of response time on the application and negotiations between the Town and Nation. He advised that since no response was received, staff did send a letter from the Town requesting a 30-day extension, as directed.

Ramsey updated Council on his efforts to discuss the various issues with the representatives of the Yavapai-Apache Nation and reviewed the details of the letter sent requesting an extension of the comment period. He advised that Karen Gaylor has been contacted to assist with the Town's position on the Trust status.

Miller and Baker expressed concern that Council did not reach a consensus to instruct staff to move forward with contacting outside legal counsel. Miller voiced her objections to newspaper articles, which have been critical of her for spending additional funds on legal counsel.

Miller reviewed information from the Department of Revenue that if a business on the reservation is owned and operated by a Yavapai-Apache who is a member of the tribe of that reservation, no sales tax is required, and if a business on the reservation is owned or operated by a non-Native American or a Native American of a different tribe, that business would be subject to sales tax.

Eberhard commented that the sales tax issue needs to be clarified, since there was conflicting information received from Mr. Sparks and the Department of Revenue.

Ramsey explained that a neutral position on Trust status would not jeopardize Council's ability to request that the Department of Revenue begin the enforcement process on the sales tax issue.

On a motion by Eberhard, seconded by Gioia, the Council voted to direct staff to follow up with Mr. Sparks on the negotiation points, and direct the staff to proceed with analysis of the application for trust status including scheduling of special sessions with BIA or other agencies, to prepare the response, and confer with outside counsel and other responding governments, and bring it back to Council on next week's agenda. Miller and Baker voted no.

On a motion by Dickinson, seconded by Gioia, the Council voted to amend the motion to state 'to confer with outside counsel not to exceed \$1,000.00.' Miller and Baker voted no.

**Public Input:**

Esther Talbert requested details of the transfer of lands from fee to trust and expressed concern regarding a build-up of commercial development.

Chuck Peterson addressed the sales tax issue and provided Council with a packet of information regarding the process of negotiations.

Leon Raper encouraged Council to direct staff to contact and fund the appropriate legal assistance in this matter.

Dale Kyllingstad commented that Council needs to realize that you cannot make demands from the Indians.

*Mayor Miller recessed the meeting at 8:11 p.m. and reconvened at 8:20 p.m.*

9. **Possible approval to purchase 16 shares of Verde Ditch irrigation rights in an amount not to exceed \$48,000.\***

Roberts explained that Council has an opportunity to investigate the acquisition of 16 shares of the Verde Ditch in an amount not to exceed \$48,000.00. He advised that since this is an unbudgeted item, funds would be paid out of the contingency fund. He advised that quite a bit of legal work and review of ownership and transfer issues will need to be done prior to the acquisition. He recommended Council direct staff to proceed with the acquisition of 16 shares of the Verde Ditch.

Gioia suggested Council retain Attorney David Brown, who has considerable experience with water issues. He also commented that it would behoove the Town to plan for the future by acquiring a portfolio of water rights for the Verde Valley.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to "direct staff to make a preliminary feasibility study on purchase of the 16 shares of Verde Ditch and retain David Brown to work with staff and try to get an answer within two (2) weeks."

10. **Possible reconsideration of Resolution PZ 2001-04, approving Use Permit 2001-03 for the operation of a wholesale nursery on parcels 403-19-008G and 403-19-008H located at 2045 Long Rifle Road for a period of three (3) years.**

Dickinson requested that this applicant be given the opportunity to make a presentation to a full body of Council. He also advised that the applicant has new information in terms of the proposed wholesale nursery's water usage.

Council held a lengthy discussion on the Garello rule and its relation to this issue. Concerns were also expressed about the possibility of setting a precedent of allowing numerous reconsiderations of issues at the request of individual Council members.

Ramsey reminded Council that this issue was listed on the agenda for Council to vote on whether or not it should be brought back for reconsideration and that further discussion should be limited.

On a motion by Gioia, seconded by Hauser, the Council voted to not reconsider Resolution PZ 2001-04, Use Permit 2001-03 for the operation of a wholesale nursery on parcels 403-19-008G and 403-19-008H located at 2045 Long Rifle Road. Dickinson and Baker voted no.

**Public Input:**

Leroy Hunter, Debbie Rouliette, Leon Raper, Sherry Billings, Dave Teeters, Chet Teeters, Lyon Billings, Marvin Parsons, Bill Nelman, Ron Peters, Augie Church, urged Council to not reconsider this issue.

11. **Call to the Public for Items not on the Agenda.**

Leon Raper commented that Council should allow public input on every issue being discussed.

12. **Manager/Staff Report.**

Roberts explained that only specific Advanced Approvals would be listed on future Council Meeting agendas.

Ramsey stated that the Civil Enforcement Bill that came out of the Senate Government Committee was passed by the House Committee and now moves on to the Judicial Committee.

13. **Council Informational Reports:**

Baker commented that information from the Verde Open Space Symposium that she recently attended with Gioia and Hauser would be provided to Council Members.

Gioia explained that this was the first step in Regional Planning, and that the Regional Planners believe it is most important to begin by defining future Open Spaces in the Verde Valley.

14. **Adjournment.**

The meeting was adjourned at 9:03 p.m.

Barbara Miller  
Barbara Miller, Mayor

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Council Hears Planning and Zoning Matters of the Town Council of Camp Verde, Arizona, held on the 28th day of March 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 30th day of March 2001.

Patricia Hilton  
Patty Hilton, Recording Secretary

**AGENDA**



**JOINT WORK SESSION**

**MAYOR and  
COMMON COUNCIL  
and the  
THE PLANNING AND ZONING COMMISSION  
of the  
TOWN OF CAMP VERDE**

**473 S. Main, Room #106  
THURSDAY, MARCH 29, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**

**Discussion of the Following:**

3. **General Plan Update Process**
4. **Adjournment**

Posted by: Casely Brown

Date/Time: March 26, 2001; 10:15 am

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
JOINT WORK SESSION  
MAYOR and  
COMMON COUNCIL  
and  
THE PLANNING AND ZONING COMMISSION  
of the  
TOWN OF CAMP VERDE  
473 S. Main, Room #106  
THURSDAY, MARCH 29, 2001  
6:30 P.M.**

1. **Call to Order.**

Mayor Miller called the meeting to order at 6:30 p.m.

2. **Roll Call.**

Mayor Miller, Vice Mayor Hauser, Councilors Dickinson, Gioia, and Redinger, Chairman Reddell, Vice-Chairman Hubbell, Commissioners Parrish and Johnson were present. Councilor Eberhard arrived at 6:52 p.m. and Commissioner Whitmire arrived at 6:38 p.m. Councilor Baker and Commissioners Field and Strathmere were absent.

**Also Present:**

Town Manager John Roberts, Senior Planner Nancy Buckel, Town Clerk Deborah Barber, Planning Assistant Wendy Escoffier and Recording Secretary Patricia Hilton.

3. **General Plan Update Process.**

Roberts explained that a significant amount of work would need to be done to meet the December 31, 2002 deadline to bring the General Plan into compliance with the Growing Smarter Legislation. He advised that staff felt it would be appropriate for Council and the Planning and Zoning Commission to work together in a joint meeting to develop broad guidelines and priorities for the Planning and Zoning Commission to work in a parallel direction of interest to Council.

Buckel reviewed an outline of the General Plan requirements, procedures and deadlines. She explained that the process would include Council updates of the Planning and Zoning Commission's work, as well as opportunities for public input. She advised that preliminary drafts of the Growth Area, Environmental Planning, Cost of Development and Open Space elements developed by ASU students are available for review and editing.

A discussion ensued regarding a plan for Council's on-going review of the Planning and Zoning Commission's work and strategies that the Town will use to develop and amend the elements and utilize the General Plan to bring it into compliance with the Growing Smarter Legislation.

Escoffier presented a proposed timeline for staff review of draft documents in April, Planning and Zoning Commission work sessions in May, June and July, public

presentations in June, second review of draft documents in late June, third draft completed and media campaign in July, Council work session in August, and final document available in early September.

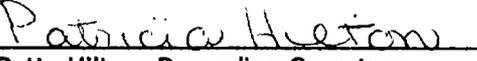
Following discussion, it was agreed by consensus that the order of priority for work on the General Plan elements will be as follows:

1. Open Space
2. Growth Area
3. Land Use
4. Environmental Planning
5. Circulation
6. Water Resources
7. Cost of Development

4. **Adjournment.**

The meeting was adjourned at 7:15 p.m.

  
Barbara Miller, Mayor

  
Patty Hilton, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Joint Work Session of the Mayor and Common Council and the Planning and Zoning Commission of Camp Verde, Arizona held on the 29th day of March 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 30th day of March 2001.

  
Deborah Barber, Town Clerk

**ACTIONS TAKEN  
COUNCIL REGULAR SESSION  
WEDNESDAY, APRIL 4, 2001  
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
- a. **Approval of the Minutes:**
- 1) Special Session-March 14, 2001
  - 2) Regular Session-March 21, 2001
  - 3) Special Session -March 21, 2001
- b. **Set Next Meeting, Date and Time:**
- 1) Regular Session - April 18, 2001 at 6:30 p.m.
  - 2) Joint Work Session with Chamber of Commerce-April 24, 2001 at 10:00 a.m.
  - 3) Council Hears Planning and Zoning Matters – April 25, 2001 at 6:30 p.m.
- c. **Approval of Fair Housing Proclamation.**

On a motion by Hauser, seconded by Giola, the Council voted unanimously to approve the Consent Agenda as amended.

5. **Call to the Public for Items not on the Agenda**

There was no public input.

6. **Update on Montezuma Castle Highway design by Arizona Engineering.**

Council took no action on this item.

7. **Possible direction to staff on negotiations with Yavapai-Apache Nation concerning transfer of lands from fee to trust.**

On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to "direct staff under the supervision of the manager to pursue an aggressive program to communicate the Town's position to all appropriate agencies and individuals by Monday. The Town position is: The Town of Camp Verde supports placement of lands into trust only at such time as mutually binding agreements between the Yavapai-Apache Nation and the Town of Camp Verde are executed concerning revenue sharing and land use coordination. In the event no agreement has been reached, we oppose the transfer of the property into trust."

8. **Possible direction to staff concerning policy for the Town's help with community based grant writing and possible approval of grant writing help to the Camp Verde Historical Society for repairs to the Clear Creek Church.**

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to adopt the guidelines as provided by the Manager, striking item #7.

On a motion by Dickinson, seconded by Giola, the Council voted unanimously to permit the Grants Administrator to assist Camp Verde Historical Society in pursuit of grants for repairs to the Clear Creek Church.

9. **Possible re-evaluation of the Verde Overland Transit System contract.**

Council took no action on this item, except to request that Mr. Ellison provide a monthly statistical report of riders with the invoice, to provide proof of insurance, and clarified that the \$2,000 per month would cover April, May, June and July.

10. **Possible direction to staff regarding the development of a 'code of conduct' for public officials.**

Council took no action on this item.

11. **Call to the Public for Items not on the Agenda**

Public comment is covered in the Minutes.

12. **Advanced Approvals**

- a) **Possible approval of request to transfer funds in the amount of \$16,000 from salaries and \$12,000 from road construction within the Street Department budget for part-time staff.\***

On a motion by Redinger, seconded by Eberhard, the Council voted unanimously to authorize up to \$16,000 from salaries and \$12,000 from road construction for part-time labor.

- b) **Possible approval of agreement for joint use of athletic facilities, recreational easement and expenditure not to exceed \$25,000 for phase one of the development.\***

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to approve the agreement for joint use of athletic facilities and recreational easement not to exceed \$25,000 from the 40% set-aside parks fund for Phase I development with the following changes:

- 1) Paragraph #2 change to have renewal period of three years instead of one
- 2) Paragraph #8 change to reference paragraph 2 above and to be by mutual agreement
- 3) Add right of first refusal with 30 days minimum notice
- 4) Add approval of construction paragraph as outlined by Bill Lee

13. **Manager/Staff Report**

Marshal Wischmeyer reported on community policing initiative. A copy of this report is attached and becomes a permanent part of these minutes.

Community Services Director Lee reported on the upcoming soccer tournaments. He further noted that no Council members attended the canoe races held the past weekend.

Attorney Ramsey reported on the status of the civil enforcement legislation, and the immunities amendment that would permit law suits on the grounds of gross negligence.

14. **Council Informational Reports:**

Mayor Miller reported that she and Councilor Redinger participated in a parade as representatives of Friends of Historic Fort Verde. She advised that the Fort is planning a 2-day event beginning 4/19, covering the history of the soldier from the frontier days through Desert Storm.

Vice Mayor Hauser reported that a water symposium would be held at Cliff Castle Lodge the same weekend.

15. **Adjournment**

The meeting was adjourned at 8:40 p.m.

## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, APRIL 4, 2001  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Special Session-March 14, 2001
    - 2) Regular Session-March 21, 2001
    - 3) Special Session -March 21, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session - April 18, 2001 at 6:30 p.m.
    - 2) Joint Work Session with Chamber of Commerce-April 24, 2001 at 10:00 a.m.
    - 3) Council Hears Planning and Zoning Matters – April 25, 2001 at 6:30 p.m.
  - c. **Approval of Fair Housing Proclamation.**
5. **Call to the Public for Items not on the Agenda**

Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

**Public input is invited on the following items: (All expenditures are budgeted items unless otherwise noted by "\*\*").**

6. **Update on Montezuma Castle Highway design by Arizona Engineering.**
7. **Possible direction to staff on negotiations with Yavapai-Apache Nation concerning transfer of lands from fee to trust.**

8. *Councilor Dickinson requested the following item(s)*  
**Possible direction to staff concerning policy for the Town's help with community based grant writing and possible approval of grant writing help to the Camp Verde Historical Society for repairs to the Clear Creek Church.**

*Mayor Miller requested the following item(s)*

9. **Possible re-evaluation of the Verde Overland Transit System contract.**
10. **Possible direction to staff regarding the development of a 'code of conduct' for public officials.**
  
11. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

12. **Advanced Approvals**
  - a) **Possible approval of request to transfer funds in the amount of \$16,000 from salaries and \$12,000 from road construction within the Street Department budget for part-time staff.\***
  - b) **Possible approval of agreement for joint use of athletic facilities, recreational easement and expenditure not to exceed \$25,000 for phase one of the development.\***
13. **Manager/Staff Report**
14. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
  
15. **Adjournment**

Posted by: *Cathy Brown*

Date/Time: *March 30, 2001, 11:45 am*

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, APRIL 4, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

1. **Call to Order.**  
Mayor Miller called the meeting to order at 6:30 p.m.
2. **Roll Call.**  
Mayor Miller, Vice Mayor Hauser, Councilors Dickinson, Gioia, Eberhard and Redinger were present. Baker was absent.

**Also Present:**

Town Manager John Roberts, Town Attorney Ron Ramsey, General Services Director Bill Lee, Town Clerk Deborah Barber and Recording Secretary Patricia Hilton.

3. **Pledge of Allegiance.**  
Councilor Dickinson led the Pledge of Allegiance.
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Special Session-March 14, 2001
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  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session - April 18, 2001 at 6:30 p.m.
    - 2) Joint Work Session with the Chamber of Commerce - April 24, 2001 at 10:00 a.m.
    - 3) Council Hears Planning and Zoning Matters - April 25, 2001 at 6:30 p.m.
  - c. **Approval of Fair Housing Proclamation**

On a motion by Hauser, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda, with corrections to the Minutes of the March 14, 2001 Special Session Meeting on Page 1, Item 2, Roll Call - changing Councilor Dickinson from absent to present; page 2, Public Input to read Linda Welsch stated she was concerned that the committee had digressed to just two of the members making the decisions rather than a number of members; page 5 adding Boyer Lane; Hauser commented that this is an old historic road; a correction to the Minutes of

the March 21 Regular Session Meeting on Page 7, Public Input, 6th paragraph, adding the name Ted Showers. Eberhard expressed concern that six additional words were added to the letter sent to the House Resources Committee addressed in the minutes of the March 21 Regular Session Meeting motion on Page 5, Item 10 - Possible Direction to staff to send letters to Federal Officials regarding our preferences and/or concerns about the various procedural options for handling the Ruskin land trade (or any other trades for that matter.) Gioia asked for clarification on the Public Input allowed on Page 2 Item "e" Adopt Town Motto "Arizona's Territorial Town." Discussion ensued between Council Members concerning consistency in allowing public input.

5. **Call to the Public for Items not on the Agenda**

There was no public input.

6. **Update on Montezuma Castle Highway design by Arizona Engineering.**

Richard Aldridge from Arizona Engineering presented an overview of the preliminary design for the Montezuma Castle Highway Improvement Project. He explained that the project would include reconstruction of the roadway with approximately one mile of new pavement from Apache Trail to the Reservation boundary south of the turn to Montezuma Castle National Monument. He advised that the project would include a 2-lane road with turn lanes at Arena Del Loma and Apache Trail, as well as a bike lane. Mitch Dickinson clarified there would be turning lanes at Camp Lincoln Rd.

Council took no action on this item.

**Public Input:**

Marshall Whitmire encouraged Council to be consistent with the ADOT Technical Advisory Committee's selection of the design motif for the road into Camp Verde.

7. **Possible direction to staff on negotiations with Yavapai-Apache Nation concerning transfer of lands from fee to trust.**

Roberts explained that Council has been working intensively on this issue for several weeks. He advised that April 12 is the deadline for the comment period, as the Bureau of Indian Affairs denied the Town's request for an extension of response time on the application. He recommended Council direct staff on how to proceed.

Ramsey updated Council on his efforts to discuss the various issues with the representatives of the Yavapai-Apache Nation. He explained that Attorney Spark's office has suggested another meeting between the Council and Nation be scheduled for April 10 or 11.

On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to "direct staff under the supervision of the manager to pursue an aggressive program to communicate the Town's position to all appropriate agencies and individuals by Monday. The Town position is: The Town of Camp Verde supports placement of lands into trust only at such time as mutually binding agreements between the Yavapai-Apache Nation and the Town of Camp Verde are executed concerning revenue sharing and land use coordination. In the event no agreement has been reached, we oppose the transfer of the property into trust."

**Public Input:**

Leon Raper stated that he hopes the Nation will negotiate a solution to this issue.

Jane Whitmire suggested Council prepare a cost benefit and social impact analyses when making major decisions on issues that will have a significant financial impact on the future of the Town.

Chuck Peterson addressed Trust issues and encouraged Council to take action and send a strong voice of willingness to negotiate with the Nation.

Jim Bullard commented that he views this issue as the Nation against the Town.

June Meacham stated that she believes if the Trust status goes through, it will alter the lifestyle and change the quality of life in Camp Verde.

8. **Possible direction to staff concerning policy for the Town's help with community based grant writing and possible approval of grant writing help to the Camp Verde Historical Society for repairs to the Clear Creek Church.**

Dickinson suggested Council consider offering the advice and services of the Town's Grant Writer to non-profit organizations pursuing grants, and specifically with the Camp Verde Historical Society's efforts in obtaining a grant for repairs to the Clear Creek Church.

Council discussed possible guidelines suggested by staff for use of Town grant writing assistance.

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to adopt the guidelines as provided by the Manager, striking item #7.

On a motion by Dickinson, seconded by Gioia, the Council voted unanimously to permit the Grants Administrator to assist Camp Verde Historical Society in pursuit of grants for repairs to the Clear Creek Church.

**Public Input:**

John Teague commented that taxpayers should not be providing staff support to private businesses or agencies.

Leon Raper commented that this is a good example of people working together and that he is supportive of Council's approval.

Reverend Daniel Scott Brunner commented that he is in favor of this issue.

Robert Foreman reminded Council that when the grants administrator position was discussed, it was agreed that the grants administrator's office would be available to the general public.

9. **Possible re-evaluation of the Verde Overland Transit System contract.**

Miller explained that she requested this item be placed on the Agenda for a status report from Mr. Ellison on the Verde Overland Transit System. She commented that she was concerned that the bus has not been in service since the end of February and felt Council should address this issue again.

Mr. Ellison explained that efforts have been complicated by a communication problem between Verde Overland and Town staff. He updated Council on assistance provided by the firm of Lima and Associate's transit study that will allow the Town to develop an implementation plan to serve the needs of the community. He advised that April 9 is the tentative start up date to resume bus service.

Council discussed insurance issues and provided direction to Mr. Ellison to resolve communication issues with Town staff.

Miller requested Mr. Ellison provide Council with a business plan.

Council took no action on this item, except to request that Mr. Ellison provide a monthly statistical report of riders with the invoice, to provide proof of insurance, and clarified that the \$2,000 per month would cover April, May, June and July.

*Mayor Miller recessed the meeting at 7:45 p.m. and reconvened at 7:50 p.m.*

**Public Input:**

There was no public input.

10. **Possible direction to staff regarding the development of a 'code of conduct' for public officials.**

Miller introduced a suggested Code of Conduct designed to describe the manner in which Council members should treat one another, City staff, constituents, and others with whom they come into contact in representing the Town. She commented that as elected officials, Council's standard of conduct should be higher than the average person. Council discussed the item.

Council took no action on this item.

**Public Input:**

There was no public input.

11. **Call to the Public for Items not on the Agenda.**

George Young stated that the drinking fountain is in need of repair.

Leon Raper updated Council on the Marshal's Office use of a room in the Verde Lakes Club House as a substation and asked about the possibility of borrowing a Town computer for a few weeks.

Reverend Daniel Scott Brunner requested that Verde Lakes Overland Transit circulate a bus schedule on the reservation, commented that he has been embarrassed by the some of the conduct of Council and endorsed a higher standard of behavior, addressed a safety hazard on 1-17 and Montezuma Castle Hwy, and requested Council maintain communications with the Tribe.

Jim Bullard reminded Council that they should not enter into a discussion of issues addressed during the Call to the Public for Items Not on the Agenda.

Marshall Whitmire also addressed the safety hazard on I-17 and Montezuma Castle Hwy and urged Council to take immediate action.

12. **Advanced Approvals.**

- a) **Possible approval of request to transfer funds in the amount of \$16,000 from salaries and \$12,000 from road construction within the Street Department budget for part-time staff.**

Lee addressed a request to transfer \$16,000 dollars from salaries and \$12,000 from road construction to be placed in the part-time line item budget. He explained that the funds would be used to hire additional part-time help for road construction, the Hollamon Street sidewalk project and street maintenance.

On a motion by Redinger, seconded by Eberhard, the Council voted unanimously to authorize up to \$16,000 from salaries and \$12,000 from road construction for part-time labor.

- b) **Possible approval of agreement for joint use of athletic facilities, recreational easement and expenditure not to exceed \$25,000 for phase one of the development .\***

Lee requested approval of an agreement between the Town and the Chester Newton Charter and Montessori School for joint use of approximately 9 acres of land located behind the historic home next to the Shell station and Montessori School. He explained that this agreement would allow the Town to construct two soccer fields, one softball field, parking, A/B road and a second phase to include drinking fountains and picnic area. He advised that construction could begin soon to possibly have this park operational around the end of May. He commented that the Parks and Recreation Commission requested the addition of First Right of Refusal to the agreement.

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to approve the agreement for joint use of athletic facilities and recreational easement not to exceed \$25,000 from the 40% set-aside parks fund for Phase I development with the following changes:

- 1) Paragraph #2 change to have renewal period of three years instead of one.
- 2) Paragraph #8 change to reference paragraph 2 above and to be by mutual agreement.
- 3) Add right of first refusal with 30 days minimum notice.
- 4) Add approval of construction paragraph as outlined by Bill Lee.

13. **Manager/Staff Report.**

Marshal Wischmeyer reported on the community policing initiative. A copy of this report is attached and becomes a permanent part of these minutes.

General Services Director Lee reported on the upcoming soccer tournaments. He further noted that no Council members attended the canoe races held the past weekend.

Attorney Ramsey reported on the status of the civil enforcement legislation, and the immunities amendment that would permit law suits on the grounds of gross negligence.

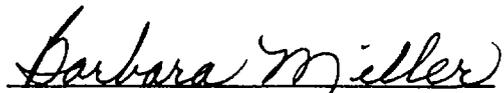
14. **Council Informational Reports:**

Mayor Miller reported that she and Councilor Redinger participated in a parade as representatives of Friends of Historic Fort Verde. She advised that the Fort is planning a 2-day event beginning April 19th, covering the history of the soldier from the frontier days through Desert Storm.

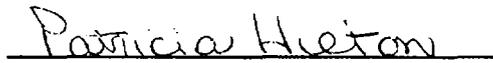
Vice Mayor Hauser reported that a water symposium would be held at Cliff Castle Lodge the same weekend.

15. **Adjournment.**

The meeting was adjourned at 8:40 p.m.



Barbara Miller, Mayor



Patricia Hilton, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 4th day of April 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 9th day of April 2001.



Deborah Barber, Town Clerk

**AGENDA**



**SPECIAL JOINT SESSION  
with the  
MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
and the  
YAVAPAI-APACHE NATION COUNCIL**

**COUNCIL CHAMBERS  
473 S. Main, Room #106  
TUESDAY, APRIL 10, 2001  
2:00 P.M.**

1. **Call to Order**

2. **Roll Call**

**Discussion of the following:**

3. **Placing Lands in Trust Status**

4. **Possible direction to staff concerning negotiations with Yavapai-Apache Nation regarding transfer of lands from fee to trust.**

5. **Adjournment**

Posted by: Carolyn Brown

Date/Time: April 6, 2001; 8:15 am

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**SPECIAL SESSION**



**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106**

**WEDNESDAY, APRIL 18, 2001  
6:00 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Discussion concerning utility lines on the Hwy 260 project.** *(Council may vote to into executive session per ARS §38-431.03 (A)(3) and then resume this item.)*
4. **Adjournment**

Posted by: *V Jones*

Date/Time: *4-13-01 9:30 a.m*

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
SPECIAL SESSION  
MAYOR  
and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
Council Chambers  
473 S. Main, Room #106  
WEDNESDAY, APRIL 18, 2001  
6:00 P.M.**

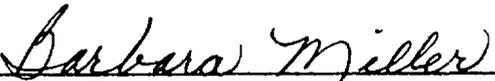
1. **Call to Order**  
Mayor Miller called the meeting to order at 6:00 p.m.
2. **Roll Call**  
Mayor Miller; Vice Mayor Hauser; Councilors Baker, Dickinson, Eberhard, Gioia and Redinger were present.

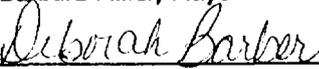
**Also Present:**

Town Manager John Roberts, Town Attorney Ron Ramsey, Engineer Dan McGinn and Town Clerk Deborah Barber

On a motion by Hauser, seconded by Redinger, the Council voted unanimously to adjourn to Executive Session for legal advice concerning the Highway 260 project.

3. **Discussion concerning utility lines on the Hwy 260 project.** *(Council may vote to into executive session per ARS §38-431.03 (A)(3) and then resume this item.)*
4. **Adjournment**  
The meeting was adjourned at 6:02 p.m.

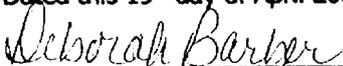
  
\_\_\_\_\_  
Barbara Miller, Mayor

  
\_\_\_\_\_  
Deborah Barber, Town Clerk

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 18<sup>th</sup> day of April 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 19<sup>th</sup> day of April 2001

  
\_\_\_\_\_  
Deborah Barber, Town Clerk

**ACTIONS TAKEN  
COUNCIL REGULAR SESSION  
WEDNESDAY, APRIL 18, 2001  
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

a. **Approval of the Minutes:**

- 1) Council Hears Planning and Zoning Matters – March 28, 2001
- 2) Council Joint Work Session with the Planning and Zoning Commission – March 29, 2001
- 3) Council Regular Session-April 4, 2001

b. **Set Next Meeting, Date and Time:**

- 1) Joint Work Session with Chamber of Commerce-April 24, 2001 at 10:00 a.m.
- 2) Council Hears Planning and Zoning Matters – April 25, 2001 at 6:30 p.m.
- 3) Regular Session – May 2, 2001 at 6:30 p.m.
- 4) Regular Session – May 16, 2001 at 6:30 p.m.
- 5) Council Hears Planning and Zoning Matters – May 23, 2001 at 6:30 p.m.

c. **Proclamation Declaring Week of April 22, 2001 as *National Volunteers Week***

d. **Proclamation Declaring Week of April 29, 2001 as *Municipal Clerks Week***

e. **Chamber of Commerce Quarterly Draw-down Request of \$11,250**

f. **Approval of letter to Arizona Department of Transportation encouraging existing and future funding for SR 260 construction improvement.**

g. **Possible approval of renewal/expansion for the position of School Resource Officer through the year 2002, a position paid for with a grant obtained by the Camp Verde Unified School District from the Arizona Department of Education.**

On a motion by Redinger, seconded by Baker, the Council voted unanimously to approve the Consent Agenda as presented.

5. **Call to the Public for Items not on the Agenda**

George Young asked an agenda item to approve \$3,600 to purchase a new camera in order to continue televising Council meetings.

Suzy Burnside said that Sanitary District employees purchased t-shirts with the District's name. She noted that a property owner's meeting is scheduled for 4/24 at 10:00 a.m. at the Comfort Inn. She invited Council to attend. She also presented a written complaint from the District Manager, a copy of which is attached and becomes a permanent part of this record. She advised that the complaint addresses Town employees drawing unauthorized water samples for testing. She asked that Councilor Eberhard go after this issue like a mad bulldog.

Roberts responded that this was an inappropriate forum to address this complaint, as he had just received the complaint and had not had an opportunity to respond. He said this matter should be handled staff-to-staff.

There was no other public input.

6. **Possible direction to staff concerning utility lines on the SR 260 project.**

On a motion by Dickinson, seconded by Gioia, the Council voted unanimously to strike this item from the agenda.

6a. **Possible approval of Resolution 2001-473, authorizing submission of COPS MORE grant application in the amount of \$192,471, and committing \$48,117 for cash match.\***

On a motion by Gioia, seconded by Redinger, the Council voted unanimously to approve Resolution 2001-473, with changes, authorizing submission of COPS MORE grant application in the amount of \$172,796, and committing \$43,199 for cash match, and changing signers to include the Mayor and the Marshal.

- 6b. **Consideration of purchase of 16 shares of Verde Ditch Water Rights in an amount not to exceed \$48,000.\***  
On a motion by Gioia, seconded by Baker, the Council voted unanimously to amend Eberhard's motion to replace the word 'anyone from Prescott' with 'Brad Huza or his representative'.
- On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to "direct staff to prepare and negotiate an escrow agreement and bring it back to Council following a presentation from someone from Prescott on water portfolios in general."
7. **Possible approval of letter supporting House Bill 2206, Cultural Heritage Economic Development Bill.**  
On a motion by Redinger, seconded by Baker, the Council voted unanimously to direct staff to prepare a letter supporting HB 2206 and send to all appropriate representatives.
8. **Discussion and possible action regarding the Town Bed Tax, including but not limited to expenditure, collection, reporting, authorizing legislation, Department of Revenue regulations, and retaining an outside auditor to perform an independent audit of Bed Tax.\***  
On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to "direct staff to aggressively pursue getting those numbers, including getting legal opinions or private sources of the information or any other means possible to make the numbers public."
9. **Call to the Public for Items not on the Agenda**  
Del Kyllingstad said that he requested a copy of the SHPO report on the Mattress Shop, and that he had to undergo a lot of questions from staff before receiving the information. He said that staff told him that there was no SHPO report and the Historical Society later told him that they had a copy of the report. Manager Roberts advised that there was not a SHPO report, but that there was a letter from an expert. Kyllingstad said that he would like a copy of the letter.
- There was no other public input.
10. **Advanced Approvals**  
a) **Possible authorization of an amount not to exceed \$3,000 for an assessment of post secondary education needs in the community.\***  
On a motion by Gioia, seconded by Redinger, the Council voted unanimously to make the proposed survey available to all Council members, and to place on the consent agenda at the next meeting.
11. **Manager/Staff Report**  
There was no staff report.
12. **Council Informational Reports:**  
Gioia reported that he and Vice Mayor Hauser attended the Yavapai County Water Advisory Committee in Prescott today. He said that they went on a field trip to Sullivan Dam, the purported headwaters of the Verde River and visited Dugan Well, the point source of the proposed pipeline.
- Mayor Miller reported that she would be reviewing and discussing upcoming agendas on her television show.
- Clerk Barber asked Council for available meeting dates for the Joint Session with Yavapai Apache Nation concerning their trust status application. Council suggested either Monday, April 23 or Friday, April 27 at 2:00 p.m. Barber advised that she would contact the Nation's Secretary and get back with Council with the actual date.
13. **Adjournment**  
The meeting was adjourned at 9:00 p.m.

## AMENDED AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, APRIL 18, 2001  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Council Hears Planning and Zoning Matters – March 28, 2001
    - 2) Council Joint Work Session with the Planning and Zoning Commission – March 29, 2001
    - 3) Council Regular Session-April 4, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Joint Work Session with Chamber of Commerce-April 24, 2001 at 10:00 a.m.
    - 2) Council Hears Planning and Zoning Matters – April 25, 2001 at 6:30 p.m.
    - 3) Regular Session – May 2, 2001 at 6:30 p.m.
    - 4) Regular Session – May 16, 2001 at 6:30 p.m.
    - 5) Council Hears Planning and Zoning Matters – May 23, 2001 at 6:30 p.m.
  - c. **Proclamation Declaring Week of April 22, 2001 as *National Volunteers Week***
  - d. **Proclamation Declaring Week of April 29, 2001 as *Municipal Clerks Week***
  - e. **Chamber of Commerce Quarterly Draw-down Request of \$11,250**
  - f. **Approval of letter to Arizona Department of Transportation encouraging existing and future funding for SR 260 construction improvement.**
  - g. **Possible approval of renewal/expansion for the position of School Resource Officer through the year 2002, a position paid for with a grant obtained by the Camp Verde Unified School District from the Arizona Department of Education.**
5. **Call to the Public for Items not on the Agenda**

Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

Public input is invited on the following items: All expenditures are budgeted items unless otherwise noted by "\*".

- 6. Possible direction to staff concerning utility lines on the SR 260 project.

*Councilor Redinger requested the following item(s):*

- 7. Possible approval of letter supporting House Bill 2206, Cultural Heritage Economic Development Bill.

*Mayor Miller requested the following item(s):*

- 8. Discussion and possible action regarding the Town Bed Tax, including but not limited to expenditure, collection, reporting, authorizing legislation, Department of Revenue regulations, and retaining an outside auditor to perform an independent audit of Bed Tax.\*

- 9. Call to the Public for Items not on the Agenda

There will be no Public Input on the following items:

- 10. Advanced Approvals

- a) Possible authorization of an amount not to exceed \$3,000 for an assessment of post secondary education needs in the community.\*

- 11. Manager/Staff Report

- 12. Council Informational Reports: Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.

- 13. Adjournment

Posted by: W Jones

Date/Time: 4.17.01 9:00 a.m

Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.

## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, APRIL 18, 2001  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
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  - e. **Chamber of Commerce Quarterly Draw-down Request of \$11,250**
  - f. **Approval of letter to Arizona Department of Transportation encouraging existing and future funding for SR 260 construction improvement.**
  - g. **Possible approval of renewal/expansion for the position of School Resource Officer through the year 2002, a position paid for with a grant obtained by the Camp Verde Unified School District from the Arizona Department of Education.**
5. **Call to the Public for Items not on the Agenda**

Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for consideration at a future date.

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**Public input is invited on the following items: All expenditures are budgeted items unless otherwise noted by "\*".**

6. **Possible direction to staff concerning utility lines on the SR 260 project.**

*Councilor Redinger requested the following item(s):*

7. **Possible approval of letter supporting House Bill 2206, Cultural Heritage Economic Development Bill.**

*Mayor Miller requested the following item(s):*

8. **Possible authorization to retain an outside auditor to perform an independent audit of the bed tax only.\***

9. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

10. **Advanced Approvals**

a) **Possible authorization of an amount not to exceed \$3,000 for an assessment of post secondary education needs in the community.\***

11. **Manager/Staff Report**

12. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.

13. **Adjournment**

Posted by: *V. Jones*

Date/Time: 4-13-01 9:30 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**ADDENDUM TO THE AGENDA**



**REGULAR SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106**

**WEDNESDAY, APRIL 18, 2001  
6:30 P.M.**

- 6.a **Possible approval of Resolution 2001-473, authorizing submission of COPS MORE grant application in the amount of \$192,471, and committing \$48,117 for cash match.\***
- 6.b **Consideration of Purchase of 16 Shares of Verde Ditch Water Rights in an amount not to exceed \$48,000.\***

Posted by: *J. Jones*

Date/Time: *4-16-01 12:30*

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, APRIL 18, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

**1. Call to Order.**

Mayor Miller called the meeting to order at 6:30 p.m.

**2. Roll Call.**

Mayor Miller, Vice Mayor Hauser, Councilors Dickinson, Gioia, Eberhard, Baker and Redinger were present.

**Also Present:**

Town Manager John Roberts, Town Attorney Ron Ramsey, Finance Director Dane Bullard, General Services Director Bill Lee, Marshal Wischmeyer, Councilor-elect John Reddell, Town Clerk Deborah Barber and Recording Secretary Patricia Hilton.

**3. Pledge of Allegiance.**

Councilor Dickinson led the Pledge of Allegiance.

**4. Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

**a. Approval of the Minutes:**

1. Council Hears Planning and Zoning Matters - March 28, 2001
2. Council Joint Work Session with the Planning and Zoning Commission - March 29, 2001
3. Council Regular Session - April 4, 2001

**b. Set Next Meeting, Date and Time:**

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- c. **Proclamation Declaring Week of April 22, 2001 as *National Volunteers Week*.**
- d. **Proclamation Declaring Week of April 29, 2001 as *Municipal Clerks Week*.**
- e. **Chamber of Commerce Quarterly Draw-down Request of \$11,250.**
- f. **Approval of letter to Arizona Department of Transportation encouraging existing and future funding for SR 260 construction improvement.**
- g. **Possible approval of renewal/expansion for the position of School.**
- h. **Resource Officer through the year 2002, a position paid for with a grant obtained by the Camp Verde Unified School District from the Arizona Department of Education.**

Miller commented that since mostly volunteers run the Town, it was most appropriate for Council to declare the week of April 22, 2001 as "*National Volunteers Week*".

On a motion by Redinger, seconded by Baker, the Council voted unanimously to approve the Consent Agenda as presented.

5. **Call to the Public for Items not on the Agenda.**

George Young asked for an agenda item to approve \$3,600 to purchase a new camera in order to continue televising Council meetings.

Suzy Burnside said that Sanitary District employees purchased tee-shirts with the District's name. She noted that a property owner's meeting is scheduled for April 24th at 10:00 a.m. at the Comfort Inn. She invited Council to attend. She also presented a written complaint from the District Manager, a copy of which is attached and becomes a permanent part of this record. She advised that the complaint addresses Town employees drawing unauthorized water samples for testing. She asked that Councilor Eberhard go after this issue like a mad bulldog.

Roberts responded that this was an inappropriate forum to address this complaint, as he had just received the complaint and had not had an opportunity to respond. He said this matter should be handled staff-to-staff.

There was no other public input.

6. **Possible direction to staff concerning utility lines on the SR 260 project.**

On a motion by Dickinson, seconded by Gioia, the Council voted unanimously to strike this item from the agenda.

6a. **Possible approval of Resolution 2001-473, authorizing submission of COPS MORE grant application in the amount of \$192,471, and committing \$48,117 for cash match.**

Wischmeyer requested approval of a Criminal Justice Enhancement Fund (CJEF) Grant Application to purchase two in-vehicle laptop computers. He explained funds would be used to obtain mobile data terminals for the Marshal's vehicles and the Verde Lakes substation. He advised that installation of these computers would reduce the amount of shift time completing reports in the office, thereby increasing the number of field hours. He also noted corrections to the Resolution.

On a motion by Gioia, seconded by Redinger, the Council voted unanimously to approve Resolution 2001-473, with changes, authorizing submission of a COPS MORE grant application in the amount of \$172,796, and committing \$43,199 for cash match, and changing signers to include the Mayor and Marshal.

**Public Input:**

There was no public input.

6b. **Consideration of purchase of 16 shares of Verde Ditch Water Rights in an amount not to exceed \$48,000.**

Roberts explained that at their March 28th meeting, Council directed staff to make a preliminary feasibility study on the possible purchase of 16 shares of Verde Ditch water rights, possibly retain water attorney David Brown, and report back to Council within 2 weeks.

Ramsey reviewed a written summary of his correspondence with Mr. Brown. A copy of this report is attached and becomes a permanent part of these minutes. He advised that staff recommends Council make the purchase due to scarcity of surface water rights, and retain Mr. Brown to assist in the transfer of the rights.

A lengthy discussion ensued during which questions were raised regarding the historical uses of the water, continuous and active use of the water, and severance and transfer of water rights.

John Reddell, Verde Ditch Commissioner, cautioned that it was the intent of the proposed seller, Mr. Art Ferguson, to withdraw the offer if a decision was not reached by Council at this meeting.

Gioia addressed the adjudication process and the 'positioning to prove water rights' and suggested Council invite Brad Huza from Prescott, who has considerable experience with water issues, to give a presentation on strategies for acquiring water rights and water portfolios. He reiterated his previous comments that it would behoove the Town to plan for the future by acquiring a portfolio of water rights for the Verde Valley.

Ramsey suggested that if Council elected to complete this sale, they also open an escrow account with the seller to allow time to complete necessary documents, and request that the seller cooperate with any additional documentation.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to "direct staff to prepare and negotiate an escrow agreement and bring it back to Council following a presentation from someone from Prescott on water portfolios in general."

On a motion by Gioia, seconded by Baker, the Council voted unanimously to amend Eberhard's motion to replace the word 'anyone from Prescott' with 'Brad Huza or his representative'.

Following Council's motion, Reddell advised that the offer was withdrawn.

**Public Input:**

Robert Foreman commented that the Town needs water and that it is a sellers' rather than a buyers' market.

Marshall Whitmire commented that water issues and water rights, particularly in the State of Arizona, are highly complex matters, therefore this potential purchase should be entered into with great prudence.

Del Kyllingstad commented that Council tabled this issue two weeks ago and still has not looked into it.

Bob Burnside asked for information on Council's plan to take water from the ditch.

*Mayor Miller recessed the meeting at 7:44 p.m. and reconvened at 7:50 p.m.*

7. **Possible approval of letter supporting House Bill 2206, Cultural Heritage Economic Development Bill.**

Redinger requested Council's support of HB 2206 - a Cultural Heritage Economic Development Bill that would create a \$750,000 appropriation from the general fund to the Arizona State Library, Archives & Public Records, which would help attract cultural heritage tourists. He explained that provisions of the Bill include three staff development workshops on Cultural Heritage Tourism, Museum Product Design and Developing including \$5,000 for planning grants, and \$10,000 - 50,000 for general grants, \$100,000 for one Capstone grant, as well as \$100,000 for administrative expenses.

On a motion by Redinger, seconded by Baker, the Council voted unanimously to direct staff to prepare a letter supporting HB 2206 and send to all appropriate representatives.

**Public Input:**

Marshall Whitmire addressed a recent Connecticut study, which demonstrated that every dollar invested in history museums returned \$10.00 in spending by tourists.

8. **Discussion and possible action regarding the Town Bed Tax, including but not limited to expenditure, collection, reporting, authorizing legislation, Department of Revenue regulations, and retaining an outside auditor to perform an independent audit of Bed Tax.**

Miller explained that this item was placed on the agenda at her request, as she had received numerous questions regarding the amount of Bed Tax received by the Town, as well as related expenditures. She addressed information received from the Department of Revenue, indicating that the Town's expenditures are tracked by the State.

Bullard provided a summary of background information on the Town's Bed Tax and related expenditures incurred since 1997-1998. He expressed his reluctance to disclose information on Bed Tax expenditures until a written clearance of authorization is provided by the Department of Revenue.

A lengthy discussion was held regarding disclosure of official information and Ordinances relating to the establishment and amendments to the Town's "Bed Tax" previously adopted by Council.

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to "direct staff to aggressively pursue getting those numbers, including getting legal opinions or private sources of the information or any other means possible to make the numbers public."

**Public Input:**

Walter Kneeland, President of the Chamber of Commerce, commented that the question raised repeatedly by the Executive Director of the Chamber is how much money in Bed Tax is the Town receiving and how it is spent. He advised that he was told that this information was confidential and could not be shared. He addressed information he received from the Department of Revenue addressing the release of information on Federal Return and State Statistical Analysis data.

Jim Larson urged the Council to do whatever is necessary to keep tourism going in the Town.

Bob Burness requested clarification on the definition of Bed Tax and its relation to RV Parks.

9. **Call to the Public for Items not on the Agenda.**

Del Kyllingstad said that he requested a copy of the SHPO report on the Mattress Shop, and that he had to undergo a lot of questions from staff before receiving the information. He said that staff told him that there was no SHPO report and the Historical Society later told him that they had a copy of the report. Manager Roberts advised that there was not a SHPO report, but that there was a letter from an expert. Kyllingstad said that he would like a copy of the letter.

There was no other public input.

10. **Advanced Approvals.**

a. **Possible authorization of an amount not to exceed \$3,000 for an assessment of post secondary education needs in the community.**

Roberts explained that Yavapai College has been working with the Town to identify the educational needs of the community and it has been determined that a survey is needed to identify the types of educational services required. He advised that the survey would be incorporated into the Parks and Recreation's mailing, and include a postage paid return envelope. He recommended Council approve up to \$2500.00 from the contingency account and authorize the staff to proceed with the educational needs assessment.

Miller requested a copy of the survey be provided for Council's review prior to the mailing.

On a motion by Gioia, seconded by Redinger, the Council voted unanimously to make the proposed survey available to all Council members, and to place on the consent agenda at the next meeting.

11. **Manager/Staff Report.**

There was no staff report.

12. **Council Informational Reports:**

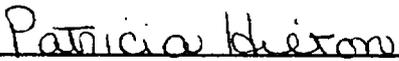
Gioia reported that he and Vice Mayor Hauser attended the Yavapai County Water Advisory Committee in Prescott today. He said that they went on a field trip to Sullivan Dam, the purported headwaters of the Verde River and visited Dugan Well, the point source of the proposed pipeline.

Mayor Miller reported that she would be reviewing and discussing upcoming agendas on her television show.

Clerk Barber asked Council for available meeting dates for the Joint Session with Yavapai Apache Nation concerning their trust status application. Council suggested either Monday, April 23 or Friday, April 27 at 2:00 p.m. Barber advised that she would contact the Nation's Secretary and get back with Council with the actual date.

13. **Adjournment.**  
The meeting was adjourned at 9:00 p.m.

  
\_\_\_\_\_  
Barbara Miller, Mayor

  
\_\_\_\_\_  
Patricia Hilton, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 18th day of April 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 23rd day of April 2001.

  
\_\_\_\_\_  
Deborah Barber, Town Clerk

**AGENDA**



**JOINT SPECIAL SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE and  
CAMP VERDE CHAMBER OF COMMERCE BOARD of DIRECTORS**

**Camp Verde Chamber of Commerce Conference Room  
385 S. Main Street**

**TUESDAY, APRIL 24, 2001  
10:00 A.M.**

1. **Call to Order**
2. **Roll Call**

***There will be no public input on the following:***

3. **Discussion and Possible Direction to Staff concerning roles and responsibilities of the Chamber and Town.**
4. **Adjournment**

Posted by: *V Jones*

Date/Time: *4-18-01 1:30 p.m*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
JOINT SPECIAL SESSION  
MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE and  
CAMP VERDE CHAMBER OF COMMERCE BOARD OF DIRECTORS  
Camp Verde Chamber of Commerce Conference Room  
385 S. Main Street  
TUESDAY, APRIL 24, 2001  
10:00 A.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

**1. Call to Order.**

The meeting was called to order at 10:00 a.m.

**2. Roll Call.**

Mayor Barbara Miller, Vice-Mayor Brenda Hauser, Council Members Jackie Baker, Eric Eberhard, Jim Redinger and Mitch Dickinson, Town Manager John Roberts, Finance Director Dane Bullard, General Services Manager Bill Lee, Chamber of Commerce President Walter Kneeland, Executive Director Barbie Bridge, Chamber Board Members Bob Burness, Kathi Watson, Dee Witt, Jerry Taylor, Michael Luksich and Gwen Gunnell, Bob Moffett from the Arizona Department of Commerce Community Assistance Provision and Ellen Bilbrey, Public Information Officer from the Arizona State Parks.

**Also Present:**

Reporter Carol Keefer, Counsel-Elect John Reddell, Members of the Public Marshall Whitmire, Leon Raper, Leroy Hunter and Recording Secretary Patricia Hilton.

**3. Discussion and Possible Direction to Staff concerning roles and responsibilities of the Chamber and Town.**

Moffett explained that he oversees a program called the Rural Economic Development Division (REDD), a grant program to help rural communities with their overall economic efforts and the Arizona Building Local Economies Program (ABLE) which works primarily with Chambers of Commerce to help with tourism efforts as well as business retention and expansion programs. He commented that the purpose of the meeting was to work together towards developing common goals and areas of responsibilities for a more cohesive relationship between the Town and Chamber of Commerce. He advised that the best success of the Community would come from learning to work together and communicate with each other.

A general discussion of mutual cooperation efforts was held regarding economic development, cooperative efforts to unite the business and professional community together for the benefit of all, competition and conflicts between the Town and Chamber, procedures for Chamber of Commerce newsletter distribution, the need to develop philosophies, and community outreach efforts. The following list of needs and issues were also identified and discussed:

**3.a Explanations of Why we are Here.**

- Communication
- Establish Goals
- Resolve Conflicts
- Define Roles of the Town and Chamber
- Build a Team
- Form a Partnership
- Be Honest
- Economic Feasibility
- Tourism
- Balanced Growth
- Business Retention, Expansion and Recruitment

**3.b What are the Economic Goals of the Community of Camp Verde.**

- Make us more Richer
- Retain Existing Businesses
- Clean, Safe and Friendly
- Decent Jobs
- Economic Diversity
- Smart Growth
- Retain Open Space
- Water Resources
- Maintain Existing Life and Dark Skies
- Better Infrastructure

**3.c What is the Role of the Camp Verde Chamber of Commerce.**

- Promote Tourism
- Business Retention and Expansion
- Public Information
- Business Education Program
- Recruit new Business
- Networking
- Visitor Information
- Marketing the Community
- Partnering with other Agencies to Achieve Goals
- Problem Solving
- Community Outreach
- Fundraising Activities for Chamber

- 3.d **What is the Economic Development Role of the town of Camp Verde.**  
Development Plans for Tourism  
Develop a Tax Base Equal to Level of Service  
Resource Data Base of Information Regarding Zoning and Land Use  
Business Recruitment  
Business Friendly - Possible Individual Incentive Programs  
Family Friendly  
Cost of Property  
Town Appearance - Gateway  
Quality of Life  
Development Fees  
Education of Staff  
Protection of Life Style  
Consistent General Plan  
Implement Focus Future Plan  
Listen to the Town's people  
Market the Town  
Work to Improve Image
- 3.e **What is the Primary Responsibility of the town of Camp Verde to its  
Citizenship.**  
Safety and Welfare  
Economic Stability  
Accountability  
Services - Roads, Library, Parks, Police, Magistrate Court  
Listen to the People  
Customer Service  
Total quality Management  
Clear Policies
- 3.f **How can we Create and Define Mutual Cooperation.**  
Clearly Defined Roles of Town and Chamber  
Honesty  
Open Communication  
Clearly Defined Persons or Positions for Channels of Community  
Develop a Partnership  
Chamber Reports to Town Council  
Eliminate Micromanagement  
Better Cooperation in the Central Basis Regional Council (CBRC) area
- 3.g **Could the Issues be Mediated for the Mutual Benefit of the Community.**  
It was agreed that clearly defined roles and performance standards are needed  
from both the Town and Chamber.

3.h. **List of Mediators.**

A list of mediators was distributed with suggestions to determine a choice and move forward with efforts solve disputes and resolve differences. It was collectively agreed to meet again on Thursday, May 24 at 10:00 a.m.; Chamber of Commerce Conference Room.

**Questions and Answers.**

Time was allowed for questions and answers.

**Comments from Participants.**

Time was allowed for comments.

4. **Adjournment.**

The meeting was adjourned at 12:46 p.m.

Barbara Miller  
Barbara Miller, Mayor

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 24th day of April 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 29th day of April 2001.

Patricia Hilton  
Patricia Hilton, Recording Secretary

**ACTIONS TAKEN  
COUNCIL HEARS PLANNING AND ZONING MATTERS  
WEDNESDAY, APRIL 25, 2001  
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Set Next Meeting, Date and Time:**  
Council Hears Planning and Zoning Matters - May 23, 2001
  - b. **Possible approval of authorization for an assessment of post secondary education needs in the community in an amount not to exceed \$3,000.**  
On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to approve the Consent Agenda as presented.
  
5. **Call to the Public for Items not on the Agenda.**  
Charlee Johnson, representing NACOG, extended an invitation to Council and interested individuals to attend the Head Start Project's 35th anniversary celebration at the Head Start Center on Thursday, April 26th at 6:30 p.m.
  
6. **Possible approval of Ordinance 2001-A179 approving Zoning Map Change 2001-02 for parcels 403-22-019C, -19D, and 403-21-27K from C2-4 and R1-70 to PAD with the underlying zoning of C2-3. The purpose of this zoning map change is to establish a complete development plan for the commercial properties on the west side of the I-17 and Hwy 260 Interchange.**  
On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve Ordinance 2001-A179, approving Zoning Map Change 2001-02 for parcels 403-22-019C, -019D, and 403-21-027K from C2-4 and R1-70 to PAD with the underlying zoning of C2-4, except on Site C West of the access road, which would be C2-3; and bring back to Council an Ordinance removing CU from the remaining parcels.
  
7. **Presentation by City of Prescott Environmental Services Director Brad Huza or his representative concerning water issues.**  
On a motion by Redinger, seconded by Gioia, the Council voted unanimously to strike this item from the agenda.
  
8. **Possible approval of agreement to purchase 16 shares of the Verde Ditch water rights.**  
A motion by Baker, seconded by Dickinson, to direct staff to set up an escrow account for \$2,000.00, and retain the services of David Brown to represent the Town in the purchase of 16 shares of Verde Ditch water rights; and for staff to work with Mr. Brown to set up work sessions and related legal work failed due to a tie vote. Baker, Dickinson, and Redinger voted yes. Gioia, Eberhard and Hauser voted no.

9. **Call to the Public for Items not on the Agenda.**  
There was no public input.
10. **Manager/Staff Report.**  
There was no Manager Report.
11. **Council Information Reports.**  
Baker advised that she attended the CBRC Economic Development Forum and would be providing information she received to Council Members.
12. **Adjournment.**  
The meeting was adjourned at 7:45 p.m.

## AGENDA



**COUNCIL HEARS PLANNING AND ZONING MATTERS  
MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, APRIL 25, 2001  
6:30 P.M.**

1. Call to Order
  2. Roll Call
  3. Pledge of Allegiance
  4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
    - a. **Set Next Meeting, Date and Time:**  
Council Hears Planning and Zoning Matters ~ May 23, 2001
    - b. **Possible approval of authorization for an assessment of post secondary education needs in the community in an amount not to exceed \$3,000 .\***
  5. **Call to the Public for Items not on the Agenda**  
Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.
- Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.
- Public input is invited on the following items: All expenditures are budgeted items unless otherwise noted by "\*\*".**
6. **Possible approval of Ordinance 2001-A179 approving Zoning Map Change 2001-02 for parcels 403-22-019C, -19D, and 403-21-27K from C2-4 and R1-70 to PAD with the underlying zoning of C2-3. The purpose of this zoning map change is to establish a complete development plan for the commercial properties on the west side of the I-17 and Hwy 260 Interchange.**
  7. **Presentation by City of Prescott Environmental Services Director Brad Huza or his representative concerning water issues.**
  8. **Possible approval of agreement to purchase 16 shares of the Verde Ditch water rights.\***
  9. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

**Advanced Approvals**

10. **Manager/Staff Report**

11. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.

12. **Adjournment**

Posted by: Carol J. Brown

Date/Time: April 20, 2001; 11:15 am

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**COUNCIL HEARS PLANNING AND ZONING MATTERS  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, APRIL 25, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

1. **Call to Order.**

Vice Mayor Hauser called the meeting to order at 6:30 p.m.

2. **Roll Call.**

Vice-Mayor Hauser, Councilors Dickinson, Baker, Gioia, Eberhard and Redinger were present. Mayor Miller was absent.

**Also Present:**

Town Manager John Roberts, Senior Planner Nancy Buckel, Town Attorney Ron Ramsey, Council-elect John Reddell and Recording Secretary Patricia Hilton.

3. **Pledge of Allegiance.**

Councilor Dickinson led the Pledge of Allegiance.

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

a. **Set Next Meeting, Date and Time:**

Council Hears Planning and Zoning Matters - May 23, 2001

b. **Possible approval of authorization for an assessment of post secondary education needs in the community in an amount not to exceed \$3,000.**

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to approve the Consent Agenda as presented.

5. **Call to the Public for Items not on the Agenda.**

Charlene Johnson, representing NACOG, extended an invitation to Council and interested individuals to attend the Head Start Project's 35th anniversary celebration at the Head Start Center on Thursday, April 26th at 6:30 p.m.

6. **Possible approval of Ordinance 2001-A179 approving Zoning Map Change 2001-02 for parcels 403-22-019C, -19D, and 403-21-27K from C2-4 and R1-70 to PAD with the underlying zoning of C2-3. The purpose of this zoning map change is to establish a complete development plan for the commercial properties on the west side of the I-17 and Hwy 260 Interchange.**

Buckel explained that the applicant has come forward with a plan representing several of the property owners, which will fit well into a commercial planned area. She advised that they have worked closely with ADOT in developing an access road therefore limiting the access from each parcel. She stated that the application originally included additional parcels located north of Hwy 260, which were removed from the application because it already carries commercial zoning. She advised that the applicant has requested that the CU be removed, which is a change in the density, the most significant difference being that a C2 can have 3 stories, where a C2-4 can only have 2 stories. She advised that the Planning and Zoning Commission recommends approval of this request and have agreed with the applicants request to remove the CU from parcels 403-22-015, 016, 017, 108A and 24. She explained that a frontage road is planned for all the properties to minimize traffic access to HWY 260, and once traffic counts warrant it, a signal will be installed at one of the access points.

Mike Gardner of Casa Verde Consulting explained that all outstanding issues such as water, sewer, other utilities and ADOT's access to the various properties and frontage road have been addressed. He explained that every effort has been made to minimize access onto Highway 260. He advised that all driveway entrances to the businesses on both sides of Highway 260 would be accessed from interior frontage or access roads, thereby eliminating multiple accesses. He advised that the existing driveway at the Chevron would go to a right in, right out only to service some of the lower portions of the property. He also addressed ADOT's plan for the use of fill material for certain sections of the highway between Camp Verde and Cottonwood. He addressed the Planning and Zoning Commission's concerns regarding a steeply sloping hill on the west side of Highway 260 and explained that a letter is being sent to ADOT requesting a hydro seed revegetation of that slope. In regard to development phasing, he explained that it is anticipated that the portion designated as "Site A" would be developed first in the next 6 - 12 months. He advised that development of "Site B" will begin in a year or two, and that development of "Site C" will likely follow the highway and frontage project. He explained that anticipated uses include highway and travel related services such as motels, fueling facilities and convenience stores, and that no large scaled truck intensive services such as a truck stop are planned or anticipated. He advised that a hotel could come in at the rear portion of Site C, thus the reason for a request for a C2-3.

A discussion ensued regarding proposed hotel developments and the line of sight on Site C.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve Ordinance 2001-A179, approving Zoning Map Change 2001-02 for parcels 403-22-019C, -019D, and 403-21-027K from C2-4 and R1-70 to PAD with the underlying zoning of C2-4, except on Site C West of the access road, which would be C2-3; and bring back to Council an Ordinance removing CU from the remaining parcels.

**Public Input:**

There was no public input.

7. **Presentation by City of Prescott Environmental Services Director Brad Huza or his representative concerning water issues.**

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to strike this item from the agenda.

8. **Possible approval of agreement to purchase 16 shares of the Verde Ditch water rights.**

Roberts explained that based on Council's direction at their April 18th meeting, the Town Attorney has prepared an escrow agreement for review.

Gioia addressed the issue of how to acquire a water portfolio for the Town of Camp Verde. He explained that there are two realms of water acquisition - purchasing shares on the ditch and using the water applicable to those shares on the ditch on land owned by the Town, and secondly, purchasing water rights for a volume of water that the Town would be able to put in a portfolio for future use.

Baker requested clarification of Council's direction to retain Mr. Brown to assist in the transfer of the rights.

A lengthy discussion ensued during which questions were raised regarding the process of negotiations of severance and transfer of water rights with ADWR.

Ramsey addressed his discussions ADWR and SRP, as well as with the owner, which has resulted in an offer to allow opening of an informal escrow for 30 days, with \$2,000 paid as earnest money to open escrow. He advised that Staff recommends that the Council make the purchase due to scarcity of surface water rights, and retain Mr. Brown to assist in the transfer of the rights.

A motion by Baker, seconded by Dickinson, to direct staff to set up an escrow account for \$2,000.00, and retain the services of David Brown to represent the Town in the purchase of 16 shares of Verde Ditch water rights; and for staff to work with Mr. Brown to set up work sessions and related legal work failed due to a tie vote. Baker, Dickinson, and Redinger voted yes. Gioia, Eberhard and Hauser voted no.

**Public Input:**

Marshall Whitmire commended Councilor Gioia for recommending that this potential purchase should be entered into with restraint.

9. **Call to the Public for Items not on the Agenda.**

There was no public input.

10. **Manager/Staff Report.**

There was no Manager Report.

11. **Council Information Reports.**

Baker advised that she attended the CBRC Economic Development Forum and would be providing information she received to Council Members.

12. **Adjournment.**

The meeting was adjourned at 7:45 p.m.

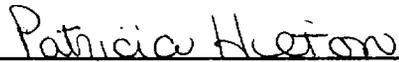


Brenda Hauser  
Brenda Hauser, Vice Mayor

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Council Hears Planning and Zoning of the Town Council of Camp Verde, Arizona, held on the 25th day of April 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 28th day of April 2001.



Patricia Hilton  
Patricia Hilton, Recording Secretary

**ACTIONS TAKEN  
COUNCIL REGULAR SESSION  
WEDNESDAY, MAY 2, 2001  
6:30 P.M.**

*Corrected*

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
- a. **Approval of the Minutes:**
    - 1) Regular Session – April 18, 2001
    - 2) Special Session – April 18, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session – May 16, 2001 at 6:30 p.m.
    - 2) Council Hears Planning & Zoning Matters – May 23, 2001 at 6:30 p.m.
    - 3) Regular Session – June 6, 2001 at 6:30 p.m.
    - 4) Regular Session – June 20, 2001 at 6:30 p.m.
    - 5) Council Hears Planning & Zoning Matters – June 27, 2001 at 6:30 p.m.
  - c. **Possible approval of Resolution 2001-474, authorizing submission of COPS in Schools 2001 grant application to provide a school resource officer for placement in the Camp Verde Unified School District. No matching funds are required.**
  - d. **Possible approval of Ordinance 2001-A181 approving Zoning Map Change 2001-02 for parcels 403-22-015, 403-22-016, 403-22-017, 403-22-018A and 403-22-024 from C2-CU to C2. The purpose of this Zoning Map Change is to remove the conditional use designation from the commercial zoning of the parcels.**

Councilor Giola requested that item 4.c be removed from the Consent Agenda for discussion.

Mayor Miller advised that an Executive Session to discuss pending litigation should be set for May 16, 2001 at 6:00 p.m.

On a motion by Dickinson, seconded by Hauser, the Council voted unanimously to approve the Consent Agenda as presented.

After confirmation from Marshal Wischmeyer that the requirement to retain the officer for at least one year after the grant funds were expended and a motion by Giola, seconded by Redinger, the Council voted unanimously to approve Resolution 2001-474, authorizing submission of the COPS in Schools 2001 grant application.

5. **Call to the Public for Items not on the Agenda**

Jim Houlihan presented a letter to Council, a copy of which is attached and becomes a permanent part of this record. He requested that Council review the Manager's policy of requiring a notarized statement from a homeowner before a permit can be issued. He said that he's found that homeowners are reluctant to sign such a power of attorney, thinking that their positions are somehow compromised. He asked Council to consider doing away with this policy.

There was no other public input.

6. **Presentation of certificates of appreciation to the Rainbow Acres "Camp Verde Beautification Crews".**

Council took no action on this item.

7. **Quarterly reports from the following:**

- a. **Library Advisory Commission**
- b. **Planning & Zoning Commission**
- c. **Camp Verde Trails Committee**

Council took no action on this item.

8. **Possible recommendation to have a pathway on the north side of Salt Mine Road be incorporated simultaneously with the upcoming paving project from Highway 260 to the Verde Ditch as requested by the Camp Verde Trails Committee.**

On a motion by Gioia, seconded by Hauser, the Council voted unanimously to direct staff to return with an assessment of the rights-of-way, feasibility of moving the road 2 feet to the south with a 6 foot path on the north side, cost estimates and other options toward the eventual construction of the pathway on Salt Mine Road at the next regular session.

9. **Possible approval of policies and procedures for naming parks and facilities.**

On a motion by Redinger, seconded by Baker, the Council voted unanimously to approve the policies and procedures for naming parks and facilities, as presented.

10. **Call to the Public for Items not on the Agenda.**

Ira Piper invited Council to attend a Forest Service meeting on May 4<sup>th</sup> at 3:30 p.m. where discussion would take place concerning the ban of ATVs from forest lands. He advised that he was gathering signatures for a petition to protest the proposed ban.

There was no other public input.

11. **Advanced Approvals**

1) **Possible approval of an additional court clerk.\***

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to approve the addition of a court clerk as presented. Judge McElhaney asked for clarification that he would be permitted to hire one clerk now, and another after the budget was approved. Council confirmed dealt that it would be dealt with in the budget process.

12. **Manager/Staff Report**

Clerk Barber reported that a vacancy would occur on the P&Z Commission when Councilor-elect John Reddell assumed his position in June. She explained that by the time the position was advertised and filled, the new appointment would probably only be able to attend two meetings before the term expired in September. She said that Manager Roberts recommended that the position be advertised and the appointment made to fill Reddell's remaining term and continuing with the new 3-year term. Council agreed that this was appropriate. Barber also reported that the mail ballots had been sent out and the election was going well.

Marshal Wischmeyer invited Council to attend the community assessment meeting on May 8<sup>th</sup> from 7:00 p.m. to 9:00 p.m. in the Council Chambers. He explained that this was part of the Community Policing Project.

Community Services Director Lee invited Council to attend the first 'Trees in Memory' program on Saturday. He said that the cost was \$150 per tree.

13. **Council Informational Reports:**

Vice Mayor Hauser reported that the Fair started today and that the children would be selling their animals.

Baker advised that she attended Head Start's 35<sup>th</sup> anniversary celebration and was presented with a Certificate of Participation. She gave the certificate to the Mayor and said that it was a pleasure to attend the event and that she appreciated the positive impact that Head Start made in Camp Verde.

Gioia said that she attended the Camp Verde Transit Study meeting just before the Council meeting, and that there were very few people in attendance.

Redinger reported that Sedona refused to allow sandwich signs in their city promoting Camp Verde's Pecan and Wine festival, yet he noticed Sedona signs at a local business. Mayor Miller explained that she also saw the signs and went to investigate. She said that it was actually a time-share activity.

Mayor Miller reported that she attended the open house festivities for the new Sunny Side Park, and that it was a very nice event. She also reported that she had spoken with Transportation Board members about the SR 260 project being dropped from ADOT's 5-year plan. She said that they were very surprised, as they believed it had been funded. She said that she hoped that the project might be reconsidered since the Board members thought it was funded. Miller also asked that staff look into the permit process that Mr. Houlihan brought up and report back to Council.

14. **Adjournment**

The meeting was adjourned at 8:45 p.m.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, MAY 2, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public Input, where appropriate, is heard prior to the motion.**

**1. Call to Order.**

Mayor Miller called the meeting to order at 6:30 p.m.

**2. Roll Call.**

Mayor Miller, Vice Mayor Hauser, Councilors Dickinson, Gioia, Eberhard, Baker and Redinger were present.

**Also Present:**

Town Attorney Ron Ramsey, General Services Director Bill Lee, Marshal Wischmeyer, Magistrate McElhaney, Councilor-elect John Reddell, Library Commission Chairman Roger Doering, Trails Committee Chairman Lynn Reddell and Vice-Chairman Ron Smith, Town Clerk Deborah Barber and Recording Secretary Patricia Hilton.

**3. Pledge of Allegiance.**

Councilor Eberhard led the Pledge of Allegiance.

**4. Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

**a. Approval of the Minutes:**

- 1) Regular Session - April 18, 2001
- 2) Special Session - April 18, 2001

**b. Set Next Meeting, Date and Time:**

- 1) Regular Session - May 16, 2001 at 6:30 p.m.
- 2) Council Hears Planning & Zoning Matters - May 23, 2001 at 6:30 p.m.
- 3) Regular Session - June 6, 2001 at 6:30 p.m.
- 4) Regular Session - June 20, 2001 at 6:30 p.m.
- 5) Council Hears Planning & Zoning Matters - June 27, 2001 at 6:30 p.m.

- c. **Possible approval of Resolution 2001-474, authorizing submission of COPS in Schools 2001 grant application to provide a school resource officer for placement in the Camp Verde Unified School District. No matching funds are required.**
- d. **Possible approval of Ordinance 2001-A181 approving Zoning Map Change 2001-02 for parcels 403-22-015, 403-22-016, 403-22-017, 403-22-018A and 403-22-024 from C2-CU to C2. The purpose of this Zoning Map Change is to remove the conditional use designation from the commercial zoning of the parcels.**

Councilor Gioia requested that item 4.c be removed from the Consent Agenda for discussion.

Mayor Miller advised that an Executive Session to discuss pending litigation should be set for May 16, 2001 at 6:00 p.m.

On a motion by Dickinson, seconded by Hauser, the Council voted unanimously to approve the Consent Agenda as presented.

After confirmation from Marshal Wischmeyer that the requirement to retain the officer for at least one year after the grant funds were expended and a motion by Gioia, seconded by Redinger, the Council voted unanimously to approve Resolution 2001-474, authorizing submission of the COPS in Schools 2001 grant application.

5. **Call to the Public for Items not on the Agenda.**

Jim Houlihan presented a letter to Council, a copy of which is attached and becomes a permanent part of this record. He requested that Council review the Manager's policy of requiring a notarized statement from a homeowner before a permit can be issued. He said that he's found that homeowners are reluctant to sign such a power of attorney, thinking that their positions are somehow compromised. He asked Council to consider doing away with this policy.

There was no other public input.

6. **Presentation of certificates of appreciation to the Rainbow Acres "Camp Verde Beautification Crews".**

Miller presented Certificates of Appreciation to Rainbow Acres' Camp Beautification Crew Members Sharlee Brogdon, John Fleck, Trudy Schock, Greg Lattanzi, Tom Banta, Kent Stowell, Larry Fairfax, Steve Walker, Gordon Stewart, Peter Sundstedt and Keith Cunningham in recognition of their valuable contributions to the Town.

Council took no action on this item.

**Public Input:**

There was no public input.

7. **Quarterly reports from the following:**  
**a. Library Advisory Commission**  
**b. Planning & Zoning Commission**  
**c. Camp Verde Trails Committee**

Commission and Committee representatives reported on activities undertaken by their respective groups. Presenters were commended for the number and quality of items listed in the presentations.

Council took no action on these items.

**Public Input:**

There was no public input.

8. **Possible recommendation to have a pathway on the north side of Salt Mine Road be incorporated simultaneously with the upcoming paving project from Highway 260 to the Verde Ditch as requested by the Camp Verde Trails Committee.**

Smith addressed a recommendation from the Trails Committee that Council consider incorporating a pathway on the north side of Salt Mine Road simultaneously with the Town's upcoming paving project from Highway 260 to the Verde Ditch. He called the Council's attention to an inclusion in the General Plan supporting the development of alternative transportation routes. He reviewed the reasons for the request and the need for a safe designated area for pedestrians and equestrians and commented that this would be an opportunity to provide a safe pathway away from the paved road. He advised that this pathway would also be historic in nature. He commented on safety issues of hikers, walkers and equestrian traffic on Salt Mine Road and concerns regarding vehicles traveling at a high rate of speed, as well as school bus and emergency vehicle traffic.

Lee presented information on the Town's schedule of upcoming paving and overlay projects.

Following discussion of a variety of design possibilities, Council expressed an interest in hearing a formal presentation from staff on the feasibility of this project at their next meeting.

On a motion by Gioia, seconded by Hauser, the Council voted unanimously to direct staff to return with an assessment of the rights-of-way, feasibility of moving the road 2 feet to the south with a 6 foot path on the north side, cost estimates and other options toward the eventual construction of the pathway on Salt Mine Road at the next regular session.

**Public Input:**

Comments in support of the proposed paving project were heard from Mike Brisenfeather, Tom Goslin, Mary Jane Goslin, Vern Dabr and Dottie Dabr. Jim

Binnick addressed safety issues and potential increase in traffic along Salt Mine Road.

9. **Possible approval of policies and procedures for naming parks and facilities.**

Lee explained that the Parks and Recreation Commission has been discussing a request from the AYSO (American Youth Soccer Organization) asking the Town of Camp Verde to dedicate the old high school soccer field in memory of Nando Lucero Jr., an outstanding soccer player, who lost his life two years ago in a fatal car accident. He advised that the Commission agreed that a policy and process for naming parks, recreation facilities and special areas for the Town of Camp Verde would be appropriate and should be established. He explained that the Commission has researched the policies and procedures as established by other communities and recommends that Council adopt and establish criteria for naming of parks, recreation facilities, and other properties managed by the Town's Community Services Department. He advised that under the policy, recommendations for names of parks and recreation facilities would be made to the Parks and Recreation Commission, which shall forward no more than three recommendations for each facility to Council, who may accept the recommendations and shall make a final selection, or return to Parks and Recreation Commission for further review.

On a motion by Redinger, seconded by Baker, the Council voted unanimously to approve the policies and procedures for naming parks and facilities, as presented.

**Public Input:**

There was no public input.

10. **Call to the Public for Items not on the Agenda.**

Ira Piper invited Council to attend a Forest Service meeting on May 4<sup>th</sup> at 3:30 p.m. where discussion would take place concerning the ban of ATVs from forest lands. He advised that he was gathering signatures for a petition to protest the proposed ban.

There was no other public input.

11. **Advanced Approvals.**

**1) Possible approval of an additional court clerk.**

McElhaney addressed a request for Council to authorize the addition of one Court Clerk as soon as possible, and include a second Court Clerk in the next fiscal year budget. He explained that the workload at the Court has increased considerably, resulting in an urgent need for more staffing in order to maintain these levels of activity. He reviewed a statistical report of monthly activity representing a dramatic increase in the number of cases filed.

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to approve the addition of a court clerk as presented. Judge McElhane asked for clarification that he would be permitted to hire one clerk now, and another after the budget was approved. Council confirmed that it would be dealt with in the budget process.

12. **Manager/Staff Report.**

Clerk Barber reported that a vacancy would occur on the Planning and Zoning Commission when Councilor-elect John Reddell assumed his position in June. She explained that by the time the position was advertised and filled, the new appointment would probably only be able to attend two meetings before the term expired in September. She said that Manager Roberts recommended that the position be advertised and the appointment made to fill Reddell's remaining term and continuing with the new 3-year term. Council agreed that this was appropriate. Barber also reported that the mail ballots had been sent out and the election was going well.

Marshal Wischmeyer invited Council to attend the community assessment meeting on May 8<sup>th</sup> from 7:00 p.m. to 9:00 p.m. in the Council Chambers. He explained that this was part of the Community Policing Project.

General Services Director Lee invited Council to attend the first 'Trees in Memory' program on Saturday. He said that the cost was \$150 per tree.

13. **Council Informational Reports:**

Vice-Mayor Hauser reported that the Fair started today and that the children would be selling their animals.

Baker advised that she attended Head Start's 35<sup>th</sup> anniversary celebration and was presented with a Certificate of Participation. She gave the certificate to the Mayor and said that it was a pleasure to attend the event and that she appreciated the positive impact that Head Start made in Camp Verde.

Gioia said that he attended the Camp Verde Transit Study meeting just before the Council meeting, and that there were very few people in attendance.

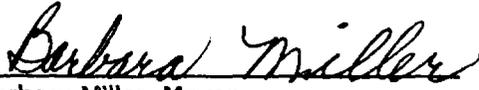
Redinger reported that Sedona refused to allow sandwich board signs in their city promoting Camp Verde's Pecan and Wine festival, yet he noticed Sedona signs at a local business. Mayor Miller explained that she also saw the signs and went to investigate. She said that it was actually a time-share activity.

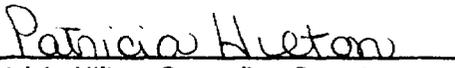
Mayor Miller reported that she attended the open house festivities for the new Sunny Side Park, and that it was a very nice event. She also reported that she had spoken with Transportation Board members about the SR 260 project being dropped from ADOT's 5-year plan. She said that they were very surprised, as

they believed it had been funded. She said that she hoped that the project might be reconsidered since the Board members thought it was funded. Miller also asked that staff look into the permit process that Mr. Houlihan brought up and report back to Council.

14. **Adjournment.**

The meeting was adjourned at 8:45 p.m.

  
Barbara Miller, Mayor

  
Patricia Hilton, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 2nd day of May 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 4th day of May 2001.

  
Deborah Barber, Town Clerk

## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, MAY 2, 2001  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Regular Session - April 18, 2001
    - 2) Special Session - April 18, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session - May 16, 2001 at 6:30 p.m.
    - 2) Council Hears Planning and Zoning Matters - May 23, 2001 at 6:30 p.m.
    - 3) Regular Session - June 6, 2001 at 6:30 p.m.
    - 4) Regular Session - June 20, 2001 at 6:30 p.m.
    - 5) Council Hears Planning and Zoning Matters - June 27, 2001 at 6:30 p.m.
  - c. **Possible approval of Resolution 2001-474, authorizing submission of 'COPS in schools 2001' grant application to provide a school resource officer for placement in the Camp Verde Unified School District. No matching funds are required.**
  - d. **Possible approval of Ordinance 2001-A181 approving Zoning Map Change 2001-02 for parcels 403-22-015, 403-22-016, 403-22-017, 403-22-018A and 403-22-024 from C2-CU to C2. The purpose of this Zoning Map Change is to remove the conditional use designation from the commercial zoning of the parcels.**
5. **Call to the Public for Items not on the Agenda**

Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

**Public input may be invited on the following items: All expenditures are budgeted items unless otherwise noted by "\*\*\*.**

6. **Presentation of certificates of appreciation to the Rainbow Acres 'Camp Verde Beautification Crews'.**

7. **Quarterly reports from the following:**
  - a. **Library Advisory Commission**
  - b. **Planning and Zoning Commission**
  - c. **Camp Verde Trails Committee**
8. **Possible recommendation to have a pathway on the north side of Salt Mine Road be incorporated simultaneously with the upcoming paving project from Highway 260 to the Verde Ditch as requested by the Camp Verde Trails Committee.**
9. **Possible approval of policies and procedures for naming parks and facilities.**
10. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

11. **Advanced Approvals**
  - a) **Possible approval of an additional court clerk.\***
12. **Manager/Staff Report**
13. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
14. **Adjournment**

Posted by: Cathy Brown

Date/Time: April 27, 2001; 9:30 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**EXECUTIVE SESSION**



**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106**

**WEDNESDAY, MAY 16, 2001  
6:00 P.M.**

1. Call to Order
2. Roll Call

**Discussion in Executive Session of the Following:**

3. Legal Advice (update) on all Pending Litigation Per A.R.S. §38-431.03.A.3.
4. Adjournment

Posted by: *V. Jensen*

Date/Time: *5-11-01 9:00 a.m.*

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**ACTIONS TAKEN  
COUNCIL REGULAR SESSION  
WEDNESDAY, MAY 16, 2001  
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
- a. **Approval of the Minutes:**
    - 1) **Joint Special Session with Chamber of Commerce-April 24, 2001**
    - 2) **Council Hears Planning and Zoning Matters-April 25, 2002**
    - 3) **Regular Session-May 2, 2001**
  - b. **Set Next Meeting, Date and Time:**
    - 1) **Council Hears Planning and Zoning Matters-May 23, 2001 at 6:30 p.m.**
    - 2) **Joint Special Session with Chamber of Commerce-May 24, 2001 at 10:00 a.m.**
    - 3) **Regular Session-June 6, 2001 at 6:30 p.m.**
    - 4) **Regular Session-June 20, 2001 at 6:30 p.m.**
    - 5) **Council Hears Planning and Zoning Matters-June 27, 2001 at 6:30 p.m.**
    - 6) **Budget Work Sessions**
  - c. **Possible approval of letter to the Bureau of Reclamation expressing appreciation for their support of the Verde Canyon Railway trips.**
  - d. **Possible authorization to participate in the Verde Valley Employee Benefit Trust; cancel Blue Cross/Blue Shield and Delta Dental insurance policies effective July 1, 2001; and have the Town Manager, or his designee to serve as representative to the Verde Valley Employee Benefit Trust.**

On a motion by Jim Redinger, seconded by Hauser the Council voted to approve the Consent agenda as amended.

5. **Call to the Public for Items not on the Agenda**

Leon Raper stated he was concerned with Verde Overland Transit System and the low number of passengers. Stated the Town needs to place advertisement on the bus because it currently looks like a prison bus. He advised that Cindy Bennick of Sign Crafters volunteered signs.

6. **Parks & Recreation Commission quarterly report.**

Council took no action this item.

7. **Direction to staff regarding alternative sites for Community Park**

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to direct staff to send a letter to the secretary and appropriate representatives stating Council's understanding when supporting the bill; to research other sites, including the Old Airport Site, and to bring this information back to Council.

8. **Direction to staff concerning pathway along Salt Mine Road.**

Directed staff to research 'rumble strip' to delineate path & bring information back to Council

9. **Discussion of the Camp Verde Historical Society proposal concerning Town property and possible scheduling of a Joint Work Session.**

Council discussed items 9 & 13 together. On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to set a Joint Work Session, with the Historical Society, Main Street Beautification Committee, and Economic Development Committee to discuss redevelopment of Main Street.

10. **Possible approval of P&Z Commission recommendation to amend Section #10 of Resolution 2000-447 (Establishing meeting policies and procedures for Council and all Town Commissions). The proposed amendment will require all May and Council correspondence pertinent to the commission to be distributed to the Commission within one business day.**

On a motion by Baker, seconded by Miller, the council moved to strike this item from the agenda. Gioia voted no.

11. **Possible approval of Resolution 2001-475 "Adopting Procedures for Public Participation in the General Plan Amendment Process."**

On a motion by Jackie Baker, seconded by Barbara Miller the council voted to approve Resolution 2001-475. Motion failed with Miller, Hauser, Dickinson, Eberhard, Gioia, Redinger voting no. Council decided to bring this back to the next meeting with answers to their questions.

12. **Possible approval of Ordinance 2001-A182, "An Ordinance of the Town of Camp Verde, Yavapai County, Arizona, Establishing Magistrate Court Administration Fees."**

On a motion by Redinger, seconded by Eberhard, the Council voted unanimously to approve Ordinance 2001-A182, an Ordinance of the Town of Camp Verde, Yavapai County Arizona, Establishing Magistrate Court administration fees.

13. **Possible approval of the Camp Verde Main Street Beautification Committee's consensus dated April 19, 2001.**

See item #9

14. **Possible reconsideration regarding the development of a 'Code of Conduct' for public officials.**

On a motion by Miller, seconded by Redinger, The council voted unanimously to bring back on Consent Agenda the "Code of Conduct" at the next meeting.

15. **Call to the Public for Items not on the Agenda**

There was no public input

16. **Advanced Approvals**

- a) **Possible approval to purchase Sullivan Lane for back taxes in the amount of \$364.57 from Yavapai County. \***

On a motion by Baker, seconded by Redinger the council voted to approve the purchase of Sullivan Lane for back taxes in the amount of \$364.57. Eric Eberhard declared a conflict of interest.

On a motion by Barbara Miller, seconded by Jackie Baker, Council voted to approve an amount not to exceed \$600 for mediation services to address sensitive issues between Town of Camp Verde and the Chamber of Commerce. Gioia voted no; Redinger abstained.

17. **Manager/Staff Report**

Manager Roberts reported that he had changed the Building Departments policy of requiring a notarized Power of Attorney to a statement appointing the contractors as agent for the homeowner.

18. **Council Informational Reports**

Barbara Miller reported they would be a tree planting in memory of Mark Balfour at 7:00 a.m. on Friday in front of the Community Pool. Jim Redinger stated he attended the tree planting ceremony and it was very enjoyable. Benches are available for purchase.

19. **Adjournment:**

The meeting was adjourned at 10:30

## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, MAY 16, 2001  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Joint Special Session with Chamber of Commerce – April 24, 2001
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  - b. **Set Next Meeting, Date and Time:**
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    - 5) Council Hears Planning and Zoning Matters – June 27, 2001 at 6:30 p.m.
    - 6) Budget Work Sessions
  - c. **Possible approval of letter to the Bureau of Reclamation expressing appreciation for their support of the Verde Canyon Railway trips.**
  - d. **Possible authorization to participate in the Verde Valley Employee Benefit Trust; cancel Blue Cross/Blue Shield and Delta Dental insurance policies effective July 1, 2001; and have the Town Manager, or his designee to serve as representative to the Verde Valley Employee Benefit Trust.**
5. **Call to the Public for Items not on the Agenda** (Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.)

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**Public input may be invited on the following items: All expenditures are budgeted items unless otherwise noted by "\*\*".**

6. **Parks and Recreation Commission quarterly report.**
7. **Direction to staff regarding alternative sites for the Community Park.**
8. **Direction to staff concerning pathway along Salt Mine Road.**
9. **Discussion of the Camp Verde Historical Society proposal concerning Town property and possible scheduling of a Joint Work Session.**

10. **Possible approval of P&Z Commission recommendation to amend Section #10 of Resolution 2000-447 (Establishing meeting policies and procedures for Council and all Town Commissions). The proposed amendment will require all Mayor and Council correspondence pertinent to the Commission to be distributed to the Commission within one business day.**
11. **Possible approval of Resolution 2001-475 "Adopting Procedures for Public Participation in the General Plan Amendment Process."**
12. **Possible approval or Ordinance 2001-A182, "An Ordinance of the Town of Camp Verde, Yavapai County, Arizona, Establishing Magistrate Court Administrative Fees."**

*Councilor Baker requested the following item(s):*

13. **Possible approval of the Camp Verde Main Street Beautification Committee's consensus dated April 19, 2001.**

*Mayor Miller requested the following item(s):*

14. **Possible reconsideration regarding the development of a 'Code of Conduct' for public officials.**
15. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

16. **Advanced Approvals**
  - a) **Possible approval to purchase Sullivan Lane for back taxes in the amount of \$364.57 from Yavapai County.\***
17. **Manager/Staff Report**
18. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
19. **Adjournment**

Posted by: Virginia Jones

Date/Time: 5-11-2001 11:00 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, MAY 16, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

**1. Call to Order.**

Mayor Barbara Miller called the meeting to order at 6:30 p.m.

**2. Roll Call.**

Mayor Barbara Miller, Mayor-elect Brenda Hauser, Councilors Mitch Dickinson, Tony Gioia, Eric Eberhard, Jackie Baker and Jim Redinger were present.

**Also Present:**

Town Manager John Roberts, Senior Planner Nancy Buckel, Town Attorney Ron Ramsey, General Services Director Bill Lee, Financial Director Dane Bullard, Magistrate McElhaney, Parks and Recreation Commission Chairman Jim Ellington, Councilor-elect John Reddell, Town Clerk Deborah Barber and Recording Secretary Patricia Hilton.

**3. Pledge of Allegiance.**

Councilor Redinger led the Pledge of Allegiance.

**4. Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

**a. Approval of the Minutes:**

- 1) Joint Special Session with Chamber of Commerce - April 24, 2001.
- 2) Council Hears Planning and Zoning Matters - April 25, 2001
- 3) Regular Session - May 2, 2001.

**b. Set Next Meeting, Date and time:**

- 1) Council Hears Planning and Zoning Matters - May 23, 2001 at 6:30 p.m.
- 2) Joint Special Session with Chamber of Commerce - May 24, 2001 at 10:00 a.m.
- 3) Regular Session - June 6, 2001 at 6:30 p.m.
- 4) Regular Session - June 20, 2001 at 6:30 p.m.

- 5) Council Hears Planning and Zoning Matters - June 27, 2001 at 6:30 p.m.
  - 6) Budget Work Sessions.
- c. **Possible approval of letter to the Bureau of Reclamation expressing appreciation for their support of the Verde Canyon Railway trips.**
  - d. **Possible authorization to participate in the Verde Valley Employee Benefit Trust; cancel Blue Cross/Blue Shield and Delta Dental insurance policies effective July 1, 2001; and have the Town Manager, or his designee to serve as representative to the Verde Valley Employee Benefit Trust.**

On a motion by Redinger, seconded by Hauser, the Council voted unanimously to approve the Consent agenda, with a correction to the Minutes of the April 24, 2001 Joint Special Session Meeting - Item #2, Roll Call - changing the name 'Luksion' to 'Luksich'; a correction to the Minutes of the May 2, 2001 Regular Meeting - Item #8, Public Input, to include comments made by Jim Binnick; and additions of a Work Session on Tuesday, May 29 at 6:30 p.m. to discuss the acquisition of water rights and a Budget Work Session on Wednesday, June 13th at 6:30 pm.

5. **Call to the Public for Items not on the Agenda.**

Leon Raper stated he was concerned with the low number of passengers on the Verde Overland Transit System Bus. He stated the bus currently looks like a prison bus, and encouraged Council to place advertisement on it. He advised that Cindy Bennick of Sign Crafters does volunteer sign work.

Lee announced that the Camp Verde Community Players would perform the comedy play 'Enter Pharoah Nussbaum' on June 8-10.

6. **Parks & Recreation Commission quarterly report.**

Ellington reported on activities undertaken by the Parks and Recreation Commission.

The Commission took no action on this item.

**Public Input:**

There was no public input.

7. **Direction to staff regarding alternative sites for Community Park.**

Lee explained that he and Mayor Miller recently met with Jim Golden of the Coconino Forest in regards to the 219 acres for the proposed park, during which they were advised of plans to sell the property to the highest bidder to obtain the full value of the land. He advised that a decision on how the sale would be handled will be not be known until mid-summer. He explained that the Parks and Recreation Commission have selected the old air strip site as their choice for a first alternative site. He requested Council submit a letter stating their position

of support for the purchase of the Camp Verde Ranger Station Administrative Site.

Roberts explained that the Secretary of Agriculture has been sent a letter clarifying Council's understanding that the Town will be given the first right of refusal at appraised value to acquire the property.

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to direct staff to send a letter to the secretary and appropriate representatives stating Council's understanding when supporting the bill; to research other sites, including the Old Airport Site, and to bring this information back to Council.

**Public Input:**

There was no public input.

8. **Direction to staff concerning pathway along Salt Mine Road.**

Lee explained that, as directed by Council, staff has researched this issue and recommends a pathway be incorporated on the south side of Salt Mine Road directly next to the main road. He advised that a pathway on the south side would not impact the steep slopes on the north and would result in better drainage for the road system. He advised that weeds and material replacement would result in a constant maintenance problem if decomposed granite were used. He addressed plans to build the road to a width of 24 feet within the next few weeks, that could be widened to a 29-foot strip with a 5-foot pathway. He recommend that a five-foot pathway be placed with millings on the south side of Salt Mine directly next to the road, with the area striped as a bike lane.

The Council took no action, but directed staff to research a "rumble strip" to delineate the path and bring this information back to Council.

**Public Input:**

There was no public input.

*Miller recessed the meeting at 7:15 p.m. for the purpose of moving to Room 206 to accommodate the large audience. The meeting was reconvened at 7:25 p.m.*

9. **Discussion of the Camp Verde Historical Society proposal concerning Town property and possible scheduling of a Joint Work Session.**

Roberts explained that the Town has received a proposal from the Camp Verde Historical Society concerning the use of Town property. He recommended Council review and discuss the proposal and set a work session to meet with representatives of the Historical Society to discuss specific details of the proposal.

Bill Cowan of the Camp Verde Historical Society presented a certificate of appreciation to Dickinson for his work on the Clear Creek Church project. He also presented a proposal from the Camp Verde Historical Society to enter into

an agreement with the Town to develop a new and expanded Camp Verde Historical Museum. He reviewed the Historical Society's proposal that the Town work with the Society to rehabilitate the Mattress Shop and the old grade school building, and when complete, the Society would move their offices in the Mattress Shop and the Old School Building would be used to develop a museum highlighting local history.

Baker asked for clarification on why the Historical Society did not express an interest in using the property until after the Town purchased the property. She also asked if existing property owned by the Historical Society could be used for their offices.

*Council Baker requested the following verbatim minutes:*

Eberhard: "I think this agreement has some merit. I think there is some relationship to another agenda item tonight and probably my recommendation is going to be to use work sessions to work some of these issues out. Therefore, I would suggest that we schedule a work session, but we also schedule a work session to deal with the downtown development."

Miller: "Since, I do not know if I will be on this Council when the work sessions are held or not so, I am going to say my piece. First of all I was a strong advocate for buying this property. There was some who did not want to spend the money for it. They didn't see the sense in it. Why should we buy that property? I spoke in favor of buying that property because it felt it was important for the Town to own that piece of property and have it in it's control because it is the gateway of our Town. Now I am a member of the friends of historic Fort Verde. We are promoting Fort Verde. We are trying to get more people to come to Fort Verde. We know the downtown revitalization is important for our downtown businesses and for our Town. So we know it is important to get people into our downtown area and get them out of their cars so they can walk around and shop at our local businesses. I supported purchasing this property with the idea of tearing that building down and I did not hear any of this outcry at that time when I proposed that and, and said we need to buy it because, and I will say this again because people they don't like what I want to do with it, but I was for tearing the building down. I proposed a courtyard type of landscaping in front of the property. Wrapping the court yard around the Chamber of Commerce and having parking in the rear because if we are going to promote the fort which is our only historical thing that brings people from all over the United States to this town, to the downtown, we have to have a place for them to park. We have to have attractive places for them to get out and sit so they can romper around a pedestrian friendly downtown. Now this is why I supported it. This is why I supported it when other members of the Council did not want to spend the money. That was my idea of what to do with that property. I just want that to be clear so that there is work sessions in the future and I am not a part of it, I want you to know that I supported the purchase when some of the other Council Members did not and this was the reason why and I had no one stand up and say the things I am hearing tonight.

There is a lot of options that can be done. I think history is what makes Camp Verde unique in the Verde Valley. I support our history, but I also know that in order to bring them downtown we got to provide for those people and that's the only thing that is going to keep our downtown vibrant and alive. Now as far as this draft agreement between the Historical Society and the Town of Camp Verde I support a museum 100 percent. I think that is a wonderful idea. I still think that we need something else down at that location for the mattress shop. There is options if people think that it is important that it can be relocated and a foundation built for it somewhere else. I support history, but I also strongly support buying this property and as far as this agreement with the Historical Society here I think that it is a little bit unreasonable as far as the cost to the Town to do. That is we are required to have a qualified, professional, historical architect to restore it. We know that is going to cost approximately \$75,000. That is the range that it is in. We have already spent \$83,000 or \$85,000 to buy it. \$86,000 to buy it. It is going to be another \$75,000 to restore it and if I am reading the report right that is just the core of the house, which is 1,100 square foot core of the house. It is going to cost \$75,000 to restore it and then the Historical Society would move into the mattress shop. Then the Town is required to secure the services of a qualified museum professional to develop a museum building and exhibition plans for review and all of this has to be done by the approval of the Society and the Town Council. The Historical Society would be paying \$1.00 per year for the rent of the new building, but this school building, the 1912 school building could never be used for anything else but a museum. So in my reading this, basically, the Historical Society would have control of two buildings for \$1.00 a year and when I have sat here and heard complaints by numerous Council Members of the Chamber, that of Camp Verde, only having to pay \$1.00 per year for a building and they are giving \$45,000 to promote tourism and, and reach out in a way to other Towns to bring people here and they want to know what we are getting for our money, I, I ask myself how can we put these two things together and see that we are getting, quote, our dollars worth in this proposal. So I would, I just want to put my feelings out there, as I may not be here to be making these decisions, but I want you to know that I feel this particular agreement is unreasonable as far as the cost and the maintenance and operation of the Town of Camp Verde and also I supported to buy that property in order to remove that building and do something attractive is a gateway into our Town. Does anyone else have a comment?"

Eberhard: "I will point out that regardless of what, why the Mayor voted to regarding this property, the Council always intended to restore the building. We had a historical survey done to see the historic value of the building and we also got an estimate, which we paid for, on what it would cost to restore the building and that Council voted for that every time. Again, I would like to recommend and make a motion if you are ready to schedule a work session in conjunction with any work sessions we might have on the Main Street redevelopment.

Miller: I think Jim has a comment.

Redinger: Just a comment that this is a draft agreement. Since nothing has been negotiated I would much prefer to, like Eric says, sit down let's have a conversation about this agreement. We may not come to an agreement with the Historical Society, but I think we owe it to them and ourselves to talk about this before we make any decision. I understand that our Town Manager recommended that it be delayed a week from today instead of having it on today, but he was overruled. I would just as soon not talk about this tonight. I would like to table this.

Hauser: I second.

Eberhard: We don't want to table this.

Baker: Wait a minute.

Miller: Just a moment. OK. Because you know if I had taken that as a motion and your (Hauser interrupts) second.

Redinger: I did not make that motion. I am just saying that's what I want to do.

Miller: Yes, that's correct.

Redinger: I want to give everybody a chance to talk first.

Miller: That's correct, you did not make a motion. Then, I think work sessions then are in order if you would like to set some work sessions.

Eberhard: I would like to make a motion that we schedule work sessions to discuss this draft agreement in conjunction with work sessions we may schedule for the Main Street development.

Hauser: Second.

Baker: For what?

Redinger: For what?

Baker: For Main Street development?

Eberhard: Yes, schedule in conjunction with any work sessions we would have for Main Street redevelopment. I didn't put a date on it. I thought we would wait until after (Baker interrupts.)

Baker: I thought we wanted to separate the work sessions. Isn't that what your memo said Tony?

Miller: We have a motion on the floor do I have a second?

Hauser: I'll second it.

Miller: OK. Motion was made by Eric Eberhard and seconded by Brenda. There were no dates set on this. Where there any dates that any Council Members want to do.

Gioia: Just some clarification.

Redinger: I don't know.

Gioia: We are talking about one work session for the full issue of Main Street and one for the McDonald building.

Eberhard: At, at least one work session. I am just saying that they seem to be some how related to each other. You know I guess during the course of the work session for Main Street we decide to tear it down we don't have to have a lot of conversation about this agreement. On the other hand, if we decide to keep the building then it is appropriate to talk about it at that time.

Miller: Do you want to repeat that again? Sorry, Eric.

Eberhard: The reason why I wanted to do it in one work session is because this agenda item is related to whatever item we are on.

Baker: How exactly is it related? I am asking; how exactly is it related? I am asking exactly, is it related to the main street project.

Eberhard: Because, (audience interrupts.)

Eberhard: I was going to say it is on Main Street and there is some discussion (Baker interrupts.)

Baker: So are a lot of other buildings.

Eberhard: There is some discussion in the various proposal as to whether that building should be moved, torn down, or preserved. I think there is some relationship there and it seems and to deal with them at the same time makes sense to me and I thought we would wait until agenda item 13 before we schedule the actual date.

Baker: OK.

Dickinson: I think there is obviously two varied opinions on this and both sides of this issue are very strong. I think Council needs to have discipline and leadership in this case and my suggestion would be is that we don't bicker between ourselves at Council level at this moment. That we provide some leadership and I think the best format would be to have a work session with the Historical Society, to have a work session with the Main Street Committee. Talk

amongst ourselves. Decide what the next course of action would be next, possibly a work session then with both the Historical Society and the Main Street Committee. Understanding that ultimately, it has to take some compromise. It's the Council's job to provide leadership and find us and direct us, lead us to the answers; not to bicker between ourselves about what we should do and shouldn't do. Anybody, that can think back in politics in this Town the last few years we can all agree that (inaudible) don't work. So let's just inaudible May is just swamped for me. Let's just make the motion to have work sessions with one and then the other and then the two together. In one similarity I can draw to this is a little bit inaudible where we started was when we decided, you know, to start exploring just the use of all the buildings and the tenants, the emotions ran high, and you know. The most stabilizing thing we did was have that work session where everybody came and talked and you know just looking at each other face to face it's just a lot more calming, it is a lot easier. So I would suggest that Council provide some discipline and leadership here and through work session format that I am describing.

Eberhard: I agree with Mitch and that is compatible with my motion that we schedule them in conjunction with each other.

Miller: Is there any further comment on the motion on the floor. All those in favor of the motion say I. Council voted yes.

Miller: Opposed. There is none. The motion carries unanimously.

*Verbatim minutes concluded.*

**Final Motion:**

On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to schedule work sessions to discuss the draft agreement in conjunction with work sessions that may be scheduled for the redevelopment of Main Street.

**Public Input:**

Marjorie Murdock gave a history of the Mattress Shop building, dating back to 1927.

Dale Kyllingstad commented that the Mattress Shop was for sale for over a year before the town purchased it, and no one had an interest in it. He also stated that it does not meet the requirements of a historical building.

Nora Graf urged Council to not lose the historical flavor of the Community.

Sheryl Eberhard stated that one of the stipulations of the General Plan is to support historical preservation and the Town should keep the building.

Barbie Bridge urged Council to follow the General Plan. She also stated that Mattress Shop is not restoration material, but can be rehabilitated.

Leon Raper urged Council to keep the building.

10. **Possible approval of P&Z Commission recommendation to amend Section #10 of Resolution 2000-447 (Establishing meeting policies and procedures for Council and all Town Commissions). The proposed amendment will require all May and Council correspondence pertinent to the commission to be distributed to the Commission within one business day.**

Baker distributed material from the Planning and Zoning manual and stated that since this item was brought to Council without authority by the Planning and Zoning Commission, it should be stricken from the Agenda.

Buckel explained this request was based on an incident in which Planning and Zoning documents, that not addressed correctly, were not received by all members of the Planning and Zoning Commission. She advised that the Planning and Zoning Commission has expressed a desire to receive copies of all correspondence addressed to the Town of Camp Verde, or the Council as a whole, related to the responsibilities of the Planning and Zoning Commission.

Roberts stated that he feels it would not be appropriate for the Town Council, unless they so choose as individuals, to have their mail copied to anyone other than other Council Members and in addition, staff does not want to be in the position of trying to interpret what is appropriate for the Commission to read from Councils' mail. He recommended that Council reject this request.

On a motion by Baker, seconded by Miller, the council moved to strike this item from the agenda. Gioia voted no.

**Public Input:**

There was no public input.

11. **Possible approval of Resolution 2001-475 Adopting Procedures for Public Participation in the General Plan Amendment Process.**

Buckel explained that a public participation plan that meets the state requirements is necessary in order for the Town to comply with state law and begin the General Plan Amendment process. She advised that staff recommends approval of a resolution adopting the public participation plan that meets the State Legislature requirements for the Town to accept public input and provide notification of amendments to the Town's General Plan.

Eberhard raised concerns regarding the difference in the definition of Major Amendments between the current plan and the 2002 revised plan. He stated that in addition, he was unaware that Council would be discussing the issue of restricting review of major amendments to the General Plan to an annual, single review at this time.

Roberts advised that Eberhard received unclear information and supported Council's tabling this issue. He stated that this is an issue of great importance and all Council Members should be clear and comfortable with the procedure.

Ramsey clarified that this Resolution was a policy to insure increased and continuous public participation, separate from other statutory requirements that are already in place. He addressed the current statute regarding an annual review of major amendments.

On a motion by Gioia, seconded by Redinger, the Council voted unanimously to Call for the Question.

A motion by Baker, seconded by Miller, to approve Resolution 2001-475 adopting procedures for public participation in the General Plan Amendment process failed with Miller, Hauser, Dickinson, Eberhard, Gioia, and Redinger voting no.

A motion by Redinger, seconded by Eberhard, to table this item until staff can return with additional information was withdrawn.

The Council took no further action, but directed staff to research further and bring additional information back to Council.

**Public Input:**

Leon Raper urged Council to table this item for further research. He also requested an opinion from legal counsel regarding the current public participation policy.

Roberts reminded Council that it would not be appropriate for the Town Attorney to respond to legal questions from the public.

12. **Possible approval of Ordinance 2001-A182, 'An Ordinance of the Town of Camp Verde, Yavapai County, Arizona, Establishing Magistrate Court Administration Fees.**

Ramsey explained that this ordinance addresses the establishment of court fees for services required enforcing collections or enhancing technology.

On a motion by Redinger, seconded by Eberhard, the Council voted unanimously to approve Ordinance 2001-A182, Ordinance of the Town of Camp Verde, Yavapai County Arizona, Establishing Magistrate Court Administrative fees.

13. **Possible approval of the Camp Verde Main Street Beautification Committee's consensus dated April 19, 2001.**

Baker explained that she requested this item to give Council an opportunity to receive public input on the Town's plan for the improvement of Main Street.

~~A~~ Lee summarized the current draft report prepared by Baker Consulting Group and Roberts reviewed staff's recommendations, and how their relation the recommendations made by the Main Street Beautification Committee.

Roberts explained that the Main Street Beautification Committee, staff, community development group and a number of individuals have reviewed the

A Baker Consultant study. He commented that there are three major points of contention: 1) whether or not the Mattress Shop will be kept or torn down; 2) whether or not there will be parking in front of the Chamber of Commerce and 3) whether or not there will be angled parking in the strip of property in front of Parks and Recreation and the old school house. He advised that staff supports the Main Street Committee's proposal with the following exceptions: 1) the Mattress Shop not be retained unless there is a purpose for it, and that Council delay any determination until after meeting with the Historical Society and downtown merchants; 2) if parking is eliminated in front of the Chamber of Commerce, funding will be needed to improve the back side of the current building; 3) delay any final action on parking in front of Parks and Recreation and the old school house, until a decision has been made on a museum and 4) parking lot into the new Town Hall, improve parking lot behind the Town Administration Building and approve angle parking in front of private businesses.

Gwen Gunnell gave a history of the Camp Verde Main Street Beautification Committee, and read a letter from Young Ho Kim, business owner, copies of which are attached and become a permanent part of this record.

*Councilor Baker requested the following verbatim minutes.*

Eberhard: "I was actually encouraged by this meeting. I think there is a great possibility of working out something which everyone is satisfied with. I think the one thing word I am hearing a lot of is parking and another word I am hearing a lot of is a save historic buildings and I think it's actually possible to do both things. I think we have plans like the General Plan, the plans like the Main Street Beautification Committee plan, the plan that the Town actually paid for, the Tejido plan and I think we should dig up all these plans we have for Main Street over the years. There must be 4 or 5 of them at least and put them all in a big stack and make sure we understand what everyone's issues are and have a couple of work sessions and see if we can accomplish something that would make everyone happy and I think that's possible."

Miller: Any further comments Council? If not, what is the desire of Council to do with this issue?

Eberhard: I think schedule work sessions.

Baker: I was just going to say, Eric, I was just going to say that Eric and Mitch have mentioned that and in talking with some of the property owners on Main Street they think, they believe that, that would be beneficial to us all, also and my only question would be, is it, would it still be necessary? I noticed in the Baker and Associates map that I have that there is a May 23<sup>rd</sup> presentation type thing that is in their schedule. Is that something we would still want to do at this point in time because we have discussed tonight; since we do want to have future work sessions. Could we just perhaps maybe postpone them until a later date and that would save staff some time also.

Miller: Do you want to schedule some dates? Someone needs to schedule work sessions.

Eberhard: I was going to say if we direct staff to call, because we have new Council Members here I think, to call around and get some dates and bring them back next week.

Baker: I don't...*inaudible portion.*

Member of the Audience: We cannot hear you down here.

Miller: Eric suggested because there is new Council Members going to be seated that staff call and get dates that would be convenient for everyone.

Eberhard: We also have to coordinate with Main Street Committee, a lot of people, and I think it would behoove us to just let them to try to core down the schedule.

Miller: OK. Let me just make sure I am understanding who is going to be at this work session. Who all are we talking about?

Eberhard: All, well I think since it is a public meeting I think it would be Council and anybody who cares.

Miller: Oh. Well. OK. You said Main Street Committee. I just wanted (*Eberhard interrupted.*)

Eberhard: I am assuming they will show up and assuming that the Committee Development Group will show up and citizens will show up and anybody who wants to come.

Redinger: The Historical Society.

Miller: Alright, is the consensus of the Council is, that, that staff contact the new Council-elect members that will be seated and come up with some dates and perhaps at the next meeting of the 23<sup>rd</sup> they can present those dates to us. Is that the consensus of Council?

Redinger: As long as it matches with the board, especially, the Main Street Committee. I assume they have a board.

Baker: Historical Society and ... (*Miller interrupts.*)

Miller: That is the consensus and that is direction to staff so we can move on from this item.

*This concludes the verbatim portion of the minutes.*

The Council took no action on this item, but reached a consensus to direct staff to contact new Council Members to coordinate work session dates and bring this information back to Council.

**Public Input:**

Dale Kyllingstad addressed the need for additional parking and commented that tourist will not park in a back lot and walk to Main Street.

Bob Simbric stated his support of a partnership between the Town and business sector.

Bill Cowan expressed concern regarding removal of the historic fence in front of the old school building.

Barbie Bridge commented that the historical fence was not an issue in the Holloman Street project and should not be a focal point.

*Mayor Miller recessed the meeting at 9:00 p.m. and reconvened at 9:10 p.m.*

Robert Foreman commented that the Town cannot build an economy on tourism alone and urged Council to support the Main Street Committee's recommendations.

14. **Possible reconsideration regarding the development of a 'Code of Conduct' for public officials.**

Miller introduced a suggested Code of Conduct for Council's consideration. She explained that these are the rules by which the Friends of Fort Verde operate, and that it works very well.

Eberhard requested clarification of the item printed on the agenda, indicating that this item was for Council's possible reconsideration.

Ramsey explained that if Council's previous motion on this issue did not include action to bring back a revised Code of Conduct, a vote to reconsider would be appropriate.

A motion by Miller, seconded by Redinger, to adopt a Code of Conduct was withdrawn.

On a motion by Miller, seconded by Redinger, the Council voted unanimously to reconsider a 'Code of Conduct' at their May 23rd meeting.

**Public Input:**

There was no public input.

15. **Call to the Public for Items not on the Agenda.**

There was no other public input.

16. **Advanced Approvals.**

- a) **Possible approval to purchase Sullivan Lane for back taxes in the amount of \$364.57 from Yavapai County.**

Eberhard declared a conflict of interest and left the meeting.

Roberts requested Council approve the acquisition of Sullivan Lane for back taxes in the amount of \$364.57 from Yavapai County. He advised that changes in State law require the County, on behalf of the State, to receive the back taxes to transfer the property to anyone, including other government agencies.

On a motion by Baker, seconded by Redinger, the council voted unanimously to approve the purchase of Sullivan Lane for back taxes in the amount of \$364.57.

Roberts explained that the State Attorney General's Office was contacted to mediate a meeting between the Council and Chamber of Commerce. He advised that there is a fee of \$600.00, plus associated costs for a meeting room.

On a motion by Miller, seconded by Baker, Council voted to approve an amount not to exceed \$600 for mediation services to address sensitive issues between Town of Camp Verde and the Chamber of Commerce, and direct staff to encourage the Chamber to share in the costs. Gioia voted no. Redinger abstained.

17. **Manager/Staff Report.**

Roberts updated the Council on an issue raised regarding the Building Department's policy requiring a notarized Power of Attorney appointing contractors as agents for homeowners. He advised Council of staff's intent to change the policy to modify the form to a designation of agent, rather than a Power of Attorney, and to not require it to be notarized.

18. **Council Informational Reports.**

Miller reported that there would be a tree planting ceremony in memory of Mark Balfour on May 18th at 8:00 a.m. in front of the Community Pool.

Redinger stated he attended the tree planting ceremony and it was very enjoyable. He advised that benches are also available for purchase. He also stated that volunteers would be dismantling buildings at Cowboys and Outlaws at 6:00 a.m. on May 19th.

19. **Adjournment.**

The meeting was adjourned at 10:30 p.m.

Brenda Hauser

Brenda Hauser, Mayor

Patricia Hilton

Patricia Hilton, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 16th day of May 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 19th day of May 2001.

Deborah Barber

Deborah Barber, Town Clerk



**SPECIAL SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106**

**WEDNESDAY, MAY 23, 2001  
5:30 P.M.**

- 1. Call to Order**
- 2. Roll Call**
- 3. Consultation with Attorney for legal advice regarding approval of settlement of 'Yavapai Apache Nation vs. Town of Camp Verde' (No. CV2001-0009) (Council may vote to into executive session. per ARS §38-431.03 (A)(4) and then resume this item.)**
- 4. Adjournment**

Posted by: Virginia Jones

Date/Time: 5-22-01 10:30 a.m

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**ACTIONS TAKEN  
REGULAR SESSION  
MAYOR and  
COMMON COUNCIL  
of  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, MAY 23, 2001  
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
- a. **Set Next Meeting, Date and Time:**
    - 1) Joint Special Session - May 24, 2001 at 10:00 a.m. - Chamber Conference Room
    - 2) Work Session - May 29, 2001 at 6:30 p.m.
    - 3) Regular Session - June 6, 2001 at 6:30 p.m.
    - 4) Budget Work Session - June 13, 2001 at 6:30 p.m.
    - 5) Regular Session - June 20, 2001 at 6:30 p.m.
    - 6) Council Hears Planning and Zoning Matters - June 27, 2001 at 6:30 p.m.
  - b. **Approval Resolution 2001-477 to Canvass Vote: Declaring and Adopting the Results of the May 15, 2001 General Election.**
  - c. **Possible approval of 'Code of Conduct' for public officials.**

Mayor-elect requested that item c. be removed from the Consent Agenda for discussion.

Councilor Dickinson requested that the Work Session with the Historical Society scheduled for May 29th at 5:00 p.m. be combined with the Work Session with the Main Street Beautification Committee on May 30th at 6:30 p.m.

On a motion by Miller, seconded by Redinger, the Council voted unanimously to approve the Consent Agenda, as amended.

Hauser expressed concern with the parameters by which the Council will operate under the proposed Code of Conduct. She suggested that this item be stricken from the agenda.

On a motion by Miller, seconded by Redinger, the Council voted unanimously to strike item c. - Possible approval of 'Code of Conduct' for public officials.

5. **Call to the Public for Items not on the Agenda.**

Leon Raper commented that he would attend every Council meeting until something is done about putting signage on the Verde Overland Transit System Bus. Gioia advised that the owner of the bus is planning to add a wide white stripe with signage on the bus.

Barbie Bridge advised Council that the Chamber of Commerce was awarded a Team Funding Grant in the amount of \$41,800 for a partnership with the Yavapai-Apache Nation, Cottonwood and the Village of Oak Creek.

6. **Possible acceptance of pre-1950 roads for maintenance. Roads appearing to meet the criteria are Boyer Lane, Zellner Lane, Reeves Arena Road, Wilson Road/Court, Doug's Park Road, Mozier Lane, Private Drive and Pearce Lane.**

On a motion by Gioia, seconded by Baker, the Council voted unanimously to authorize staff to provide routine maintenance on the identified roads.

On a motion by Eberhard, seconded by Dickinson, the Council voted unanimously to amend the motion to include 'so long as the roads remain open to the public'.

7. **Possible approval of Ordinance 2001-A183, "An Ordinance of the Town Council of the Town of Camp Verde, Yavapai County, Arizona, Designating Town Staff as Planning Agency.**

On a motion by Eberhard, seconded by Gioia, the Council voted to direct staff to develop a list of the duties of the Planning Agency and Planning and Zoning Commission according to ARS and the Town statutes and where they may overlap, and bring back to Council. Baker voted no.

8. **Possible approval of Resolution 2001-475 adopting Procedures for Public Participation in the General Plan Amendment Process.**

On a Motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve Resolution 2001-475 adopting Procedures for Public Participation in the General Plan Amendment Process with a correction on page 3 item #5, changing the word 'nay' to 'any'; changing 'Camp Verde Watershed Association to 'Verde Watershed Association'; separate the County Planning and Building from the Board of Supervisors, and add the Yavapai County Water Advisory Committee on page 3; and add Jerome and Sedona to item 6 on page 2.

8.a. **Possible approval of settlement of 'Yavapai Apcache Nation vs. town of Camp Verde' (No. CV2001-009).**

A motion by Gioia, seconded by Eberhard that Council allow public input on this issue failed with Miller, Dickinson, Baker and Redinger voting no.

On a motion by Dickinson, seconded by Baker, the Council voted to settle the Yavapai-Apache Nation vs. the Town of Camp Verde suit through the adoption of the presented Operations Agreement, and direct staff to prepare a Resolution

and schedule a Special Session on Friday, May 25, 2001 to address this Resolution. Eberhard and Gioia voted no.

On a motion by Eberhard, seconded by, Gioia, the Council voted to amend the motion to have Magnum, Wall, Stoopps and Warden review the entire agreement, particularly in the areas of phrasing about fee land and the Non-Waiver of Tribal Sovereignty, and be available to provide legal advice at that meeting. Miller, Dickinson, and Baker voted no.

9. **Direction to staff concerning pathway along Salt Mine Road.**  
The Council took no action, but directed staff to add raised reflectors to delineate the path and continue exploring state funding that may be available for alternative forms of transportation.
10. **Possible acceptance of eight-foot bronze statue created by Frederick Remington and preferred location.**  
On a motion by Miller, seconded by Gioia, the Council voted unanimously to gratefully accept the donation of an eight-foot bronze statue, accept the location in the front Corner of the Chamber of Commerce, invite appropriate dignitaries to an unveiling ceremony at which time the donors will be presented with a Town Key, and send a letter of appreciation.
11. **Possible approval of \$3600 for George Young to continue televising Council meetings for a period of one year.**  
On a motion by Redinger, seconded by Dickinson, the Council voted to approve \$3,600 towards the purchase of a camera to continue televising and broadcasting Town Council Meetings by Channel 18 for a period of one year. Eberhard and Gioia voted no.
12. **Call to the Public for Items not on the Agenda.**  
There was no public input.
13. **Advanced Approvals.**  
There were no advanced approvals.
14. **Manager/Staff Report.**  
There was no staff report.
15. **Council Informational Reports.**  
There were no Council reports.
16. **Adjournment.**  
The meeting was adjourned at 8:35 p.m.

**ADDENDUM TO THE AGENDA**



**REGULAR SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106**

**WEDNESDAY, May 23, 2001  
5:30 P.M.**

- 8.a **Possible approval of settlement of 'Yavapai Apache Nation vs. Town of Camp Verde' (No. CV2001-0009)**

Posted by: Virginia Jones

Date/Time: 5-22-01 10:30 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**ACTIONS TAKEN  
WEDNESDAY, MAY 24, 2001  
10:00 A.M.**

**JOINT SPECIAL SESSION**

**MAYOR and  
COMMON COUNCIL**

**CAMP VERDE CHAMBER OF COMMERCE BOARD OF DIRECTORS**

- 3. Discussion and possible direction to staff concerning roles and responsibilities of the Chamber and Town.**

Council took no action on this item

- 4. Adjournment.**  
Councilor Hauser and Councilor Eberhard left the meeting at 12:50 p.m. The meeting was adjourned at 12:50 p.m. due to a lack of a quorum.

**VERBATIM MOTION ITEM #8a**  
**RE: Possible Approval of settlement of 'Yavapai Apache Nation vs. Town of Camp**  
**REGULAR SESSION**  
**COMMON COUNCIL**  
**of the**  
**TOWN OF CAMP VERDE**  
**COUNCIL CHAMBERS**  
**WEDNESDAY, MAY 23, 2001**  
**6:30 P.M.**

- 8a. **Possible Approval of settlement of 'Yavapai Apache Nation vs. Town of Camp Verde' (No. CV2001-009)**

**On a motion by Dickinson, seconded by Baker, the Council voted to "settle the 'Yavapai Apache Nation vs. Town of Camp Verde's' suit through the adoption of the presented operations agreement and direct staff to prepare a resolution and schedule a special session on Friday, May 25, 2001 to address this resolution."**

**On a motion by Eberhard, seconded by Gioia, the Council voted to amend Dickinson's motion to have a representative from Magnum, Wall, Stoops and Warden be available to Council for review of entire agreement paying particular attention to the non-waiver of sovereignty and the phrasing of real property issues and have the attorney available.**

## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, MAY 23, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Set Next Meeting, Date and Time:**
    - 1) Joint Special Session – May 24, 2001 at 10:00 a.m. – Chamber Conference Room
    - 2) Work Session - May 29, 2001 at 6:30 p.m.
    - 3) Regular Session - June 6, 2001 at 6:30 p.m.
    - 4) Budget Work Session - June 13, 2001 at 6:30 p.m.
    - 5) Regular Session – June 20, 2001 at 6:30 p.m.
    - 6) Council Hears Planning and Zoning Matters – June 27, 2001 at 6:30 p.m.
  - b. **Approval Resolution 2001-477 to Canvass Vote: Declaring and Adopting the Results of the May 15, 2001 General Election**
  - c. **Possible approval of 'Code of Conduct' for public officials**
5. **Call to the Public for Items not on the Agenda** Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any, that were unavailable at the time Agenda packets were prepared.

**Public input may be invited on the following items: All expenditures are budgeted items unless otherwise noted by "\*".**

6. **Possible acceptance of pre-1950 roads for maintenance. Roads appearing to meet the criteria are Boyer Lane, Zellner Lane, Reeves Arena Road, Wilson Road/Court, Doug's Park Road, Mozier Lane, Private Drive and Pearce Lane.**
7. **Possible approval of Ordinance 2001-A183, "An Ordinance of the Town Council of the Town of Camp Verde, Yavapai County, Arizona, Designating Town Staff as Planning Agency."**
8. **Possible approval of Resolution 2001-475 "adopting Procedures for Public Participation in the General Plan Amendment Process."**
9. **Direction to staff concerning pathway along Salt Mine Road.**

*Mayor Miller requested the following item(s):*

10. **Possible acceptance of eight-foot bronze statue created by Frederick Remington and preferred location.**
11. **Possible approval of \$3600 for George Young to continue televising Council meeting for a period of one year. '\*'**
12. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

13. **Advanced Approvals**
14. **Manager/Staff Report**
15. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
16. **Adjournment**

Posted by: Virginia Lewis

Date/Time: 5-14-01 10:00 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

**MINUTES  
REGULAR SESSION  
MAYOR and  
COMMON COUNCIL  
of  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, MAY 23, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

1. **Call to Order.**  
Mayor Miller called the meeting to order at 6:30 p.m.
2. **Roll Call.**  
Mayor Miller, Mayor Elect Hauser, Councilors Dickinson, Gioia, Eberhard, Baker and Redinger were present.  
  
**Also Present:**  
Town Manager John Roberts, Town Attorney Ron Ramsey, General Services Director Bill Lee, Councilor-elect John Reddell, Councilor-Elect Leroy Hunter, Trails Committee Chairman Lynn Reddell and Vice-Chairman Ron Smith and Recording Secretary Patricia Hilton.
3. **Pledge of Allegiance.**  
Councilor Baker led the Pledge of Allegiance.
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Set Next Meeting, Date and Time:**
    - 1) Joint Special Session - May 24, 2001 at 10:00 a.m. - Chamber Conference Room
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    - 6) Council Hears Planning and Zoning Matters - June 27, 2001 at 6:30 p.m.
  - b. **Approval of Resolution 2001-477 to Canvass Vote: Declaring and Adopting the Results of the May 15, 2001 General Election.**

c. **Possible approval of 'Code of Conduct' for public officials.**

Mayor-elect Hauser requested that item c. be removed from the Consent Agenda for discussion.

Councilor Dickinson requested that the Work Session with the Historical Society scheduled for May 29th at 5:00 p.m. be combined with the Work Session with the Main Street Beautification Committee on May 30th at 6:30 p.m.

On a motion by Miller, seconded by Redinger, the Council voted unanimously to approve the Consent Agenda, as amended.

Hauser expressed concern with the parameters by which the Council will operate under the proposed Code of Conduct. She suggested that this item be stricken from the agenda.

On a motion by Miller, seconded by Redinger, the Council voted unanimously to strike item c. - Possible approval of 'Code of Conduct' for public officials from the agenda.

5. **Call to the Public for Items not on the Agenda.**

Leon Raper commented that he would attend every Council meeting until something is done about putting signage on the Verde Overland Transit System Bus. Gioia advised that the owner of the bus is planning to add a wide white stripe with signage on the bus.

Barbie Bridge advised Council that the Chamber of Commerce was awarded a Team Funding Grant in the amount of \$41,800 for a partnership with the Yavapai-Apache Nation, Cottonwood and the Village of Oak Creek.

6. **Possible acceptance of pre-1950 roads for maintenance. Roads appearing to meet the criteria are Boyer Lane, Zellner Lane, Reeves Arena Road, Wilson Road/Court, Doug's Park Road, Mozier Lane, Private Drive and Pearce Lane.**

Roberts explained that under State law, the Town may, but is not required, to maintain private roads in existence and used by the public prior to 1950. He advised that based on testimony provided during a recent public hearing, roads that appear to meet the pre-1950 criteria are Boyer Lane, Zellner La Reeves Arena Road, Wilson Road/Court, Doug's Park Lane, Mozier Lane, Private Drive and Pearce Lane. He recommended that Council authorize Staff to provide routine maintenance on the identified roads as time and materials permit. He advised that this was not a final list, and any additional information received from the public regarding pre-1950 roads would be brought back to Council, and in addition, property owners of roads that are not pre-1950 will be contacted to determine if there is any interest in dedicating those roads to the Town.

Hauser requested staff explore information on Griffin Road.

On a motion by Gioia, seconded by Baker, the Council voted unanimously to authorize staff to provide routine maintenance on the identified roads.

On a motion by Eberhard, seconded by Dickinson, the Council voted unanimously to amend the motion to include 'so long as the roads remain open to the public'.

**Public Input:**

Heathmoth urged Council to provide increased public notification of this issue.

Lee Osey expressed appreciation for staff's work on this issue and asked Council to consider providing maintenance on all roads in Camp Verde.

7. **Possible approval of Ordinance 2001-A183, "An Ordinance of the Town Council of the Town of Camp Verde, Yavapai County, Arizona, Designating Town Staff as Planning Agency."**

Roberts explained that when the planning staff was researching the State's Growing Smarter Legislation, it was discovered that while a Planning Commission was established in 1987 after the Town incorporated, a Planning Agency was never designated. He commented that the duties have been handled by a combination of the Planning and Zoning Commission and Town staff. He advised that to avoid any confusion, staff recommends Council designate the Community Development Department as the Town's planning agency to coincide with the intent of the Growing Smarter Legislation.

A discussion ensued regarding the duties and responsibilities of the Planning Agency and their relation to the Planning and Zoning Commission, during which concerns were raised on the lack of clarity on the role of the proposed Planning Agency.

Ramsey gave a history of how the Planning and Zoning Commission was established.

Baker suggested striking 'any future administrative positions as directed by the Town Manager' from item #1 - Designation of Planning Agency on Ordinance No. 2001-A183.

On a motion by Eberhard, seconded by Gioia, the Council voted to direct staff to develop a list of the duties of the Planning Agency and Planning and Zoning Commission according to ARS and the Town statutes and where they may overlap, and bring back to Council. Baker voted no.

**Public Input:**

Marshall Whitmire suggested a future agenda item be the delineation of the responsibilities of both the Planning Agency and Planning and Zoning Commission.

Leon Raper encouraged Council to provide clarity on the role of the Planning Agency.

8. **Possible approval of Resolution 2001-475 adopting Procedures for Public Participation in the General Plan Amendment Process.**

Roberts explained as directed by Council, staff has modified the existing plan to make it easier to understand the intent. He advised that the existing definition of a major amendment would stay in effect until the new General Plan is adopted, and that when the new Plan is adopted, the existing definition of a major amendment will be repealed and the new definition required by State Law will become effective. He explained that a new set of criteria for major amendments would need to be developed prior to adoption of the General Plan. He advised that this Resolution would provide the procedures necessary to obtain public input to develop the criteria and elements that will lead to a compliant General Plan.

On a Motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve Resolution 2001-475 adopting Procedures for Public Participation in the General Plan Amendment Process, changing 'Camp Verde Watershed Association' to 'Verde Watershed Association', separating the County Planning and Building from the Board of Supervisors, and adding the Yavapai County Water Advisory Committee, Jerome and Sedona to the list of applicable stakeholders on page 2; and changing the word 'nay' to 'any' under item #5 on page 3,

**Public Input:**

There was no public input.

8.a. **Possible approval of settlement of 'Yavapai Apcahe Nation vs. town of Camp Verde' (No. CV2001-009).**

Ramsey advised that the Town has received an offer of settlement of the Yavapai-Apache Sand and Rock Litigation, which has been distributed to Council and discussed in Executive Session. He advised that if possible, Council should raise issues or questions in general terms during their deliberations.

Miller advised that public input would not be allowed on this particular item and that all discussion would take place among Council Members only.

Eberhard and Gioia stated their objection to disallow input from the public.

Eberhard commented that because it was not properly noticed in the Agenda, the public would not understand the meaning of the agenda item. He stated that the Agenda item was improper and should be stricken. Gioia and Hauser concurred

Ramsey addressed his recommendation that that public input not be allowed.

A motion by Gioia, seconded by Eberhard, that Council allow public input on this issue failed with Miller, Dickinson, Baker and Redinger voting no.

On a motion by Dickinson, seconded by Baker, the Council voted to settle the Yavapai-Apache Nation vs. the Town of Camp Verde suit through the adoption of the presented Operations Agreement, and direct staff to prepare a Resolution and schedule a Special Session on Friday, May 25, 2001 to address this Resolution. Eberhard and Gioia voted no.

On a motion by Eberhard, seconded by, Gioia, the Council voted to amend the motion to have Magnum, Wall, Stoops and Warden review the entire agreement, particularly in the areas of phrasing about fee land and the Non-Waiver of Tribal Sovereignty, and be available to provide legal advice at that meeting. Miller, Dickinson, and Baker voted no.

9. **Direction to staff concerning pathway along Salt Mine Road.**

Lee explained that upon researching the possibility of a pathway on the north side of Salt Mine Road, it was determined that the south side would work better, as it would not impact the steep slopes on the north and would provide better drainage for the Towns' road system. He addressed plans to build the road to a width of 24 feet, which could be widened to 29-feet with a 5-foot pathway. He advised that as directed by Council, staff has researched a rumble strip to delineate the path, which would be very expensive. He explained that that decomposed granite would be a constant maintenance problem in the form of weeds and replacement of the granite. He recommended that a five-foot pathway be placed with millings on the south side of Salt Mine directly next to the road, with the area striped as a bike lane.

The Council took no action, but directed staff to add raised reflectors to delineate the path and continue exploring state funding that may be available for alternative forms of transportation.

**Public Input:**

Marshall Whitmire commented that while he is encouraged by the proposed improvements, 'paved pathway' seems to be misnomer and the agenda would be better stated 'direction staff concerning paved walkway adjoining Salt Mine Road.

Ron Smith suggested a wider white stripe and that the road be shifted 2 feet to the north.

10. **Possible acceptance of eight-foot bronze statue created by Frederick Remington and preferred location.**

Miller explained that she was contacted by Barbie Bridge, Executive Director of the Chamber of Commerce, regarding the donation of an 8-foot bronze statue to the Town, with the Chamber as the donating agent. She explained that the most popular location selected by the Main Street Merchants' Association is in the front corner of the Chamber and that the second choice was to move the Mattress

Shop and build and island for it in that area. She encouraged the Council to accept this most generous donation.

A discussion ensued regarding the placement of lighting in the pedestal to reduce the possibility of vandalism.

Barbie Bridge explained that the donors are willing to provide a base as well as a plaque. She advised that they have also written an inscription they would like to see, but are also open to all suggestions. She clarified that the statue is a Frederick Remington replica. She stated that vandalism is not anticipated to be an area of particular concern.

On a motion by Miller, seconded by Gioia, the Council voted unanimously to gratefully accept the donation of an eight-foot bronze statue, accept the location in the front corner of the Chamber of Commerce, invite appropriate dignitaries to an unveiling ceremony at which time the donors will be presented with a Town Key, and a letter of appreciation.

**Public Input:**

Marshall Whitmire asked Council to also consider safety issues when determining locations for the statue.

Lynn Reddell expressed her support for Council's acceptance of this donation.

John Reddell addressed an earlier request by Fort Verde State Historic Park to place directional signs to the fort at the intersection of Hollamon and Main Street.

Teresa McQuerry asked if the additional of lighting would require tearing up the new sidewalks.

11. **Possible approval of \$3600 for George Young to continue televising Council meetings for a period of one year.**

Miller explained that she requested that this item be placed on the agenda. She requested Council consider approving an expenditure of \$3600 for George Young to upgrade and replace equipment used to televise and broadcast Council Meetings.

Eberhard suggested Council consider purchasing equipment and possibly involve students with filming of Council Meetings, which could then be provided to other television stations. He expressed concern regarding the expenditure of funds to a private business.

Baker and Hauser commented on the service and how it provides a valuable opportunity for the public to be involved in Council meetings in cases they are unable to attend.

Gioia suggested that this issued should be addressed as part of the budget process.

Dickinson commented that Council has already set somewhat of a precedent in approving funds for the Verde Overland Transit bus and agreed that televising Council Meetings provides a valuable service to the Community.

George Young explained the process of how the local TV station videotapes and broadcasts Council meetings on Channel 18 with no offsetting revenue, and the need to replace equipment used for this purpose.

On a motion by Redinger, seconded by Dickinson, the Council voted to approve \$3,600 towards the purchase of a camera to continue televising and broadcasting Town Council Meetings by Channel 18 for a period of one year. Eberhard and Gioia voted no.

**Public Input:**

Ron Smith commented that this is a great way to keep the public informed and that he would like to see the Town become more involved in contracting with private industry for services.

Robert Foreman commented that although he is opposed to the Town spending money on private businesses and organizations, this is a good service and he supports Council's approval.

Leon Raper commented that this is a helpful service, but one stipulation should be required that would prohibit the support of one group of candidates during an election.

12. **Call to the Public for Items not on the Agenda.**

There was no public input.

13. **Advanced Approvals.**

There were no advanced approvals.

14. **Manager/Staff Report.**

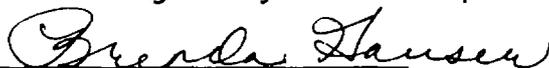
There was no staff report.

15. **Council Informational Reports.**

There were no Council reports.

16. **Adjournment.**

The meeting was adjourned at 8:35 p.m.

  
Brenda Hauser, Mayor

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 23rd day of May 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 25th day of May 2001.

Patricia Hilton  
Patricia Hilton, Recording Secretary

**AGENDA**



**JOINT SPECIAL SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
and the  
CAMP VERDE CHAMBER OF COMMERCE BOARD OF DIRECTORS**

**Camp Verde Chamber of Commerce Conference Room  
385 S. Main Street**

**THURSDAY, MAY 24, 2001  
10:00 A.M.**

1. **Call to Order**
2. **Roll Call**

***There will be no public input on the following.***

3. **Discussion and possible direction to staff concerning roles and responsibilities of the Chamber and Town.**
4. **Adjournment**

Posted by: *Virginia Jones*

Date/Time: *5-18-01* *4:00 p.m.*

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**MINUTES  
JOINT SPECIAL SESSION  
MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
and the  
CAMP VERDE CHAMBER OF COMMERCE BOARD OF DIRECTORS  
Camp Verde Chamber of Commerce Conference Room  
385 S. Main Street  
THURSDAY, MAY 24, 2001  
10:00 A.M.**

Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.

1. **Call to Order.**

Mayor Miller called the meeting to order at 10:00 a.m.

2. **Roll Call.**

Mayor Miller, Vice Mayor Hauser, Councilors Eberhard and Baker were present.  
Councilors Dickinson, Redinger and Gioia were absent.

**Also Present:**

Town Manager John Roberts, Councilor-elect Leroy Hunter, Chamber of Commerce President Walter Kneeland, Executive Director Barbie Bridge, Chamber Board Members Bob Burness, Dee Witt and Michael Luksich, John Blackburn and Bob Michael from the Arizona Attorney General's Office, Secretary Virginia Jones and Recording Secretary Patricia Hilton.

3. **Discussion and possible direction to staff concerning roles and responsibilities of the Chamber and Town.**

Michael explained the process of how mediation is an informal structured process designed to work with groups to resolve differences. He stated that mediation provides direct control in the decision making process to foster cooperation and communication among the parties to the dispute.

A lengthy discussion ensued, during which the following issues and conflicts between the Town and Chamber were identified and discussed:

1. Partnership between the Town and Chamber when five acres of property was purchased for a visitor center.
2. Length and restrictions of contract between the Town and Chamber.
3. Chamber accountability of funding to level of service.
4. Lack of communication and misconceptions.
5. Newsletter distribution.
6. Chamber Membership privileges extended to Council.
7. Council participation in Chamber functions.

8. Loss of Chamber funding and facility.
9. "Anti" Chamber perceptions.
10. Campaign Activities.
11. Yavapai County Tourism Grant.
12. Involvement in Special Events.
13. Roles of the Town and Chamber in the areas of Tourism, Business Retention and Expansion and Business Areas.

The Council took no action.

4. **Adjournment.**

Miller adjourned the meeting at 12:50 p.m., due to lack of a quorum, followed by an informal discussion at 12:51 p.m.

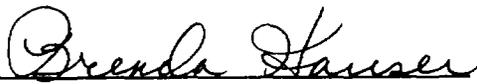
Summary of discussion:

Chamber of Commerce should serve as the Lead Agency in the areas Tourism and Business Retention and Expansion; and the Town should serve as the Lead Agency in the area of Business Recruitment/ Economic Development .Elements will be further defined and discussed with each respective group.

It was suggested that Council members be provided individual membership to the Chamber.

Councilor Baker and President Kneeland will serve in a liaison capacity.

The Meeting was adjourned at 2:20 p.m.

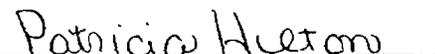
  
Brenda Hauser, Mayor

  
Virginia Jones, Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 24th day of May 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 29th day of May 2001.

  
Patricia Hilton, Recording Secretary

**ACTIONS TAKEN  
FRIDAY, May 25, 2001  
10:00 A.M.**

**SPECIAL SESSION**

**MAYOR and  
COMMON COUNCIL**

- 3. Review by legal counsel of the terms of the Settlement Agreement with 'Yavapai Apache Nation vs. Town of Camp Verde (No.2001-0009)**
- a) Settlement document-authorization for execution of stipulation for dismissal of lawsuit with prejudice incorporating the terms of the Settlement Agreement and Operation Conditions**
  - b) Settlement documents-authorization of execution of the stipulation for dismissal of the lawsuit with prejudice incorporating the terms of the Development and Settlement Agreement with Operating Conditions and execution of Resolution 2001-478 Adopting a Development Agreement**

Council took no action on this item.

Councilor Eberhard requested an Executive Session for Wednesday, May 30, 2001 at 6:30 p.m. to discuss personnel matters, Ron Ramsey. He also requested the attorney not be allowed in the private areas of Town Hall, and not to remove his computer. Councilor Eberhard also requested a Special Session be set for Wednesday, May 30, 2001 at 7:30 p.m. to discuss issues of open meeting law, hiring Mangum, Walls, Stoops and Warden, and to discuss releasing all Executive Session material to date regarding Yavapai Apache Nation.

**4. Adjournment**

The meeting was adjourned at 11:58 a.m.



**SPECIAL SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106**

**FRIDAY, May 25, 2001  
10:00 A.M.**

- 1. Call to Order**
- 2. Roll Call**
- 3. Review by legal counsel of the terms of the Settlement Agreement with 'Yavapai Apache Nation vs Town of Camp Verde (No.2001-0009) (Council may vote to go into executive session per ARS §38-431.03 (A)(4) and then resume this item.)**
  - a) Settlement document-authorization for execution of stipulation for dismissal of lawsuit with prejudice incorporating the terms of the Settlement Agreement and Operation Conditions**
  - b) Settlement documents-authorization of execution of the stipulation for dismissal of the lawsuit with prejudice incorporating the terms of the Development and Settlement Agreement with Operating Conditions and execution of Resolution 2001-478 Adopting a Development Agreement**
- 4. Adjournment**

Posted by: *Virginia Jones*

Date/Time: 5-24-01 9:57 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**SPECIAL SESSION  
MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
4735. Main, Room #106  
Friday, May 25, 2001  
10:00 A.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

**1. Call to Order.**

Mayor Miller called the meeting to order at 10:00 a.m.

**2. Roll Call.**

Mayor Miller, Vice Mayor Hauser, Councilors Dickinson, Eberhard, Baker and Redinger were present. Gioia arrived at 11:35 a.m.

**Also Present:**

Town Manager John Roberts, Town Attorney Ron Ramsey, Councilor-elect John Reddell and Leroy Hunter, Attorneys Melinda Garrahan and Franklin Hoover from the firm of Magnum, Walls, Stoops and Warden, Secretary Virginia Jones and Recording Secretary Patricia Hilton.

Miller presented a group photograph to each Council Member.

Magistrate McElhaney administered an Oath of Office to newly elected Mayor Brenda Hauser and Council Members John Reddell and Leroy Hunter certifying their election to the Common Council of the Town of Camp Verde.

**3. Review by legal counsel of the terms of the Settlement Agreement with 'Yavapai Apache Nation vs. Town of Camp Verde (No.2001-0009) (Council may vote to go into executive session per ARS §38-431.03 (A)(4) and then resume this item.)**

Eberhard explained that the purpose of the meeting was to hear legal advice on this matter and requested that discussions be held during the public meeting. He requested that counsel provide legal advice on appropriate action, which can be taken based on the posting of the current agenda, and review the terms of the Agreement between the Town and the Yavapai-Apache Nation.

Garrahan explained that the agenda was set for a briefing by the Attorneys, and that Council did not properly notice the agenda for action. She advised that Council's May 25th meeting was also not properly noticed. She advised that two difference approaches to the proposed settlement would be reviewed and that the meeting should be

conducted according to the Open Public Meeting Law.

A discussion was held on the provisions of the Open Public Meeting Law.

Garrahan suggested an Executive Session to discuss strategy and litigation issues. She advised that certain fundamental issues of the agreement are not clearly defined and warrant additional time and research.

A motion by Eberhard, seconded by Hunter, to adjourn into an Executive Session failed with Baker, Dickinson and Reddell voting no.

Hoover explained the difference between two settlement agreements; 1) Development and Settlement Agreement and Operating Conditions of the Yavapai-Apache Nation which was reviewed by Council at their May 23rd meeting and 2) Settlement Agreement from the Yavapai-Apache Nation.

In a review of the Yavapai-Apache Nation Settlement Agreement, Hoover and Garrahan addressed primary issues of concern regarding provision E. of Recitals, Covenants #2, #3 and #4, and the terms of the Operating Conditions. They also reviewed the legal differences between the Settlement Agreement and the Development Agreement.

*Mayor Hauser recessed the meeting at 11:25 a.m. and reconvened at 11:35 a.m.*

*Verbatim:*

Mayor Hauser: May we move on to (inaudible)

Eberhard: before we adjourn, I also want to ask about scheduling future meetings.

Mayor Hauser: O.K.

Garrahan: Briefly go over, we apologize, but um, kinda a family emergency came up and I'm sure you guys have other things to do, but if we could maybe touch on a few of the other points and then say go to the issue of scheduling.

*End of Verbatim:*

Garrahan recommended Council set a properly noticed executive session with legal counsel to discuss negotiation parameters.

The Council took no action, but reached a consensus to schedule a meeting on Wednesday, May 30 at 6:30 p.m.

*Councilor Baker requested the following verbatim minutes.*

Eberhard: I have some scheduling I want to go over

Baker: Is that on the Agenda

Eberhard: I think we can (inaudible) discuss

Hauser: Well you can discuss it after, I think

Eberhard: We can but the Mayor can schedule things on her own if she wants to do so

Hauser: It's according to their schedule (inaudible)

Eberhard: Cause I would like to set down with you and Melinda while she is still here and Manager and do these quickly

Hauser: Ok if not motion to adjourn?

Dickinson: Wait, wait, wait, I want to know what Eric wants to do with the lawyers and the Manager separate from the rest of Council.

Several Council: Yeah, yeah

Dickinson: That didn't sound right

Eberhard: I was going to read what I wanted to schedule and when and she said she would rather do it after, so if it's OK with her I'll be happy

Dickinson: I'd just soon hear it now so I can know if it's good or bad

Eberhard: I'm perfectly happy to do it now

Hauser: I was just trying to get it over with.

Dickinson: You don't rush these things.

Eberhard: the reason I, I feel we need to meet with the attorney on these things because I don't know the legal way to put these and with the problems of the open meeting law so I want to make sure that these agenda items are actually printed on the agenda according to what we are required to do by law um, I would like to have an Executive session scheduled for 2:30 Tuesday

Reddell: No, I can't make it I'm off that day, my wife has surgery that morning and I would like to be here

Dickinson: That's a bad day for me too, I've got Little League that day

Eberhard: What's 2:30 on Wednesday look like?

Dickinson: That's better for me.

Eberhard: What are meeting schedule on Wednesday? We have one already, 6:30

Dickinson: Work session at 6:30

Baker: I thought that was on Tuesday, the water work session.

Several Council members speaking at the same time

Eberhard: Can we do it Tuesday night at 6:30 when we had the other meeting schedule?

Dickinson: I can't make that one either.

Hauser: So no one was coming to the Tuesday night meeting anyway

Several members speaking at once

Baker: We have that scheduled and people invited

Marshal Whitmire: My understanding one of the principles of the Wednesday night meeting may be unavailable (inaudible)

Hauser: that was the

Eberhard: so can we reschedule the work session that is scheduled for Wednesday And deal with this instead on Wednesday at 6:30?

Hauser: It's alright with me, I don't think we are in a great um, well I mean we certainly need to get an agreement with those other parties but um, but why couldn't it wait a few days.

Reddell: You wanted to set that in combination the other night.

Eberhard: I understand but it turns out that some of the people that we suppose to attend can't (inaudible) and I was thinking that this is an important matter I was (inaudible) reschedule the Wednesday meeting (inaudible) deal with this (inaudible)

Baker: inaudible

Dickinson: The Wednesday meeting at 6:30 with Main Street Committee and that has some time line restraint to because the meeting with ADOT has been rescheduled. Staff help me with this, the week of June 13<sup>th</sup>?

Roberts: The week of June 11<sup>th</sup> (several talking at once)

Dickinson: June 11<sup>th</sup> we need to have our act together if possible and the Main Street Committee is a group of business men that have cleared their calendar and set themselves to be there at that time from having been rescheduled to trying to get a date twice other times. I would be very reluctant to bump that party

Hauser: But the other party were not informed and cannot be there

Dickinson: The Historical Society, is that correct, is that your contention?

Hauser: That's what I understand

Dickinson: It's my understanding and I thought there was an agreement to it but the bigger of those to issues was with the Main Street Committee and that actually it made more sense to meet with them in that they are the primary in that issue and the Historical Society is going to be there another time (Hauser interrupts)

Hauser: Well, then pick another day then

Eberhard: Well, I guess what I'm saying is just two days ago when we found out Brenda and Tony were not going to make this meeting today and they have done extraordinary acts to do it. We pleaded with you to choose another time that we could all be here and got shot straight down

Dickinson: Pick whatever time you want, all I'm saying is we have a meeting schedule for Wednesday at 6:30 that is also important.

Eberhard: So we can do this Tuesday at 2:30?

Gioia: and we were scheduling Wednesday night work session, I asked specifically if all the principles had a discussion of this. The only ones that were asked were the Main Street Committee. Granted, they are very important to this conversation to this issue but not everybody was informed and I believe it should wait until everybody involved in the Main Street issue can be there. We have agreed on that, we have

Hauser: We are way off

Baker: Regarding (several talking at once)

Hauser: We are wasting out attorney's time

Several speaking at once (inaudible)

Eberhard: Do we do this Tuesday, in the afternoon and the Main Street (inaudible) or should we put off the Main Street on Wednesday and do this on Wednesday?

Baker: Let me understand, can I understand, for sure what Eric is saying. Eric your saying Tuesday you want an Executive Session with the attorneys regarding this what we are discussing.

Eberhard: I'm not even listed what we are discussing, (Baker and Eberhard speaking at the same time) we are just finding a time.

Baker: Well, but it has to be something applicable so we are assuming it's roughly this.

Eberhard: Right

Baker: Let's ask our Counsels if after a holiday weekend they will be available for Tuesday, before we start arguing about times. They need some opportunity, (loud noises, inaudible) but still I would prefer that our Counsel have the enough time to really look at some of this stuff.

Garrahan: I would really like it to be a time when all Council members could attend That is our first preference and um I would appreciate you giving us more than Tuesday, um, Franklin has a, his wife has a health situation and he may need to be home babysitting. That works for us, for Thursday, I'm not promoting Wednesday over someone else

Hauser: What about Thursday?

Baker: Thursday is O.K.

Marshal Whitmire: The Council is informed by Councilor Dickinson that the principle parties that have been consulted with regarding the Wednesday meeting. They have not, I am one of the principle parties that chaired the work that resulted in one of the reports that went in to this decision. I am not available, Mr. Cowan is not available, I was not contacted.

Eberhard: We should reschedule Wednesday meeting

Hauser: It is up to Council, is everyone can be here at 6:30 and if its you know we contact the Main Street Committee

Baker: This is not something we can take action on under this still convened meeting anyway so.

Garrahan: All we are discussing right now is people's schedules and the Mayor is going to

Baker: And afterward

Several speaking at once (inaudible)

Unknown: Exercise Power

Eberhard: She can schedule a meeting on her own if she wants to

Hauser: Oh, God

Baker: Right, but we want everybody available for the attorney.

Eberhard: Absolutely

Hauser, Eberhard and Baker all speaking at same time (inaudible)

Gioia: I would suggest we reschedule what was scheduled Wednesday

Baker: I say Thursday

Hauser: Ok we will work on that

Eberhard: and we have the time set.

Eberhard: Does anyone want to know the specific items or should we just work it out with Brenda.

Hauser: It is a special session like this one?

Baker: Go ahead and state what you want to talk about, Eric.

Eberhard: I want an Executive Session at 6:30 on Wednesday to discuss a personnel matter regarding the Town Attorney.

Baker: With these attorneys?

Eberhard: No. With the Town Attorney. Personnel matter and I think Melinda can help word that properly, it requires 24 hours noticed on this kind of a thing. And, I am also going to ask the Mayor to exercise her power, which I believe she has the power to do, to ask that Mr. Ramsey not be in the private areas of the Town Hall and so forth until that meeting. And also that if Mr. Ramsey's to go in there to take out any personal items that he be escorted by the Town Manager and by the Town Marshal and that anything he takes out be approved and be inventoried. I specifically don't want the computer removed or any media related to the computer. I believe there's data on the computer that belongs to the Town. So that's one thing I'm going to ask for. I would like to also schedule then at 7:30 to address some of the issues we heard about tonight.

Baker: Today.

Eberhard: I want to go over the issues concerning the open meeting law, whether we should declare those, that agenda item moot because they weren't legal and I don't know all the right wording for all this stuff. Also, the fact that I believe that the Council should have been sworn immediately following the canvassing of the vote on Wednesday, and I also believe that all the actions that night were improper. I want to address that. I want to address hiring Magnum, Walls as the Town Attorney, as least in the interim. I want to discuss (*Baker interrupts.*)

Baker: Interim? Go ahead. Go ahead.

Eberhard: Whatever actions Magnum and Wall may want to take on our behalf to make complaints to the AG's office regarding the open meeting law and stuff. Let's see, and also I would like to make sure that we have a personnel attorney there, I believe we used Dean Pickett before, I don't know if he is available, but somebody from that firm

would also have to be available for that. And then last I would like to address the issue of releasing all executive material and minutes and all that stuff that we've had so far to date on the Yavapai-Apache Nation.

Baker: Releasing executive material *Eberhard interrupts.*

Eberhard: All the interim agreements and all the stuff I want to discuss doing that also. I want to make it all public.

Garrahan: Just briefly, that would depend on, on how it was noticed. If executive sessions were noticed, really only to maintain the attorney client privilege, then giving up that privilege would have to be decided by the Board as a group, like a group vote. Now if matters were noticed under other provisions of the open meeting law, probably a vote couldn't be taken or wouldn't be effective to release them. We'll have to take a look at that.

Eberhard: We'll need your help in what we really can release, I just want to release the maximum that we can. But we shouldn't be discussing it now anyway; we should be discussing it Wednesday. That's my list and I would be available to meet Brenda and Melinda to write this up as quickly as possible.

*Verbatim minutes concluded.*

- a) **Settlement document-authorization for execution of stipulation for dismissal of lawsuit with prejudice incorporating the terms of the Settlement Agreement and Operation Conditions.**

Council did not address this item.

- b) **Settlement documents-authorization of execution of the stipulation for dismissal of the lawsuit with prejudice incorporating the terms of the Development and Settlement Agreement with Operating Conditions and execution of Resolution 2001-478 Adopting a Development Agreement**

Council did not address this item.

4. **Adjournment.**

The meeting was adjourned at 12:00 p.m.



Brenda Hauser, Mayor

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 25th day of May 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 28th day of May 2001.

Patricia Hilton  
Patricia Hilton, Recording Secretary



**JOINT WORK SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
AND THE  
CAMP VERDE HISTORICAL SOCIETY**

**COUNCIL CHAMBERS  
473 S. Main, Room #106**

**TUESDAY, MAY 29, 2001  
5:00 P.M.**

1. Call to Order
2. Roll Call
3. Discussion with Camp Verde Historical Society regarding the site proposal for the Mattress Shop and museum.
4. Adjournment

**Cancelled**

Posted by: Virginia Jones

Date/Time: 5-24-01 10:00 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**JOINT WORK SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
AND THE  
CAMP VERDE HISTORICAL SOCIETY**

**COUNCIL CHAMBERS  
473 S. Main, Room #106**

**TUESDAY, MAY 29, 2001  
5:00 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Discussion with Camp Verde Historical Society regarding their proposal for the Mattress Shop and museum.**
4. **Adjournment**

Posted by: *Virginia Jones*

Date/Time: *5-18-01 4:00 p.m.*

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**WORK SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE**

**COUNCIL CHAMBERS  
473 S. Main, Room #106**

**TUESDAY, MAY 29, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**

**Discussion of the following:**

3. **Acquisition of Water Rights and Criteria for a Water Rights Portfolio**
4. **Adjournment**

Posted by: Virginia Jones

Date/Time: 5-18-01 4:00 p.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**JOINT WORK SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
AND THE  
CAMP VERDE HISTORICAL SOCIETY  
AND THE  
MAIN STREET BEAUTIFICATION COMMITTEE**

**COUNCIL CHAMBERS  
473 S. Main, Room #106**

**WEDNESDAY, MAY 30, 2001  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Discussion with Camp Verde Historical Society and Main Street Beautification Committee regarding proposed use for the Mattress Shop, Museum and Main Street Redevelopment.
4. Adjourn

**Cancelled**

Posted by: Virginia Jones

Date/Time: 5-25-01 1:30 p.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**JOINT WORK SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
AND THE  
CAMP VERDE HISTORICAL SOCIETY  
AND THE  
MAIN STREET BEAUTIFICATION COMMITTEE**

**COUNCIL CHAMBERS  
473 S. Main, Room #106**

**WEDNESDAY, MAY 30, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Discussion with Camp Verde Historical Society and Main Street Beautification Committee regarding proposed use for the Mattress Shop, possible Museum and Main Street Redevelopment.**
4. **Adjournment**

Posted by: Virginia Jones

Date/Time: 5-24-01 10:00 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
SPECIAL PUBLIC MEETING AND  
EXECUTIVE SESSION (S) OF THE MAYOR AND COMMON COUNCIL  
OF THE TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. MAIN, ROOM #106  
WEDNESDAY, MAY 30, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

**1. Call to Order and Pledge of Allegiance.**

Mayor Brenda Hauser called the meeting to order at 6:30 p.m.

Baker led the Pledge of Allegiance.

**2. Oath of Office of Newly Elected Council Members pursuant to Town Code Sec. 2-1-5; Assumption of Office pursuant to Sec. 2-1-3.**

Judge McElhaney administered an Oath of Office to newly elected Mayor Brenda Hauser and Council Members Tony Gioia, John Reddell and Leroy Hunter certifying their election to the Common Council of the Town of Camp Verde.

Council took no action on this item.

**3. Roll Call.**

Mayor Brenda Hauser, Councilors Mitch Dickinson, Tony Gioia, Eric Eberhard, Jackie Baker, John Reddell and Leroy Hunter were present.

**Also Present:**

Town Manager John Roberts, Town Attorney Ron Ramsey, General Services Director Bill Lee, Finance Director Dane Bullard, Magistrate McElhaney, Franklin Hoover, Melinda Garrahan and Dean Pickett from the Law Firm of Magnum, Walls, Stoops and Warden, Town Clerk Deborah Barber and Recording Secretary Patricia Hilton.

**4. Report from Special Legal Counsel Mangum, Wall, Stoops & Warden, P.L.L.C. concerning the May 24, 2000 status conference in the litigation captioned 'Yavapai Apache Nation vs. Town of Camp Verde' Yavapai Court No. CV 2001-009).**

Hoover explained that he represents the Town of Camp Verde in the Yavapai-Apache Nation's litigation brought against the Town, and would address the validity of attempts to enforce zoning ordinances against the Clover Leaf and Tunlii properties. He advised that he was informed by the Yavapai-Apache Nation's attorney, that based on Council's May 23rd action, the Nation would be taking the position that this litigation is settled, with no further proceedings to be held. He advised that at the May 29th status

hearing, the Judge did not take any action, but that the matter was reset for another status hearing in thirty days. He addressed a letter received from the Nation reiterating their position that litigation has been settled. He also reviewed the details of a letter sent in response requesting a commitment that the Nation will no longer pursue its claim that the settlement agreement presented on May 23rd has already been approved by Council. He explained that the two issues addressed in the letter are whether or not Council's vote taken on May 23rd was a lawful vote and lawful action of the Town of Camp Verde, and whether or not members of the Council who voted on May 23rd were properly seated under the Town's Election Code and State Election Law. He stated that two primary issues of concern with the agreement are the waiver of sovereignty and compliance with the General Plan and zoning ordinances. He addressed further action which would be necessary to complete final approval of a settlement by the Town and recommended that Council begin a comprehensive and effective settlement negotiation process.

Baker requested additional information on the intent of the Open Meeting Law relative to openly conducting official deliberations and proceedings.

Council took no action on this item.

5. **Discussion and Possible Action by Council concerning the Position of Town Attorney and Current Appointee Ron Ramsey.**

Ramsey requested that Council's discussion of this issue be conducted in an open session meeting.

Garrahan explained that the meeting was noticed for a meeting open to the public as well as an executive session for the purpose of discussing legal advice or to consult and direct legal counsel on settlement negotiations. She requested that if a vote was taken to go into executive session, Council specifically state the basis of the motion.

Ramsey commented that he was prepared to discuss the terms of a proposed severance package if a majority of Council were uncomfortable with his representation of the Town.

Baker requested an explanation of the circumstances leading to the possible termination of Mr. Ramsey and expressed concern that an Executive Order was issued on this matter without the full Council's knowledge. She also requested information on how and when legal counsel was contacted regarding legal issues listed on the agenda, which were unrelated to the Yavapai-Apache Nation litigation.

Hauser explained the nature of her discussion with legal counsel and stated that with a new Council, she feels the Town should move in a different direction legally.

At Eberhard's request, Ramsey reviewed the details of a proposed severance agreement.

Pickett addressed employment related issues and recommended that Council vote to go into an Executive Session for legal advice and possible settlement discussions.

At 7:15 p.m., on a motion by Eberhard, seconded by Gioia, the Council voted to go into executive session Pursuant to A.R.S. 38.431.03.A(3), the Council may vote to go into executive session on this agenda item for the purpose of discussion and consultation for legal advice with the Town's special legal counsel; and Pursuant to A.R.S. 38.431.03.A(4) the Council may vote to go into executive session on this agenda item for the purpose of discussion and consultation with special legal counsel in order to consider its position and instruct legal counsel regarding the Council's position concerning settlement discussions conducted in order to avoid litigation. Reddell, Dickinson and Baker voted no.

*Hauser reconvened the special public meeting at 8:00 pm.*

On a motion by Eberhard, seconded by Gioia, the Council voted to relieve Ron Ramsey of all assigned duties and place him on administrative leave, effective immediately, and to direct Mangum, Wall, Stoops & Warden, P.L.L.C. to negotiate the terms of resignation or termination not-for-cause, including a severance agreement and mutual release according to the terms of Ordinance 2000-A160, and bring back to Council for final action within 14 days. Baker and Dickinson voted no. Reddell abstained.

On a motion by Eberhard, seconded by Hunter, the Council voted to appoint Mangum, Wall, Stoops & Warden, P.L.L.C. as interim legal counsel for a period of 90 days, and direct staff to bring suggestions for the legal department during the budget sessions. Baker and Dickinson voted no.

Council directed the Town Manager to work with Ron Ramsey and Mangum, Wall, Stoops & Warden, P.L.L.C. concerning Town files, documents and other property that may be in Ramsey's possession, and access to and preservation of all Town and Attorney related data on the computer(s) used by Ramsey.

6. **Discussion and Possible Action by Council concerning action ostensibly taken by Council on May 23, 2001, relating to the agenda items Nos. 6-11 (Including added agenda item No. 8a) noticed for the Council meeting of that date.**

Garrahan explained that since questions were raised regarding the validity of Council's actions after the official Canvass of Election at their May 23rd meeting, it was recommended that Council re-address the items listed on that agenda following the consent agenda.

In a discussion of the provisions of the Town Code addressing the Assumption of Office and Oath of Office, Garrahan advised that following the official canvass of election on May 23rd, no other business should have been conducted until the newly elected Council Members were sworn in and seated. She explained that repeating the Oath of Office

which was administered on May 25th at an appropriately noticed, public meeting was recommended as a better approach in addressing this issue. She advised that the validity of Council's actions on May 25th was not an issue, as Council did not take any legal action.

*Councilor Eberhard requested the following verbatim minutes:*

Eberhard: I think the reason we have to readdress these issues is because these different laws and how things were done could definitely have affected the outcome. This council might not decide on these matters the same as the Council on the 23rd. The open meeting law violations on 8a are particularly troubling, um, I have found that just in general that if we have a public meeting that concerns the Yavapai-Apache Nation sand and gravel that we usually end up in the gym, and we didn't last time, and the reason is a lot of people I talked to didn't know that it was on the agenda and it's because the way it was noticed. So it's very important because I believe that some Council Members might have voted differently if 300 people had showed up and given their opinion. Also the fact that we weren't allowed to discuss the actual agreement in public is very important because again I believe that, that, if the audience understood what we were discussing and if I had been able to argue with Council Members in detail, I might have gotten a Council Member or two to vote a different way, I don't know. But the problem is, I couldn't even quote from the agreement when we were discussing it in public, and that makes it very difficult to make a rational argument when you can't even read from what you're arguing about. So all these different flaws probably changed the outcome one way or the other and it's important that we follow the rules so that we can, you know, have a decision that the public is behind us on.

*This concludes the verbatim portion of the minutes.*

The Council took the following actions:

- #6. **Possible acceptance of pre-1950 roads for maintenance. Roads appearing to meet the criteria are Boyer Lane, Zellner Lane, Reeves Arena Road, Wilson Road/Court, Doug's Park Road, Mozier Lane, Private Drive and Pearce Lane.**  
On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to authorize staff to provide routine maintenance on the identified roads, so long as they remain open to the public.
- #7. **Possible approval of Ordinance 2001-A183, an ordinance of the Town Council of the Town of Camp Verde, Yavapai County, Arizona, designating Town staff as planning agency.**  
A motion by Baker, seconded by Reddell that Council approve Ordinance 2001-A183 failed with Hauser, Eberhard, Gioia and Hunter voting no.

On a motion by Eberhard, seconded by Gioia, the Council voted to table this item and direct staff to prepare a matrix. Baker, Dickinson and Reddell voted no.

- #8. **Possible approval of Resolution 2001-475 adopting procedures for public participation in the General Plan Amendment process.**  
On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve Resolution 2001-475 with the amendments of the May 23 Regular Session Council Meeting.

- #8.a. **Possible approval of settlement of Yavapai-Apache Nation vs. Town of Camp Verde (No. CV2001-009).**

On a motion by Eberhard, seconded by Hunter, the Council voted to rescind the actions taken by Council on May 23rd on item 8a regarding Yavapai-Apache Nation vs. Town of Camp Verde, that the settlement offers in all their current forms be rejected, that counsel (Mangum Walls, Stoops & Warden) to continue along the course they are already on, with an eye toward getting this back to negotiation and to notify Council at that point. Baker, Dickinson and Reddell voted no.

**Public Input:**

Leon Raper commented that until this matter goes to court, the Town would never know whether or not the laws could be enforced.

Robert Foreman stated that the Nation would continue their sand and gravel mining operations with or without an agreement and that the odds of giving up their sovereignty are very slim.

John McReynolds urged Council to work cooperatively with the Yavapai-Apache Nation.

Danny Parker commented that this matter has become a personal vendetta of one Council Member against sand and gravel.

Heather Mock urged Council to work with legal counsel on a new agreement.

Barbara Miller commented that the \$135.00 per hour fee charged for legal services applied to each individual member of the law firm.

Lori Boyce requested information on the potential impact of this issue on other mining operations in Camp Verde.

Floyd Faulks stated that if the laws had been enforced two years ago, the Town would not be spending the money it is today.

C.A. McDonald commented that the Town is fighting a losing battle.

Ed Davidson commented that the proposed settlement and operations agreements was not orchestrated by the Yavapai-Apache Nation, but that it involved a lot of other people.

- #9. **Direction to staff concerning pathway along Salt Mine Road.**  
Council took no action on this item, but directed staff to add raised reflectors to delineate the path and continue to explore state funding that may be available for alternative forms of transportation.
- #10. **Possible acceptance of eight-foot bronze statue created by Frederick Remington and preferred location.**  
On a motion by Reddell, seconded by Hunter, the Council voted unanimously to accept the donation of the statue, accept the location at the front corner of the Chamber of Commerce, invite appropriate dignitaries to an unveiling ceremony, at which time the donors will be presented with a key to the Town, to send a letter of appreciation and to check with the Fort concerning their plans to place their sign in that location.
- #11. **Possible approval of \$3,600 for George Young to continue televising Council meetings for a period of one year.**  
On a motion by Baker, seconded by Reddell, the Council voted to approve \$3,600 to George Young to continue televising Council meetings for a period of one year. Gioia voted no.

*Mayor Hauser recessed the meeting at 9:25 p.m. and reconvened at 9:35 p.m.*

7. **Discussion and possible action by Council concerning the pending Yavapai-Apache Nation request to the Federal Bureau of Indian Affairs that the Cloverleaf and Tunlii properties held in fee by the Nation and located within the Town limits of the Town of Camp Verde to be placed in Trust Status.**  
Garrahan explained that this item was placed on the agenda to avoid past problems with agenda items which were not properly noticed for discussion.

Eberhard suggested Council direct legal counsel to prepare a letter to the BIA reaffirming the Town's position on the litigation issues.

Hoover requested that he be kept apprised of the Trust Status Application.

On a motion by Eberhard, seconded by Gioia, the Council voted to direct the Manager to work with Mangum, Wall, Stoops & Warden to update the BIA and federal and state officials as to the current legal actions, and that staff keep Mangum updated. Baker, Dickinson and Reddell voted no.

8. **Discussion and possible action by Council concerning referral to Arizona Attorney General's Office or other appropriate agency for investigation of or**

**opinions concerning open meeting law and/or election law violation relating to the May 23, 2001 Council agenda, the 2001 Mayor/Council election and the assumption of office by newly elected Mayor and Council members.**

Garrahan advised that no action by Council was recommended, and suggested that counsel be directed to research the issue and bring back to Council

Baker requested an opinion from the AG office regarding election laws.

On a motion by Eberhard, seconded by Hauser, the Council voted to direct counsel to pursue an AG opinion concerning campaign finance report violations. Reddell, Baker and Dickinson voted no.

9. **Call to the Public for Items not on the Agenda.**

John McReynolds apologized for his outburst during the Council meeting and addressed a recent newspaper article and it's reference to the Town Council "Wrecking Crew".

Barbara Miller informed Council of her intent to request an official inquiry into recent Council activities, and corrected a recent newspaper article regarding her involvement in negotiations.

Ann Prigmore expressed concern that no public input was allowed on items being considered by Council. She also commented that Council's action to release the Town Attorney was handled shabbily and those Members who voted no should be ashamed.

10. **Announcements.**

Manager Roberts advised that he was unavailable to attend the budget work session on June 13th and that the joint work session with the Main Street Beautification and Historical Society also needed to be rescheduled. Council suggested setting the meetings on the June 4th and 8th.

Baker requested a Special/Executive Session to discuss the Manager's roles and responsibilities be scheduled as soon as possible.

Eberhard asked for an agenda item for the June 6th meeting to discuss releasing documents from previous executive sessions on the sand and rock and trust status issues.

11. **Adjournment.**

The meeting was adjourned at 10:15 p.m.



Brenda Hauser, Mayor

Patricia Hilton  
Patricia Hilton, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 30th day of May 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 4th day of June 2001.

Deborah Barber  
Deborah Barber, Town Clerk

Administrative Offices  
Town of Camp Verde

Notice to Employee of Executive Session

Pursuant to ARS 38-431.03.A.1, and §38-431.03.A.4, a public body may vote to go into an executive session for discussions concerning the employment, assignment, promotion, demotion, dismissal, salary, discipline, or resignation of an officer, appointee, or employee. After being given notice of the meeting, the employee may request that the discussion occur at a public (open) meeting rather than an executive session.

Since legal action cannot be taken at an executive session, the Town will typically schedule a special session that indicates your employment as part of the agenda, allow for a vote to go into an executive session, and then re-convene to take any legal action. Other than the Council members and yourself, only those persons "whose presence is reasonably necessary in order for the public body to carry out its executive session responsibilities may attend the executive session" (ARS 38-431.2). This normally is limited to a recording secretary for the Council (the meeting is usually taped), but you may also request your attorney to attend. All discussions at an executive session are to be kept confidential (ARS 38-431.03.B), but any discussion or actions taken at the special session are open to the public.

*A Special Session/ Executive Session concerning your employment with the Town of Camp Verde is now set for **Wednesday, June 6, 2001, at 6:30 p.m. at Town Hall.** Please sign and date this notice to acknowledge its receipt, and initial one of the lines below to indicate if you want the session to be held in public.*

*~~ROP~~ I prefer the session remain an executive session  
request the executive session not be called, and the discussion occur  
at a public meeting during the Special Session.*

Employee Signature



Date

5/31/01

**ACTIONS TAKEN  
COUNCIL SPECIAL SESSION  
WEDNESDAY, MAY 30, 2001  
6:30 P.M.**

2. **Oath of Office of Newly Elected Council Members pursuant to Town Code Sec. 2-1-5; Assumption of Office pursuant to Sec. 2-1-3.**

Council took no action on this item. Judge McElhaneey administered the oaths of office to Mayor Brenda Hauser and Councilors Tony Gioia and Leroy Hunter.

3. **Roll Call**

All council members were present.

4. **Report from Special Legal Counsel Mangum, Wall, Stoops & Warden, P.L.L.C. concerning the May 24, 2000 status conference in the litigation captioned 'Yavapai Apache Nation v. Town of Camp Verde' Yavapai Court No. C V 2001-009).**

Council took no action on this item.

5. **Discussion and Possible Action by Council concerning the Position of Town Attorney and Current Appointee Ron Ramsey.**

On a motion by Eberhard, seconded by Gioia, the Council voted to relieve Ron Ramsey of all of assigned duties and place him on administrative leave, effective immediately, and to direct Mangum, Wall, Stoops & Warden, PLLC to negotiate the terms of resignation or termination not-for-cause, including a severance agreement and mutual release according to the terms of Ordinance 2000-A160, and bring back to Council for final action within 14 days. Baker, Dickinson and Reddell voted no.

On a motion by Eberhard, seconded by Gioia, the Council voted to appoint Mangum, Wall, Stoops & Warden, P.L.L.C. as interim legal counsel for a period of 90 days, and directed staff to bring suggestions for the legal dept during the budget sessions. Baker, Dickinson and Reddell voted no.

Council directed the Town Manager to work with Ron Ramsey and Mangum, Wall, Stoops & Warden, PLLC concerning Town files, documents and other property that may be in Ramsey's possession, and access to and preservation of all Town and Attorney related data on the computer(s) used by Ramsey.

6. **Discussion and Possible Action by Council concerning action ostensibly taken by Council on May 23, 2001, relating to the agenda items nos. 6-11 (Including added agenda item No. 8a) noticed for the Council meeting of that date.**

**#6. Possible acceptance of pre-1950 roads for maintenance. Roads appearing to meet the criteria are Boyer Lane, Zellner Lane, Reeves Arena Road, Wilson Road/Court, Doug's Park Road, Mozier Lane, Private Drive and Pearce Lane.**

On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to authorize staff to provide routine maintenance on the identified roads, so long as they remain open to the public.

**#7. Possible approval of Ordinance 2001-A183, an ordinance of the Town Council of the Town of Camp Verde, Yavapai County, Arizona, designating Town staff as planning agency.**

A motion by Baker, seconded by Reddell, to approve Ordinance 2001-A183, with Hauser, Eberhard, Gioia and Hunter voting no.

On a motion by Eberhard, seconded by Gioia, the Council voted to table this item and direct staff to prepare a matrix. Baker, Dickinson and Reddell voted no.

**#8. Possible approval of Resolution 2001-475 adopting procedures for public participation in the General Plan Amendment process.**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve Resolution 2001-475 with the amendments of the meeting on 5/23.

**#8.a. Possible approval of settlement of Yavapai-Apache Nation v. Town of Camp Verde (No. CV2001-009).**

On a motion by Gioia, seconded by Eberhard, the Council voted to rescind the actions taken by Council on 5/23 on item 8a regarding Yavapai-Apache Nation v. Town of Camp Verde, that the settlement offers in all their current forms be rejected, that counsel to continue along the course they are already on, with an eye toward getting this back to negotiation and to notify Council at that point. Baker, Dickinson and Reddell voted no.

**#9. Direction to staff concerning pathway along Salt Mine Road.**

Council took no action on this item, but directed staff to add raised reflectors to delineate the path and continue to explore state funding that may be available for alternative forms of transportation.

**#10. Possible acceptance of eight-foot bronze statue created by Frederick Remington and preferred location.**

On a motion by Reddell, seconded by Hunter, the Council voted unanimously to accept the donation of the statue, accept the location at the front corner of the Chamber of Commerce, invite appropriate dignitaries to an unveiling ceremony, at which time the donors will be presented with a key to the Town, to send a letter of appreciation and to check with the Fort concerning their plans to place their sign in that location.

**#11. Possible approval of \$3,600 for George Young to continue televising Council meetings for a period of one year.**

On a motion by Baker, seconded by Reddell, the Council voted to approve \$3,600 to George Young to continue televising Council meetings for a period of one year. Gioia voted no.

7. **Discussion and possible action by Council concerning the pending Yavapai-Apache Nation request to the Federal Bureau of Indian Affairs that the Cloverleaf and Tunlii properties held in fee by the Nation and located within the Town limits of the Town of Camp Verde to be placed in Trust Status.**

On a motion by Eberhard, seconded by Gioia, the Council voted to direct the Manager to work with Mangum, Wall, Stoops & Warden to update the BIA and federal and state officials as to the current legal actions, and that staff keep Mangum updated. Baker, Dickinson and Reddell voted no.

8. **Discussion and possible action by Council concerning referral to Arizona Attorney General's Office or other appropriate agency for investigation of or opinions concerning open meeting law and/or election law violation relating to the May 23, 2001 Council agenda, the 2001 Mayor/Council election and the assumption of office by newly elected Mayor and Council members.**

On a motion by Eberhard, seconded by Hauser, the Council voted to direct counsel to pursue an AG opinion concerning campaign finance report violations.

9. **Call to the Public for Items not on the Agenda**  
Please see the minutes for public input.

10 **Announcements**

Manager Roberts advised that he was unavailable to attend the budget work session on 6/13 and that the joint work session with the Main Street Beautification and Historical Society also needed to be rescheduled. Council suggested setting the meetings on the 4<sup>th</sup> and the 8<sup>th</sup>.

Baker asked for a Special/Executive Session to discuss the Manager's roles and responsibilities to be held as soon as possible.

Eberhard asked for an agenda item on the 6/6 meeting to discuss releasing documents from previous executive sessions on the sand and rock and trust status issues.

**NOTICE AND AGENDA OF SPECIAL PUBLIC MEETING AND  
EXECUTIVE SESSION(S) OF THE MAYOR AND COMMON COUNCIL  
OF THE TOWN OF CAMP VERDE**

**COUNCIL CHAMBERS  
473 S. MAIN, ROOM #106**

**WEDNESDAY, MAY 30, 2001  
6:30 P.M.**

Pursuant to A.R.S. §38.431.02, notice is hereby given to the Mayor, Council Members and general public that the Mayor and Common Council will hold a meeting open to the public on Wednesday, May 30, 2001, beginning at 6:30 p.m. in the Council Chambers, Room #106, 473 S. Main, Camp Verde, Arizona. As indicated in the following agenda, the Town Council may vote to go into one or more executive sessions, which will not be open to the public, to discuss certain matters.

**AGENDA**

1. Call to Order and Pledge of Allegiance
2. Oath of Office for Newly Elected Council Members Pursuant to Town Code Sec. 2-1-5; Assumption of Office Pursuant to Sec. 2-1-3.
3. Roll Call
4. Report from Special Legal Counsel Mangum, Wall, Stoops & Warden, P.L.L.C. concerning the May 24, 2000, status conference in the litigation captioned Yavapai Apache Nation v. Town of Camp Verde (Yavapai County

Superior Court No. CV 2001-009) addressing the Nation's current assertions as to the existence of a settlement agreement. This lawsuit concerns the operation of Yavapai Apache Sand and Rock (sand and gravel mining, processing, storage, sales and transportation) on the Tunlii and Cloverleaf properties, residentially-zoned land in the Town of Camp Verde, in violation of Town regulations, pursuant to the Nation's claim of sovereignty, the allegation that the Town's 1992 Mining Ordinance is invalid, and the allegation that the mining activities are exempt as agricultural or on-site reclamation.

5. Discussion and Possible Action by Council Concerning the Position of Town Attorney and Current Appointee Ron Ramsey. This matter may involve discussion, consideration and action by the Council concerning:

- Possible resignation, dismissal or other severance of the employment relationship between the Town of Camp Verde and Town Attorney Ramsey.
  
- Possible interim arrangements/assignment of Town Attorney Ramsey, including administrative leave with pay pending investigation and/or further action by Council.

- Possible interim appointment of new Town Attorney for civil matters pending future action by Council concerning the office of Town Attorney. This item may include interim appointment of Town's current specially appointed legal counsel Mangum, Wall, Stoops & Warden, P.L.L.C.
  
- Possible appointment of a committee and/or assignment of one or more staff members to study the Town's legal needs and the organization of and hiring for the office of Town Attorney, and to report back to the Council
  
- Other matters directly related to the above, including handling of Town files, documents and other property that may be in Mr. Ramsey's possession, and access to and preservation of all Town and Town Attorney related data on the computer(s) used by Mr. Ramsey.

Note: (a) Pursuant to A.R.S. §38-431.03.A(1) the Council may vote to go into executive session on this agenda item for the purpose of discussion and consideration of employee-related matters involving the employment/appointment, assignment, dismissal, discipline or resignation of the Town Attorney.

(b) Pursuant to A.R.S. §38.431.03.A(3) the Council may vote to go into executive session on this agenda item for the purpose of discussion

and consultation for legal advice with the Town's special legal counsel.

- (c) Pursuant to A.R.S. 38-431.03.A(4) the Council may vote to go into executive session on this agenda item for the purpose of discussion and consultation with special legal counsel in order to consider its position and instruct legal counsel regarding the Council's position concerning settlement discussions conducted in order to avoid litigation.

5. Discussion and Possible Action by Council Concerning Action Ostensibly Taken by Council on May 23, 2001, Relating to the Agenda Items Nos. 6-11 (Including Added Agenda Item No. 8a) Noticed for The Council Meeting of That Date. This matter may involve discussion, consideration and action by the Council concerning:

- Possible challenges to certain actions taken by the Council at its May 23, 2001, meeting based upon open meeting law and election law considerations. The May 23, 2001, Council actions at issue are:

\*Agenda Item No. 6. Possible acceptance of pre-1950 roads for maintenance. Roads appearing to meet the criteria are Boyer Lane, Zellner Lane, Reeves Arena Road, Wilson Road/Court, Doug's Park Road, Mozier Lane, Private Drive and Pearce Lane.

**\*Agenda Item No. 7. Possible approval of Ordinance 2001-A183, "An Ordinance of the Town Council of the Town of Camp Verde, Yavapai County, Arizona, Designating Town Staff as Planning Agency."**

**\*Agenda Item No. 8. Possible approval of Resolution 2001-475 adopting "Procedures for Public Participation in the General Plan Amendment Process."**

**\*Agenda Item No. 9. Direction to staff concerning pathway along Salt Mine Road.**

**\*Agenda Item No. 10. Possible acceptance of eight-foot bronze statute erected by Frederick Remington and preferred locations.**

**\*Agenda Item No. 11. Possible approval of \$3600 for George Young to continue televising Council meeting for a period of one year.**

**\*Agenda Item 8.a. Preliminary approval of proposed settlement of Yavapai Apache Nation v. Town of Camp Verde (No. CV2001-009) subject to (i) review of proposed settlement agreement, including operation agreement and proposed resolution, and briefing of Council by special legal counsel, and (ii) council action on possible**

adoption of resolution concerning adoption/implementation of proposed settlement agreement. This lawsuit concerns the operation of Yavapai Apache Sand and Rock (sand and gravel mining, processing, storage sales and transportation) on the Tunlii and Cloverleaf properties, residentially zoned land in the Town of Camp Verde, in violation of Town regulations, pursuant to the Nation's claim of sovereignty, the allegation that the Town's 1992 Mining Ordinance is invalid, and the allegation that the mining activities are exempt as agricultural or on site reclamation. The Nation has proposed settlement including continued sand and gravel operations subject to certain restrictions and dismissal of the pending lawsuit.

- Possible action to either rescind or approve anew the above matters ostensibly voted on by Council at May 23, 2001 meeting. (Note: While the open meeting law provides for ratification of earlier legal actions, in this instance the City Manager has advised it is not necessary that the effective date for any of the above matters relate back through ratification to May 23, 2001. Therefore, legal counsel proposes that Council re-address the above-listed matters.)

- Other matters directly related to the above.

Note: (a) Pursuant to A.R.S. §38.431.03.A(3) the Council may vote to go into executive session on this agenda item for the purpose of discussion

and consultation for legal advice with the Town's special legal counsel.

- (b) Pursuant to A.R.S. 38-431.03.A(4) the Council may vote to go into executive session on this agenda item for the purpose of discussion and consultation with special legal counsel in order to consider its position and instruct legal counsel regarding the Council's position concerning settlement discussions conducted in order to avoid or resolve litigation related to the above matters including settlement of Yavapai Apache Nation v. Town of Camp Verde, (Yavapai Apache County Superior Court No. CV2001-009).

6. Discussion and Possible Action by Council Concerning the Pending Yavapai Apache Nation Request to the federal Bureau of Indian Affairs That the Cloverleaf and Tunlii Properties Held in Fee by the Nation and Located Within the Town Limits of the Town of Camp Verde be Placed in Trust Status. This matter may involve discussion, consideration and action by the Council to reconsider its position concerning the Nation's request for trust status for the subject land and/or instruct staff (including legal counsel) to communicate to the BIA and other federal and state officials the Council's position and/or any questions and concerns that have arisen since the Council's initial response.

Note: Pursuant to A.R.S. §38.431.03.A(3) the Council may vote to go into executive session on this agenda item for the purpose of discussion

and consultation for legal advice with the Town's special legal counsel.

7. Discussion and Possible Action by Council Concerning Referral to Arizona Attorney General's Office or Other Appropriate Agency for Investigation of or Opinion(s) Concerning Open Meeting Law and/or Election Law Violations Relating to the May 23, 2001, Council Agenda, The 2001 Mayor/Council Election and the Assumption of Office By Newly Elected Mayor and Council Members.

This matter may involve discussion, consideration and action by the council concerning possible referral for investigation or request for one or more formal attorney general opinions addressing open meeting law and/or election law questions relating to the above events.

Note: Pursuant to A.R.S. §38.431.03.A(3) the Council may vote to go into executive session on this agenda item for the purpose of discussion and consultation for legal advice with the Town's special legal counsel.

8. Call to The Public for Items Not on the Agenda. Pursuant to A.R.S. §38-431.01.G, members of the public may, at this time, address the Council on matters not listed on this agenda. At the conclusion of a call to the public individual members may respond to criticism made by those who have addressed the public, may ask staff to review a matter or may ask that a matter be put on a future agenda.

9. Announcements. Announcements of future meeting dates and other information concerning the Council and Town matters.

\*\*\*\*\*

Note: A copy of the agenda background material provided to Council members, including the agenda background materials for the Council's May 23, 2001, meeting, is available for public inspection at the office of the Town Clerk, 473 S. Main, Camp Verde, Arizona, with the exception of attorney-client privileged communications between legal counsel for the Council (including the Town Attorney) and material for the possible executive session(s) as noted above.

Posted by *V Jones* Date/Time: 5-29-01 4:45 p.m.

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
SPECIAL PUBLIC MEETING & EXECUTIVE SESSION(S)  
OF THE MAYOR AND COMMON COUNCIL  
OF THE TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. MAIN, ROOM #106  
WEDNESDAY, MAY 30, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

1. **Call to Order and Pledge of Allegiance.**  
Mayor Brenda Hauser called the meeting to order at 6:30 p.m.  
  
Baker led the Pledge of Allegiance.
2. **Oath of Office of Newly Elected Council Members pursuant to Town Code Sec. 2-1-5; Assumption of Office pursuant to Sec. 2-1-3.**  
Judge McElhaney re-administered an Oath of Office to newly elected Mayor Brenda Hauser and Council Members Tony Gioia, John Reddell and Leroy Hunter certifying their election to the Common Council of the Town of Camp Verde.  
  
Council took no action on this item.
3. **Roll Call.**  
Mayor Brenda Hauser, Councilors Mitch Dickinson, Tony Gioia, Eric Eberhard, Jackie Baker, John Reddell and Leroy Hunter were present.  
  
**Also Present:**  
Town Manager John Roberts, Town Attorney Ron Ramsey, General Services Director Bill Lee, Finance Director Dane Bullard, Magistrate McElhaney, Franklin Hoover, Melinda Garrahan and Dean Pickett from the Law Firm of Magnum, Walls, Stoops and Warden, Town Clerk Deborah Barber and Recording Secretary Patricia Hilton.
4. **Report from Special Legal Counsel Mangum, Wall, Stoops & Warden, P.L.L.C. concerning the May 24, 2000 status conference in the litigation captioned 'Yavapai Apache Nation vs. Town of Camp Verde' Yavapai Court No. CV 2001-009).**  
Hoover explained that he represents the Town of Camp Verde in the Yavapai-Apache Nation's litigation brought against the Town and would address the validity of attempts to enforce zoning ordinances against the Clover Leaf and Tunlii properties. He advised that he was informed by the Yavapai-Apache Nation's attorney that based on Council's May 23rd action, the Nation would be taking the position that this litigation is settled with no further proceedings to be held. He advised that at the May 29th status hearing, the Judge did not take any action, but that the matter was reset for another status hearing in thirty days. He addressed a letter received from the Nation reiterating their position that litigation has been settled. He also reviewed the details of a letter sent in response requesting a commitment that the Nation will no longer pursue its claim that Council has already approved the settlement agreement presented on May 23rd. He explained that the two issues addressed in the letter are whether or not Council's vote taken on May 23rd was a lawful vote and lawful action of the Town of Camp Verde, and whether or not members of the Council who voted on May 23rd were properly seated under the Town Code and State

Election Law. He stated that two primary issues of concern with the agreement are the waiver of sovereignty and compliance with the General Plan and zoning ordinances. He addressed further action that would be necessary to complete final approval of a settlement by the Town and recommended that Council begin a comprehensive and effective settlement negotiation process.

Baker requested additional information on the intent of the Open Meeting Law relative to openly conducting official deliberations and proceedings.

Council took no action on this item.

5. **Discussion and Possible Action by Council concerning the Position of Town Attorney Ron Ramsey and Current Appointee.**

Ramsey requested that Council's discussion of this issue be conducted in an open session meeting.

Garrahan explained that the meeting was noticed for a meeting open to the public as well as an executive session for discussing legal advice or to consult and direct legal counsel on settlement negotiations. She requested that if a vote was taken to go into executive session, Council specifically state the basis of the motion.

Ramsey commented that he was prepared to discuss the terms of a proposed severance package if a majority of Council was uncomfortable with his representation of the Town.

Baker requested an explanation of the circumstances leading to the possible termination of Mr. Ramsey and expressed concern that an Executive Order was issued on this matter without the full Council's knowledge. She also requested information on how and when legal counsel was contacted regarding legal issues listed on the agenda, which were unrelated to the Yavapai-Apache Nation litigation.

Hauser explained the nature of her discussion with legal counsel and stated that with a new Council, and that she felt the Town should move in a different direction legally.

At Eberhard's request, Ramsey reviewed the details of a proposed severance agreement.

Pickett addressed employment related issues and recommended that Council vote to go into an Executive Session for legal advice and possible settlement discussions.

At 7:15 p.m., on a motion by Eberhard, seconded by Gioia, the Council voted to go into executive session Pursuant to A.R.S. 38.431.03.A(3), the Council may vote to go into executive session on this agenda item for the purpose of discussion and consultation for legal advice with the Town's special legal counsel; and Pursuant to A.R.S. 38.431.03.A(4) the Council may vote to go into executive session on this agenda item for the purpose of discussion and consultation with special legal counsel in order to consider its position and instruct legal counsel regarding the Council's position concerning settlement discussions conducted in order to avoid litigation. Reddell, Dickinson and Baker voted no.

*Hauser reconvened the special public meeting at 8:00 pm.*

On a motion by Eberhard, seconded by Gioia, the Council voted to relieve Ron Ramsey of all assigned duties and place him on administrative leave, effective immediately, and to direct

Mangum, Wall, Stoops & Warden, P.L.L.C. to negotiate the terms of resignation or termination not-for-cause, including a severance agreement and mutual release according to the terms of Ordinance 2000-A160, and bring back to Council for final action within 14 days. Baker and Dickinson voted no. Reddell abstained.

On a motion by Eberhard, seconded by Hunter, the Council voted to appoint Mangum, Wall, Stoops & Warden, P.L.L.C. as interim legal counsel for a period of 90 days, and direct staff to bring suggestions for the legal department during the budget sessions. Baker and Dickinson voted no.

Council directed the Town Manager to work with Ron Ramsey and Mangum, Wall, Stoops & Warden, P.L.L.C. concerning Town files, documents and other property that may be in Ramsey's possession, and access to and preservation of all Town and Attorney related data on the computer(s) used by Ramsey.

6. **Discussion and Possible Action by Council concerning action ostensibly taken by Council on May 23, 2001, relating to the agenda items Nos. 6-11 (Including added agenda item No. 8a) noticed for the Council meeting of that date.**

Garrahan explained that since questions were raised regarding the validity of Council's actions after the official Canvass of Election at their May 23rd meeting, it was recommended that Council re-address the items listed on that agenda following the consent agenda.

In a discussion of the provisions of the Town Code addressing the Assumption of Office and Oath of Office, Garrahan advised that following the official canvass of election on May 23rd, no other business should have been conducted until the newly elected Council Members were sworn in and seated. She explained that repeating the Oath of Office that was administered on May 25th at an appropriately noticed, public meeting was recommended as a better approach in addressing this issue. She advised that the validity of Council's actions on May 25th was not an issue, as Council did not take any legal action.

*Councilor Eberhard requested the following verbatim minutes:*

Eberhard: I think the reason we have to readdress these issues is because these different laws and how things were done could definitely have affected the outcome. This council might not decide on these matters the same as the Council on the 23rd. The open meeting law violations on 8a are particularly troubling, um, I have found that just in general that if we have a public meeting that concerns the Yavapai-Apache Nation sand and gravel that we usually end up in the gym, and we didn't last time, and the reason is a lot of people I talked to didn't know that is was on the agenda and it's because the way it was noticed. So, it's very important because I believe that some Council Members might have voted differently if 300 people had showed up and given their opinion. Also the fact that we weren't allowed to discuss the actual agreement in public is very important because again I believe that, that, if the audience understood what we were discussing and if I had been able to argue with Council Members in detail, I might have gotten a Council Member or two to vote a different way, I don't know. But the problem is, I couldn't even quote from the agreement when we were discussing it in public, and that makes it very difficult to make a rational argument when you can't even read from what you're arguing about. So all these different flaws probably changed the outcome one way or the other and its important that we follow the rules so that we can, you know, have a decision that the public is behind us on.

*This concludes the verbatim portion of the minutes.*

The Council took the following actions:

- #6. **Possible acceptance of pre-1950 roads for maintenance. Roads appearing to meet the criteria are Boyer Lane, Zellner Lane, Reeves Arena Road, Wilson Road/Court, Doug's Park Road, Mosier Lane, Private Drive and Pearce Lane.**  
On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to authorize staff to provide routine maintenance on the identified roads, so long as they remain open to the public.
- #7. **Possible approval of Ordinance 2001-A183, an ordinance of the Town Council of the Town of Camp Verde, Yavapai County, Arizona, designating Town staff as planning agency.**  
A motion by Baker, seconded by Reddell that Council approve Ordinance 2001-A183 failed with Hauser, Eberhard, Gioia and Hunter voting no.  
  
On a motion by Eberhard, seconded by Gioia, the Council voted to table this item and direct staff to prepare a matrix. Baker, Dickinson and Reddell voted no.
- #8. **Possible approval of Resolution 2001-475 adopting procedures for public participation in the General Plan Amendment process.**  
On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve Resolution 2001-475 with the amendments of the May 23 Regular Session Council Meeting.
- #8.a. **Possible approval of settlement of Yavapai-Apache Nation vs. Town of Camp Verde (No. CV2001-009).**  
On a motion by Eberhard, seconded by Hunter, the Council voted to rescind the actions taken by Council on May 23rd on item 8a regarding Yavapai-Apache Nation vs. Town of Camp Verde, that the settlement offers in all their current forms be rejected, that counsel (Mangum Walls, Stoops & Warden) to continue along the course they are already on, with an eye toward getting this back to negotiation and to notify Council at that point. Baker, Dickinson and Reddell voted no.

**Public Input:**

Leon Raper commented that until this matter goes to court, the Town would never know whether the laws could be enforced.

Robert Foreman stated that the Nation would continue their sand and gravel mining operations with or without an agreement and that the odds of giving up their sovereignty are very slim.

John McReynolds urged Council to work cooperatively with the Yavapai-Apache Nation.

Danny Parker commented that this matter has become a personal vendetta of one Council Member against sand and gravel.

Heather Mauch urged Council to work with legal counsel on a new agreement.

Barbara Miller commented that the \$135.00 per hour fee charged for legal services applied to each individual member of the law firm. Garrahan responded that the Town would only pay a single hour per fee as if only one attorney was present regardless of the number of attorneys present, and that the Town would pay only 1/2 travel time.

Lori Boyce requested information on the potential impact of this issue on other mining operations in Camp Verde.

Floyd Faulks stated that if the laws had been enforced two years ago, the Town would not be spending the money it is today.

C.A. McDonald commented that the Town is fighting a losing battle.

Ed Davidson commented that the proposed settlement and operations agreements was not orchestrated by the Yavapai-Apache Nation, but that it involved a lot of other people.

**#9. Direction to staff concerning pathway along Salt Mine Road.**

Council took no action on this item, but directed staff to add raised reflectors to delineate the path and continue to explore state funding that may be available for alternative forms of transportation.

**#10. Possible acceptance of eight-foot bronze statue created by Frederick Remington and preferred location.**

On a motion by Reddell, seconded by Hunter, the Council voted unanimously to accept the donation of the statue, accept the location at the front corner of the Chamber of Commerce, invite appropriate dignitaries to an unveiling ceremony, at which time the donors will be presented with a key to the Town, to send a letter of appreciation and to check with the Fort concerning their plans to place their sign in that location.

**#11. Possible approval of \$3,600 for George Young to continue televising Council meetings for a period of one year.**

On a motion by Baker, seconded by Reddell, the Council voted to approve \$3,600 to George Young to continue televising Council meetings for a period of one year. Gioia voted no.

*Mayor Hauser recessed the meeting at 9:25 p.m. and reconvened at 9:35 p.m.*

**7. Discussion and possible action by Council concerning the pending Yavapai-Apache Nation request to the Federal Bureau of Indian Affairs that the Cloverleaf and Tunlil properties held in fee by the Nation and located within the Town limits of the Town of Camp Verde to be placed in Trust Status.**

Garrahan explained that this item was placed on the agenda to avoid past problems with agenda items that were not properly noticed for discussion. Eberhard suggested Council direct legal counsel to prepare a letter to the BIA reaffirming the Town's position on the litigation issues. Hoover requested that he be kept apprised of the Trust Status Application.

On a motion by Eberhard, seconded by Gioia, the Council voted to direct the Manager to work with Mangum, Wall, Stoops & Warden to update the BIA and federal and state officials as to the current legal actions, and that staff keep Mangum updated. Baker, Dickinson and Reddell voted no.

8. **Discussion and possible action by Council concerning referral to Arizona Attorney General's Office or other appropriate agency for investigation of or opinions concerning open meeting law and/or election law violation relating to the May 23, 2001 Council agenda, the 2001 Mayor/Council election and the assumption of office by newly elected Mayor and Council members.**

Garrahan advised that no action by Council was recommended, and suggested that counsel be directed to research the issue and bring back to Council.

Baker requested an opinion from the AG office regarding election laws.

On a motion by Eberhard, seconded by Hauser, the Council voted to direct counsel to pursue an AG opinion concerning campaign finance report violations. Reddell, Baker and Dickinson voted no.

9. **Call to the Public for Items not on the Agenda.**

John McReynolds apologized for his outburst during the Council meeting and addressed a recent newspaper article and it's reference to the Town Council "Wrecking Crew". He said that if they were the 'Wrecking Crew', the sitting Council were the 'Ax Murderers'.

Barbara Miller informed Council of her intent to request an official inquiry into recent Council activities, and corrected a recent newspaper article regarding her involvement in negotiations.

Ann Prigmore expressed concern that no public input was allowed on items being considered by Council. She also commented that Council's action to release the Town Attorney was handled shabbily and those Members who voted for it should be ashamed.

10. **Announcements.**

Manager Roberts advised that he was unavailable to attend the budget work session on June 13th and that the joint work session with the Main Street Beautification and Historical Society needed to be rescheduled. Council suggested setting the meetings on the June 4th and 8th.

Baker requested a Special/Executive Session to discuss the Manager's roles and responsibilities be scheduled as soon as possible.

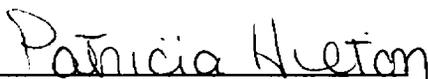
Eberhard asked for an agenda item for the June 6th meeting to discuss releasing documents from previous executive sessions on the sand and rock and trust status issues.

11. **Adjournment.**

The meeting was adjourned at 10:15 p.m.



Brenda Hauser, Mayor



Patricia Hilton, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 30th day of May 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 4th day of June 2001.

Deborah Barber  
Deborah Barber, Town Clerk



**JOINT WORK SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE,  
THE MAIN STREET BEAUTIFICATION COMMITTEE  
and CAMP VERDE HISTORICAL SOCIETY**

**COUNCIL CHAMBERS  
473 S. Main, Room #106**

**MONDAY, JUNE 4, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**

**Discussion of the Following:**

3. **Main Street Enhancement Grant**
4. **Proposal(s) for the Mattress Shop**
5. **Development of the Old School Building (the current location of the Camp Verde Historical Society) as a museum**
6. **Adjournment**

Posted by: *Virginia Jones*

Date/Time: 6-1-01 10:00 a.m.

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
JOINT WORKSESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE,  
THE MAIN STREET BEAUTIFICATION COMMITTEE  
and the  
CAMP VERDE HISTORICAL SOCIETY  
COUNCIL CHAMBERS  
WEDNESDAY, JUNE 5, 2001  
6:30 P.M.**

**1. Call to Order**

Mayor Hauser called the meeting to order at 6: 30 p.m.

**2. Roll Call**

Mayor Hauser, Councilors Baker, Dickinson, Eberhard, Gioia, Hunter and Reddell were present. Manager Roberts, Community Services Director Bill Lee and Town Clerk Deborah Barber were also present.

**3. Main Street Enhancement Grant**

Spokesman Bob Simbric, representative and speaker for the Main Street Beautification Committee presented a letter and a map of their proposal, a copy of which is attached and becomes a permanent part of this record. Simbric read the letter to Council and answered questions. A primary point of concern of the merchants was the lack of parking. Other discussion centered on signage and naming the area business loop, historic loop, historic business loop, etc. Gwen Gunnell said that the Committee did not want Main Street to be known as downtown, uptown, or old town. She advised that they preferred calling the street Camp Verde Main Street. She further advised that the Committee's goal was to develop a plan that provided an attractive, safe, lighted area that was conducive to pedestrian and vehicular traffic to encourage business for the area merchants.

It was the consensus of Council to present to ADOT the first option of angle parking along the WPA fence, accessing the sidewalk through existing opening; leave the mattress shop and delete the drive; and to leave parking at the front of the Chamber of Commerce until it is remodeled.

**4. Proposal(s) for the Mattress Shop**

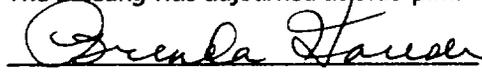
Bill Cowan, president of the Camp Verde Historical Society read their mission statement and reported on their recent activities. Council discussed the proposal and answered questions from the Main Street merchants. Eberhard advised that the plan was to remodel the mattress shop and lease it to the Historical Society for \$1.00 per year, and developing a Town museum in the Old School building that would be staffed and administered by the Town, with the Historical Society providing the material for the museum.

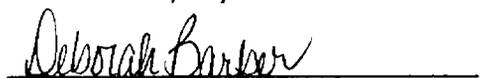
**5. Development of the Old School Building (the current location of the Camp Verde Historical Society) as a museum**

This item was discussed with item #4.

**6. Adjournment**

The meeting was adjourned at 8:15 p.m.

  
\_\_\_\_\_  
Brenda Hauser, Mayor

  
\_\_\_\_\_  
Deborah Barber, Recording Secretary

**CERTIFICATION:**

**I hereby certify that the meeting was duly called and held, and that a quorum was present.**

Dated this 5<sup>th</sup> day March 2001

 \_\_\_\_\_

Deborah Barber, CMC  
Town Clerk

## AGENDA



### SPECIAL SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room 106**

**WEDNESDAY, JUNE 6, 2001  
5:00 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Discussion of the roles, responsibilities and actions of the Town Manager, Mr. John Roberts. This discussion may include actions taken by Mr. Roberts on May 25, 2001 and other actions taken prior to that date. (Council may vote to go into executive session per ARS §38-431.03 (A)(1) and then resume the following items.)**
4. **Adjournment**

Posted by: Virginia Spivey

Date/Time: 6-1-01 10:00 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.2 and §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
Council Chambers  
473 S. Main, Room #106  
WEDNESDAY, JUNE 6, 2001  
5:00 P.M.**

1. **Call to Order**

Mayor Hauser called the meeting to order at 5:00 p.m.

2. **Roll Call**

Mayor Hauser, Councilors Baker, Gioia, Hunter and Reddell were present. Councilors Dickinson and Gioia were absent.

**Also Present:**

Town Manager John Roberts and Interim Town Attorney Melinda Garrahan

3. **Discussion of the roles, responsibilities and actions of the Town Manager, Mr. John Roberts. This discussion may include actions taken by Mr. Roberts on May 25, 2001 and other actions taken prior to that date.**

Manager Roberts advised that he wished to have this matter addressed in a public meeting. Councilor Baker said that she requested this item because of discussions that she and the Manager had over the past few months concerning perceptions, comments from citizens and that she had concerns about from whom he was taking his direction. She said that she wished to discuss these issues in a duly convened meeting. Baker read the section of the Code that states the Manager shall take his instructions and directions from the Council only when seated in a duly convened meeting, and that no individual Council member shall give orders or instructions to the Manager. She said that some discussions concerned Planning & Zoning. She said that she is concerned about employee morale and that numerous businesspersons in the community do not trust Roberts, as they have told her they have been lied to on more than one occasion. Baker said that a specific problem concerned the Chamber of Commerce, and that she had spoken with Roberts on a particular weekend relaying a comment made by Walter Kneeland. She said that Roberts had told her that he had not spoken to Kneeland. She said that Kneeland and others have a different story. Roberts denied saying that to Baker, or that she misunderstood. Baker insisted that he spoke with her on the phone. She said that Roberts told her that 'we needed to resolve that because there were four Council members who were going to vote against continued funding of the Chamber'. Roberts disagreed with Baker's comments. He said that he could never remember a time when he said that four Council members were going to vote a certain way. He said that he might have said that he 'believed' four members would vote a certain way. He said that he did believe that at the time. Baker disagreed and said that Roberts has told her that he had four votes on more than one occasion. Roberts disagreed and said that he had never told anyone how four Council members were going to vote. Baker said that she has come to Roberts on several occasions and he has relayed the same message, that there were four votes. Roberts responded that Baker was accusing him of violating state law, possibly a felony. Roberts demanded that Baker provide proof of those allegations before making them in public. [Tape is unintelligible as both Roberts and Baker are speaking at the same time.] Baker said that she has one occasion with witnesses that she knows was illegal and intends to report that to the Attorney General for investigation. Baker requested that she and Roberts discuss the matter as they always have. Baker asked why Roberts appointed an employee to a newly created position without following the established policy of posting the position for all employees.

created position without following the established policy of posting the position for all employees.

Councilor Eberhard said that he supported Roberts 100%. He said that the Manager could not function without listening to everyone, including those that are not liked. He said that Roberts could talk to anyone he wants because Council makes the decisions in the end. He said it does not matter to whom Roberts listens when he makes a recommendation, as Council makes the decisions. He said that he has not yet found Roberts to be taking improper directions and that Roberts is just doing his job.

Mayor Hauser said that she supports Roberts in his duties, and that if there is unrest in personnel, it is his job to rectify, not Council's.

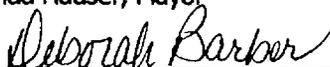
Hunter said that he also supports Roberts.

**4. Adjournment**

The special session was adjourned at 5:14 p.m.



Brenda Hauser, Mayor

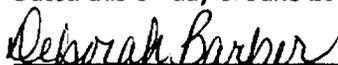


Deborah Barber, Town Clerk

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 6<sup>th</sup> day of June 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 8<sup>th</sup> day of June 2001



Deborah Barber, Town Clerk

Administrative Offices  
Town of Camp Verde

Notice to Employee of Executive Session

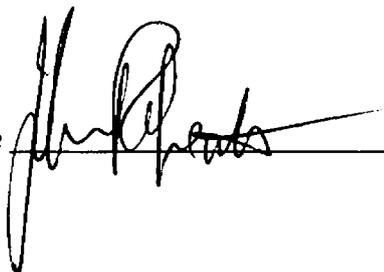
Pursuant to ARS 38-431.03.A.1, a public body may vote to go into an executive session for discussions concerning the employment, assignment, promotion, demotion, dismissal, salary, discipline, or resignation of an officer, appointee, or employee. After being given notice of the meeting, the employee may request that the discussion occur at a public (open) meeting rather than an executive session.

Since legal action cannot be taken at an executive session, the Town will typically schedule a special session that indicates your employment as part of the agenda, allow for a vote to go into an executive session, and then re-convene to take any legal action. Other than the Council members and yourself, only those persons "whose presence is reasonably necessary in order for the public body to carry out its executive session responsibilities may attend the executive session" (ARS 38-431.2). This normally is limited to a recording secretary for the Council (the meeting is usually taped), but you may also request your attorney to attend. All discussions at an executive session are to be kept confidential (ARS 38-431.03.B), but any discussion or actions taken at the special session are open to the public.

*A Special Session/Executive Session concerning your employment with the Town of Camp Verde is now set for **Wednesday, June 6, 2001, at 5:00 p.m. at Town Hall.** Please sign and date this notice to acknowledge its receipt, and initial one of the lines below to indicate if you want the session to be held in public.*

I prefer the session remain an executive session  
 I request the executive session not be called, and the discussion occur at a public meeting during the Special Session.

Employee Signature



Date

5-31-01

## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, JUNE 6, 2001  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Regular Session – May 16, 2001
    - 2) Regular Session – May 23, 2001
    - 3) Special Session – May 25, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session – June 6, 2001 at 6:30 p.m.
    - 2) Budget Work Session – June 8, 2001 at 6:30 p.m.
    - 3) Budget Work Session – June 13, 2001 at 6:30 p.m.
    - 4) Regular Session - June 20, 2001 at 6:30 p.m.
    - 5) Council Hears Planning and Zoning Matters – June 27, 2001 at 6:30 p.m.
  - c. **Possible approval of \$4,000 to support the Verde Valley Youth Count program in partnership with Yavapai County, Yavapai-Apache Nation and other Verde Valley Cities and Towns.**
5. **Call to the Public for Items not on the Agenda** (Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.)

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

**Public input may be invited on the following items:**

**All expenditures are budgeted items unless otherwise noted by "\*\*".**

6. **Discussion of and action to terminate Town Attorney's employment other than for-cause, and review and approval of severance agreement with Town Attorney.\*** (Council may vote to go into executive session per ARS §38-431.03.A.1 and §38-431.03.A.4)
7. **Appointment of Vice Mayor.**
8. **Assignment of Council members to the following committees: Arizona Artshare, Arizona Town Hall, Arizona League Functions, Governor's Conference on Rural Development, Municipal Risk Pool, NACOG General Sessions, NACOG Focused Future Action Committee, Natural Resource Subcommittee of the Verde Watershed Association, Natural Resource Subcommittee Conferences, Prescott AMA, Resource Conservation and Development,**

**Regional Planning Committee, Verde River Enhancement Committee, Verde Watershed Association, Verde Valley Intergovernmental Meetings, Verde Valley Natural Resource Committee, Verde Valley Transportation Organization, Yavapai-Apache Liaison, Yavapai County Water Advisory Committee, and Yavapai Trails Committee.**

9. **Public Hearing on the proposed Capital Improvement 5-year plan.**
10. **Review and possible adoption of the Capital Improvement 5-year plan.**
11. **Possible approval of Resolution 2001-479, authorizing submission of the application for Transportation Enhancement Program funds, and committing \$28,500 cash match for the project to design and construct a multi-use pathway along Montezuma Castle Highway between Apache Trail and the Yavapai-Apache Nation boundary.\***
  - a. **Possible approval to contract architectural services from Joel Westervelt to complete a conceptual design and to develop illustrations and colored drawings of the combined road and pathway in the amount of \$3,000, excluding blueprints, copies, plots, scans or other reimbursable services.\***
  - b. **Possible approval to appoint Arizona Engineering to serve as Town Engineer on proposed project.\***

*Councilor Eberhard requested the following item(s):*

12. **Possible approval to release executive session material and Town files concerning negotiations with Yavapai-Apache Sand & Rock concerning gravel mining operations on the Cloverleaf and Tunlil ranches and the Yavapai-Apache Nation's application to have the Cloverleaf and Tunlil ranches placed into trust status.**

*Mayor Hauser requested the following item(s):*

13. **Discussion and possible direction to staff to prepare a letter of opposition concerning the proposed Yavapai Ranch land exchange.**
14. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

15. **Advanced Approvals**
16. **Manager/Staff Report**
17. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
18. **Adjournment**

Posted by: Deanna Jones

Date/Time: 6-1-01 10:00 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JUNE 6, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

**1. Call to Order.**

Mayor Brenda Hauser called the meeting to order at 6:30 p.m.

**2. Roll Call.**

Mayor Barbara Miller, Mayor-elect Brenda Hauser, Councilors Tony Gioia, Eric Eberhard, Jackie Baker and Jim Redinger were present. Councilor Mitch Dickinson was absent.

**Also Present:**

Town Manager John Roberts, General Services Manager Bill Lee, Finance Director Dane Bullard, Librarian Gerry Laurito, Melinda Garrahan from Mangum, Walls, Stoops and Warden, Town Clerk Deborah Barber and Recording Secretary Patricia Hilton.

**3. Pledge of Allegiance.**

Councilor Gioia led the Pledge of Allegiance.

**4. Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

**a. Approval of the Minutes:**

- 1) Regular Session - May 16, 2001
- 2) Regular Session - May 23, 2001
- 3) Special Session - May 25, 2001

**b. Set Next Meeting, Date and Time:**

- 1) Regular Session - June 6, 2001 at 6:30 p.m.
- 2) Budget Work Session - June 8, 2001 at 6:30 p.m.
- 3) Budget Work Session - June 13, 2001 at 6:30 p.m.
- 4) Regular Session - June 20, 2001 at 6:30 p.m.
- 5) Council Hears Planning and Zoning Matters - June 27, 2001 at 6:30 p.m.

**c. Possible approval of \$4,000 to support the Verde Valley Youth Count program in partnership with Yavapai County, Yavapai-Apache Nation and other Verde Valley Cities and Towns.**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve the consent agenda, with a correction to the Minutes of the May 23rd meeting on Page 4, Item #8.a, 4th paragraph to add "Hauser and Gioia concurred" and additional comments made by Gioia.

5. **Call to the Public for Items not on the Agenda.**

Leon Raper commented that he would continue to request that something be done about putting signage on the Verde Overland Transit System Bus.

Barbara Miller commented that the Arizona Department of Revenue will require the Town to pay a fair share to bring computer systems into compliance; she was notified that NACOG has unanimously approved hiring a lobbyist for rural transportation and that local governments in the region will be assessed a range of \$.07 - \$.08.5 per capita; and that Council can expect to receive a funding request from the Water Advisory Committee. She requested that Council keep these in mind when addressing other expenditures.

6. **Discussion of and action to terminate Town Attorney's employment other than for-cause, and review and approval of severance agreement with Town Attorney.**

Garrahan advised that Mr. Ramsey has agreed to the terms and signed the proposed severance agreement. She reviewed three proposed motions for Council's consideration.

On a motion by Eberhard, seconded by Reddell, the Council voted unanimously to approve the Severance Agreement providing for removal of Town Attorney Ron Ramsey other than for cause and providing for 6 months severance pay, all in accordance with Camp Verde Town Ordinance 2000-A160, and that Mayor Brenda Hauser be authorized to execute the Agreement following signature by Mr. Ramsey.

On a motion by Eberhard, seconded by Reddell, the Council voted unanimously to approve Ordinance No. 2000-A160 providing for removal of certain Town employees other than for cause, the Severance Agreement and the report(s) by staff concerning funding of the Severance Agreement:

- a. That Mr. Ramsey be paid for accrued vacation and sick leave in accordance with Town policies and procedures concerning employees leaving service;
- b. That Mr. Ramsey be paid for the days he has been on administrative leave from May 31, 2001, through the date the Severance Agreement is executed by both parties;
- c. That Mr. Ramsey be paid the 6 month's severance pay provided for by the Severance Agreement; as modified by benefits, leave and withholding in accordance with Town policies and procedures.

On a motion by Eberhard, seconded by Reddell, the Council voted unanimously that pursuant to Ordinance No. 2000-A160, providing for the removal of certain Town employees other than for cause and conditioned upon the parties having entered into the Severance Agreement, that Town Attorney Ron Ramsey, who has served at the pleasure of the Town Council, be removed from his position as Town Attorney, and that his appointment and employment as Town Attorney be terminated immediately upon execution of the Severance Agreement by the parties.

**Public Input:**

There was no public input.

6a. **Possible approval of downtown enhancement project.**

Roberts reviewed staff's recommended changes to the Baker Consulting Group Conceptual design for the Main Street Enhancement Project.

Gwen Gunnell from the Main Street Committee commented that the Merchants on Main Street would like to see two driveways at the Woody's Station and a side entrance into Rio Verde Plaza. She commented that in addition to Holloman and Main, crosswalks should also be located

between Fain Street and Nichols Street. She stated that the Merchants' first priority is lighting, followed by sidewalks, landscaping and benches to bring continuity to all of Main Street.

On a motion by Eberhard seconded by Hunter, the Council voted unanimously to approved the Baker conceptual design for the downtown enhancement project with the following changes to the Manager's memo dated June 5, 2001:

1. Item #4. No driveway between the Mattress Shop and the Visitor Center;
2. Item #6. Add the possibility of changing to angle parking;
3. Item #16. Discuss alternate entrances with property owners, perhaps on Fain Street;
4. Add Item #20. Provide for crosswalks on Main Street;
5. Add Item #21. Provide for underground utilities as much as is practical.

**Public Input:**

Jane Whitmire commented that the Baker Consultant Study does not address the needs or concerns for pedestrian accessibility and safety. She expressed concern with vehicles backing into traffic and suggested Council consider adding planters to break up the pavement and create more of a shaded environment. She also requested information regarding the basis for additional parking.

Leon Raper suggested parallel or one-sided street parking as opposed to angle parking.

Barbara Miller stated that it is important for the Town to look ahead and plan for more parking than is needed at this time.

7. **Appointment of Vice Mayor.**

Hauser opened nominations for the position of Vice-Mayor.

A motion by Baker, seconded by Reddell, to appoint Dickinson as Vice Mayor failed with Hauser, Gioia, Hunter and Eberhard voting no.

On a motion by Eberhard, seconded by Hunter the Council voted to appoint Tony Gioia as Vice-Mayor. Baker and Reddell voted no.

8. **Assignment of Council member to the following committees: Arizona Artshare, Arizona Town Hall, Arizona League Functions, Governor's Conference on Rural Development, Municipal Risk Pool, NACOG General Sessions, NACOG Focused Future Action Committee, Natural Resource Subcommittee of the Verde Watershed Association, Natural Resource Subcommittee Conference, Prescott AMA, Resource Conservation and Development, Regional Planning committee, Verde River Enhancement Committee, Verde Watershed Association, Verde Valley Intergovernmental Meetings, Verde Valley Natural Resource Committee, Verde Valley Transportation Organization, Yavapai-Apache Liaison, Yavapai County Water Advisory Committee, and Yavapai Trails Committee.**

A lengthy discussion was held during which Council members reviewed and updated current committee assignments, and clarified polices on committee assignments, responsibilities and scope of individual authority when representing the Town.

**Public Input:**

Marshall Whitmire stated that these assignments are very important to alleviate unsolicited negative comments that Camp Verde is very difficult to work with. He commented that a there is a lot of important information to be gathered from participation and work in these various groups and efforts, and this is an opportunity to build a quality relationship with other communities where it does not exist.

9. **Public Hearing on the proposed Capital Improvement 5-year plan. Council took no action on this item.**

Curt Dunham, Partners for Strategic Action, gave a presentation on the Capital Improvement Plan Committee's (CIP) Capital Improvement Plan. He explained that the CIP is a five-year plan and is the most important implementation tool of the General Plan. He commented that the CIP takes the broad goals, objectives and policies in the General Plan and turns them into tangible products, services and facilities and ties the planning and budgeting process together. He advised that the CIP is to be used as a guide in decision-making. He explained that the CIP includes evaluation criteria, which were adopted by Council several months ago. He advised that there are 25 million dollars worth of projects in the CIP. He commented that the projects, which are not funded this year, would be resubmitted next year. He advised that by adopting the CIP plan, Council would be adopting the process, rather than the recommendations of the CIP.

A discussion was held regarding the parameters of the Capital Improvement Plan.

Council took no action on this item.

**Public Input:**

Barbara Miller asked if an expenditure of \$75,000 into a structure would need to be included in the Capital Improvement Plan.

Leon Raper suggested asking if the Community would be willing to pay more taxes under important amenities, commented that it would be nice to have a breakdown of expenditures by department, and stated that the Town needs an economic development plan.

10. **Review and possible adoption of the Capital Improvement 5-year plan.**

On a motion by Baker, seconded by Reddell, the Council voted unanimously to adopt the Town of Camp Verde Capital Improvement Plan as presented by Mr. Dunham.

11. **Possible approval of Resolution 2001-479, authorizing submission of the application for Transportation Enhancement Program funds, and committing \$28,500 cash match for the project to design and construct a multi-use pathway along Montezuma Castle Highway between Apache Trail and the Yavapai-Apache Nation boundary.**

On a motion by Gioia, seconded by Baker, the Council moved to table this item until the June 27th meeting.

12. **Possible approval to release executive session material and Town files concerning negotiations with Yavapai-Apache Sand & Rock concerning gravel mining operations on the Cloverleaf and Tunlii ranches and the Yavapai-Apache Nation's application to have the Cloverleaf and Tunlii ranches placed into trust status.**

Eberhard explained that during the last two and a half years, the public has not had the benefit of reviewing the documentation that the Council had. He stated that if the public has access to the documents, they would have a clearer picture. He suggested Council direct staff to gather all the various interim working agreements and correspondence for review by legal counsel to determine what would be appropriate to release to the public.

Baker requested clarification on the types of documents that would be released to the public.

Garrahan advised that legal counsel's review would not include executive session material.

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to direct staff to gather all agreement drafts and proposals; all internal and external correspondence; all internal

memos; and other executive session material and town files concerning negotiations with Yavapai-Apache sand and rock concerning gravel mining operations on Cloverleaf and Tunlii Ranch, and Yavapai-Apache application to have Cloverleaf and Tunlii Ranches placed into trust status and deliver to Mangum, Wall, Stoops and Warden for review and recommendation on what is appropriate to release to public, especially in light of current litigation, and bring back recommendation for final Council approval by the end July.

**Public Input:**

George Young asked Council to consider whether the release of documents is of enough value to pay for the research by legal counsel.

Barbara Miller asked if the cost would produce the results Council needs and suggested that new Council Members be provided with documents of what has transpired in the past.

13. **Discussion and possible direction to staff to prepare a letter of opposition concerning the proposed Yavapai Ranch land exchange.**

Hauser explained that she requested this agenda item to determine if there was any indication that the present Council may change the Town's position and letter of support sent on this issue.

On a motion by Eberhard, seconded by Gioia, the Council voted to direct staff to prepare a letter and packet, similar to that that was sent to BIA, and bring back to Council for approval by the end of July. Reddell, and Baker voted no.

**Public Input:**

Jim Bullard addressed his effort to work with the Forest Service regarding water issues.

Barbara Miller commented that during discussions with Mr. Ruskin, Council expressed a desire to have the General Crook entrance into the Town remain as an open view corridor and negotiate the 120 acres of property for the proposed community park.

Marshall Whitnire reminded Council that several months ago, Council approved a memo of understand with sister communities, which included a provision for maintaining open or buffer space between the Communities and the addition of 4,000 acres of potential and residential and commercial development could easily be interpreted as a move that would be counter to the memo of understanding.

George Young commented that there has been a lot of interest from developers, based on the availability of sewer services.

14. **Call to the Public.**

There was no Public Comment.

15. **Advanced Approvals.**

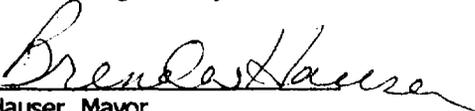
There were no Advanced Approvals

16. **Manager/Staff Report.**

Manager Roberts stated he received a call from Department of Commerce. The Town has made the second round for \$10,000 in matching funds for the Growing Smarter assistance in updating the General Plan. Roberts also stated he has been contacted by Senator Kyl's office regarding the Forest Service's positing on the sale of the administrative site proposed for the community park. He advised that Kyl's office is not very optimistic since there was nothing in writing, but will continue working on behalf of the Town.

17. **Council Informational Reports.**  
Hunter requested a work session to discuss the legal mining operations.

18. **Adjournment.**  
The meeting was adjourned at 9:00 P.M.

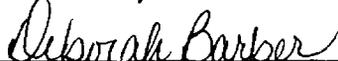
  
\_\_\_\_\_  
Brenda Hauser, Mayor

  
\_\_\_\_\_  
Patricia Hilton, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 6th day of June 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 9th day of June 2001.

  
\_\_\_\_\_  
Deborah Barber, Town Clerk

**ACTIONS TAKEN**  
**WEDNESDAY, JUNE 6, 2001**  
**6:30 P.M.**

**REGULAR SESSION**

**MAYOR and**  
**COMMON COUNCIL**

- 6. Discussion of and action to terminate Town Attorney's employment other than for-cause, and review and approval of severance agreement with Town Attorney.\***
1. On a motion by Eberhard, seconded by Reddell the Council voted to approve the Severance Agreement providing for removal of Town Attorney Ron Ramsey other than for cause and providing for 6 months severance pay, all in accordance with Camp Verde Town Ordinance 2000-A160 be approved and Mayor Brenda Hauser be authorized to execute the Agreement following signature by Mr. Ramsey.
  2. On a motion by Eberhard, seconded by Reddell the Council Moved, Pursuant to Ordinance #2000-A160 providing for removal of certain Town employees other than for cause, the Severance Agreement and the report(s) by staff concerning funding of the Severance Agreement:
    - a. That Mr. Ramsey be paid for accrued vacation and sick leave in accordance with Town policies and procedures concerning employees leaving service.
    - b. That Mr. Ramsey be paid for the days he has been on administrative leave from May 31, 2001, through the date the Severance Agreement is executed by both parties.
    - c. That Mr. Ramsey be paid the 6 month's severance pay provided for by the Severance Agreement; as modified by benefits, leave and withholding in accordance with Town policies and procedures.
  3. On a motion by Eberhard, seconded by Reddell the Council voted Pursuant to Ordinance #2000-A160 providing for removal of certain Town employees other than for cause and conditioned upon the parties having entered into the Severance Agreement, the Council moved that Town Attorney Ron Ramsey, who has served at the pleasure of the Town Council, be removed from his position as Town Attorney and that his appointment and employment as Town Attorney be terminated immediately upon execution of the Severance Agreement by the parties.
- 6a. Possible approval of downtown enhancement project.**  
On a motion by Eberhard seconded by Hunter the Council voted unanimously to approved the Baker conceptual design with the changes as noted in the Manager's 6-5-01 memo, with changes to #6, 13 & add 20.
- 7. Appointment of Vice Mayor.**  
On a motion by Baker, seconded by Reddell the Council voted to appoint Dickinson as Vice Mayor. Motion failed with Hauser, Gioia, Hunter and Eberhard voting no.
- On a motion by Eberhard, seconded by Hunter the Council voted to appoint Tony Gioia as Vice Mayor. Motion passed with Baker and Reddell voting no.

8. **Assignment of Council member to the following committees: Arizona Artshare, Arizona Town Hall, Arizona League Functions, Governor's Conference on Rural Development, Municipal Risk Pool, NACOG General Sessions, NACOG Focused Future Action Committee, Natural Resource Subcommittee of the Verde Watershed Association, Natural Resource Subcommittee Conference, Prescott AMA, Resource Conservation and Development, Regional Planning committee, Verde River Enhancement Committee, Verde Watershed Association, Verde Valley Intergovernmental Meetings, Verde Valley Natural Resource Committee, Verde Valley Transportation Organization, Yavapai-Apache Liaison, Yavapai County Water Advisory Committee, and Yavapai Trails Committee.**

The following Committee assignments were made

|  | Hauser | Baker | Dickinson | Gioia | Eberhard | Reddell | Hunter |
|--|--------|-------|-----------|-------|----------|---------|--------|
| Arizona Art Share                        |        |       |           |       |          |         | X      |
| Arizona League Functions                 | X      | X     | X         | X     | X        | X       | X      |
| Arizona Town Hall                        |        |       |           |       |          |         |        |
| Governor Conference-Rural Development    | X      | X     | X         | X     | X        | X       | x      |
| Municipal Risk Pool                      |        | X     |           |       |          |         |        |
| NACOG Gen Sessions                       |        | X     |           |       |          |         |        |
| NACOG-Focus Future Action Committee      |        | X     |           |       |          |         |        |
| Natural Resource Subcommittee-VWSA       | X      |       |           |       |          |         |        |
| NRCS Conference                          |        |       |           |       |          | X       |        |
| RC&D (Cocopai)                           |        |       |           |       |          | X       |        |
| Regional Planning/Open Special Committee |        |       | X         |       | X        |         |        |
| VV Intergovernmental Meetings            |        |       |           | X     |          |         |        |
| VV Natural Resource Committee            |        |       |           | X     |          |         |        |
| VV Transportation Organization           |        |       |           |       |          |         | X      |
| Yavapai County Water Advisory Committee  |        |       |           | X     |          |         |        |
| Yavapai Trails Committee                 |        |       |           |       | X        |         |        |
| Yavapai-Apache Liaison                   |        |       | X         |       | X        | X       |        |
| Middle Verde Basin Planning Group        |        |       |           | X     |          |         |        |
| Arizona Watershed Alliance               | X      |       |           |       |          |         |        |

Water: Tony Gioia Primary

Brenda Hauser Secondary

9. **Public Hearing on the proposed Capital Improvement 5-year plan.**  
Council took no action on this item
  
10. **Review and possible adoption of the Capital Improvement 5-year plan**  
On a motion by Baker, seconded by Reddell, the Council voted unanimously to adopt the Town of Camp Verde Capital Improvement Plan as presented by Mr. Dunham.
  
11. **Possible approval of Resolution 2001-479, authorizing submission of the application for Transportation Enhancement Program funds, and committing \$28,500 cash match for the project to design and construct a multi-use pathway along Montezuma Castle Highway between Apache Trail and the Yavapai-Apache Nation boundary.\***  
On a motion by Gioia, seconded by Baker, the Council moved to table this item until the June 27<sup>th</sup> meeting.
  
12. **Possible approval to release executive session material and Town files concerning negotiations with Yavapai-Apache Sand & Rock concerning gravel mining operations on the Cloverleaf and Tunlii ranches and the Yavapai-Apache Nation's application to have the cloverleaf and Tunlii ranches placed into trust status.**  
On a motion by Eberhard, seconded by Hunter, the council voted direct staff to gather all
  1. agreement drafts and proposals.
  2. internal and external correspondence
  3. internal memos
  4. other executive session material and town files.Concerning negotiations with YAN sand and rock concerning gravel mining operations on Cloverleaf and Tunlii and YAN application to have Cloverleaf and Tunlii Ranches placed into trust status and deliver to Mangum, Wall, Stoops and Warden for review and recommendation on what is appropriate to release to public, especially in light of current litigation, and bring back recommendation for final Council approval by the end July.
  
13. **Discussion and possible direction to staff to prepare a letter of opposition concerning the proposed Yavapai Ranch land exchange.**  
On a motion by Eberhard, seconded by Gioia, the Council voted to direct staff to prepare a letter and packet, similar to that that was sent to BIA, and bring back to Council for approval by the end of July.
  
14. **Call to the Public**  
There was no Public Comment
  
15. **Advanced Approvals**  
There were no Advanced Approvals
  
16. **Manager/Staff Report**  
Manager Roberts stated he received a call from Department of Commerce. The Town has made the second round, \$10,000 matching funds. Roberts also stated he has been contacted by Senator Kyl's office regarding the Forest Service. Kyle's office is not

optimistic since there was nothing in writing; but will continue working on behalf of the Town.

**17. Council Informational Reports**

Hunter requested a work session to discuss the legal mining operations

**18. Adjournment**

The meeting was adjourned at 9:00 P.M.

**ADDENDUM to the AGENDA**



**REGULAR SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room 106**

**WEDNESDAY, JUNE 6, 2001  
6:30 P.M.**

**6.a Possible approval of downtown enhancement project**

Posted by: *Dorinda Jones*

Date/Time: *11:15 a.m. 6-4-01*

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**ADDENDUM to the AGENDA**



**WORK SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS**

**FRIDAY, JUNE 8, 2001  
6:30 P.M.**

**3.a Discussion of Appointment procedures for Acting Town Manager**

Posted by:

*Vergara Jones*

Date/Time:

*6-7-01*

*11:30 a.m*

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**WORK SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106**

**FRIDAY, JUNE 8, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**

**Discussion of the Following:**

3. **FY 2001/02 Budget**
4. **Adjournment**

Posted by: Virginia Jones

Date/Time: 6-1-01 10:00 a.m.

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**MINUTES  
WORKSESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
FRIDAY, JUNE 8, 2001  
6:30 P.M.**

**1. Call to Order**

Mayor Hauser called the meeting to order at 6:30 p.m.

**2. Roll Call**

Mayor Hauser, Councilors Baker, Dickinson, Eberhard, Gioia, Hunter and Reddell were present. Manager Roberts, Finance Director Dane Bullard, Library Director Gerry Laurito, Judge McElhaneey, Community Services Director Bill Lee and Town Clerk Deborah Barber were also present.

**3. FY 2001/02 Budget**

Roberts explained that he prepared a memo noting the changes from the 2000/01 budget. He advised that he allowed a 3% increase to adjust for inflation. He suggested that Council discuss only the additions. He said that the Department Heads voted to request a pay equity plan rather than a COLA. He explained that employees throughout the Town were paid different wages for the same type of work, and that this plan would provide an equitable solution, and bring the employees within 80% of the League averages. He further advised that the additions to the budget would require a portion of the 1% sales tax, and suggested that Council consider funding the proposed capital expenditures from the General Fund. Council reviewed the Manager's memo, a copy of which is attached and becomes a permanent part of this record. Roberts advised that because the employee insurance would be changing July 1<sup>st</sup>, that he needed some kind of indication if Council would support the proposed cafeteria plan. He explained that unless the additional \$200 per employee was approved, some employees would be unable to afford the family coverage. Vice Mayor Gioia indicated that he was in favor of providing payment only to those employees that wished to purchase dependent health care. The Mayor and remaining Council members indicated that they would support the proposal.

Bullard advised that there was approximately \$600,000 from the 1% sales tax increase that was set-aside in a special account, as required by Ordinance 99-A148. A discussion ensued concerning the ordinance, its intention and public perception of the increase.

**Public Input:**

Donna Hromada said that the Parks & Recreation Commission was instrumental in getting the public to agree to the increase, knowing that the money would be used for parks.

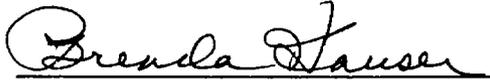
Marshall Whitmire said that the ordinance indicates that a decision would be made after the Capital Improvements Plan was in place, and that it has just now been adopted. He advised that the surveys indicated that parks and park development was not a high priority with the public.

**3a. Discussion of appointment procedures for Acting Town Manager.**

Roberts explained that the Town Code, Section 3-2-1 designates the Town Clerk as acting Manager, with the Marshal to serve when the Clerk is unavailable. He explained that he received citizen concerns regarding nepotism, and had contacted the Interim Town Attorney to request direction. He advised that there was no issue with regard to the Code. However, he advised that the Attorney cautioned Councilor Baker to avoid any situation that would result in supervising or giving direction to the Town Clerk while she is Acting Town Manager.

**4. Adjournment**

The meeting was adjourned at 8:15 p.m.



Brenda Hauser, Mayor



Deborah Barber, CMC  
Town Clerk

**CERTIFICATION:**

I hereby certify that the meeting was duly called and held, and that a quorum was present.

Dated this 11<sup>th</sup> day June 2001



Deborah Barber, CMC  
Town Clerk



**WORK SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106**

**WEDNESDAY, JUNE 13, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**

**Discussion of the Following:**

3. **FY 2001/02 Budget**
4. **Adjournment**

Posted by: *V. Jones*

Date/Time: 6-11-01 9:00 a.m.

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**MINUTES  
WORKSESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JUNE 13, 2001  
6:30 P.M.**

**1. Call to Order**

Mayor Hauser called the meeting to order at 6:30 p.m.

**2. Roll Call**

Mayor Hauser, Councilors Baker, Dickinson, Eberhard, Gioia, Hunter and Reddell were present. Finance Director Dane Bullard, Marshal Wischmeyer, Library Director Gerry Laurito, Judge McElhaney, Community Services Director Bill Lee, Planner Nancy Buckel, Building Inspector Monty Smith and Town Clerk Deborah Barber were also present.

**3. FY 2001/02 Budget**

Council discussed each proposed department budget and considered proposed increases and reductions. Bullard suggested that the Manager's budget be discussed at a later time since he was not present. Each department head explained their budget requests and answered questions from Council.

Councilor Eberhard presented a letter concerning use of the Special Projects fund. A copy of this letter is attached, and becomes a permanent part of this record. Eberhard explained his views in detail and suggested that staff note on future agendas exactly where funds were coded, such as the special projects fund, capital improvements list, general fund, HURF, etc. Council agreed that this would be helpful.

Council got into a fervent discussion concerning Eberhard's proposal for the 60/40 split in the Special Project fund.

Community Services Director Lee read from a letter that he presented to Council concerning activities that were funded in the past. A copy of this letter is attached, and becomes a permanent part of these minutes.

**Public Input:**

Lynn Reddell said that she has served the community for many years, most recently on the Parks & Recreation Commission. She said that Eberhard's memo was of great concern. She said the community believes the money is being set-aside to purchase a park, and that there would be uproar such as this Town has never seen if Council takes the money. She asked Councilor Eberhard if he believed he did not have to answer to the public.

Donna Hromada said that the Parks & Recreation Commission was instrumental in getting the public to agree to the increase, knowing that the money would be used for parks. She said that she doesn't care what Council is saying now, she personally told everyone she knew that the money would be used for parks.

Jim Ellington said that 40%, period, should be set aside for the parks for the next four years, and that it should not even be considered as a part of the budgeting process.

Robert Foreman said that he attended all of the meetings where this matter was addressed. He said that it was a clear commitment to the public, and that the only reason he agreed to a tax increase was for parks. He said that Council Eberhard had told him to his face just after a meeting that the money would be used for a park. Foreman also said that he believed the survey used for the CIP was

convoluted and poorly designed, perhaps by someone with little or no experience, or by someone to elicit the answers they wanted. He said that the decision should not be based on the CIP, but that Council should keep their promise that the sales tax increase would be used for a park.

Clint Teague said that the park would pay for itself and provide economic development.

There was no further public input.

Bullard suggested that Council agendized the Special Projects fund and keep it separate from the budgeting process.

Council directed staff to provide estimates for contracting Street Department work before the next budget session.

Councilor Giola said that there should be at least \$50,000 budgeted for water rights acquisition.

Council agreed to set a third budget work session for Monday, June 25<sup>th</sup> at 6:30 p.m.

**4. Adjournment**

The meeting was adjourned at 9:55 p.m.

  
\_\_\_\_\_  
Brenda Hauser, Mayor

  
\_\_\_\_\_  
Deborah Barber, CMC  
Town Clerk

**CERTIFICATION:**

I hereby certify that the Work Session of June 13, 2001 was duly called and held, and that a quorum was present.

Dated this 14<sup>th</sup> day June 2001

  
\_\_\_\_\_  
Deborah Barber, CMC  
Town Clerk

## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, JUNE 20, 2001  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Special Session – May 24, 2001
    - 2) Special Session – May 30, 2001
    - 3) Joint Work Session – June 5, 2001
    - 4) Special Session – June 6, 2001
    - 5) Regular Session – June 6, 2001
    - 6) Budget Work Session – June 8, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session - June 20, 2001 at 6:30 p.m.
    - 2) Regular/Council Hears Planning & Zoning Matters – June 27, 2001 at 6:30 p.m.
    - 3) Regular Session – July 4, 2001 at 6:30 p.m. **-CANCELLED**
    - 4) Regular Session – July 18, 2001 at 6:30 p.m.
    - 5) Council Hears Planning & Zoning Matters – July 27, 2001 at 6:30 p.m.
  - c. **Possible approval to apply Camp Verde's Juvenile Accountability Incentive Block Grant award of \$3,537, with other cities and towns, to Yavapai County for administration. Note: Local Units of Government with an allocation of less than \$5,000 are ineligible to receive direct funding, but may choose to apply their award to an eligible unit of government for a combined effort.**
  - d. **Possible approval of Yavapai Courier Service contract to provide shipment of loaned books within the Library Network to and from the Prescott Public Library four (4) times per week.**
5. **Call to the Public for Items not on the Agenda** (Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.)

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

Public input may be invited on the following items:

All expenditures are budgeted items unless otherwise noted by "\*".

6. Discussion of and possible approval of the designation of roles between the Town and the Camp Verde Chamber of Commerce.
7. Discussion of and possible approval of participation in the regional open space steering committee and designation of Town representatives. This action may include the designation of at least one Council member, approval of the Planning & Zoning Commission recommendation for the Planning & Zoning representative and appointment of Planner Nancy Buckel to serve as staff representative.
8. Discussion of and possible approval of a Grant of Dedication and Property agreement, with Vance L. McDonald, President of Cherry Creek Village Co., Inc. The agreement will grant a perpetual right-of-way for roadway, underground utilities and placement of drainage along and under the property located on Old Highway 279. A complete legal description is available in the agenda packet.
9. Possible direction to staff concerning an alternative site for the community park. Suggested site is known as the "Old Airport" site.
10. Possible approval of Utility Easement Agreement to Citizens Utilities. The proposed easement is located next to the football field on the Town Complex.
11. Call to the Public for Items not on the Agenda

There will be no Public input on the following items:

12. Advanced Approvals
13. Manager/Staff Report
14. Council Informational Reports: Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
15. Adjournment

Posted by: U Jones

Date/Time: 6-13-01 10:15

*Note: Pursuant to A.R.S. §38-431.03.A.2 and §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JUNE 20, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

1. **Call to Order.**  
Mayor Brenda Hauser called the meeting to order at 6:30 p.m.
  
2. **Roll Call.**  
Mayor Brenda Hauser, Vice-Mayor Tony Gioia, Councilors Jackie Baker, John Reddell and Leroy Hunter were present. Councilor Mitch Dickinson arrived at 8:10 p.m. Councilor Eberhard was absent.  
  
**Also Present:**  
Town Clerk Deborah Barber, General Services Manager Bill Lee, Library Director Gerry Laurito, Parks & Recreation Commission Chairman Jim Ellington, Grants Administrator Franc Kahn, Secretary Virginia Jones and Recording Secretary Patricia Hilton.
  
3. **Pledge of Allegiance.**  
Councilor Reddell led the Pledge of Allegiance.
  
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Special Session - May 24, 2001
    - 2) Special Session - May 30, 2001
    - 3) Joint Work Session - June 5, 2001
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    - 6) Budget Work Session - June 8, 2001
  
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session - June 20, 2001 at 6:30 p.m.
    - 2) Council Hears Planning & Zoning Matters - June 25, 2001 at 6:30 p.m.
    - 3) Regular Session - July 4, 2001 at 6:30 p.m. - CANCELLED
    - 4) Regular Session - July 18, 2001 at 6:30 p.m.
    - 5) Council Hears Planning & Zoning Matters - July 25, 2001 at 6:30 p.m.
  
  - c. **Possible approval to apply Camp Verde's Juvenile Accountability Incentive Block Grant award of \$3,537, with other cities and towns, to Yavapai County for administration. Note: Local Units of Government with an allocation of less than \$5,000 are ineligible to receive direct**

**funding, but may choose to apply their award to an eligible unit of government for a combined effort.**

- d. **Possible approval of Yavapai Courier Service contract to provide shipment of loaned books within the Library Network to and from the Prescott Public Library four (4) times per week.**
- e. **Possible approval of Proclamation declaring Friday, June 22, 2001 as National Small Cities "Investing in Communities" Day.**

On a motion by Reddell, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda, with corrections to the Minutes of the May 30th Special Session Meeting on Page 2, item #5, changing the title to read 'Discussion and Possible Action by Council Concerning the Position of Town Attorney Ron Ramsey and Current Appointee' and item #8, Public Input, 6th paragraph, adding legal counsel's response; and corrections to the Minutes of the June 6th Special Session Meeting on Page 4, 2nd paragraph changing the name 'Gala' to 'Gioia' and Page 6, item #13, Public Input, 3rd paragraph, changing '400' to '4000'.

**5. Call to the Public for Items not on the Agenda.**

Leon Raper commented that he appreciates the addition of a white stripe on the Verde Overland Transit System Bus, but additional signage is needed. He suggested that Council assign Town staff to make sure that the job gets done and to protect the investment that has already been made in the bus system. He also stated that he would like to thank his Fan Club for all the letters to the editor and that he hopes to see more. Gioia suggested that Mr. Raper contact Mr. Ellison of the Verde Overland Transit System Bus for information on the increase in ridership, as the numbers are what count.

Robert Foreman directed Council's attention to Page 9, section 2-3-1 and 2-3-2 of the Town Code and commented that the Special Session Meeting called on Friday, May 25, 2001 at 10:00 am was clearly not in compliance with Town Code.

George Young suggested Council designate bus stops in various places throughout Town.

Jim Redinger announced that a Historic Home/Progressive Dinner Tour to benefit the Park and other organizations in the community would be held on Saturday, June 23, beginning at 5:30 p.m.

Jane Whitnire commented that some time ago, Council approved a Nuisance and Hazard amendment in regards to littering, and commented that in light of the fact that the Town is spending \$15,000 for Rainbow Acres, the littering continues. She requested that Council investigate and take action this issue.

**6. Discussion of and possible approval of the designation of roles between the Town and the Camp Verde Chamber of Commerce.**

Council reviewed a memorandum from Manager John Roberts outlining proposed roles of the Town and Chamber concerning the Town's economic development effort and staff's recommendation that Council designate the Chamber of Commerce as lead agency for Tourism and Business Retention/Expansion and the Town as the lead agency for Business Recruitment and Community Development, and schedule a meeting with Chamber representatives to develop measurable goals.

In response to questions raised by Gioia, Walter Kneeland, President of the Chamber of Commerce, explained that a request for part-time help on weekends and holidays is included in the next fiscal year budget. He advised that he has met with Roberts and Lee regarding economic development roles and cooperative efforts in the areas of Tourism

and coordination of special events. He suggested that the responsibilities of the Chamber and Town be detailed in a formal Memorandum of Agreement. He addressed a memo from Councilor Eberhard and suggested that the Town's Bed Tax would be a good indicator of measurable goals. A discussion was held on the designation of roles and development of measurable goals.

Lee advised that the Parks & Recreation Department is looking forward to a working partnership between the Town and Chamber.

Gioia suggested that the details of Robert's May 30th memorandum should be itemized in a Memorandum of Understanding prior to Council's approval.

On a motion by Baker, seconded by Reddell, the Council voted to designate the Camp Verde Chamber of Commerce as the lead agency for Tourism and Business Retention/Expansion and the Town of Camp Verde as the lead agency for Business Recruitment and Community Development. Gioia abstained.

**Public Input:**

Jim Ellington commented that it is important that special events with a focus on Tourists also be designed to encourage Community participation. He commended the Parks and Recreation department for their outstanding work.

Marshall Whitmire commented that Council's efforts to properly and appropriately define roles of the Town and Chamber with regard to the Community and economic development is a major step forward, and that setting measurable objectives is a critically important part of the process.

Leon Raper encouraged Council to clearly define what information is needed from the Chamber and commented that the Town needs to initiate the Memorandum of Agreement. He also made suggestions for measurable goals.

Jim Redinger addressed cooperative efforts discussed at a meeting he recently attended with Kneeland and Town staff.

Bill Babcock commented that although the organization of events is good, promotional efforts need to be improved.

Bob Burness commented that in regard to special events, money is not the issue, but that a true partnership between the Town and Chamber will bring success.

- 6.a **Possible approval of Resolution 2001-479, authorizing submission of the application for Transportation Enhancement Program funds, and committing \$28,500 cash match for the project to design and construct a multi-use pathway along Montezuma Castle Highway between Apache Trail and the Yavapai-Apache Nation boundary.**
- a. **Possible approval to contract architectural services from Joel Westervelt to complete a conceptual design and to develop illustrations and colored drawings of the combined road and pathway in the amount of \$3000, excluding blueprints, copies, plots, scans or other reimbursable services.**
  - b. **Possible approval to appoint Arizona Engineering to serve as Town Engineer on the proposed project.**

Grants Administrator Kahn reviewed the details of a grant application to be used for a multi-use pathway along the eastbound lane of Montezuma Castle Highway between Apache Trail and the reservation boundary. He advised that this grant would provide funding for a 10-foot wide multi-use pathway, landscaping and other scenic beautification. He explained that safety is the number one priority and benefit from a dedicated multi-use pathway. He explained that safety along the highway has been a major concern over the last few years, as the volume of traffic now exceeds 6,500 vehicles daily. He explained that a pathway along the eastbound lane on Montezuma Castle Highway would facilitate a connector trail linking the school campus, tourist and recreational facilities, including the Yavapai-Apache Nation cultural center currently under construction. He advised that community support has been substantial. He recommended that Council approve the project, contract the services of Architect Joel Westervelt to complete a preliminary study and conceptual design and to develop illustrations and/or colored rendered drawings of the combined road, and contract the services of Arizona Engineering, who will serve as the Town Engineer until the project is completed.

During a lengthy discussion of funding sources and the Town's commitment to a matching fund for the project through the Transportation Enhancement Program Grant, Gioia requested that staff pursue the possibility of negotiating a reduction in costs, and commented that although he wholeheartedly supports a pathway, he is reluctant to approve this request prior to Council's review of a conceptual design.

On a motion by Baker, seconded by Reddell, the Council voted unanimously to approve Resolution 2001-479 authorizing submission of the application for a Transportation Enhancement Program in the amount of \$500,000, and commit to a matching fund amount not to exceed \$80,000, which is greater than the required 5.7% cash match.

On a motion by Gioia, seconded by Hunter, the Council voted unanimously to direct staff to contract Architectural Services from Joel Westervelt to fulfill the grant requirements to complete a conceptual design and to develop illustrations and colored drawings of the combined road and pathway on Montezuma Castle Highway.

On a motion by Gioia, seconded by Hunter, the Council voted unanimously to appoint Arizona Engineering to serve as Town Engineer on the proposed pathway project.

**Public Input:**

Marshall Whitmire thanked Council for their plans to design and construct a multi-use pathway, rather than a roadway or street widening construction project. He commented that this is a very clear priority in the General Plan, as well as the recent CIP survey, and is a project worth doing well.

Robert Foreman stated that bike paths are a wonderful idea and suggested that perhaps the Yavapai-Apache Nation might want to donate some sand and gravel for the project.

- 7. Discussion of and possible approval of participation in the regional open space steering committee and designation of Town representatives. This action may include the designation of at least one Council member, approval of the Planning & Zoning Commission recommendation for the Planning & Zoning representative and appointment of Planner Nancy Buckel to serve as staff representative.**

The Council discussed a recommendation to designate representatives from the Council, Planning & Zoning Commission and a staff member to serve on the Regional Open Space Steering Committee.

On a motion by Reddell, seconded by Gioia, the Council voted unanimously to authorize participation in the Regional Open Space Steering Committee, appointing Eberhard as the primary member, with Dickinson as backup, Jane Whitmire as the Planning & Zoning Commission representative and Nancy Buckel as the Staff representative.

**Public Input:**

There was no public input.

8. **Discussion of and possible approval of a Grant of Dedication and Property agreement, with Vance L. McDonald, President of Cherry Creek Village Co., Inc. The agreement will grant a perpetual right-of-way for roadway, underground utilities and placement of drainage along and under the property located on Old Highway 279. A complete legal description is available in the agenda packet.**

Council reviewed an offer from Van McDonald to dedicate a right of way to serve several properties off Old Highway 279, which will eliminate the need for direct access as part of the anticipated Highway 260 improvements between Camp Verde and Cottonwood.

On a motion by Baker, seconded by Gioia, the Council voted unanimously to approve the "Grant of Dedication and Property Agreement" with Vance McDonald that will grant a perpetual right-of-way for roadway, underground utilities and placement of drainage along and under the property located on the old Highway 279.

**Public Input:**

There was no public input.

9. **Possible direction to staff concerning an alternative site for the Community Park. Suggested site is known as the "Old Airport" site.**

Lee explained that as directed by Council, staff has evaluated alternative sites for the Community Park in the event that the Forest Service Administration Site becomes unavailable. He advised that the Parks and Recreation Commission, with input from the Trails Committee, recently visited and reviewed the pros and cons of a number of sites large enough to serve the needs for the Town's Community Park. He advised that the sites evaluated were State Trust and Forest Service lands near the Coury dealership, State Trust land near Oasis Road, 20 acres near Butler Park, 40 acres near Newton Lane, Forest Service Administrative Site and the Old Airport Site. He advised that the Parks & Recreation Commission and Trails Committee unanimously recommended that the Town pursue the Old Airport Site as an alternative to the Administrative Site.

A lengthy discussion ensued regarding the pros and cons on the sites reviewed by the Parks & Recreation Commission and Trails Committee. A brief discussion was also held regarding Councilor Eberhard's suggestion to consider other sites.

Council took no action, but directed staff to continue to pursue the Old Airport site as the secondary site for the Community Park in the event that the Administrative site is unavailable. Dickinson abstained.

**Public Input:**

Marshall Whitmire commented that he is impressed with the systematic approach taken in evaluating these sites, but there is still some distance to go. He commented that siting has experienced somewhat of a turbulent past, and after three years, the Community is still dealing with the same issue. He commented that in order to defend the ultimate site selected, a rational approach is very important. He suggested that Council identify and approve criteria, and a process such as the one used for the Capital Improvement Projects, to be applied towards possible sites. He also made suggestions for possible criterion.

Robert Foreman commented that in his opinion, the Administrative Site is the best choice, and that the second best choice is the Old Airport site. He said that he agreed with Mr. Whitmire that this is not something that needs an immediate decision.

Jim Ellington reminded Council that the Old Airport Site is an alternative site, and urged Council not to give the community the impression that they have given up on the Administrative Site.

10. **Possible approval of Utility Easement Agreement to Citizens Utilities. The proposed easement is located next to the football field on the Town Complex.** Lee explained that Citizens Utilities is seeking an easement next to football field to locate a gas service line in. Council discussed the terms of the agreement and potential impact on future redevelopment of the Town site.

On a motion by Gioia, seconded by Hunter, the Council voted to approve a Utility Easement Agreement with Citizens Utilities, with stipulations that the Town will be able to make improvements to the roadway and any necessary alterations to the roadway for service by Town; and hold the utility responsible for costs for repair, and in the case of the Town's decision to move the gas line, the cost of moving the gas line will be born by Citizens Utilities. Dickinson abstained.

**Public Input.**

There was no public input.

11. **Call to the Public.**  
There was no public comment.

12. **Advanced Approvals.**  
There were no Advanced Approvals.

13. **Manager/Staff Report.**  
Clerk Barber invited Council to a farewell party for Ron Ramsey on Friday, June 22, 2001 at 6:30 p.m. at John McReynolds property.

General Services Director Lee stated the street crew would begin the overlay work on Salt Mine Road. He advised that a test pattern would be done on Industrial Drive with decomposed granite as opposed to chipping with regular rocks. He also stated he has been meeting with ADOT, HDR and the Main Street merchants regarding the Main Street Beautification Project.

14. **Council Reports.**

Councilor Hunter stated he attended the Verde Valley Transportation meeting where it was requested that Montezuma Castle Highway be placed on the five-year plan.

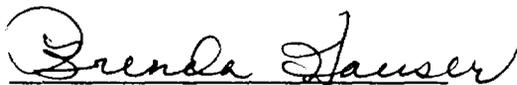
Mayor Hauser stated she attended the Yavapai County Water Advisory Meeting.

Councilor Baker updated Council on a NACOG Economic Development Meeting she recently attended. She also said she realized Council had not thanked Ron Ramsey for his fourteen plus years of service and personally wanted to say: "Thank You Ron."

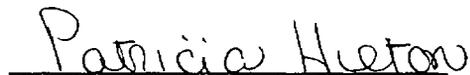
Vice Mayor Gioia requested the following agenda items for June 27, 2001: Discussion of Proposition 106, which states, "the Independent Redistricting Commission shall establish congressional and legislative districts. The commencement of the mapping process for both the congressional and legislative districts shall be the creation of districts of equal population in a grid-like pattern across the state", and possible authorization for Mayor to prepare and sign a letter to the Independent Redistricting Commission placing Camp Verde and the Verde Valley in the Flagstaff District, rather than in the Prescott District; and possible direction to staff concerning the under grounding of utilities on Main Street. Discussion and direction may include the following: coordination of timing with the construction of the Main Street project and excavation for under grounding the utilities; pursuing commitments from other concerns as possible partners (i.e. cable) to reduce funding costs to the Town; and directing staff to discuss responsibilities of connection to the underground lines with property owners.

15. **Adjournment.**

The meeting was adjourned at 8:50 p.m.



Brenda Hauser, Mayor

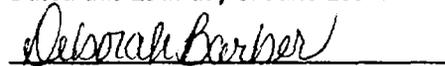


Patricia Hilton, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 20th day of June 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 25th day of June 2001.



Deborah Barber, CMC, Town Clerk



**WORK SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE**

**COUNCIL CHAMBERS  
473 S. Main, Room #106**

**MONDAY, JUNE 25, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**

**Discussion of the following:**

3. **FY 2001/02 Budget**
4. **Discussion of Resolution 2001-471, establishing budgeting and accounting guidelines, concerning the existing bed tax and 1% sales tax set-aside, to include definitions, designations, minimum fund balances and transfer(s) of funds.**
5. **Adjournment**

Posted by: W Jones

Date/Time: 6.22.01 8:00 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
WORK SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
Council Chambers  
473 S. Main, Room #106  
MONDAY, JUNE 25, 2001  
6:30 P.M.**

**1. Call to Order**

Mayor Hauser called the meeting to order at 6:34 p.m.

**2. Roll Call**

Mayor Hauser, Vice Mayor Gioia, Councilors Baker, Dickinson, Eberhard, Hunter and Reddell were present.

**Also Present:**

Manager John Roberts, Finance Director Dane Bullard, Librarian Gerry Laurito, Community Services Director Bill Lee, Judge Lyndall McElhaneey and Town Clerk Deborah Barber

**3. FY 2001/02 Budget**

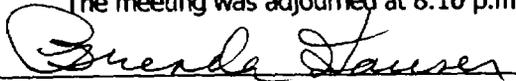
Council discussed and adjusted various line items throughout the budget in order to balance.

**4. Discussion of Resolution 2001-471, establishing budgeting and accounting guidelines, concerning the existing bed tax and 1% sales tax set-aside, to include definitions, designations, minimum fund balances and transfer(s) of funds.**

Council discussed the proposed Resolution. Councilor Dickinson said that he still had problems with the wording and suggested removing the sentence referring to Ordinance 99-A148, as needed for required M&O expenses. He reminded Council that the public was promised the money would be set aside for four years and that Council should honor that promise. Councilor Eberhard said that Council could not bind future Councils, and that a future Council could always decide to use the money anyway. He explained that the proposed resolution would force Council to cut the budget to preserve the park funds.

**5. Adjournment**

The meeting was adjourned at 8:10 p.m.



Brenda Hauser, Mayor

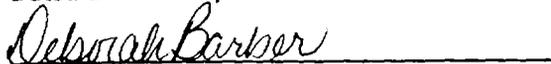


Deborah Barber, CMC, Town Clerk

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the discussion of the Mayor and Common Council of the Town of Camp Verde during the Work Session of the Town Council of Camp Verde, Arizona, held on the 25<sup>th</sup> day of June 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 26<sup>th</sup> day of June 2001



Deborah Barber, CMC, Town Clerk

**ACTIONS TAKEN  
REGULAR SESSION  
MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, JUNE 27, 2001  
6:30 P.M.**

- 4c. **Possible approval of and authorization for Mayor to sign the Memorandum of Agreement concerning the Main Street ADOT project and the National Historic Preservation Act.**  
Approved in the consent agenda
- 4d. **Possible approval of proposed Resolution 2001-480, approving an Intergovernmental Agreement with Verde Valley Employee Benefit Trust to provide employee health benefits.**  
On a motion by Eberhard, seconded by Reddell, the Council voted unanimously to approve the Consent Agenda, as presented.
6. **Discussion and possible approval of proposed Resolution PZ2001-08 approving Use Permit 2001-06, an application submitted by Richard H. Jones, owner, for renewal of a use permit to conduct a business known as "Country Home Adult Care", an adult care home on parcel number 404-18-072A, located at 997 Apache Trail. The original use permit was granted in 1996. The property consists of approximately 2.2 acres zoned R1-70.**  
On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to table this item until legal research is completed.
7. **Discussion and possible approval of proposed Resolution PZ2001-07, approving Use Permit 2001-05 submitted by James Bullard, for a permanent use permit to allow the operation of a public facility office and associated uses in a residential district on parcel number 403-20-142A, located at 2710 W. Rainbow Drive, and zoned R1-70. The parcel consists of approximately 2.10 acres.**  
A motion by Eberhard that Council approve Resolution PZ2001-07, approving Use Permit 2001-05 for a five-year period failed due to lack of a second.  
  
On a motion by Reddell, seconded by Baker, the Council voted to approve Resolution PZ2001-07, approving Use Permit 2001-05 submitted by James Bullard, for a permanent Use Permit to allow the operation of a public facility office and associated uses in a residential district on parcel number 403-20-142A, located at 2710 W. Rainbow Drive, and zoned R1-70. The parcel consists of approximately 2.10 acres. Eberhard and Hunter voted no.
8. **Discussion and possible appointment of Planning & Zoning Commission member. This will be a three-year term expiring in September 2004. The two applicants are Dale W. Harvey and Robert Foreman.**  
On a motion by Eberhard, seconded by Hunter, the Council voted to appoint Dale Harvey to the Planning and Zoning Commission for a 3-year term. Baker, Reddell and Dickinson voted no.

**ACTIONS TAKEN  
REGULAR SESSION  
MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, JUNE 27, 2001  
6:30 P.M.**

- 4c. **Possible approval of and authorization for Mayor to sign the Memorandum of Agreement concerning the Main Street ADOT project and the National Historic Preservation Act.**  
Approved in the consent agenda
- 4d. **Possible approval of proposed Resolution 2001-480, approving an Intergovernmental Agreement with Verde Valley Employee Benefit Trust to provide employee health benefits.**  
On a motion by Eberhard, seconded by Reddell, the Council voted unanimously to approve the Consent Agenda, as presented.
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On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to table this item until legal research is completed.
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On a motion by Reddell, seconded by Baker, the Council voted to approve Resolution PZ2001-07, approving Use Permit 2001-05 submitted by James Bullard, for a permanent Use Permit to allow the operation of a public facility office and associated uses in a residential district on parcel number 403-20-142A, located at 2710 W. Rainbow Drive, and zoned R1-70. The parcel consists of approximately 2.10 acres. Eberhard and Hunter voted no.
8. **Discussion and possible appointment of Planning & Zoning Commission member. This will be a three-year term expiring in September 2004. The two applicants are Dale W. Harvey and Robert Foreman.**  
On a motion by Eberhard, seconded by Hunter, the Council voted to appoint Dale Harvey to the Planning and Zoning Commission for a 3-year term. Baker, Reddell and Dickinson voted no.

9. **Discussion and possible approval of the Chamber of Commerce budget request for additional economic development duties.**  
On a motion by Dickinson, seconded by Gioia, the Council voted unanimously to table this issue and schedule a work session between Council and the Chamber on July 11th at 6:30 p.m.
10. **Discussion and possible approval of appointment of Interim Prosecuting Attorney. Letters of interest have been received from Mangum, Wall, Stoops & Warden LU C. and Thomas K. Kelly, P.C.**  
On a motion by Gioia, seconded by Eberhard, the Council voted to appoint the firm of Mangum, Wall, Stoops & Warden LU.C. to continue as legal counsel for the Town of Camp Verde in all matters for the interim period. Dickinson abstained.
11. **Discussion and possible approval of extension of riparian mapping project contract with Sharon Masek-Lopez.**  
On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to extend the riparian mapping contract with Sharon Masek-Lopez to October 30, 2001.
12. **Discussion and possible approval of proposed Resolution 2001-479, adopting and declaring as a public record that certain document entitled 'Town of Camp Verde Tentative 2001/02 Budget'.**  
On a motion by Eberhard, seconded by Baker, the Council voted unanimously to approve Resolution 2001-479, adopting and declaring as a public record that certain document entitled 'Town of Camp Verde Tentative 2001/02 Budget' with the following changes; 1) Addition of Sunnyside Park to the Parks Fund; 2) clarify the \$157,000 Capital Expenditures under the Budget Fund Summary and the language designating the 3% bed tax; and 3) take \$30,000 out of the vehicle replacement budget by deleting the administrative staff car and reducing the two \$25,000 items, \$40,000 from the Town Complex payoff, and apply the \$70,000 saved towards Pay Equalization.
13. **Discussion and possible approval of proposed Resolution 2001-471, adopting budgeting and accounting guidelines concerning the one percent sales tax increase, Special Projects Fund, General Fund, HURF Fund, and Parks Fund.**  
On a motion by Dickinson, seconded by Eberhard, the Council voted to adopt Resolution 2001-471, adopting budgeting and accounting guidelines concerning the one percent sales tax increase, Special Projects Fund, General Fund, HURF Fund, and Parks Fund with the following amendments; 1) Under Item #1 delete 'as may be needed for required M&O expenses' and insert 'for a period of 4 years' following (including new acquisitions and development of new and existing parks; and 2) Under Item #8 add 'Associated Buildings and Land' following 'The amount of \$84,000.00 expended in the 2000/2001 budget year for the Mattress Shop'. Dickinson voted no.  
  
On a motion by Eberhard, seconded by Gioia, the Council voted to amend the motion to include under Item #1 'as may be needed for required M&O expenses'. Dickinson and Reddell voted no.
14. **Discussion and possible approval of proposed Resolution 2001-476, supporting the conservation of open space within the Town of Camp Verde and the Verde Valley, participation from staff and Council in future regional planning efforts to conserve open space, supporting the proposed referendum to set aside one million acre, of**

**State Trust Lands for conservation purposes, specifically requesting that Section 29 and 32 of Township 32N, Range 05E, approximately 800 acres, located on Highway**

**260 between Camp Verde and Cottonwood and Section 36 of Township 14N, Range 41, approximately 500 acres, located along the south access road be included within the referendum as set aside for conservation.**

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to approve Resolution 2001-476, concerning regional planning efforts in support of open space conservation with the following modifications; 1) addition of the word "important" before 'open space' under Item #1; and 2) addition of language to clearly show that there is river access, riparian habitat and historic sheep trail under Item #4.

15. **Discussion of Proposition 106, which states that "the Independent Redistricting Commission shall establish congressional and legislative districts. The commencement of the mapping process for both the congressional and legislative districts shall be the creation of districts of equal population in a grid-like pattern across the state" and possible authorization for Mayor to prepare and sign a letter to the Independent Redistricting Commission concerning the placement of Camp Verde and the Verde Valley.**

On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to authorize the Mayor to prepare and sign a letter to the Independent Redistricting Commission concerning placement of Camp Verde to be included in a Northern District delineated by a geographical separation beginning at the Black Hills/Mingus Mountain area.

16. **Discussion and possible direction to staff concerning the undergrounding of utilities on Main Street Discussion and direction may include the following: coordination of timing with the construction of the Main Street project and excavation for undergrounding the utilities; pursuing commitments from other concerns as possible partners (i.e. cable company) to reduce funding costs to the Town; and directing staff to discuss responsibilities of connection to the underground lines with property owners.**

On a motion by Gioia, seconded by Hauser, the Council voted unanimously to table this item.

17. **Call to the Public for Items not on the Agenda.**

There was no public input.

18. **Advanced Approvals: Discussion and possible Council action concerning final approval for expenditures pursuant to the Town budget.**

a. **Possible approval of budget transfer for the Street Department in the amount of \$17,000 from the street striping account and \$28,000 from the contingency fund to the Street Construction account due to increased costs and additional work in street maintenance.**

On a motion by Baker, seconded by Reddell, the Council voted to approve the budget transfers in the Street Department, moving \$25,000 from the street striping account and \$35,000 from the HURF contingency fund to the Street Construction Budget. Gioia voted no.

19. **Manager/Staff Report.**

There was no manager report.

20. **Council Informational Reports.**

Councilor Dickinson advised that he would be out of Town for the period July 20-30.

Councilor Eberhard advised that he will be out of Town through Sunday and can be reached at home during the week of July 2-6. He stated that he would be unable to attend the June 28th Regional Planning Meeting.

Councilor Reddell advised that he would be out of Town for the period August 3-14.

21. **Adjournment.**  
The meeting was adjourned at 9:25 p.m.

## AGENDA



**REGULAR SESSION  
MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, JUNE 27, 2001  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Work Session – June 13, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session – July 4, 2001 at 6:30 p.m. –**CANCELLED**
    - 2) Regular Session – July 18, 2001 at 6:30 p.m.
    - 3) Council Hears Planning & Zoning Matters – July 27, 2001 at 6:30 p.m.
  - c. **Possible approval of and authorization for Mayor to sign the Memorandum of Agreement concerning the Main Street ADOT project and the National Historic Preservation Act.**
  - d. **Possible approval of proposed Resolution 2001-480, approving an Inter-governmental Agreement with Verde Valley Employee Benefit Trust to provide employee health benefits.**
5. **Call to the Public for Items not on the Agenda** (Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.)

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

Public input may be invited on the following items:

**All expenditures are budgeted items unless otherwise noted by "\*\*".**

6. **Discussion and possible approval of proposed Resolution PZ2001-08 approving Use Permit 2001-06, an application submitted by Richard H. Jones, owner, for renewal of a use permit to conduct a business known as "Country Home Adult Care", an adult care home on parcel number 404-18-072A, located at 997 Apache Trail. The original use permit was granted in 1996. The property consists of approximately 2.2 acres zoned R1-70.**
7. **Discussion and possible approval of proposed Resolution PZ2001-07, approving Use Permit 2001-05 submitted by James Bullard, for a permanent use permit to allow the operation of a public facility office and associated uses in a residential district on parcel number 403-20-142A, located at 2710 W. Rainbow Drive, and zoned R1-70. The parcel consists of approximately 2.10 acres.**
8. **Discussion and possible appointment of Planning & Zoning Commission member. This will be a three-year term expiring in September 2004. The two applicants are Dale W. Harvey and Robert Foreman.**
9. **Discussion and possible approval of the Chamber of Commerce budget request for additional economic development duties.**

10. **Discussion and possible approval of appointment of Interim Prosecuting Attorney.** Letters of interest have been received from Mangum, Wall, Stoops & Warden L.L. C. and Thomas K. Kelly, P.C.
11. **Discussion and possible approval of extension of riparian mapping project contract with Sharon Masek-Lopez.**
12. **Discussion and possible approval of proposed Resolution 2001-479, adopting and declaring as a public record that certain document entitled 'Town of Camp Verde Tentative 2001/02 Budget'.**  
*Councilor Eberhard requested the following item(s):*
13. **Discussion and possible approval of proposed Resolution 2001-471, adopting budgeting and accounting guidelines concerning the one percent sales tax increase, Special Projects Fund, General Fund, HURF Fund, and Parks Fund.**
14. **Discussion and possible approval of proposed Resolution 2001-476, supporting the conservation of open space within the Town of Camp Verde and the Verde Valley, participation from staff and Council in future regional planning efforts to conserve open space, supporting the proposed referendum to set aside one million acres of State Trust Lands for conservation purposes, specifically requesting that Section 29 and 32 of Township 32N, Range 05E, approximately 800 acres, located on Highway 260 between Camp Verde and Cottonwood and Section 36 of Township 14N, Range 4E, approximately 500 acres, located along the south access road be included within the referendum as set aside for conservation.**  
*Vice Mayor Gioia requested the following item(s):*
15. **Discussion of Proposition 106 which states that "the Independent Redistricting Commission shall establish congressional and legislative districts. The commencement of the mapping process for both the congressional and legislative districts shall be the creation of districts of equal population in a grid-like pattern across the state" and possible authorization for Mayor to prepare and sign a letter to the Independent Redistricting Commission concerning the placement of Camp Verde and the Verde Valley.**
16. **Discussion and possible direction to staff concerning the undergrounding of utilities on Main Street. Discussion and direction may include the following: coordination of timing with the construction of the Main Street project and excavation for undergrounding the utilities; pursuing commitments from other concerns as possible partners (i.e. cable company) to reduce funding costs to the Town; and directing staff to discuss responsibilities of connection to the underground lines with property owners.**
17. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

18. **Advanced Approvals: Discussion and possible Council action concerning final approval for expenditures pursuant to the Town budget.**
  - a. **Possible approval of budget transfer for the Street Department in the amount of \$17,000 from the street striping account and \$28,000 from the contingency fund to the Street Construction account due to increased costs and additional work in street maintenance.**
19. **Manager/Staff Report**
20. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
21. **Adjournment**

Posted by:

*Dorale Barber, CMC*

Date/Time:

*10-22-01 - 12:15 pm*

*Note: Pursuant to A.R.S. §38-431.03.A.2 and §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JUNE 27, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

**1. Call to Order.**

Mayor Brenda Hauser called the meeting to order at 6:30 p.m.

**2. Roll Call.**

Mayor Brenda Hauser, Councilors Jackie Baker, Eric Eberhard, John Reddell and Leroy Hunter were present. Councilor Mitch Dickinson arrived at 6:35 p.m. Vice-Mayor Tony Gioia arrived at 6:38 p.m.

**Also Present:**

Town Manager John Roberts, Senior Planner Nancy Buckel, Town Clerk Deborah Barber, Finance Director Dane Bullard, Board of Adjustments Chairman Jim Bullard, Parks and Recreation Commission Chairman Jim Ellington, Planning and Zoning Commissioners Margie Johnson and Howard Parrish, Special Events Coordinator Lynda Moore, Legal Counsel Brandon Kavanagh and Recording Secretary Patricia Hilton.

**3. Pledge of Allegiance.**

Councilor Eberhard led the Pledge of Allegiance.

**4. Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

**a. Approval of the Minutes:**

1) Work Session - June 13, 2001

**b. Set Next Meeting, Date and Time:**

1) Regular Session - July 4, 2001 at 6:30 p.m. - CANCELLED

2) Regular Session - July 18, 2001 at 6:30 p.m.

3) Council Hears Planning & Zoning Matters - July 25, 2001 at 6:30 p.m.

**c. Possible approval of and authorization for Mayor to sign the Memorandum of Agreement concerning the Main Street ADOT project and the National Historic Preservation Act.**

**d. Possible approval of proposed Resolution 2001-480, approving an Inter-governmental Agreement with Verde Valley Employee Benefit Trust to provide employee health benefits.**

On a motion by Eberhard, seconded by Reddell, the Council voted unanimously to approve the Consent Agenda as presented.

5. **Call to the Public for Items not on the Agenda.**

Leon Raper commented that there is still no signage on the Verde Overland Transit System Bus. He advised that if people just wave at the bus, the driver would stop. He also commented that the increase in copy fees to \$.25 per page is excessive and asked that Council place this item on a future agenda for further review and discussion.

Barbara Miller read a statement regarding Council's discussion of the Consent Agenda under Public Input during their May 30th meeting, a copy of which is attached and becomes a permanent part of these minutes. She commented that the point she was trying to make to Council is that the legal firm billed the Town for 17.8 hours, the majority of that was done by three attorneys, all at \$150.00 per hour, which comes to over \$2600.00 for one day.

Kavanaugh responded that his firm is to do the ongoing Interim City work to include civil and prosecution at the rate of \$135.00 per hour. He commented that the Yavapai-Apache case is a specific litigation matter independent of the civil work and is billed at \$150.00 hour.

6. **Discussion and possible approval of proposed Resolution PZ2001-08 approving Use Permit 2001-06, an application submitted by Richard H. Jones, owner, for renewal of a Use Permit to conduct a business known as "Country Home Adult Care", an adult care home on parcel number 404-18-072A, located at 997 Apache Trail. The original Use Permit was granted in 1996. The property consists of approximately 2.2 acres zoned R1-70.**

Buckel explained that applicant Dr. Richard Jones is requesting a renewal of a Use Permit that was granted in 1996 to allow him to continue operating a business known as 'Country Home Adult Care', an adult care home, at 997 Apache Trail. She advised that this is a request to allow a commercial use in a residential zone. She advised that Agency reviews did not yield any problems or concerns. She commented that Dr. Jones is requesting a permanent Use Permit. She advised that the Planning and Zoning Commission voted 3-1, but did not have a majority vote, to approve a Use Permit for 5 years. She noted that the Commission member who voted against it stated he was not against the Use Permit, he just felt it should be granted for a longer period.

Dr. Jones read an excerpt of the Town's action on a Use Permit for this facility in 1996, during which it was reported that research by the Town Attorney and himself along with correspondence with the County, indicated that under the Fair Housing Act, group homes for disabled or elderly can have no greater restrictions than other family or foster care homes and that the Town did not have authority to deny a permit for this use. He further reported that according to the Fair Housing Act passed in 1988, prohibiting certain groups from living together, acting as a family unit is discrimination. He stated that he believes that the motion to approve Resolution 96-06 for Use Permit for a period of 5 years was inconsistent with the Act. He requested approval of a permanent Use Permit.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to table this item until legal research is completed.

**Public Input:**

There was no public input.

7. **Discussion and possible approval of proposed Resolution PZ2001-07, approving Use Permit 2001-05 submitted by James Bullard, for a permanent**

**Use Permit to allow the operation of a public facility office and associated uses in a residential district on parcel number 403-20-142A, located at 2710 W. Rainbow Drive, and zoned R1-70. The parcel consists of approximately 2.10 acres.**

Buckel explained that applicant Jim Bullard is requesting a permanent Use Permit to allow an office within a personal garage and shop, located at 2710 W. Rainbow Drive. She advised that Mr. Bullard is planning on using the office for the Camp Verde Water Company as a location to store records and that it will not be a location for customers to pay bills or to contact the Water Company. She commented that Agency reviews did not yield any problems or concerns. She advised that the Planning and Zoning Commission voted 4 to 1 to recommend approval of the Use Permit for five years.

Jim Bullard explained that he has been operating out of this area since 1989 and is requesting a permanent Use Permit. He commented that Camp Verde Water System, Inc. and the Town of Camp Verde are negotiating a purchase agreement and if finalized, the Town would be using the existing facilities. He advised that his construction company would need a place to keep records, etc. He advised that traffic is anticipated to be minimal.

A motion by Eberhard that Council approve Resolution PZ2001-07, approving Use Permit 2001-05 for a five-year period failed due to lack of a second.

On a motion by Reddell, seconded by Baker, the Council voted to approve Resolution PZ2001-07, approving Use Permit 2001-05 submitted by James Bullard, for a permanent Use Permit to allow the operation of a public facility office and associated uses in a residential district on parcel number 403-20-142A, located at 2710 W. Rainbow Drive, and zoned R1-70. Eberhard and Hunter voted no.

**Public Input:**

Leon Raper commented that his understanding is that the Council cannot eliminate public utilities from residential areas.

8. **Discussion and possible appointment of Planning & Zoning Commission member. This will be a three-year term expiring in September 2004. The two applicants are Dale W. Harvey and Robert Foreman.**

Hauser announced that letters of interest in serving a 3-year term on the Planning and Zoning Commission

Mr. Harvey and Mr. Foreman were given an opportunity to address the Council.

A brief discussion was held regarding the intent of residency requirements for Boards or Commissions add mean part-time.

Council took a silent vote on the appointment of a Planning & Zoning Commission member three-year term

On a motion by Eberhard, seconded by Hunter, the Council voted to appoint Dale Harvey to the Planning ; the ordinance that addresses residency and term limits. Baker said that she wanted a clear definition and to research whatever is necessary.

**Public Input:**

Jack Young said that both candidates were respectable and fair. He noted that one candidate is a local business owner and the other is not. He requested that Council look at the candidate with the full-time vested interest in Camp Verde.

Henry Shill encouraged Council to appoint Robert Foreman, as he is a local businessman having a good relationship with the public.

Andy Ayres said that as a former Council member and current Camp Verde Unified School District Board Member, he has learned the importance of due process and the balance of power. He encouraged Council to look at the current makeup of the boards and commissions. He said that Camp Verde needs diversity and fair representation throughout the community. He also expressed concerns that CVP3 had too much influence on the P&Z Commission, and had little regard for the good of the entire community. He urged Council to support Robert Foreman.

Former Mayor Barbara Miller reminded Council that they would not appoint Charlotte Salsman to the Trails Committee because she lived outside the Town limits. She noted that Dr. Harvey's practice and residence are located in Phoenix. She suggested that he might have problems getting to meetings and having his material in time to sufficiently prepare for meetings. She said that Robert Foreman is a local businessman and his business interest lies in Camp Verde.

Dale Harvey said that he bought his Camp Verde residence in 1982, and became a registered voter in 1994. He advised that since his recent marriage, he would be able to stay in Camp Verde from Thursday through Sunday. He said that even though his business and another residence is located in Maricopa County, he spends the majority of his money in Yavapai County.

Hank Hoover said that he has been a Camp Verde resident for 17 years, and that the reason he moved here was the friendly people. He said that he knew Robert Foreman and supported his appointment to the P&Z Commission. He urged Council not to become known as a 4-3 Council.

Leon Raper said that working out of Town should not be an issue. He said that both were good candidates, but that he supported Dale Harvey.

Jim Bullard said that he did not know Dale Harvey, but he had seen Robert Foreman at Council and P&Z meetings. He said that Foreman was a full-time resident and business owner and he supported him.

Howard Parrish said that he did not know Dale Harvey, but did know Robert Foreman. He reminded Council that Foreman received over 700 votes in the last election.

Margie Johnson said that some Council members had approached her about the dynamics of the P&Z Commission. She advised that it was difficult at times, but realized the importance of diversity. She asked that Council keep that in mind when making the appointment.

Robert Foreman thanked Council and the community members for their support and said that if appointed, he would do a good job.

9. **Discussion and possible approval of the Chamber of Commerce budget request for additional economic development duties.**

Kneeland addressed a proposed budget for the Chamber to implement the designation of economic development responsibilities approved by Council.

On a motion by Dickinson, seconded by Gioia, the Council voted unanimously to table this issue and schedule a work session between Council and the Chamber on July 11th at 6:30 p.m.

**Public Input:**

There was no public input.

10. **Discussion and possible approval of appointment of Interim Prosecuting Attorney. Letters of interest have been received from Mangum, Wall, Stoops & Warden LU C. and Thomas K. Kelly, P.C.**

Kavanaugh presented a proposal from Magnum, Wall, Stoops and Warden to assume the prosecution and code violation cases on an interim basis pending the hiring of a new Town attorney/prosecutor. He also addressed the issue of telephonic pre-trial conferences and efficiency related issues as areas of concern, which the Council would need to address. A discussion was also held regarding a letter of interest in providing prosecution services to the Town of Camp Verde from attorney Thomas K. Kelly.

On a motion by Gioia, seconded by Eberhard, the Council voted to appoint the firm of Mangum, Wall, Stoops & Warden LU.C. to continue as legal counsel for the Town of Camp Verde in all matters for the interim period. Dickinson abstained.

**Public Input:**

There was no public input.

11. **Discussion and possible approval of extension of riparian mapping project contract with Sharon Masek-Lopez.**

Council heard from Sharon Masek-Lopez, who explained that she would like to request an extension on her contract with the Town for the mapping of historical photographs of the riparian area within the Camp Verde City limits, as she was not able to complete the work by the June 30, 2001 termination date. She also gave a demonstration of her work in progress.

On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to extend the riparian mapping contract with Sharon Masek-Lopez to October 30, 2001.

**Public Input:**

There was no public input.

12. **Discussion and possible approval of proposed Resolution 2001-479, adopting and declaring as a public record that certain document entitled 'Town of Camp Verde Tentative 2001/02 Budget'.**

Bullard explained that the draft budget contains the changes made over the last 3 budget work sessions. He advised that staff is confident that the budget as presented for tentative adoption will enable the Town to continue to operate at required service levels.

A lengthy discussion ensued regarding expenditures detailed in the proposed budget summaries.

On a motion by Eberhard, seconded by Baker, the Council voted unanimously to approve Resolution 2001-479, adopting and declaring as a public record that certain document entitled 'Town of Camp Verde Tentative 2001/02 Budget' with the following changes; 1) addition of Sunnyside Park to the Parks Fund; 2) clarify the \$157,000 Capital Expenditures under the Budget Fund Summary and the language designating the 3% bed tax; and 3) take \$30,000 out of the vehicle replacement budget by deleting the administrative staff car and reducing the two \$25,000 items, \$40,000 from the Town Complex payoff, and apply the \$70,000 saved towards Pay Equalization.

*Hauser recessed the meeting at 8:19 p.m. and reconvened at 8:25 p.m.*

13. **Discussion and possible approval of proposed Resolution 2001-471, adopting budgeting and accounting guidelines concerning the one percent sales tax increase, Special Projects Fund, General Fund, HURF Fund, and Parks Fund.** Eberhard requested that Council consider adopting a proposed Resolution written in a format that would allow the public to better understand how funds revenue and expenditures will be accounted for, reaffirm the Town's commitment to Special Projects, and clarify the intent of Ordinance 99A-148 addressing Sales Tax.

A lengthy discussion ensued regarding the segregation of monies designated for special projects into two funds: 40% placed into a fund designated for parks and 60% placed into a fund designated for a list of special projects, and the intent of Ordinance 99A-148.

Dickinson expressed concern regarding item #1 M&O expenses in the resolution and reminded Council of their commitment to the community to allocate 40% of the 1% increase in sales tax for four years towards the Community Park.

Eberhard commented that his suggestions would allow for full funding of parks as promised when Council adopted the additional sales tax. He also reminded Council that the 40% did not come up until two months following adoption of Ordinance 99A-148.

On a motion by Dickinson, seconded by Eberhard, the Council voted to adopt Resolution 2001-471, adopting budgeting and accounting guidelines concerning the one percent sales tax increase, Special Projects Fund, General Fund, HURF Fund, and Parks Fund with the following amendments: 1) Item #1 - delete "as may be needed for required M&O expenses" and insert "for a period of 4 years following (including new acquisitions and development of new and existing parks"; and 2) Item #8 add "Associated Buildings and Land following the amount of \$84,000.00 expended in the 2000/2001 budget year for the Mattress Shop". Dickinson voted no due to Eberhard's amendment. Baker clarified that a Resolution cannot change an ordinance, and that the ordinance should be changed.

On a motion by Eberhard, seconded by Gioia, the Council voted to amend Dickinson's motion to include under Item #1 "as may be needed for required M&O expenses". Dickinson and Reddell voted no.

**Public Input:**

Robert Foreman commented that he is baffled that this subject keeps coming up, as the town Council gave their word that the 1% increase in sales tax would be used to fund and build a Community Park. Eberhard responded that the Town is allocating 40% of the Special Projects Fund to Parks and that the Town has kept its promise and has always intended to do so.

Leon Raper read an excerpt of Ordinance 99A-148 addressing the allocation of proceeds from the sales tax increase. He also commented that economic development should be the number one priority.

Jim Ellington gave a history of planning for the Community Park dating back to 1999, and said that the tax passed because the people believed it would be used for parks.

Marshall Whitmire suggested 'associated buildings and land' be added to item #8 of the Resolution.

14. **Discussion and possible approval of proposed Resolution 2001-476, supporting the conservation of open space within the Town of Camp Verde and the Verde Valley, participation from staff and Council in future regional planning efforts to conserve open space, supporting the proposed referendum to set aside one million acre, of State Trust Lands for conservation purposes, specifically requesting that Section 29 and 32 of Township 32N, Range 05E, approximately 800 acres, located on Highway 260 between Camp Verde and Cottonwood and Section 36 of Township 14N, Range 41, approximately 500 acres, located along the south access road be included within the referendum as set aside for conservation.**

Council held a discussion regarding regional planning efforts and reviewed a proposed Resolution introduced by Eberhard concerning support of open space conservation.

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to approve Resolution 2001-476, concerning regional planning efforts in support of open space conservation with the following modifications; 1) addition of the word "important" before 'open space' under Item #1; addition of language to clearly show that there is river access, riparian habitat and historic sheep trail under Item #4.

**Public Input:**

Marshall Whitmire commented that a recent California survey indicated that the number one reason why Californians would relocate to another area within the State of California was access to open space and that open space is not only desirable in general, but even more desirable and valuable from the standpoint of the development community.

15. **Discussion of Proposition 106, which states, "the Independent Redistricting Commission shall establish congressional and legislative districts. The commencement of the mapping process for both the congressional and legislative districts shall be the creation of districts of equal population in a grid-like pattern across the state" and possible authorization for Mayor to prepare and sign a letter to the Independent Redistricting Commission concerning the placement of Camp Verde and the Verde Valley.**

Gioia updated the Council on a recent meeting of the Independent Redistricting Commission that was held to gather input on the redistricting process. A discussion ensued regarding how the Verde Valley would better be served by redrawing of congressional and legislative district boundaries.

On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to authorize the Mayor to prepare and sign a letter to the Independent Redistricting Commission concerning placement of Camp Verde to be included in a Northern District delineated by a geographical separation beginning at the Black Hills/Mingus Mountain area.

**Public Input:**

There was no public input.

16. **Discussion and possible direction to staff concerning the undergrounding of utilities on Main Street Discussion and direction may Include the following: coordination of timing with the construction of the Main Street project and excavation for undergrounding the utilities; pursuing commitments from other concerns as possible partners (i.e. cable company) to reduce funding costs to the Town; and directing staff to discuss responsibilities of connection to the underground lines with property owners.**

Giola advised the Council regarding the Town's projected expenses for utility conversion projects on Main Street and General Crook Trail and requested that this item be tabled until General Services Manager Bill Lee could be present.

On a motion by Gioia, seconded by Hauser, the Council voted unanimously to table this item.

17. **Call to the Public for Items not on the Agenda.**

There was no public input.

18. **Advanced Approvals: Discussion and possible Council action concerning final approval for expenditures pursuant to the Town budget.**

- a. **Possible approval of budget transfer for the Street Department in the amount of \$17,000 from the street striping account and \$28,000 from the contingency fund to the Street Construction account due to increased costs and additional work in street maintenance.**

Roberts explained that the Street Department is anticipating an expenditure overage by the end of the fiscal year and requested Council approve the transfer of \$25,000 from the street striping account and \$35,000 from the contingency fund to the street construction account.

On a motion by Baker, seconded by, the Council voted to approve the budget transfers in the Street Department, moving \$25,000 from the street striping account and \$35,000 from the HURF contingency fund to the Street Construction Budget. Gioia voted no.

19. **Manager/Staff Report.**

There was no manager report.

20. **Council Informational Reports.**

Councilor Dickinson advised that he would be out of Town for the period July 20-30.

Councilor Eberhard advised that he will be out of Town through Sunday and can be reached at home during the week of July 2-6. He stated that he would be unable to attend the June 28th Regional Planning Meeting.

Councilor Reddell advised that he would be out of Town for the period August 3-14.

21. **Adjournment.**  
The meeting was adjourned at 9:25 p.m.

Brenda Hauser  
Brenda Hauser, Mayor

Patricia Hilton  
Patricia Hilton, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 27th day of June 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 2nd day of July 2001.

Deborah Barber  
Deborah Barber, Town Clerk

*Barbara Miller's Stmt during 1<sup>st</sup> call to public.  
6/27/01*

**MAYOR AND COUNCIL**

**AT THE JUNE 20<sup>TH</sup>, COUNCIL MEETING, VICE MAYOR GIOIA , ADDED THE FOLLOWING STATEMENT WHEN THE COUNCIL WAS ADDRESSING THE CONSENT AGENDA FOR THE MAY 30<sup>TH</sup>, MINUTES.**

**MINUTES OF THE MAY 30<sup>TH</sup> MEETING ON PAGE 5 UNDER PUBLIC INPUT, THE FOURTH PERSON UP, BARBARA MILLER, COMMENTED THAT \$135 PER HOUR FEE CHARGED FOR LEGAL SERVICES APPLIED TO EACH INDIVIDUAL MEMBER OF THE LAW FIRM! LEGAL COUNSEL RESPONDED AND THAT IS NOT IN THERE- NUMBER OF ATTORNEYS REGARDLESS OF THE NUMBER OF ATTORNEYS FROM THE FIRM PRESENT. THE TOWN WOULD ONLY PAY A SINGLE HOUR PER ,AS IF ONLY ONE ATTORNEY PRESENT AND TOWN PAYS ONLY HALF, WOULD PAY ONLY HALF TRAVEL TIME. MS. GARRAHAN ALSO STATED PAST MAY - PAST MAYOR MILLER HELPED NEGOTIATE THESE TERMS!**

**WHAT I ACTUALLY SAID ACCORDING THE TAPES OF THIS MEETING WAS:**

**I AM NOT GOING TO SPEAK FOR OR AGAINST THE ISSUE ON THE FLOOR. ALL I WANT TO DO IS TO POINT OUT ONE THING. BECAUSE I THINK IT IS IMPORTANT THAT WE HAVE THINGS IN PERSPECTIVE. WHEN MS GARRAHAN OF MANGUM, WALL, STOOPS AND WARDEN, OF FLAGSTAFF, SAID THAT SHOULD THEY HAPPEN TO BE OUR NEW ATTORNEY'S, THEY WOULD CHARGE US \$135 A HOUR. YOU HAVE TO REMEMBER THAT IS FOR EACH, EACH. IF YOU FIGURE YOU HAVE NOW THREE SITTING HERE TONIGHT, THAT IS \$405 A HOUR TONIGHT. I JUST THINK WE NEED - WE THINK \$135 HOUR - BUT THAT'S EACH ... AND THAT'S NOT JUST THE TIME THEY SIT HERE, THAT'S WHEN THEY ARE WORKING IN THEIR OFFICE, PLUS TRAVEL TIME. SO - I JUST WANT TO KIND OF PUT SOME THINGS IN PERSPECTIVE. BECAUSE, AT ONE TIME, I KNOW I ASKED THE QUESTION, ABOUT WHAT WAS OUR DEDUCTIBLE? WHAT WOULD WE HAVE TO PAY OUT OF THIS? YOU KNOW, THIS LITIGATION AND WE WERE TOLD MORE THAN LIKELY THIS IS US! WE ARE GOING TO PAY FOR IT! SO, I JUST WANTED TO PUT THAT ON THE TABLE SO YOU COULD KIND OF SEE WHAT WE ARE TALKING ABOUT. IT'S NOT JUST \$135 A HOUR IT'S EACH, TRAVEL TIME, TIME HERE AND RESEARCH.**

**WHAT MS. GARRAHAN ACTUALLY SAID WAS:**

**YES, WE CHARGE FOR OUR WORK. UH, NO, WHEN SEVERAL APPEAR WE DON'T CHARGE FOR EACH ONE OF US. THAT IS PART OF THE AGREEMENT WE ENTERED INTO WHEN WORKING WITH YOUR FORMER MAYOR AND THE COUNCIL MEMBERS, IS THAT, UH, YOU KNOW WHEN SEVERAL OF US COME TO A MEETING, WE DON'T CHARGE EXTRA AND WE CHARGE PART TIME, UH, HALF TIME FOR OUR TRAVEL, BUT IT'S RIGHT, IT DOESN'T COME CHEAP!**

**VICE MAYOR GIOIA, WHEN YOU ARE GOING TO CORRECT OR ADD TO THE MINUTES OF A COUNCIL MEETING, ESPECIALLY, WHEN YOU ARE QUOTING WHAT SOMEONE SAID, YOU SHOULD BE SURE OF THE FACTS. AS I KNOW, YOU ARE AWARE, THAT MINUTES OF THE COUNCIL MEETING ARE PERMANENT RECORDS.**



**WORK SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106**

**WEDNESDAY, JULY 11, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**

**There will be no public input on the following items:**

3. **Discussion of mining operations with representatives of the mining industry.**
4. **Joint meeting with Camp Verde Chamber of Commerce concerning service contract and budget.**
5. **Discussion of policies, criteria and specific projects to be eligible for the "List Fund" from the restricted 1% sales tax monies.**
6. **Adjournment**

Posted by: D. Barber, CMC

Date/Time: July 6, 2001 - 12:30 pm

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
WORK SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
Council Chambers  
473 S. Main, Room #106  
WEDNESDAY, JULY 11, 2001  
6:30 P.M.**

**1. Call to Order**

A quorum of Council was not present at 6:30 p.m. After discussion, Manager Roberts advised that a quorum was not necessary for a work session, as no action would be taken. Councilor Baker called the meeting to order at 6:35 p.m., stating that she believed the meeting to be illegal.

**2. Roll Call**

Councilors Baker, Hunter and Reddell were present. Mayor Hauser, Vice Mayor Gioia, Councilors Dickinson, and Eberhard were absent. Councilor Eberhard joined the meeting at 6:40 p.m.

**Also Present:**

Manager John Roberts, Finance Director Dane Bullard, Community Services Director Bill Lee, Special Events Coordinator Lynda Moore and Town Clerk Deborah Barber were also present.

The following representatives from the mining industry were present: Brian Dugan and Bill Peck, United Metro; Bruce McDonald and Jim Wells, Phoenix Cement; Eddie Shill, Edward M. Shill Enterprises; and Henry Shill, property owner.

The following representatives from the Camp Verde Chamber of Commerce were present: President Walter Kneeland and Board Member Kathi Watson.

**3. Discussion of mining operations with representatives of the mining industry.**

Councilor Hunter said that he requested this agenda item to clarify that it was not his intention to do away with all mining in Camp Verde. He asked what the industry needed from the Town to resolve the issues.

Councilor Eberhard explained that former Mayor Barbara Miller, former Council member Jim Redinger, Councilor Dickinson and Manager Roberts had several meetings with mining industry representatives to come up with the current proposed mining ordinance. He said that he did not believe that noise should be an issue, as it is much less restrictive than what United Metro now operates.

Manager Roberts clarified that there were several drafts and discussions and the 'sticking point' that brought all discussion to a halt, was the noise issue. In answer to Councilor Baker's and Hunter's questions as to why they had not seen this document and why it was unavailable for this meeting, Roberts explained that there was never an agreement for Council to see because of the noise issue. He urged Council to resolve the noise issue.

Several of the industry representatives said that there were other issues besides noise that were unacceptable and that they would be more willing to discuss the issue further if there was something before them to see and if overlay districts were clearly established. Councilor Baker stated that it was an embarrassment that the information was not available for the meeting.

Eberhard suggested that United Metro have their sound engineer prepare a study and if the study showed that the new numbers would not work, then he might be willing to accept their present number. Bill Peck said that guidelines must be established before they could do an accurate study, or before they paid for such a study. He advised Eberhard that it is not feasible for the Town to wait for an application before applying the overlay, as that would definitely impact the sound study. Eberhard explained that the Town could not apply zoning before there is an ordinance.

After further discussion, Council directed the Manager to prepare a draft based on the last ordinance that Eberhard went over with the Manager, Councilor Dickinson and Ed Davidson, send copies out to the industry representatives and schedule another work session to discuss the proposed ordinance, beginning with the noise issue.

Henry Shill said that Eberhard was attempting to shut down the mining industry and that is why the referendum moved forward and resulted in the repeal of the ordinance. He said he was unwilling to come to the table unless he could see exactly where mining would be allowed. He said that he felt he was wasting his time.

**4. Joint meeting with Camp Verde Chamber of Commerce concerning service contract and budget.**

Walter Kneeland presented a draft copy of the agreement with the Cottonwood Chamber of Commerce and the City of Cottonwood as a starting point. A copy of this agreement is attached, and becomes a permanent part of this record. Eberhard said that he believed there was a public perception that the Chamber was not earning their dollars and suggested a more comprehensive reporting focusing on results rather than actions. Council discussed various ways in which to accomplish the task, such as tracking sales tax, bed tax and numbers of businesses that expand.

Manager Roberts urged Council to be very specific with the scope of services and the definitions of tourism and business expansion/retention. He recommended a 2-year minimum commitment to determine progress. Council directed the Manager to develop an agreement defining roles, standards and specific events. Eberhard asked for the job description and salary range of the new Director.

Kneeland explained the hiring process and invited a Council member to attend the meeting at which the decision would be made. Baker volunteered.

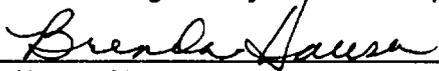
Further discussion included the fact that Parks & Recreation Department staff would continue to provide staff support for events and that arrangements must be made in advance.

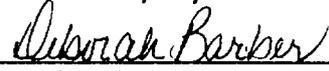
**5. Discussion of policies, criteria and specific projects to be eligible for the "List Fund" from the restricted 1% sales tax monies.**

Eberhard went over the Council's priority list and CIP projects, suggesting deletions. A copy of the lists is attached and becomes a permanent part of these minutes.

**6. Adjournment**

The meeting was adjourned at 8:35 p.m.

  
\_\_\_\_\_  
Brenda Hauser, Mayor

  
\_\_\_\_\_  
Deborah Barber, CMC, Town Clerk

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate summary of the discussion of the Common Council of the Town of Camp Verde during the Work Session of the Town Council of Camp Verde, Arizona, held on the 11<sup>th</sup> day of July 2001. I further certify that the meeting was duly called and held, and that a quorum was present at approximately 6:40 p.m.

Dated this 13<sup>th</sup> day of July 2001

*Deborah Barber*

Deborah Barber, CMC, Town Clerk

# Amended

## AGENDA



### SPECIAL SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room 106**

**WEDNESDAY, JULY 18, 2001  
5:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Acquisition of Camp Verde Water System** (Council may vote to go into executive session pursuant to ARS §38-431.03(A)(7) and then resume this item.)
4. **Discussion of the Magistrate Employment contract** (Council may vote to go into executive session per ARS §38-431.03 (A)(1) and then resume the following items.)
5. **Discussion of Roles and Responsibilities of the Town Magistrate**
6. **Adjournment**

Posted by: *[Signature]*

Date/Time: 7-13-01 4:40 p.m.

*Note: Pursuant to A.R.S. §38-431.03.A.2 and §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**AGENDA**



**SPECIAL SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room 106**

**WEDNESDAY, JULY 18, 2001  
5:00 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Acquisition of Camp Verde Water System** (Council may vote to go into executive session pursuant to ARS §38-431.03(A)(7) and then resume this item.)
4. **Discussion of the Magistrate Employment contract** (Council may vote to go into executive session per ARS §38-431.03 (A)(1) and then resume the following items.)
5. **Discussion of Roles and Responsibilities of the Town Magistrate**
6. **Adjournment**

Posted by: D. Louso

Date/Time: 7-13-01 12:45 PM

*Note: Pursuant to A.R.S. §38-431.03.A.2 and §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
Council Chambers  
473 S. Main, Room #106  
WEDNESDAY, JULY 18, 2001  
5:30 P.M.**

**1. Call to Order**

Mayor Hauser called the meeting to order at 5:30 p.m.

**2. Roll Call**

Mayor Hauser, Councilors Baker, Dickinson, Eberhard, Hunter and Reddell were present. Vice Mayor Gioia joined the meeting at 6:00 p.m. and was not present during the discussion with Judge McElhaney.

**Also Present:**

Manager Roberts, Judge McElhaney and Town Clerk Deborah Barber

Councilor Baker asked if the Magistrate issues could be heard first to accommodate the Judge's speaker, Debi Schaefer.

**3. Acquisition of Camp Verde Water System**

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to adjourn to Executive Session per ARS §38-431.03 (A)(7) for discussion and consideration of water company acquisition.

**4. Discussion of the Magistrate contract**

Council did not address this item.

**5. Discussion of roles and responsibilities of the Town Magistrate**

On a motion by Eberhard, seconded by Baker, the Council voted unanimously to make the attorney memo concerning the Magistrate's roles a public record.

Judge McElhaney introduced Yavapai County Superior Court Supervisor Debi Schaefer. Schaefer explained that the Arizona Constitution establishes that municipalities must fund the courts, but the administration is sole and separate. She explained that Judge Weaver has administrative and supervisory powers over all the courts in Yavapai County. In answer to Council questions, she explained that Yavapai County provides health insurance benefits and retirement, but that Judge Weaver does not receive vacation and sick leave time like regular employees. She advised that she would see how these matters are handled in the county and other communities and report to the Council.

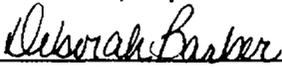
The Manager advised that the Judge must understand that as a contract employee, he is not entitled to benefits and that he cannot delegate his duties. Eberhard asked why the Judge could not be a regular employee like they are in the Phoenix municipal courts. Roberts advised that if that were to occur, the Judge could possibly be influenced with threats against his benefits.

Council directed staff to research the matter, amend the Town Code to clarify the Magistrate's administrative duties and report to Council.

**6. Adjournment**

The special session was adjourned at 6:00 p.m.

  
\_\_\_\_\_  
Brenda Hauser, Mayor

  
\_\_\_\_\_  
Deborah Barber, CMC  
Town Clerk

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 18<sup>th</sup> day of July 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 19<sup>th</sup> day of June 2001

  
\_\_\_\_\_  
Deborah Barber, CMC  
Town Clerk

Administrative Offices  
Town of Camp Verde

Notice to Employee of Executive Session

Pursuant to ARS 38-431.03.A.1, and §38-431.03.A.4, a public body may vote to go into an executive session for discussions concerning the employment, assignment, promotion, demotion, dismissal, salary, discipline, or resignation of an officer, appointee, or employee. After being given notice of the meeting, the employee may request that the discussion occur at a public (open) meeting rather than an executive session.

Since legal action cannot be taken at an executive session, the Town will typically schedule a special session that indicates your employment as part of the agenda, allow for a vote to go into an executive session, and then re-convene to take any legal action. Other than the Council members and yourself, only those persons "whose presence is reasonably necessary in order for the public body to carry out its executive session responsibilities may attend the executive session" (ARS 38-431.2). This normally is limited to a recording secretary for the Council (the meeting is usually taped), but you may also request your attorney to attend. All discussions at an executive session are to be kept confidential (ARS 38-431.03.B), but any discussion or actions taken at the special session are open to the public.

*A Special Session/Executive Session concerning your employment with the Town of Camp Verde is now set for **Wednesday, July 18, 2001, at 5:30 p.m. at Town Hall.** Please sign and date this notice to acknowledge its receipt, and initial one of the lines below to indicate if you want the session to be held in public.*

*I prefer the session remain an executive session*  
 *I request the executive session not be called, and the discussion occur at a public meeting during the Special Session.*

Employee Signature



Date

*7-13-01*

**ACTIONS TAKEN  
COUNCIL REGULAR SESSION  
WEDNESDAY, JULY 18, 2001  
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
- a. **Approval of the Minutes:**
    - 1) Regular Session – June 27, 2001
    - 2) Special Session – June 25, 2001
    - 3) Work Session – June 25, 2001
    - 4) Regular Session – June 20, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Council Hears Planning & Zoning Matters – July 25, 2001 at 6:30 p.m.
    - 2) Regular Session – August 1, 2001 at 6:30 p.m.
    - 3) Regular Session – August 15, 2001 at 6:30 p.m.
    - 4) Council Hears Planning & Zoning Matters – August 22, 2001 at 6:30 p.m.
  - c. **Possible approval of Camp Verde Chamber Quarterly drawdown request of \$11,250 for the quarter covering July, August and September 2001.**
  - d. **Possible approval of dispatch fees for the 2001-02 fiscal year as follows: Camp Verde Fire Department in the amount of \$45,570 and Montezuma/Rimrock Fire District in the amount of \$13,940.**
  - e. **Possible approval of exemptions for police vehicle designations.**

On a motion by Dickinson, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as amended.

5. **Call to the Public for Items not on the Agenda**  
There was no public input.
6. **Possible recommendation of approval of liquor license application by Mountaintop Property Investments L.L.C. doing business as Fort Verde Gas.**  
On a motion by Eberhard, seconded by Baker, the Council voted unanimously to recommend approval of the Mountaintop Property Investments L.L.C. liquor license application.
7. **Presentation and discussion of draft Lima & Associates Transit study.**  
Council took no action on this item.
8. **Possible approval of Magistrate Employee Contract with Judge McElhaney.**  
On a motion by Baker, seconded by Reddell, the Council voted unanimously to table this item.
9. **Possible direction to street department to include a pathway as part of the future Montezuma Castle Highway overlay project as requested by the Trails Committee.**  
On a motion by Dickinson, seconded by Gioia, the Council voted unanimously to direct staff to prepare a study on the additional costs of a path to be located on the west side of Montezuma Castle Highway.
10. **Discussion and possible direction to staff regarding information required for the implementation of development impact fees to include structure of information desired and timeline. Note: This is not a discussion regarding actual implementation of development impact fees.**  
On a motion by Eberhard, seconded by Gioia, the Council voted to direct staff to bring back information by the last meeting in August that addresses projected number of new houses per year including projected growth, categories including dollars and time frames, and current background information from other communities. Dickinson voted no.

11. **Discussion and possible direction to staff regarding changes to Section 2 of the Town Code relating to elections including seating, swearing in and restrictions on lame duck Councils.**

Council directed staff to research seating of future Councils, with as much restriction as is possible on 'lame duck' Councils between the General Election and the seating of a new Council, and report to Council by the last meeting in August.

12. **Call to the public for items not on the agenda.**

There was no public input.

13. **Advanced Approvals**

There were no advanced approvals.

14. **Manager/Staff Report**

General Services Director Bill Lee reported that the Cornfest would be held this weekend, beginning with an auction at 4:00 p.m. on Saturday, July 21<sup>st</sup>.

He also advised that Arizona Engineering has completed approximately 95% of the design phase of Montezuma Castle Highway, and that the plan shows an additional 5' on each side of the road. He said that if Council directed changes, he would have to notify Arizona Engineering.

15. **Council Informational Reports**

Mayor Hauser reported that she attended the Yavapai County Water meeting, and that it is imperative that the Growing Smarter Act requires a water budget. She said that the Town must begin work on that as soon as possible.

Vice Mayor Gioia reported that he attend the Water Advisory Commission meeting where they discussed creating a water district. He advised that they are in the process of collecting information.

Dickinson reported that the latest bill from Mangum, Wall, Stoops & Warden exceeded \$15,000 for the month of June.

16. **Adjournment**

The meeting was adjourned at 8:10 p.m.

## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, JULY 18, 2001  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Regular Session – June 27, 2001
    - 2) Special Session – June 25, 2001
    - 3) Work Session – June 25, 2001
    - 4) Regular Session – June 20, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Council Hears Planning & Zoning Matters – July 25, 2001 at 6:30 p.m.
    - 2) Regular Session – August 1, 2001 at 6:30 p.m.
    - 3) Regular Session – August 15, 2001 at 6:30 p.m.
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  - c. **Possible approval of Camp Verde Chamber Quarterly drawdown request of \$11,250 for the quarter covering July, August and September 2001.**
  - d. **Possible approval of dispatch fees for the 2001-02 fiscal year as follows: Camp Verde Fire Department in the amount of \$45,570 and Montezuma/Rimrock Fire District in the amount of \$13,940.**
  - e. **Possible approval of exemptions for police vehicle designations.**
5. **Call to the Public for Items not on the Agenda** (Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.)

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any, that were unavailable at the time Agenda packets were prepared. **All expenditures are budgeted items unless otherwise noted by "\*".**

**Public input may be invited on the following items:**

6. **Possible recommendation of approval of liquor license application by Mountaintop Property Investments L.L.C. doing business as Fort Verde Gas.**
7. **Presentation and discussion of draft Lima & Associates Transit study.**
8. **Possible approval of Magistrate Employee Contract with Judge McElhaney.**
9. **Possible direction to street department to include a pathway as part of the future Montezuma Castle Highway overlay project as requested by the Trails Committee.**

*Councilor Eberhard requested the following item(s):*

10. **Discussion and possible direction to staff regarding information required for the implementation of development impact fees to include structure of information desired and timeline. Note: This is not a discussion regarding actual implementation of development impact fees.**
11. **Discussion and possible direction to staff regarding changes to Section 2 of the Town Code relating to elections including seating, swearing in and restrictions on lame duck Councils.**
12. **Call to the public for items not on the agenda.**

**There will be no Public input on the following items:**

13. **Advanced Approvals**
14. **Manager/Staff Report**
15. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
16. **Adjournment**

Posted by: *[Signature]*

Date/Time: 7-13-01 12:15

*Note: Pursuant to A.R.S. §38-431.03.A.2 and §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JULY 18, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

1. **Call to Order.**  
Mayor Brenda Hauser called the meeting to order at 6:30 p.m.
2. **Roll Call.**  
Mayor Brenda Hauser, Vice-Mayor Tony Gioia, Councilors Jackie Baker, Mitch Dickinson, Eric Eberhard, John Reddell and Leroy Hunter were present.  
  
**Also Present:**  
Town Manager John Roberts, Town Clerk Deborah Barber, Finance Director Dane Bullard, Board of Adjustments Chairman Jim Bullard, Trails Committee Member John Wischmeyer and Recording Secretary Patricia Hilton.
3. **Pledge of Allegiance.**  
Dickinson led the Pledge of Allegiance.
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Regular Session – June 27, 2001
    - 2) Special Session – June 25, 2001
    - 3) Work Session – June 25, 2001
    - 4) Regular Session – June 20, 2001
  - b. **Set Next Meeting, Date and Time:**
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    - 4) Council Hears Planning & Zoning Matters – August 22, 2001 at 6:30 p.m.
  - c. **Possible approval of Camp Verde Chamber Quarterly drawdown request of \$11,250 for the quarter covering July, August and September 2001.**
  - d. **Possible approval of dispatch fees for the 2001-02 fiscal year as follows: Camp Verde Fire Department in the amount of \$45,570 and Montezuma/Rimrock Fire District in the amount of \$13,940.**
  - e. **Possible approval of exemptions for police vehicle designations.**

On a motion by Dickinson, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda, with a correction to the Minutes of the June 20th Regular Session Meeting on page 4, 4th paragraph, 2nd line, adding the word 'grant' before 'requirements' and a correction to the June 27 Regular Session Meeting on page 7 item #15, 4th line changing the word 'gild' to 'grid'

5. **Call to the Public for Items not on the Agenda**

There was no public input.

6. **Possible recommendation of approval of liquor license application by Mountaintop Property Investments L.L.C. doing business as Fort Verde Gas.** Barber explained that this request results from a change of ownership for the Fort Verde Gas Station. She advised that the Liquor License Application met the 21-day comment period requirement and that no comments were received.

On a motion by Eberhard, seconded by Baker, the Council voted unanimously to recommend approval of the Mountaintop Property Investments L.L.C. liquor license application.

**Public Input:**

There was no public input.

7. **Presentation and discussion of draft Lima & Associates Transit study.**

Roberts explained that several months ago, Council authorized a contract to retain the firm of Lima and Associates to develop a transit study, which will allow the Town to develop an implementation plan to serve the needs of the community. He advised that the Consultants have worked diligently over the last several months, received public comments, and has worked with Bill Ellison of the Verde Overland Transit. He advised that this would be an opportunity for Council and public to make final comments prior to completion of the final draft.

The Council heard from Patricia Ramos and Robert Bohannan of Lima and Associates, who presented the draft Camp Verde Transit Study and reviewed the study objectives, key findings, proposed system, vehicle options, funding sources, recommendations and cooperative efforts with Verde Overland Transit.

Council took no action on this item, but will continue their review and discussion at a future Work Session.

**Public Input:**

Henry Shill commented that the Verde Overland Transit was a good experiment, but was premature and failed.

8. **Possible approval of Magistrate Employee Contract with Judge McElhaney.**

On a motion by Baker, seconded by Reddell, the Council voted unanimously to table this item.

9. **Possible direction to street department to include a pathway as part of the future Montezuma Castle Highway overlay project as requested by the Trails Committee.**

Wischmeyer advised that at their July 10th meeting, the Camp Verde Trails Committee

held a discussion of the Montezuma Castle Pathway Project during which they learned that funding and right of way acquisition for the proposed reconstruction of Montezuma Castle Highway and a separate pathway with amenities might be delayed for a considerable time. He explained that in response, the Trails Committee voted unanimously to recommend that the Town Council include a pathway in the Streets Department's planned overlay work this summer along the Montezuma Castle Highway from the High School to the Reservation boundary.

On a motion by Dickinson, seconded by Gioia, the Council voted unanimously to direct staff to prepare a study on the additional costs of a path to be located on the west side of Montezuma Castle Highway.

**Public Input:**

Marshall Whitmire suggested that if the area to be traversed is going to be part of the paved roadway, it not be called a pathway, but a bike and walking lane.

10. **Discussion and possible direction to staff regarding information required for the implementation of development impact fees to include structure of information desired and timeline. Note: This is not a discussion regarding actual implementation of development impact fees.**

Eberhard explained that the next logical step for making an informed decision on the implementation of development impact fees would be to gather information, and requested that Council direct staff to return in August with the projected number of homes expected over the next few years, different categories of possible impact fees, cost estimates and timeframes, as well as information from surrounding communities.

Roberts advised that Council has previously adopted a Resolution establishing the categories for impact fees, including the full cost of recovery.

On a motion by Eberhard, seconded by Gioia, the Council voted to direct staff to bring back information by the last meeting in August that addresses projected number of new houses per year including projected growth, categories including dollars and time frames, and current background information from other communities. Dickinson voted no.

**Public Input:**

Leon Raper reviewed a packet of information, which he gathered from many different sources and previously shared with staff and the Planning and Zoning Commission. He highly recommended that Council hire an expert in the area of impact fee studies, such as the firm of Tischler and Associates. He also addressed a Resolution adopted by Council regarding the Town's economic development plan. Gioia clarified that impact fees are levied on new development, and structured so that new developers will pay their cost to the community for providing services, instead of the entire Community paying for the cost of new development.

Henry Shill stated his opposition to impact fees and commented the he believes implementation will be very costly and leave the Town vulnerable to legal issues.

11. **Discussion and possible direction to staff regarding changes to Section 2 of the Town Code relating to elections including seating, swearing in and restrictions on lame duck Councils.**

Eberhard explained that the clear intent of the Town Code is to make sure that newly elected Councils were seated as soon as possible and to also make sure that former Councils were not able to conduct any business. He read Section 2-1-3 of the Town Code regarding Assumption of Office, which states that Members of the council shall assume the duties of office no later than the regularly scheduled council meeting next following the date of the general election at which the council members were elected, or at any special meeting called to conduct business after the general election by the former council. If a council candidate, including mayor, receives a majority of all votes cast at a primary election, then pursuant to ARS 9-821.01 such candidate shall be declared elected to the office, but effective as of the date of the general election, to be seated as set forth herein. He explained that ARS prohibits the Town from seating Council members until after the canvassing of votes, at a minimum of 6-days following an election. He suggested that Council considering revisions to Section 2-1-2 and 2-1-3 of the Town Code to change the language to conform with ARS current Election Laws to indicate that the new Council will be seated at the first Special Session or Regular Meeting following the canvass of the vote and to prohibit the former Council from taking any action except to canvass the vote in the event of an emergency.

Roberts suggested that this issue needs legal research, as he is not aware of any allowance in State Law to restrict a legally seated Council's ability to conduct business.

Baker commented that although she does not object to seeking legal review of this issue, she strongly disagrees with the concept of paralyzing a sitting Council.

Council took no action, but directed staff to research seating of future Councils as soon as possible, with as much restriction as legally possible on 'lame duck' Councils between the General Election and the seating of a new Council, and report to Council by the last meeting in August.

**Public Input:**

George Young commented that the proposed change will not limit Council's ability to conduct business and that inferring that the old Council was not doing proper work is a poor image to portray to the Community.

Leon Raper stated that the term "lame duck" is a misnomer and is derogatory to people who have not been reelected to office. He agreed that prior Council's ability to make decisions should be limited.

12. **Call to the public for items not on the agenda.**

There was no public input.

13. **Advanced Approvals**

There were no advanced approvals.

14. **Manager/Staff Report**

Community Services Director Bill Lee reported that the Cornfest would be held this weekend, beginning with an auction at 4:00 p.m. on Saturday, July 21<sup>st</sup>. He also advised

that Arizona Engineering has completed approximately 95% of the design phase of Montezuma Castle Highway, and that the plan shows an additional 5' on each side of the road. He said that if Council directed changes, he would have to notify Arizona Engineering.

15. **Council Informational Reports**

Mayor Hauser reported that she attended the Yavapai County Water meeting, and that it is imperative that the Growing Smarter Act requires a water budget. She said that the Town must begin work on that as soon as possible.

Vice Mayor Gioia reported that he attended the Water Advisory Commission meeting where they discussed creating a water district. He advised that they are in the process of collecting information.

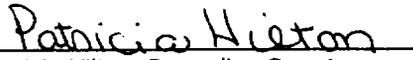
Dickinson reported that the latest bill from Mangum, Wall, Stoops & Warden exceeded \$15,000 for the month of June, which on an average, would be \$180,000 for the coming year.

Reddell requested that Lee consider a double stop light on Salt Mine Road at Oasis to make it a three-way stop and slow traffic down.

16. **Adjournment.**

The meeting was adjourned at 8:10 p.m.

  
\_\_\_\_\_  
Brenda Hauser, Mayor

  
\_\_\_\_\_  
Patricia Hilton, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 18th day of July 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 20th day of July 2001.

  
\_\_\_\_\_  
Deborah Barber, Town Clerk

**AGENDA**



**SPECIAL SESSION  
of the  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room 106**

**WEDNESDAY, JULY 25, 2001  
6:00 P.M.**

1. **Call to Order**
2. **Roll Call**

**Discussion of the Following:**

3. **Acquisition of Camp Verde Water System** (Council may vote to go into executive session pursuant to ARS §38-431.03(A)(7) and then resume this item.)
4. **Adjournment**

Posted by: U Jones

Date/Time: 7-23-01 9:00 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JULY 25, 2001  
6:00 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

**1. Call to Order.**

Mayor Brenda Hauser called the meeting to order at 6:02 p.m.

**2. Roll Call.**

Mayor Brenda Hauser, Vice Mayor Tony Gioia, Eric Eberhard, Jackie Baker, John Reddell and Leroy Hunter were present. Councilor Mitch Dickinson was absent.

**Also Present:**

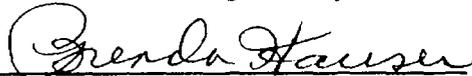
Town Manager John Roberts, Finance Director Dane Bullard, Recording Secretary Virginia Jones.

**3. Acquisition of Camp Verde Water System** (Council may vote to go into executive session pursuant to ARS §38-431.03(A)(7) and then resume this item.)

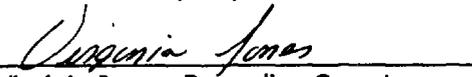
On a motion by John Reddell seconded by Jackie Baker Council voted unanimously to adjourn to Executive Session.

**4. Adjournment**

The meeting was adjourned at 6:03 p.m.



Brenda Hauser, Mayor

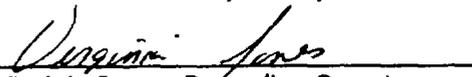


Virginia Jones, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 25th day of July 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 26th day of July 2001.



Virginia Jones, Recording Secretary

**ADDENDUM to the AGENDA**



**REGULAR SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room 106**

**WEDNESDAY, JULY 25, 2001  
6:30 P.M.**

*Councilor Gioia requested the following item(s):*

- 7.a **Discussion of Council Member responsibilities in administrative matters, such as Ordinances, enforcement of Planning & Zoning Matters and Personnel matters.**
- 7.b **Discussion and possible direction to staff concerning a "Water Budget" (an assessment of existing water resources and demands upon these resources) for the Town.**

Posted by: *D. Jones*

Date/Time: 7-24-01 12:15 p.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**ACTIONS TAKEN  
WEDNESDAY, JULY 25, 2001  
6:30 P.M.**

**COUNCIL HEARS PLANNING AND ZONING MATTERS**

**MAYOR and  
COMMON COUNCIL**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session - August 1, 2001 at 6:30 p.m.
    - 2) Regular Session - August 15, 2001 at 6:30 p.m.
    - 3) Council Hears Planning and Zoning Matters - August 22, 2001 at 6:30 p.m.

On a motion by Reddell seconded by Eberhard, the council voted to approve the consent Agenda as presented
6. **Possible approval of Ordinance 2001-A184 approving zoning map change 2001-05, to rezone parcel 404-28-018Z from R1L-35 to C2-4. Application was submitted by Donald Procnier, President of Built on the Rock Ministries and located at 903 Finnie Flat Road. The purpose of the zoning map change is to allow for a lighted sign.**

On a motion by Eberhard seconded by Gioia the Council voted to table Ordinance 2001-A184 until the property owner requests the item to be heard.
7. **Discussion and possible direction to staff concerning investigation of power generation options in the Verde Valley.**

On a motion by Eberhard seconded by Baker the council voted to direct staff to investigate the options of power generation for the Verde Valley.
- 7a. **Discussion of Council Member responsibilities in administrative matters, such as Ordinances, enforcement of Planning & Zoning Matters and Personnel matters.**

There was no action by Council on this item
- 7b. **Discussion and possible direction to staff concerning a "Water Budget" (an assessment of existing water resources and demands upon these resources) for the Town.**
8. **Call to the Public for Items not on the Agenda.**

No Public input

**There will be no Public input on the following items:**

9. **Advanced Approvals**

There were no advanced approvals

10. **Manager/Staff Report**  
There was no Manager/Staff reports given
11. **Council Informational Reports:** *Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an Item be placed on a future agenda.*  
There were no reports given
12. **Adjournment**  
The meeting was adjourned at 7:18 p.m.

## AGENDA



### COUNCIL HEARS PLANNING AND ZONING MATTERS

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, JULY 25, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session - August 1, 2001 at 6:30 p.m.
    - 2) Regular Session - August 15, 2001 at 6:30 p.m.
    - 3) Council Hears Planning and Zoning Matters - August 22, 2001 at 6:30 p.m.
5. **Call to the Public for Items not on the Agenda**

Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

**Public input may be invited on the following items: All expenditures are budgeted items unless otherwise noted by "\*\*".**

6. **Possible approval of Ordinance 2001-A184 approving zoning map change 2001-05, to rezone parcel 404-28-018Z from RiL-35 to C2-4. Application was submitted by Donald Procnier, President of Built on the Rock Ministries and located at 903 Finnie Flat Road. The purpose of the zoning map change is to allow for a lighted sign.**
7. **Discussion and possible direction to staff concerning investigation of power generation options in the Verde Valley.**
8. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

9. **Advanced Approvals**
10. **Manager/Staff Report**

11. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
12. **Adjournment**

Posted by: U Jones

Date/Time: 7-20-01 10:55 a.m

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JULY 25, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

1. **Call to Order.**  
Mayor Brenda Hauser called the meeting to order at 6:30 p.m.
2. **Roll Call.**  
Mayor Brenda Hauser, Vice Mayor Tony Gioia, Eric Eberhard, Jackie Baker, John Reddell and Leroy Hunter were present. Councilor Mitch Dickinson was absent.  
  
**Also Present:**  
Town Manager John Roberts, Finance Director Dane Bullard, Recording Secretary Virginia Jones.
3. **Pledge of Allegiance.**  
Councilor Baker led the Pledge of Allegiance.
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**  
(There were no minutes for approval.)
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session -August 1, 2001 at 6:30 p.m.
    - 2) Regular Session - August 15, 2001 at 6:30 p.m.
    - 3) Council Hears Planning and Zoning Matters-August 22, 2001 at 6:30 p.m.

On a motion by Reddell, seconded by Baker, the Council voted unanimously to approve the Consent Agenda as presented.
5. **Call to the Public for Items not on the Agenda.**  
There was no public input
6. **Possible approval of Ordinance 2001-A184 approving zoning map change 2001-05, to rezone parcel 404-28-018Z from R1L-35 to C2-4. Application was submitted by Donald Proconier, President of Built on the Rock Ministries and located at 903 Finnie Flat Road. The purpose of the zoning map change is to allow for a lighted sign.**  
Manager Roberts explained that the Sign Code permits a 32 square foot double faced with a single bulb or 150 watt or less florescent bulb. He advised that the zoning change would permit a commercial type sign. After Council discussion and questions concerning the increased property taxes associated with commercial property, Al Slusser, the owner's representative withdrew the request for the zoning map change at this time.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to table Ordinance 2001-A184 until the property owner requests a re-hearing.

**Public input:**

There was no public input.

**7. Discussion and possible direction to staff concerning investigation of power generation options in the Verde Valley.**

Manager Roberts stated this was an issue raised by Representative Camarot. He advised there is no electrical generating capacity for the Verde Valley and there is a possibility for downed power lines, etc. Manager Roberts advised there had been a suggestion for mini-turbines. Baker stated the letter mentioned encouraging the tri-cities (Cottonwood, Clarkdale, Camp Verde) and Yavapai Apache Nation. Manager Roberts advised that the Town should first check the technical feasibility, and secondly, contact other communities to determine the interest in pursuing a regional effort. He explained that the turbine should be placed near water and a system constructed to provide electricity for the Valley. Eberhard expressed the irony of shutting down Childs Power Plant to build a gas-fired turbine plant that uses water. Eberhard stated he would like staff to check the status of Childs, and if feasible, for the Tri cities to condemn Childs, as the cost of building a new plant would be expensive while the Childs Plant is a functioning operation. Gioia stated the minimal amount of output by Childs could be magnified greatly by one small turbine in line with the flumes that are taken down from the lake. He said ecological situation is a consideration. He advised that APS reported in an Energy Symposium that the Childs plant is definitely being closed.

On a motion by Eberhard, seconded by Baker, the Council voted unanimously to direct staff to investigate options for development of generating capacity in the Verde Valley, including recommendations from the letter and investigating the Childs-Irving Plant.

**Public Input:**

Leon Raper guessed it would cost over \$30 Million and suggested the Town go to Sam's Club and buy everyone (70,000 people) generators.

(item 7b. was heard at this time)

**7a. Discussion of Council Member responsibilities in administrative matters, such as Ordinances, enforcement of Planning and Zoning Matters and Personnel Matters.**

Vice Mayor Gioia stated he asked for this agenda item to remind Council, old and new, of responsibilities between Council and staff. Gioia stated he would like to remind staff that responsibilities are designated through the Manager; the Manager directs Department heads or gives the Council member the blessing to go ahead with whatever complaints. He said it is not Council responsibility to pursue possible violations. Eberhard stated that Council members cannot direct staff, but they are permitted to go to the Manager to state their opinion. He said if the Manager does not agree, council members have the right to make an agenda item and direct staff through the agenda process. Baker agreed, and stated the Town Code reads "Council will work through the Town Manager". Baker stated that recently she asked the interim attorney for an opinion on the appointment of the Planning & Zoning Commission member; she had spoken to the Manager about the issue, and mentioned it during a Council meeting. Baker also stated that Mangum, Wall, Stoops & Warden is Councils legal counsel until a staff attorney is hired, she said she had asked for an opinion, the same as she would have asked Ron Ramsey. Councilor Hunter stated asking for an opinion would be fine, but to instruct them to research or investigate when it's going to cost the Town, the direction should come to the entire Council. Eberhard

stated it was always that way with Ron, however in order to direct him to do work it had to go before the entire Council. Gioia stated he would like to set a policy amongst the Council members, anything larger than a simple question could be placed on the Agenda. Reddell stated other Council members have called the attorney to get information also. Baker stated the Attorneys are provided to be legal counsel for the Council and a question should not need to come back to Council for approval. Gioia stated this discussion was not designed to chastise anyone. He stated he hoped Council could agree to keep our legal costs down with the interim attorney.

Council took no action on this item.

**7b. Discussion and possible direction to staff concerning a "Water Budget" (an assessment of existing water resources and demands upon these resources) for the Town.**

Vice Mayor Gioia introduced John Munderloh, Yavapai County Water Advisory Coordinator. Mr. Munderloh defined "Water Budget" and explained its development. (The handout is attached and becomes a permanent part of the minutes.) Munderloh explained that the project is a perpetual work in progress. Gioia stated the Water Advisory Committee, along with a number of other agencies, are working to gain an understanding of the aquifer resources. He said there would be a better understanding of water resources within 3 years. He suggested that a mandate and the budget, though loose, would provide a source of positive and deficits of water resources.

Gioia advised that the services are free due to the Town's association and work in cooperation with the Yavapai County Water Advisory Committee, and that this will be the water advisory's trial run in this segment for development of data. Hauser thanked Mr. Munderloh for his work.

On a motion by Gioia, seconded by Baker, the Council voted unanimously to ask Yavapai County Water Advisory Coordinator, John Munderloh, to prepare a water budget for the Town of Camp Verde, to direct staff to assist in any manner necessary, and to ask local water suppliers to cooperate with this effort.

**Public Input:**

There was no public input.

**8. Call to the Public.**

There was no public input.

**9. Advanced Approvals.**

There were no advanced approvals.

**10. Manager/Staff Report.**

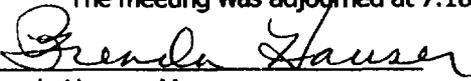
There were no reports.

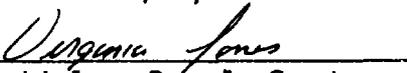
**11. Council Informational Reports.**

There were no reports from Council.

**12. Adjournment.**

The meeting was adjourned at 7:18 p.m.

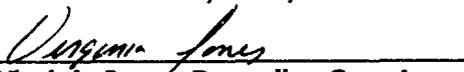
  
\_\_\_\_\_  
Brenda Hauser, Mayor

  
\_\_\_\_\_  
Virginia Jones, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 25th day of July 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 26th day of July 2001.

  
\_\_\_\_\_  
Virginia Jones, Recording Secretary

**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, AUGUST 1, 2001**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate Item if a member of Council so requests.**
- a. **Approval of the Minutes:**
    - 1) Work Session-July 11, 2001
    - 2) Special Session-July 18, 2001
    - 3) Regular Session-July 18, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session-August 15, 2001 at 6:30 p.m.
    - 2) Council Hears Planning and Zoning Matters-August 22, 2001 at 6:30 p.m.
    - 3) Regular Session - September 5, 2001 at 6:30 p.m.
    - 4) Regular Session - September 19, 2001 at 6:30 p.m.
    - 5) Council Hears Planning and Zoning Matters-September 26, 2001
  - c. **Possible award of Pest Control Contract. Two bids were received, Millennium Pest Control annual agreement in the amount of \$2268 and Conn Pest Control, Inc. annual agreement in the amount of \$4200.**

On a motion by Reddell, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as amended.

5. **Call to the Public for Items not on the Agenda**  
Leon Raper asked about the progress of the Town's web site.

George Young asked that Council consider sending a letter to the Cable Company urging them to carry Channel 18. He advised that he has been receiving several calls since the station was dropped. He further advised that he was still able to broadcast, but only those citizens with antennas could receive it.

There was no other public input.

6. **Possible approval Resolution 2001-481 adopting the FY 2001/02 Budget and declaring the same to be Public Record.**  
On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to approve Resolution 2001-481, adopting the FY 2001/02 budget, and declaring the same to be a public record.
7. **Approval of proposed amendment to ICMA 401(a) adoption agreement to allow employees to make voluntary (unmatched) pretax contributions**  
On a motion by Gioia, seconded by Baker, the Council voted unanimously to approve the amendment to ICMA 401(a) adoption agreement to allow the Marshal to make voluntary, unmatched pretax contributions.

Council heard item #13 at this time.

8. **Quarterly reports from the following Commissions:**
- **Library Advisory Commission**
  - **Camp Verde Trails Committee**
  - **Planning and Zoning Commission**
  - **Parks & Recreation Commission**
- Council did not act on this item.

9. **Possible approval of Ordinance 2001-A183 an Ordinance of the Town Council of the Town of Camp Verde, Arizona, modifying the Town code Article 5-1 (Municipal Court Established Jurisdiction) to provide for either two or four year term. This Ordinance will amend sections 5-1 and 5-2-1 of the Town Code concerning the term and appointment and duties of the Town Magistrate.**  
On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve Ordinance 2001-A183, modifying the Town Code Article 5-1 (Municipal Court Established Jurisdiction) to provide for a two or four year term and appointment and duties of the Town Magistrate.
10. **Possible Approval to Submit and/or Endorse Resolutions to the Arizona League of Cities and Towns** (The 2001 Resolution Summary List is attached to the Agenda Packet.)  
Council did not act on this item.
11. **Possible approval requesting ADOT to re-arrange their priorities on the 260-highway project such that the Cottonwood to Camp Verde section is completed first, followed by the Camp Verde bypass section. Action could include direction and authorization for staff or the Mayor to send letter and/or make phone calls to ADOT and other government officials; direction to gather facts to be transmitted; direction to staff regarding the right-of-way Camp Verde has not as of yet turned over to ADOT; other appropriate action Council may decide is required to get ADOT to re-arrange their priorities.**  
On a motion by Eberhard, seconded by Baker, the Council voted unanimously to direct staff to send a nice letter to ADOT urging them to keep the Camp Verde/Cottonwood segment 1.b as high a priority as segment 2; to include the accident statistics; to request that ADOT come to a council meeting to advise how to keep this segment a priority; request that they increase patrols on the highway; and bring the letter back on the consent agenda in two weeks.
12. **Possible direction to staff regarding hiring a Community Development Director. Primary areas of responsibility are to be discussed and may include general plan authoring, general plan implementation, general planning functions, economic development assistance, supervising of the department. Background of potential applicants may be discussed and decided. Proposed funding is through the General Fund in the Community Development Department budget with a commitment for a transfer of \$50,000 per budget year for a period of two years from the List Fund under the heading of general plan implementation and economic development. \***  
Council did not act on this item.
13. **Possible direction to staff concerning establishing a Transit System for Camp Verde**  
On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to continue working toward establishing a Transit System that is best suited for Camp Verde and to pursue funding.
14. **Call to the Public for Items not on the Agenda**  
Jim Ellington explained the status of the town website.
15. **Advanced Approvals**
  - a. **Possible approval of \$960.00 increase to the 2001/2002 budget for copier lease and maintenance with Hughes-Calihan for upgrade of copier located in the Magistrate Office.**  
On a motion by Dickinson, seconded by Hunter, the Council voted unanimously to approve a \$960 increase in the 2001/2002 budget for the copier lease.
16. **Manager/Staff Report**  
There was no staff report.

17. **Council Informational Reports:**

Eberhard reported on the regional open space meeting. He said some of the concerns were the mechanics of regional planning. He also advised that Council failed to appoint a citizen representative and that he had asked Van McDonald to attend the meetings with him. He said that if council were uncomfortable with his choice, he would make an agenda request. There was no response from Council.

Hunter reported on a meeting with Chip Davis concerning the Montezuma Castle Highway. He advised that Davis promised \$500,000 for the project so that it could be completed in conjunction with Yavapai-Apache Nation Project.

Mayor Hauser reported that the Yavapai-Apache Nation is still in the engineering phase of the project.

Baker advised that she attended a presentation by staff attending the Management Certification classes. She said that the money spent on training for this was money well spent.

Reddell advised that he would be on an Alaskan vacation until Aug. 15.

18. **Adjournment**

The meeting was adjourned at 8:50 p.m.

## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, AUGUST 1, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Work Session-July 11, 2001
    - 2) Special Session-July 18, 2001
    - 3) Regular Session-July 18, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session-August 15, 2001 at 6:30 p.m.
    - 2) Council Hears Planning and Zoning Matters-August 22, 2001 at 6:30 p.m.
    - 3) Regular Session - September 5, 2001 at 6:30 p.m.
    - 4) Regular Session - September 19, 2001 at 6:30 p.m.
    - 5) Council Hears Planning and Zoning Matters-September 26, 2001
  - c. **Possible award of Pest Control Contract. Two bids were received, Millennium Pest Control annual agreement in the amount of \$2268 and Conn Pest Control, Inc. annual agreement in the amount of \$4200.**
5. **Call to the Public for Items not on the Agenda**

Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

**Public input may be invited on the following items: All expenditures are budgeted items unless otherwise noted by "\*".**

6. **Possible approval Resolution 2001-481 adopting the FY 2001/02 Budget and declaring the same to be Public Record.**
7. **Approval of proposed amendment to ICMA 401(a) adoption agreement to allow employees to make voluntary (unmatched) pretax contributions**
8. **Quarterly reports from the following Commissions:**
  - **Library Advisory Commission**
  - **Camp Verde Trails Committee**
  - **Planning and Zoning Commission**
  - **Parks & Recreation Commission**

9. **Possible approval of Ordinance 2001-A183 an Ordinance of the Town Council of the Town of Camp Verde, Arizona, modifying the Town code Article 5-1 (Municipal Court Established Jurisdiction) to provide for either two or four year term. This Ordinance will amend sections 5-1 and 5-2-1 of the Town Code concerning the term and appointment and duties of the Town Magistrate.**
10. **Possible Approval to Submit and/or Endorse Resolutions to the Arizona League of Cities and Towns (The 2001 Resolution Summary List is attached to the Agenda Packet.)**

*(Councilor Eberhard requested the following item(s):*

11. **Possible approval requesting ADOT to re-arrange their priorities on the 260-highway project such that the Cottonwood to Camp Verde section is completed first, followed by the Camp Verde bypass section. Action could include direction and authorization for staff or the Mayor to send letter and/or make phone calls to ADOT and other government officials; direction to gather facts to be transmitted; direction to staff regarding the right-of-way Camp Verde has not as of yet turned over to ADOT; other appropriate action Council may decide is required to get ADOT to re-arrange their priorities.**
12. **Possible direction to staff regarding hiring a Community Development Director. Primary areas of responsibility are to be discussed and may include general plan authoring, general plan implementation, general planning functions, economic development assistance, supervising of the department. Background of potential applicants may be discussed and decided. Proposed funding is through the General Fund in the Community Development Department budget with a commitment for a transfer of \$50,000 per budget year for a period of two years from the List Fund under the heading of general plan implementation and economic development. \***

*(Councilor Gioia requested the following item(s):*

13. **Possible direction to staff concerning establishing a Transit System for Camp Verde**
14. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

15. **Advanced Approvals**
  - a. Possible approval of \$960.00 increase to the 2001/2002 budget for copier lease and maintenance with Hughes-Calihan for upgrade of copier located in the Magistrate Office.
16. **Manager/Staff Report**
17. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
18. **Adjournment**

Posted by: *V. Gioia*

Date/Time: *7-27-01* *2:00 A.M.*

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, AUGUST 1, 2001  
6:30 P.M.**

1. **Call to Order**

Mayor Hauser called the meeting to order at 6:30 p.m.

2. **Roll Call**

Mayor Hauser, Vice Mayor Gioia, Councilors Baker, Dickinson, Eberhard, Hunter, and Reddell were present.

**Also Present:**

Manager John Roberts, Finance Director Dane Bullard, General Services Director Bill Lee, Town Clerk Deborah Barber, and Recording Secretary Valerie House

3. **Pledge of Allegiance**

Councilor Reddell led the pledge.

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

a. **Approval of the Minutes:**

- 1) Work Session-July 11, 2001
- 2) Special Session-July 18, 2001
- 3) Regular Session-July 18, 2001

b. **Set Next Meeting, Date and Time:**

- 1) Regular Session-August 15, 2001 at 6:30 p.m.
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- 4) Regular Session - September 19, 2001 at 6:30 p.m.
- 5) Council Hears Planning and Zoning Matters-September 26, 2001

c. **Possible award of Pest Control Contract. Two bids were received, Millennium Pest Control annual agreement in the amount of \$2268 and Conn Pest Control, Inc. annual agreement in the amount of \$4200.**

On a motion by Reddell, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as amended.

5. **Call to the Public for Items not on the Agenda**

Leon Raper asked about the progress of the Town's web site.

George Young asked that Council consider sending a letter to the Cable Company urging them to carry Channel 18. He advised that he has received several calls since the station was dropped. He further advised that he was still able to broadcast, but only those citizens with antennas could receive it.

There was no other public input.

6. **Possible approval Resolution 2001-481 adopting the FY 2001/02 Budget and declaring the same to be Public Record.**

Bullard advised that the FY2001/02 budget had been advertised for the required period, and that this item is scheduled as a public hearing, as well as adoption of the budget. He further advised that the only change to the budget was the increase of \$25,000 for the Sunny Side Park. He said that the funds for the park would come from the Parks Fund and would not affect the bottom line of the General Fund. Bullard answered Council's questions.

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to approve Resolution 2001-481, adopting the FY 2001/02 budget, and declaring the same to be a public record.

**Public Input:**

There was no public input.

7. **Approval of proposed amendment to ICMA 401(a) adoption agreement to allow employees to make voluntary (unmatched) pretax contributions**

Dane Bullard explained that Council could amend the contract for Marshal Wischmeyer to allow additional unmatched contributions to the plan. He recommended that Council approve the amendment.

On a motion by Gioia, seconded by Baker, the Council voted unanimously to approve the amendment to ICMA 401(a) adoption agreement to allow the Marshal to make voluntary, unmatched pretax contributions.

Council heard item #13 at this time.

8. **Quarterly reports from the following Commissions:**

- **Library Advisory Commission**
- **Camp Verde Trails Committee**
- **Planning and Zoning Commission**
- **Parks & Recreation Commission**

Council did not act on this item.

Camp Verde Trails Chairperson Lynn Reddell answered Council questions.

Vice Mayor Gioia thanked the Trails Committee for their accomplishments and improvements to Camp Verde's quality of life.

Parks and Recreation Chairman Jim Ellington mentioned complaints he heard from the public: there were not enough fireworks, the lighting at the skate-park and not enough fields for community sports. He said the issue of lighting would be pursued at future meetings. He reported Sunny-side Park has been leveled and the final steps in the irrigation are being installed.

Gioia asked if there were any formal arrangements made with the CVUSD for use of their fields and was concerned with pursuing formal arrangements for field utilization.

General Services Director Bill Lee stated there were no formal agreements with the CVUSD. He advised the schools have never had a problem with public use.

Dickinson felt no formal arrangements were needed. He said the school is used by taxpayers. He also mentioned community complaints about the fireworks and that people were willing to donate money for more, and suggested passing around a collection box.

9. **Possible approval of Ordinance 2001-A183 an Ordinance of the Town Council of the Town of Camp Verde, Arizona, modifying the Town code Article 5-1 (Municipal Court Established Jurisdiction) to provide for either two or four year term. This Ordinance will amend sections 5-1 and 5-2-1 of the Town Code concerning the term and appointment and duties of the Town Magistrate.**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve Ordinance 2001-A183, modifying the Town Code Article 5-1 (Municipal Court Established Jurisdiction) to provide for a two or four year term and appointment and duties of the Town Magistrate.

John Reddell did not agree to a 4-year term.

Eric Eberhard discussed changing the code to allow 2-4 year terms.

Jackie Baker discussed making the magistrate an employee to receive benefits. She said we could not bind future councils.

Reddell stated that the ARS required at least 2 years.

**Public Input:**

John McReynolds asked how it was handled in the past.

There was no other public input.

10. **Possible Approval to Submit and/or Endorse Resolutions to the Arizona League of Cities and Towns** (The 2001 Resolution Summary List is attached to the Agenda Packet.) Council did not act on this item.

Reddell said he had not received a list of proposed resolutions.

Vice Mayor Gioia asked for the consideration and support of taxation of gaming.

Eberhard discussed the need for town's and counties ability to hold discussions on the internet.

Mayor Brenda Hauser said she could not attend the meeting in Phoenix on 9/27/01 and asked the Vice Mayor to go in her place.

Manager Roberts said he would prepare resolutions for the next meeting.

**Public Input:**

Leon Raper was opposed to the list submitted by the League that asked for an increase in the percentage of signatures required.

Mayor Hauser advised that bill was defeated.

There was no other public input.

11. **Possible approval requesting ADOT to re-arrange their priorities on the 260-highway project such that the Cottonwood to Camp Verde section is completed first, followed**

**by the Camp Verde bypass section. Action could include direction and authorization for staff or the Mayor to send letter and/or make phone calls to ADOT and other government officials; direction to gather facts to be transmitted; direction to staff regarding the right-of-way Camp Verde has not as of yet turned over to ADOT; other appropriate action Council may decide is required to get ADOT to re-arrange their priorities.**

On a motion by Eberhard, seconded by Baker, the Council voted unanimously to direct staff to send a nice letter to ADOT urging them to keep the Camp Verde/Cottonwood segment 1.b as high a priority as segment 2; to include the accident statistics; to request that ADOT come to a council meeting to advise how to keep this segment a priority; request that they increase patrols on the highway; and bring the letter back on the consent agenda in two weeks.

Councilor Eberhard asked for a letter addressing ADOT's 5-year plan. He would like to see an actual plan instead of a tentative one. He asked for Council support in urging ADOT to continue the plan of developing the highway between Cottonwood and Camp Verde as part of the original back-to-back plan. He said he was concerned with the increase in fatalities, injuries, and property damage. He said Council should also be concerned with public safety.

John Reddell discussed the bid for construction at \$25,900,000 is really for segment 2, the bypass in Camp Verde, as per the agreement with IGA. There is nothing in construction for segment 1-b. He stressed the importance of this bypass for the community businesses, sanitation, and traffic through the town.

Councilors Dickinson, Baker, and Hunter opposed a letter to ADOT, fearing this would hurt the town's position with them, as the bypass is vital to the community. Dickinson asked where these concerns were 6 months ago before an agreement was reached on this project. He said there was no need to back off at the 11<sup>th</sup> hour and believed this is a political move to stop this project.

Baker spoke of funding being there for engineering segment 1-b and was concerned that attitudes in the community may push ADOT to go somewhere else.

Mayor Hauser said that Council needed to respect people who live here, not those who do not.

Vice Mayor Gioia suggested writing a letter outlining Council's desire to protect public safety and include the statistics.

Eberhard suggested a nice letter, proposing segment 1-b is as important as segment 2 and what can we do to expedite segment 1 along with segment 2.

Reddell approved of a polite letter.

Dickinson requested that Council approve any letter to ADOT before it is sent out. Baker and Hunter agreed.

**Public Input:**

Leon Raper said that he agreed with Mitch Dickinson 100%. He said this item was put on the agenda to bring shock and that it would rattle ADOT enough that they might say "to hell with Camp Verde." He felt there is a hidden personal agenda. He felt there should be no letter at all. He said ADOT might get tired of disapproval.

Robert Foreman said these are just shameless theatrics, and he was sure ADOT was well aware of the death statistics.

George Young stated that the sanitary board is dependent on ADOT's project to move sewer lines. He said that this letter might slow or stop progress and cause delays in the project and hinder economic growth.

Mark Ream from the Camp Verde Fire Department discussed a meeting with Congressman Stump about donated land for the fire department and that any delays would hold up their grant for a new station. He stated that any highway is a deadly one and the #1 public safety concern is to support the Fire District. He opposed any letter to ADOT.

Henry Shill supported anything that accelerates the segment 1-b project, however, felt that Eric Eberhard had a hidden agenda. He suggested asking ADOT for more patrol's on the highway between Cottonwood and Camp Verde, but do not do away with this project.

Jim Bullard agreed 100% not to interfere with ADOT. He said the town did not need to take this action with the state. He said the town agreed to the project, so they should proceed.

Linda Welch said her family has been in limbo for 3 & 1/2 years waiting for ADOT. She said she felt the agenda item is a veiled threat and that she does not want anything to change what is finally happening.

Helen Zimmerle directed a simple solution to Eberhard; officers should increase patrols to control violators to save lives.

John McReynolds said not to bite the hand that is feeding you. He said a letter to ADOT would be a giant step backwards for Camp Verde, and suggested sending a nice letter.

There was no other public input.

12. **Possible direction to staff regarding hiring a Community Development Director. Primary areas of responsibility are to be discussed and may include general plan authoring, general plan implementation, general planning functions, economic development assistance, supervising of the department. Background of potential applicants may be discussed and decided. Proposed funding is through the General Fund in the Community Development Department budget with a commitment for a transfer of \$50,000 per budget year for a period of two years from the List Fund under the heading of general plan implementation and economic development. \* Council did not act on this item.**

Eric Eberhard stated that Manager John Roberts didn't have time to do both Management and Community Development. He said Council should hire a Community Development Director.

Mitch Dickinson said the timing is off and the budget is already done.

Jackie Baker said that Roberts has plenty of experience in both fields and has done an excellent job.

Manager Roberts verified that there are no professionally qualified planners in the Planning Department. However, Council made a commitment to support staff and they are doing an excellent job. He advised it was not his recommendation to hire a Community Development Director.

Gioia stated employment has increased in the last 3 years, and that the Town should promote confidence and education of existing staff, instead of hiring new people.

Baker said Nancy Buckel should take over Community Development so Manager Roberts has more time for Management duties.

Eberhard requested to revisit this item in 30 to 60 days.

13. **Possible direction to staff concerning establishing a Transit System for Camp Verde**  
On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to continue working toward establishing a Transit System that is best suited for Camp Verde and to pursue funding.

Vice Mayor Gioia advised that the Verde Overland Transit was out of business due to mechanical problems. He said the Lima & Associates study showed a definite need for transportation. He asked for Council direction on this matter.

**Public Input:**

Rosalie Stodlemier said she needs the transportation. She said she does not drive, nor does she have a car. She said she does not see why the Town cannot paint signs and put them on the bus to advertise it.

Jean Herriman said her car is broken and the bus gives her independence.

Henry Shill felt a smaller vehicle would be better. He suggested offering free rides.

Leon Raper said Ellison did an excellent job with the transit system, however, it needed more marketing. He said it is a valuable asset and the town should support it.

William Ellison said we should contract with CATS because they have the infrastructure to get the bus system running.

14. **Call to the Public for Items not on the Agenda**  
Jim Ellington explained the status of the town website.

15. **Advanced Approvals**  
a. Possible approval of \$960.00 increase to the 2001/2002 budget for copier lease and maintenance with Hughes-Calihan for upgrade of copier located in the Magistrate Office.

On a motion by Dickinson, seconded by Hunter, the Council voted unanimously to approve a \$960 increase in the 2001/2002 budget for the copier lease.

16. **Manager/Staff Report**  
There was no report.

17. **Council Informational Reports:**  
Eberhard reported on the regional open space meeting. He said some of the concerns were the mechanics of regional planning. He also advised that Council failed to appoint a citizen representative and that he had asked Van McDonald to attend the meetings with him. He said that if council were uncomfortable with his choice, he would make an agenda request. There was no response from Council.

Hunter reported on a meeting with Chip Davis concerning the Montezuma Castle Highway. He advised that Davis promised \$500,000 for the project so that it could be completed in conjunction with Yavapai-Apache Nation Project.

Mayor Hauser reported that the Yavapai-Apache Nation is still in the engineering phase of the project.

Baker advised that she attended a presentation by staff attending the Management Certification classes. She said that the money spent on training for this was money well spent.

Reddell advised that he would be on an Alaskan vacation until Aug. 15.

18. **Adjournment**

The meeting was adjourned at 8:50 p.m.



Brenda Hauser, Mayor



Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 1st day of August 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 6th day of August 2001.



Deborah Barber, Town Clerk

## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, AUGUST 15, 2001  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Special Session – July 25, 2001
    - 2) Regular Session – July 25, 2001
    - 3) Regular Session – August 1, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Council Hears Planning & Zoning Matters – August 22, 2001 at 6:30 p.m.
    - 2) Regular Session – September 5, 2001 at 6:30 p.m.
    - 3) Regular Session – September 19, 2001 at 6:30 p.m.
    - 4) Council Hears Planning & Zoning Matters – September 26, 2001 at 6:30 p.m.
  - c. **Proclamation declaring September as Alcohol and Drug Addiction Recovery Month**
  - d. **Possible approval of Yavapai County Library District Service Agreement for Library Services and Support.**
  - e. **Possible approval of letter to ADOT requesting reinstatement of Segments 1A and 1B of the SR 260 Project between Camp Verde and Cottonwood.**
5. **Call to the Public for Items not on the Agenda** (Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.)

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any, that were unavailable at the time Agenda packets were prepared. **All expenditures are budgeted items unless otherwise noted by "\*\*".**

**Public input may be invited on the following items:**

6. **Discussion, consideration and possible action to waive confidentiality as to the legal advice/information relating to the Town's representation as set forth in the response by Mangum, Wall, Stoops & Warden, to Barbara Miller's June 30, 2001 letter concerning Melinda Garrahan's legal advice/actions during the May 2001 Council transition.**
7. **Discussion, consideration and possible approval of Resolutions to be submitted to the Arizona League of Cities and Towns. Proposed resolutions address taxation of gaming and placement of lands into trust status.**
8. **Discussion, consideration and possible direction to legal counsel/staff concerning the litigation captioned Yavapai Apache Nation v. Town of Camp Verde (Yavapai County**

**Superior Court No. CV2001-009) regarding the operation of Yavapai Apache Sand and Rock (sand and gravel mining, processing, storage, sales and transportation) on the Tunlii and Cloverleaf properties, residentially-zoned land in the Town of Camp Verde; and the associated February and March 2001 application by the Nation to the Bureau of Indian Affairs to take into trust status those properties and other fee-owned parcels within/adjacent to Camp Verde.**

9. **Discussion, consideration and possible direction to legal counsel/staff regarding prosecution in the Camp Verde Municipal Court and reorganization of the process for the handling of prosecution cases.**
10. **Discussion, consideration and possible award of chip seal bid for 2001 Street Projects.**

*Councilor Eberhard requested the following item(s):*

11. **Update from staff on the status of the mining ordinance and discussion, consideration and possible direction to staff concerning the mining ordinance.**
12. **Call to the public for items not on the agenda.**

**There will be no Public input on the following items:**

13. **Advanced Approvals**
  - a. **Possible approval to purchase postage in the amount of \$8,000. This is a budgeted item from the General Fund.**
  - b. **Possible approval to enter into a 5-year lease with Hughes-Calihan for a Lanier 5470 digital copier for an annual amount of \$9,000. This is a budgeted item from the General Fund.**
14. **Manager/Staff Report**
15. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
16. **Adjournment**

Posted by: *O Jones*

Date/Time: *8-10-01* *10:00 a.m.*

*Note: Pursuant to A.R.S. §38-431.03.A.2 and §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, AUGUST 15, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

**1. Call to Order**

Mayor Hauser called the meeting to order at 6:30 p.m.

**2. Roll Call**

Mayor Hauser; Vice Mayor Gioia; Councilors Baker, Dickinson, Eberhard, Hunter and Reddell were present.

**Also Present:**

Town Manager John Roberts, Interim Attorneys Franklin Hoover and Brandon Kavanaugh, Community Services Director Bill Lee, Library Director Gerry Laurito, Town Clerk Deborah Barber and Recording Secretary Valerie House

**3. Pledge of Allegiance**

Vice Mayor Gioia led the pledge.

**4. Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

**a. Approval of the Minutes:**

- 1) Special Session – July 25, 2001
- 2) Regular Session – July 25, 2001
- 3) Regular Session – August 1, 2001

**b. Set Next Meeting, Date and Time:**

- 1) Council Hears Planning & Zoning Matters – August 22, 2001 at 6:30 p.m.
- 2) Regular Session – September 5, 2001 at 6:30 p.m.
- 3) Regular Session – September 19, 2001 at 6:30 p.m.
- 4) Council Hears Planning & Zoning Matters – September 26, 2001 at 6:30 p.m.

**c. Proclamation declaring September as Alcohol and Drug Addiction Recovery Month**

**d. Possible approval of Yavapai County Library District Service Agreement for Library Services and Support.**

**e. Possible approval of letter to ADOT requesting reinstatement of Segments 1A and 1B of the SR 260 Project between Camp Verde and Cottonwood.**

On a motion by Eberhard, seconded by Baker, the Council voted unanimously to approve the Consent Agenda as presented, excluding Item E.

A motion by Eberhard, seconded by Hauser, to delete reference to the bloodshed and insert information about the road being a vital link; change 89-A to Highway 179; and to clean up the last paragraph and invite ADOT to attend a meeting, failed with Mayor Hauser, Vice Mayor Gioia and Councilors Baker, Dickinson, Hunter and Reddell voting no.

Vice Mayor Gioia asked that the Council invite Verde Valley representatives on the Transportation Board to a meeting to discuss these problems.

Councilor Dickinson called for a point of order and said that the agenda item was approval of a letter and the motion failed.

Council did not discuss this matter further.

**Public Input:**

Barbara Miller said that the proposed letter is exactly what Councilor Eberhard had asked for. She suggested that Council work through the Transportation Board that funds the projects. She advised that the Board was unaware that the project was dropped.

Henry Shill said there must be some misunderstanding, as there never was a guarantee to do the projects simultaneously.

Clayton Young of the Camp Verde Fire District said that the bypass project is vital to Camp Verde and the Fire District. He encouraged Council not to send a letter. He further reminded Council that ADOT keeps the statistics and they are well aware of the problems.

Leon Raper said to stay out of ADOT's hair.

There was no other public input.

5. **Call to the Public for Items not on the Agenda.**

There was no public input.

6. **Discussion, consideration and possible action to waive confidentiality as to the legal advice/information relating to the Town's representation as set forth in the response by Mangum, Wall, Stoops & Warden, to Barbara Miller's June 30, 2001 letter concerning Melinda Garrahan's legal advice/actions during the May 2001 Council transition.**

On a motion by Gioia, seconded by Baker, the Council voted unanimously to waive confidentiality as to the legal advice/information relating to the Town's representation as set forth in the response by Mangum, Wall, Stoops & Warden, to Barbara Miller's June 30, 2001 letter concerning Melinda Garrahan's legal advice/actions during the May 2001 Council transition, to include the 5/24 – 5/25 letter. Eberhard noted there was a typo and that the letter was dated 5/24 in one area and 5/25 in another.

6.a **Possible recommendation of approval of a liquor license application submitted by Terry Castleberry, agent for VFW Post 6739 located at 277 General Crook Trail, Camp Verde, AZ.**

Mr. Castleberry was present for questions and there were none.

On a motion by Eberhard, seconded by Baker, the Council voted unanimously to recommend approval of the liquor license application submitted by Terry Castleberry, agent for VFW Post 6739 located at 277 General Crook Trail, Camp Verde AZ.

**Public Input:**

There was no public input.

7. **Discussion, consideration and possible approval of Resolutions to be submitted to the Arizona League of Cities and Towns. Proposed resolutions address taxation of gaming and placement of lands into trust status.**

Council discussed the proposed Resolutions with regard to taxation on Indian Gaming and electronic meetings. Dickinson opposed the taxation resolution because he felt it would cause further damage to the relationship between the two governing agencies. He said the matter was being addressed at state and federal levels and that the Council should work toward serving all the citizens of Camp

Verde. He said that the Yavapai Apache are also citizens and that Council members should remember that they are charged with representing all the citizens of Camp Verde. Councilors Baker and Reddell agreed.

Vice Mayor Gioia said that these resolutions put everyone on the same playing field.

On a motion by Gioia, seconded by Hunter, the Council voted to submit the four proposed Resolutions to the League of Cities and Towns concerning gaming taxation, trust status and electronic meetings. Baker, Dickinson, and Reddell voted no.

**Public Input:**

Henry Shill said that he agreed with Dickinson and that passing resolutions such as this served only to aggravate the existing unstable relationship.

Leon Raper said that the Council represents the people of Camp Verde and the people have let Council know what they want. He said the Yavapai Apache vote in our elections, but we are not permitted to vote in theirs and that they are permitted to take lands from our tax roles. He said to stop the discrimination by supporting the resolutions.

Jane Whitmire said that this was not about discrimination, but rather, economics. She urged Council to support the resolutions.

8. **Discussion, consideration and possible direction to legal counsel/staff concerning the litigation captioned Yavapai Apache Nation v. Town of Camp Verde (Yavapai County Superior Court No. CV2001-009) regarding the operation of Yavapai Apache Sand and Rock (sand and gravel mining, processing, storage, sales and transportation) on the Tunlii and Cloverleaf properties, residentially-zoned land in the Town of Camp Verde; and the associated February and March 2001 application by the Nation to the Bureau of Indian Affairs to take into trust status those properties and other fee-owned parcels within/adjacent to Camp Verde.**  
This item was deleted from the agenda.
9. **Discussion, consideration and possible direction to legal counsel/staff regarding prosecution in the Camp Verde Municipal Court and reorganization of the process for the handling of prosecution cases.**  
This item was deleted from the agenda.
10. **Discussion, consideration and possible award of chip seal bid for 2001 Street Projects.**  
Eberhard noted that there was only \$65.03 difference between the Phoenix contractor and the local contractor. He said that the local contractor is available by phone and can take care of any problems at a moment's notice, while the Phoenix contract may take weeks to get here. Attorney Hoover advised that he would need to research the legal aspects of awarding a contractor for any reason other than the lowest bid.  
  
On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to table this item until the 8/22 meeting in order to get legal advice concerning the lowest bid versus local contractors.
11. **Update from staff on the status of the mining ordinance and discussion, consideration and possible direction to staff concerning the mining ordinance.**  
Roberts said that he believed that staff had gone as far as possible on the ordinance, and that none of the mining representatives had returned his phone calls. Eberhard said that something needed to be done, as the current mining ordinance is unenforceable. He said that Council should just adopt the ordinance and let the people refer it if they did not like it. Dickinson said that the ordinance had already been referred and the Council stopped it. He said that he believed it to be a waste of time

sending it back to P&Z, as it had been worked as far as possible, and that Council should just put it on the ballot and let the voters decide what they want. Hoover advised that the law requires that it go through the P&Z Commission. Eberhard said that there were several substantive changes made to appease the mining industry, and that this was not the same ordinance that was referred. Baker stated that there was no difference between the February and July drafts. Eberhard said that there was a difference and Baker said that she compared the two word-for-word and there was no difference. Eberhard explained that he, John Roberts, Barbara Miller, Jim Redinger, Mitch Dickinson, Ron Ramsey and Bob Lau had worked on the ordinance over the last two years, and that this was the final result.

After further discussion and a motion by Eberhard, seconded by Hunter, the Council voted unanimously to send the 7/12/01 Draft Mining Ordinance to the Planning & Zoning Commission with revisions and bring it back to Council in October. The revisions are as follows: "page 25 – performance agreement: put information back in about attorney's fees; page 26 - 4.3.2 – the sentence about operational control plans should be added back in with measurable standards such as planting a tree; page 28 with attorney's fees and injunctive relief; page 30 – original version had two reviews with Council review every three years and an administrative review with staff ensuring that conditions were met, one of them were to be deleted; Eberhard suggested that it be an annual administrative review after Council approved the permit; Eberhard said that this whole section needed to be cleaned up."

As an opening comment, Eberhard said that on page 6 'socioeconomic assessment report' had been deleted. He said that he would like Council to consider in the future, reinstating the report in order to get a logical, factual report of numbers with regard to socioeconomic impact.

#### **Call to the Public:**

George Young stated that he was present at the work session and was upset that Jackie Baker called a meeting without quorum. He said he thought the meeting should have been cancelled as it was disrespectful to those present.

Henry Shill was concerned with the overlay zone. He felt that it is a pretense to make the public think that Council is in favor of mining.

Leon Raper felt that Council should not leave this in limbo. He said the Council should set deadlines or this would never get done. He added that if no one liked it, they could file a referendum.

Marshall Whitmire encouraged Council to move forward.

#### **12. Call to the public for items not on the agenda.**

Gene Pierce expressed concerns about the conditions of the streets in Town. He said he was particularly concerned with the Wingfield Mesa Road.

Henry Shill said that Wingfield Mesa Road was in desperate need of repair.

#### **13. Advanced Approvals**

- a. Possible approval to purchase postage in the amount of \$8,000. This is a budgeted item from the General Fund.**
- b. Possible approval to enter into a 5-year lease with Hughes-Calihan for a Lanier 5470 digital copier for an annual amount of \$9,000. This is a budgeted item from the General Fund.**

On a motion by Eberhard, seconded by Baker, the Council voted unanimously to approve the advanced approvals.

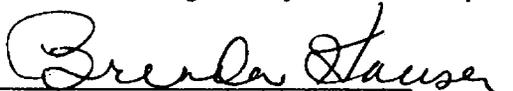
14. **Manager/Staff Report**  
There was no staff report.

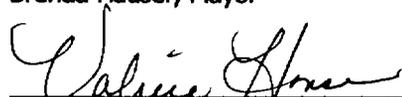
15. **Council Informational Reports**  
Mayor Hauser reported that Yavapai County is offering to act as facilitator with the Yavapai Apache on the Montezuma Castle Highway Project. She advised that there should be additional information within the next two weeks. Hauser reported that she would be attending the Arizona Watershed meeting on Friday where she intended to fight for funding.

Baker asked for an inventory of commercial properties within the Town limits. She advised that she would be attending the Governor's Conference on Rural Development and would not be present for the September 5<sup>th</sup> meeting. She inquired as to whether other Council members would be attending the conference. There was no response.

Eberhard advised that he would be out of town on September 5<sup>th</sup>. He asked for an agenda item 'discussion and possible action on what to do in order to persuade ADOT to move up the priority on 1A and 1B'.

16. **Adjournment**  
The meeting was adjourned at 8:20 p.m.

  
\_\_\_\_\_  
Brenda Hauser, Mayor

  
\_\_\_\_\_  
Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayo and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 15th day of August 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 16<sup>th</sup> day of August 2001.

  
\_\_\_\_\_  
Deborah Barber, Town Clerk

**ACTIONS TAKEN  
COUNCIL REGULAR SESSION  
WEDNESDAY, AUGUST 15, 2001  
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
- a. **Approval of the Minutes:**
    - 1) Special Session – July 25, 2001
    - 2) Regular Session – July 25, 2001
    - 3) Regular Session – August 1, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Council Hears Planning & Zoning Matters – August 22, 2001 at 6:30 p.m.
    - 2) Regular Session – September 5, 2001 at 6:30 p.m.
    - 3) Regular Session – September 19, 2001 at 6:30 p.m.
    - 4) Council Hears Planning & Zoning Matters – September 26, 2001 at 6:30 p.m.
  - c. **Proclamation declaring September as Alcohol and Drug Addiction Recovery Month**
  - d. **Possible approval of Yavapai County Library District Service Agreement for Library Services and Support.**
  - e. **Possible approval of letter to ADOT requesting reinstatement of Segments 1A and 1B of the SR 260 Project between Camp Verde and Cottonwood.**

On a motion by Eberhard, seconded by Baker, the Council voted unanimously to approve the Consent Agenda as presented, excluding Item E.

A motion by Eberhard, seconded by Hauser, to delete reference to the bloodshed and insert information about the road being a vital link; change 89-A to Highway 179; and to clean up the last paragraph and invite ADOT to attend a meeting, failed with Mayor Hauser, Vice Mayor Gioia and Councilors Baker, Dickinson, Hunter and Reddell voting no.

Vice Mayor Gioia asked that the Council invite Verde Valley representatives on the Transportation Board to a meeting to discuss these problems.

Councilor Dickinson called for a point of order and said that the agenda item was approval of a letter and the motion failed. Council did not discuss this matter further.

**Public Input:**

Barbara Miller said that the proposed letter is exactly what Councilor Eberhard had asked for. She suggested that Council work through the Transportation Board that funds the projects. She advised that the Board was unaware that the project was dropped.

Henry Shill said there must be some misunderstanding, as there never was a guarantee to do the projects simultaneously.

Clayton Young of the Camp Verde Fire District said that the bypass project is vital to Camp Verde and the Fire District. He encouraged Council not to send a letter. He further reminded Council that ADOT keeps the statistics and they are well aware of the problems.

Leon Raper said to stay out of ADOT's hair.

There was no other public input.

5. **Call to the Public for Items not on the Agenda.**  
There was no public input.
  
6. **Discussion, consideration and possible action to waive confidentiality as to the legal advice/information relating to the Town's representation as set forth in the response by Mangum, Wall, Stoops & Warden, to Barbara Miller's June 30, 2001 letter concerning Melinda Garrahan's legal advice/actions during the May 2001 Council transition.**  
On a motion by Gioia, seconded by Baker, the Council voted unanimously to waive confidentiality as to the legal advice/information relating to the Town's representation as set forth in the response by Mangum, Wall, Stoops & Warden, to Barbara Miller's June 30, 2001 letter concerning Melinda Garrahan's legal advice/actions during the May 2001 Council transition, to include the 5/24 - 5/25 letter. Eberhard noted there was a typo and that the letter was dated 5/24 in one area and 5/25 in another.
  
- 6.a **Possible recommendation of approval of a liquor license application submitted by Terry Castleberry, agent for VFW Post 6739 located at 277 General Crook Trail, Camp Verde, AZ.**  
On a motion by Eberhard, seconded by Baker, the Council voted unanimously to recommend approval of the liquor license application submitted by Terry Castleberry, agent for VFW Post 6739 located at 277 General Crook Trail, Camp Verde AZ.
  
7. **Discussion, consideration and possible approval of Resolutions to be submitted to the Arizona League of Cities and Towns. Proposed resolutions address taxation of gaming and placement of lands into trust status.**  
On a motion by Gioia, seconded by Hunter, the Council voted to submit the four proposed Resolutions to the League of Cities and Towns concerning gaming taxation (2), trust status and electronic meetings. Baker, Dickinson, and Reddell voted no.
  
8. **Discussion, consideration and possible direction to legal counsel/staff concerning the litigation captioned Yavapai Apache Nation v. Town of Camp Verde (Yavapai County Superior Court No. CV2001-009) regarding the operation of Yavapai Apache Sand and Rock (sand and gravel mining, processing, storage, sales and transportation) on the Tunlii and Cloverleaf properties, residentially-zoned land in the Town of Camp Verde; and the associated February and March 2001 application by the Nation to the Bureau of Indian Affairs to take into trust status those properties and other fee-owned parcels within/adjacent to Camp Verde.**  
This item was deleted from the agenda.
  
9. **Discussion, consideration and possible direction to legal counsel/staff regarding prosecution in the Camp Verde Municipal Court and reorganization of the process for the handling of prosecution cases.**  
This item was deleted from the agenda.
  
10. **Discussion, consideration and possible award of chip seal bid for 2001 Street Projects.**  
On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to table this item until the 8/22 meeting in order to get legal advice concerning the lowest bid versus local contractors.
  
11. **Update from staff on the status of the mining ordinance and discussion, consideration and possible direction to staff concerning the mining ordinance.**  
On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to send the 7/12/01 Draft Mining Ordinance to the Planning & Zoning Commission with revisions and bring it back to Council in October. The revisions are as follows: "page 25 - performance agreement: put information

back in about attorney's fees; page 26 - 4.3.2 – the sentence about operational control plans should be added back in with measurable standards such as planting a tree; page 28 with attorney's fees and injunctive relief; page 30 – original version had two reviews with Council review every three years and an administrative review with staff ensuring that conditions were met, one of them were to be deleted; Eberhard suggested that it be an annual administrative review after Council approved the permit; Eberhard said that this whole section needed to be cleaned up."

As an opening comment, Eberhard said that on page 6 'socioeconomic assessment report' had been deleted. He said that he would like Council to consider in the future, reinstating the report in order to get a logical, factual report of numbers with regard to socioeconomic impact.

12. **Call to the public for items not on the agenda.**

Gene Pierce expressed concerns about the conditions of the streets in Town. He said he was particularly concerned with the Wingfield Mesa Road.

Henry Shill said that Wingfield Mesa Road was in desperate need of repair.

13. **Advanced Approvals**

- a. **Possible approval to purchase postage in the amount of \$8,000. This is a budgeted item from the General Fund.**
- b. **Possible approval to enter into a 5-year lease with Hughes-Calihan for a Lanier 5470 digital copier for an annual amount of \$9,000. This is a budgeted item from the General Fund.**

On a motion by Eberhard, seconded by Baker, the Council voted unanimously to approve the advanced approvals.

14. **Manager/Staff Report**

There was no staff report.

15. **Council Informational Reports**

Mayor Hauser reported that Yavapai County is offering to act as facilitator with the Yavapai Apache on the Montezuma Castle Highway Project. She advised that there should be additional information within the next two weeks. Hauser reported that she would be attending the Arizona Watershed meeting on Friday where she intended to fight for funding.

Baker asked for an inventory of commercial properties within the Town limits. She advised that she would be attending the Governor's Conference on Rural Development and would not be present for the September 5<sup>th</sup> meeting. She inquired as to whether other Council members would be attending the conference. There was no response.

Eberhard advised that he would be out of town on September 5<sup>th</sup>. He asked for an agenda item 'discussion and possible action on what to do in order to persuade ADOT to move up the priority on 1A and 1B'.

16. **Adjournment**

The meeting was adjourned at 8:20 p.m.

**SUPPLEMENTAL AGENDA**



**REGULAR SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106**

**WEDNESDAY, AUGUST 15, 2001  
6:30 P.M.**

- 6a. Possible recommendation of approval of liquor license application submitted by Terry Castleberry, agent for VFW Post 6739 located at 277 General Crook Trail, Camp Verde, AZ.**

Posted by: *V. Jones*

Date/Time: 10-13-01 10:15 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

## AGENDA



**SPECIAL SESSION  
of the  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room 106**

**WEDNESDAY, AUGUST 15, 2001  
5:00 P.M.**

1. **Call to Order**
2. **Roll Call**

**Discussion of the Following:**

3. **Discussion and consideration whether to waive confidentiality as to the legal advice/information relating to the Town's representation as set forth in the response by Mangum, Wall, Stoops & Warden, P.L.L.C., to the June 30, 2001 letter by Barbara Miller concerning the legal advice/actions of Melinda Garrahan during the May 2001 Council transition. Note: Council may vote to go into executive session pursuant to ARS §38-431.03A(2) for consideration of records exempt from public inspection and A(3) for discussion and consultation for legal advice with interim legal counsel, Mangum, Wall, Stoops & Warden.**
4. **Status report from Special Legal Counsel, discussion and consideration concerning the litigation captioned Yavapai Apache Nation v. Town of Camp Verde (Yavapai County Superior Court No. CV2001-009) regarding the operation of Yavapai Apache Sand and Rock (sand and grave mining, processing, storage, sales and transportation) on the Tunlii and Cloverleaf properties, residentially zoned land in the Town of Camp Verde; and the associated February and March 2001 application by the Nation to the Bureau of Indian Affairs to take into trust status those properties and other fee-owned parcels within/adjacent to Camp Verde. Note: Council may vote to go into executive session pursuant to ARS §38-431.03A(3) for discussion and consultation for legal advice, and A(4) for discussion and consultation with special counsel in order to consider the Council's legal position and instruct counsel regarding its position (a) in the pending litigation, and/or (b) in possible settlement discussions conducted to resolve the litigation and/or (c) regarding any negotiations with the Nation concerning an agreement as to the fee to trust application.**

5. **Status report from Interim Legal Counsel, discussion and consideration concerning the litigation captioned Linda Church v. Town of Camp Verde (U.S. District Court, Arizona Case No. CIV00-2396-PCT-JAT) which is a suit filed by a former employee being handled by Stephanie Cerasano, Lewis & Roca, L.L.P., through the Arizona Municipal Risk Retention Pool.** Note: Council may vote to go into executive session pursuant to ARS §38-431.03A(3) for discussion and consultation for legal advice, and A(4) for discussion and consultation with counsel in order to consider the Council's legal position and instruct counsel regarding its position (a) in the pending litigation and/or (b) in possible settlement discussions conducted to resolve the litigation.
  
6. **Status report from Interim Legal Counsel and discussion regarding prosecution in the Camp Verde Municipal Court and reorganization of the process for handling prosecution cases.** (Council may vote to go into executive session pursuant to ARS §38-431.03A(2) for consideration of records exempt from public inspection and A(3) for legal advice with Interim Legal Counsel.
  
7. **Adjournment**

Posted by: W. Jones

Date/Time: 8-10-01 10:00 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or A.R.S. §38-431.03.A.2 discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
Council Chambers  
473 S. Main, Room #106  
WEDNESDAY, AUGUST 15, 2001  
5:00 P.M.**

**1. Call to Order**

Mayor Hauser called the meeting to order at 5:00 p.m.

**2. Roll Call**

Mayor Hauser, Councilors Baker, Dickinson, Hunter and Reddell were present. Eberhard joined the meeting at 5:05 p.m. Vice Mayor Gioia joined the meeting at 6:05 p.m.

**Also Present:**

Manager Roberts, Interim Attorneys Franklin Hoover and Brandon Kavanaugh and Town Clerk Deborah Barber

Manager Roberts advised that Vice Mayor Gioia requested that Council address Items 5 & 6 first, as he was going to be late and he wished to be present for discussion on Items 3 & 4. Hoover advised Council to adjourn after each item and move once again to executive session.

**3. Discussion and consideration whether to waive confidentiality as to the legal advice/information relating to the Town's representation as set forth in the response by Mangum, Wall, Stoops & Warden, P.L.L.C., to the June 30, 2001 letter by Barbara Miller concerning the legal advice/actions of Melinda Garrahan during the May 2001 Council transition.**

On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to adjourn to executive session pursuant to ARS §38-431.03A(2) for consideration of records exempt from public inspection and A(3) for discussion and consultation for legal advice with interim legal counsel, Mangum, Wall, Stoops & Warden at 6:10 p.m.

**4. Status report from Special Legal Counsel, discussion and consideration concerning the litigation captioned Yavapai Apache Nation v. Town of Camp Verde (Yavapai County Superior Court No. CV2001-009) regarding the operation of Yavapai Apache Sand and Rock (sand and gravel mining, processing, storage, sales and transportation) on the Tunlii and Cloverleaf properties, residentially zoned land in the Town of Camp Verde; and the associated February and March 2001 application by the Nation to the Bureau of Indian Affairs to take into trust status those properties and other fee-owned parcels within/adjacent to Camp Verde.**

On a motion by Eberhard, seconded by Reddell, the Council voted unanimously to adjourn to Executive Session pursuant to ARS §38-431.03A(3) for discussion and consultation for legal advice, and A(4) for discussion and consultation with special counsel in order to consider the Council's legal position and instruct counsel regarding its position (a) in the pending litigation, and/or (b) in possible settlement discussions conducted to resolve the litigation and/or (c) regarding any negotiations with the Nation concerning an agreement as to the fee to trust application at 6:11 p.m.

5. **Status report from Interim Legal Counsel, discussion and consideration concerning the litigation captioned Linda Church v. Town of Camp Verde (U.S. District Court, Arizona-Case No. CIV00-2396-PCT-JAT) which is a suit filed by a former employee being handled by Stephanie Cerasano, Lewis & Roca, L.L.P., through the Arizona Municipal Risk Retention Pool.**

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to go into executive session pursuant to ARS §38-431.03A(3) for discussion and consultation for legal advice, and A(4) for discussion and consultation with counsel in order to consider the Council's legal position and instruct counsel regarding its position (a) in the pending litigation and/or (b) in possible settlement discussions conducted to resolve the litigation at 5:00 p.m.

6. **Status report from Interim Legal Counsel and discussion regarding prosecution in the Camp Verde Municipal Court and reorganization of the process for handling prosecution cases.**

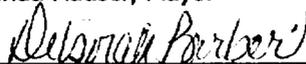
On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to go into executive session pursuant to ARS §38-431.03A(2) for consideration of records exempt from public inspection and A(3) for legal advice with Interim Legal Counsel at 5:20 p.m.

7. **Adjournment**

The special session was adjourned at 6:11 p.m.



Brenda Hauser, Mayor



Deborah Barber, CMC  
Town Clerk

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 15<sup>th</sup> day of August 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 16<sup>th</sup> day of August 2001



Deborah Barber, CMC  
Town Clerk

**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, AUGUST 22, 2001**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

a. **Approval of the Minutes:**

- 1) There were no minutes for approval.

b. **Set Next Meeting, Date and Time:**

- 1) Special Session - August 28, 2001 at 6:30 p.m.  
2) Special Session - August 29, 2001 at 6:30 p.m.  
3) Regular Session - September 5, 2001 at 6:30 p.m.  
4) Regular Session - September 19, 2001 at 6:30 p.m.  
5) Council Hears Planning and Zoning Matters-September 26, 2001 at 6:30 p.m.

On a motion by Dickinson, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as presented.

5. **Call to the Public for Items not on the Agenda**

Leon Raper stated that Camp Verde needed a community center room big enough for extra events. He added that the floors in rooms 206 and 207 needed repaired and requested that Council add this Item to the Agenda.

Delores Moore addressed Council about a conflict between her and neighbors, Brian and Nora Andrews. She was upset over a fence the Andrews put up which they painted in multi colors and odd designs. Moore stated that Marshal Wischmeyer advised there was nothing illegal with the Andrews' actions. The Moore's are very upset as this could affect their property value and hoped Council would take their problem into consideration and change Planning and Zoning Ordinances to prevent this type of neighbor harassment from happening again. She felt that Officer Andrews should be cited and now fears a bad relationship with the police department. She contributes her husbands present health condition to this stressful situation.

Henry Shill stated that he hoped Planning and Zoning would come up with an honest mining ordinance. He felt that no one would be able to get a permit the way the ordinance is set up now.

6. **Possible approval of waiver to Dakota Branch Enterprises concerning the construction of curbs, gutters, and sidewalks adjacent the development site of Country Inn Suites located on Arena Del Loma and Middle Verde Road on commercially zoned property. This requirement is part of the Town's Uniform Standard Specifications and can only be waived by the Town Council as stated in section 506 of the Planning & Zoning Ordinance.**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to deny a waiver to Dakota Branch Enterprises concerning the construction of curbs, gutters, and sidewalks and for staff to work out a method for bonding a contract and bring the issue of dealing with improvements for development in an undeveloped part of Town back to Council.

7. **Possible approval of Resolution 2001-483, approving General Plan Amendment 2001-02, to the Town's Land use map of the General Plan to accommodate a Zoning map change from public facilities to mixed use/low density commercial, submitted by Casa Verde Consulting, agent for Urban M. Harenberg Trust, owner of parcels 403-23-005A/B, located at 3900 N. Cherry Road.**

On a motion by Reddell, seconded by Dickinson, to approve the Resolution of the Town of Camp Verde, Arizona, approving General Plan Amendment 2001-02 that amends the Land Use Map of the General Plan for parcels 403-23-005A and 403-23-005B from public facilities schools to mixed

use/low density, the amendment to accommodate the Zoning Map Change of 2001-04 for the above mentioned parcels from RCU2A to a C2-4 and a C-3.

Eberhard requested an amendment to that motion, from mixed use/low density to commercial.

The amendment was accepted by Reddell and the motion was re-worded.

On a motion by Reddell, seconded by Dickinson, the Council voted unanimously to approve the Resolution of the Town of Camp Verde, Arizona, approving General Plan Amendment 2001-02 that amends the Land Use Map of the General Plan for parcels 403-23-005A and 403-23-005B from public facilities to commercial, the amendment to accommodate the Zoning Map Change of 2001-04 for the approved mentioned parcels from RCU-2A to a C2-4 and a C-3.

8. **Possible approval of Ordinance 2001A-184 approving Zoning Map Change 2001-03 to change parcel 403-23-005B from RCU-2A to C2 and C3 and to change parcel 403-23-005A from RCU-2A to C3. The property consists of 30 acres located at 3900B N. Cherry Road.**

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to approve Ordinance 2001A-184 approving Zoning Map Change 2001-03 to change parcel 403-23-005B RCU-2A to C2 and C3 and to change parcel 403-23-005A from RCU-2A to C3.

9. **Possible approval of Resolution 2001-482 approving General Plan Amendment 2001-01 to accommodate a Zoning Map Change from RCU-2A to C1-2, submitted by Steve and Mariys Parks, owners of parcel 403-19-009, located at 2075 Arena Del Loma and known as Krazy K RV Park.**

On a motion by Eberhard, seconded by Gioia, the Council voted to deny Resolution 2001-482. Councilors Dickinson, Baker, and Reddell voted no.

10. **Discussion, consideration and possible award of chip seal bid for 2001 Street Projects.**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to direct Staff to give Council copies of the two lowest bids and put this Item on the Agenda for the Special Session next Tuesday, August 28, 2001.

11. **Possible approval of Employee Pay Plan Equalization Program.**

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to approve the Employee Pay Plan Equalization Program.

12. **Authorization for Councilors Dickinson and Eberhard to work with Staff to develop business recruitment materials and to engage in direct negotiations with developers, land owners and business to facilitate the recruitment of businesses to the Town of Camp Verde.**

On a motion by Gioia, seconded by Baker, the Council voted unanimously for Councilor's Dickinson and Eberhard to work with Staff to develop business recruitment materials and to engage in direct negotiations with developers, land owners and businesses to facilitate the recruitment of businesses to the Town of Camp Verde, and make expansion of existing businesses within the Town.

Manager Roberts reminded the Mayor of a conversation with the Chamber of Commerce and Gioia moved to amend his motion.

On a motion by Gioia, seconded by Baker, the Council voted unanimously for Councilor's Dickinson and Eberhard to work with Staff to develop business recruitment materials and to engage in direct negotiations with developers, land owners and businesses to facilitate the recruitment of businesses to the Town of Camp Verde and to keep the Council informed of progress and up to date on any movement before decisions are made or finalized.

13. **Possible approval of letter indicating Town interest in working with commercial developers to facilitate commercial development on appropriate sites as identified in the General Plan.**

On a motion by Reddell, seconded by Baker, the Council voted unanimously to approve the letter indicating Town interest in working with commercial developers to facilitate commercial development on appropriate sites as identified in the General Plan.

14. **Discussion, consideration and possible action on the ADOT project relating to the Council motion of 8-5-98: "the Council voted to accept ADOT's original proposal of realignment for Highway 260, a 5-lane alternate route beginning at Horseshoe Bend and extending to Clear Creek, and include the conditions of the Richard Strange letter and all concessions and promises that were made on the tape of this meeting", as well as actions that may be taken to encourage ADOT to keep Sections 1-A and 1-B on the 5 year plan.**

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to direct staff to develop a matrix of the promises made and the issues discussed tonight and draft an invitation letter to ADOT in order to discuss issues and bring it back to Council the second week of September for discussion and possible action.

15. **Call to the Public for Items no on the Agenda.**

There was no public input.

16. **Advanced Approvals.**

There were no advanced approvals.

17. **Manager/Staff Report**

Eberhard: Discussed the meeting he and Dickinson had with Harvard to learn about attracting businesses.

Reddell: Stated that there was a group of people petitioning for a three way stop sign to be placed on Salt Mine Road and Oasis.

Gioia: Updated Council on a meeting he and Grants Administrator Franc Kahn had with the CATS Program, the Finance Director of Cottonwood, the Manager of Cottonwood, and ADOT to appeal to all of them for an effort to supply Camp Verde with a transit service that has a fixed route. He added that a consultant will perform a study and assessment of the proposal and report back to the group.

Hauser: Reminded Council of the Intergovernmental Meeting at 7:00 p.m. on August 23, 2001. Asks Council to attend the Verde Family Network Council Youth Court meeting.

18. **Council Informational Reports**

There were no Informational Reports.

19. **Adjournment**

The meeting was adjourned at 9:55 p.m.

# CORRECTED

## AGENDA



### REGULAR SESSION and COUNCIL HEARS PLANNING & ZONING MATTERS

MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, August 22, 2001  
6:30 P.M.

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:** *(There are no minutes for approval.)*
  - b. **Set Next Meeting, Date and Time:**
    - 1) Special Session - August 28, 2001 at 6:30 p.m.
    - 2) Special Session - August 29, 2001 at 6:30 p.m.
    - 3) Regular Session - September 5, 2001 at 6:30 p.m.
    - 4) Regular Session - September 19, 2001 at 6:30 p.m.
    - 5) Council Hears Planning and Zoning Matters - September 26, 2001 at 6:30 p.m.
5. **Call to the Public for Items not on the Agenda**

Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

**Public input may be invited on the following items: All expenditures are budgeted items unless otherwise noted by "\*".**
6. **Possible approval of waiver to Dakota Branch Enterprises concerning the construction of curbs, gutters, and sidewalks adjacent the development site of Country Inn Suites located on Arena Del Loma and Middle Verde Road on commercially zoned property. This requirement is part of the Town's Uniform Standard Specifications and can only be waived by the Town Council as stated in section 506 of the Planning & Zoning Ordinance.**

7. **Possible approval of Resolution 2001-483, approving General Plan Amendment 2001-02, to the Town's Land Use Map of the General Plan to accommodate a Zoning Map Change from public facilities to mixed use/low density commercial, submitted by Casa Verde Consulting, agent for Urban M. Harenberg Trust, owner of parcels 403-23-005A/B, located at 3900 N Cherry Road.**
8. **Possible approval of Ordinance 2001A-184 approving Zoning Map Change 2001-03 to change parcel 403-23-005B from RCU-2A to C2 and C3 and to change parcel 403-23-005A from RCU-2A to C3. The property consists of 30 acres located at 3900B N. Cherry Road.**
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10. **Discussion, consideration and possible award of chip seal bid for 2001 Street Projects.**
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12. **Authorization for Councilors Dickinson and Eberhard to work with Staff to develop business recruitment materials and to engage in direct negotiations with developers, land owners and business to facilitate the recruitment of businesses to the Town of Camp Verde.**
13. **Possible approval of letter indicating Town interest in working with commercial developers to facilitate commercial development on appropriate sites as identified in the General Plan.**

*(Councilor Eberhard requested the following item(s))*

14. **Discussion, consideration and possible action on the ADOT project relating to the Council motion of 8-5-98: "the Council voted to accept ADOT's original proposal of realignment for Highway 260, a 5-lane alternate route beginning at Horseshoe Bend and extending to Clear Creek, and include the conditions of the Richard Strange letter and all concessions and promises that were made on the tape of this meeting", as well as actions that may be taken to encourage ADOT to keep Sections 1-A and 1-B on the 5 year plan.**
15. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

16. **Advanced Approvals**
17. **Manager/Staff Report**
18. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
19. **Adjournment**

Posted by: *D Jones*

Date/Time: *8-17-01 3:00 p.m*

*Note: Pursuant to A.R.S. §38-431.03.A.2 and §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

## AGENDA



### REGULAR SESSION COUNCIL HEARS PLANNING & ZONING MATTERS

MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, August 22, 2001  
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1. **Call to Order**
2. **Roll Call**
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  - b. **Set Next Meeting, Date and Time:**
    - 1) Special Session - August 28, 2001 at 6:30 p.m.
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8. Possible approval of Resolution 2001-483, approving General Plan Amendment 2001-02, to the Town's Land Use Map of the General Plan to accommodate a Zoning Map Change from public facilities to mixed use/low density commercial, submitted by Casa Verde Consulting, agent for Urban M. Harenberg Trust, owner of parcels 403-23-005A/B, located at 3900 N Cherry Road.
9. Possible approval of Resolution 2001-482 approving General Plan Amendment 2001-01 to accommodate a Zoning Map Change from RCU-2A to C1-2, submitted by Steve and Mariys Parks, owners of parcel 403-19-009, located at 2075 Arena Del Loma and known as Krazy K RV park.
10. Possible approval of Employee Pay Plan Equalization Program.
11. Authorization for Councilors Dickinson and Eberhard to work with Staff to develop business recruitment materials and to engage in direct negotiations with developers, land owners and business to facilitate the recruitment of businesses to the Town of Camp Verde.
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*(Councilor Eberhard requested the following item(s))*

13. Discussion, consideration and possible action on the ADOT project relating to the Council motion of 8-5-98: "the Council voted to accept ADOT's original proposal of realignment for Highway 260, a 5-lane alternate route beginning at Horseshoe Bend and extending to Clear Creek, and include the conditions of the Richard Strange letter and all concessions and promises that were made on the tape of this meeting", as well as actions that may be taken to encourage ADOT to keep Sections 1-A and 1-B on the 5 year plan.
14. Call to the Public for Items not on the Agenda

**There will be no Public input on the following items:**

15. **Advanced Approvals**
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18. **Adjournment**

Posted by: *D. Jones*

Date/Time: 8-17-01 10:00 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
Of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, August 22, 2001**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

**1. Call to Order.**

Mayor Brenda Hauser called the meeting to order at 6:30 p.m.

**2. Roll Call**

Mayor Brenda Hauser, Vice Mayor Tony Gioia, Councilors Reddell, Baker, Hunter, Eberhard, and Dickinson were present.

**Also Present:** Town Manager John Roberts, Senior Planner Nancy Buckel, General Plan Administrator Wendy Escoffier, and Recording Secretary Valerie House.

**3. Pledge of Allegiance.**

Councilor Baker led the Pledge of Allegiance.

**4. Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

**a. Approval of the Minutes:**

There were no minutes for approval.

**b. Set Next Meeting, Date and Time:**

- 1) Special Session - August 28, 2001 at 6:30 p.m.
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On a motion by Dickinson, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as presented.

**5. Call to the Public for Items not on the Agenda.**

Leon Raper stated that Camp Verde needed a community center room big enough for extra events. He added that the floors in rooms 206 and 207 needed repair and requested that Council add this Item to the Agenda.

Delores Moore addressed Council about a conflict between her and neighbors, Brian and Nora Andrews. She was upset over a fence the Andrews put up which they painted in multi colors and odd designs. Moore stated that Marshal Wischmeyer advised there was nothing illegal with the Andrews' actions. The Moore's are very upset as this could affect their property value and hoped Council would take their problem into consideration and change Planning and Zoning Ordinances to prevent this type of neighbor harassment from happening again. She felt that Officer Andrew's

should be cited and now fears a bad relationship with the police department. She contributes her husbands present health condition to this stressful situation.

Henry Shill stated that he hoped Planning and Zoning would come up with an honest mining ordinance. He felt that no one would be able to get a permit the way the ordinance is set up now.

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On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to deny a waiver to Dakota Branch Enterprises concerning the construction of curbs, gutters, and sidewalks and for Staff to work out a method for bonding a contract and bring the issue of dealing with improvements for development in an undeveloped part of Town back to Council.

Planner Buckel addressed Council about the unique situation of this property. She said U.S. Forest Service land aligns along Middle Verde Road and the property has just enough land for a driveway. She said the land on Arena Del Loma had a large dip in it.

Dakota Branch Enterprise Representative Ricky Engebretson discussed studies done on traffic and water drainage. He stated that none of the studies showed an impact to Arena Del Loma. Vice Mayor Gioia was concerned over the lack of a retention basin. Mr. Engebretson asked Council for a waiver to allow him to place curb, gutter, and driveways at a later date when they could be engineered to fit.

Councilor Dickinson felt there was a risk in placing curb and gutters that would possibly be torn out at a later date.

**Public input:**

Merilee Fowler, General Manager for Comfort Inn Suites, wanted to express her opposition to any waiver granted to Dakota Branch Enterprises. She said that Comfort Inn had to follow the standards on curb's, gutters, and sidewalks and so should everyone else.

7. **Possible approval of Resolution 2001-483, approving General Plan Amendment 2001-02, to the Town's Land Use Map of the General Plan to accommodate a Zoning Map Change from public facilities to mixed use/low density commercial, submitted by Casa Verde Consulting, agent for Urban M. Harenberg Trust, owner of parcels 403-23-005A/B, located at 3900 N. Cherry Road.**

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Eberhard requested an amendment to that motion, from mixed use/low density to commercial.

The amendment was accepted by Reddell and the motion was re-worded.

On a motion by Reddell, seconded by Dickinson, the Council voted unanimously to approve the Resolution of the Town of Camp Verde, Arizona, approving General Plan Amendment 2001-02 that amends the Land Use Map of the General Plan for parcels 403-23-005A and 403-23-005B from public facilities to commercial, the amendment to accommodate the Zoning Map Change of 2001-04 for the approved mentioned parcels from RCU-2A to a C2-4 and a C-3.

Planner Buckel explained requests made by Casa Verde Consulting over the land they hoped to change back to mixed use. She mentioned the concerns Yavapai County Jail and Cottonwood had over aesthetics or landscaping to be used by the developer.

Casa Verde Consultant Mike Gardner stated that Job Site Concrete would be using a silo for holding cement on the property and explained that it was not like a batch plant.

Vice Mayor Gioia questioned the height of the silo and type of shielding to be used. Mr. Gardner stated that the silo was twenty-five feet tall and could not be seen from Highway 260.

**Public Input:**

Leon Raper was concerned with dust created when dumping concrete.

Mike Gardner explained that this was a small concrete system that dumps in a truck sealed unit.

Randy Torman, owner of Jobsite Concrete, stated that the silo has a full bag house on it and the air escapes through filtered bags.

8. **Possible approval of Ordinance 2001A-184 approving Zoning Map Change 2001-03 to change parcel 403-23-005B from RCU-2A to C2 and C3 and to change parcel 403-23-005A from RCU-2A to C3. The property consists of 30 acres located at 3900B N. Cherry Road.**

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to approve Ordinance 2001A-184 approving Zoning Map Change 2001-03 to change parcel 403-23-005B from RCU-2A to C2 and C3 and to change parcel 403-23-005A from RCU-2A to C3.

Planner Buckel explained the requests for changing the parcels. She said twenty acres were requested to be zoned C3 and ten acres to be split from C-2 where a residence is and C3 for a concrete business.

**Public Input:**

There was no public input.

9. **Possible approval of Resolution 2001-482 approving General Plan Amendment 2001-01 to accommodate a Zoning Map Change from RCU-2A to C1-2, submitted by Steve and Mariys Parks, owners of parcel 403-19-009, located at 2075 Arena Del Loma and known as Crazy K RV park.**

On a motion by Eberhard, seconded by Gioia, the Council voted to deny Resolution 2001-482. Councilor's Dickinson, Baker, and Reddell voted no.

Buckel explained that the current use for this parcel is a RV Park operating on a land use permit and that the owners would like their adjacent parcel to be zoned from current RCU-2A to a C1-2. She added that the Planning and Zoning Commission had concerns that this is considered spot zoning.

Councilor Eberhard felt the General Plan works toward a growth corridor and is hesitant to accommodate one particular use and should consider a use permit as opposed to a General Plan change. He did not want to set a precedence of allowing this. Vice Mayor Gioia agreed with Councilor Eberhard.

Steve and Marlys Parks explained their plans of building a mini-storage to be used by their tenants as well as the public. They mentioned a letter they sent out to fifty-two of their neighbors requesting a response to their plans. The Parks said they received five letters of response in support of commercial zoning, four that wanted the remaining zoning but supported their plans, two letters wanting no change in the current zoning, and one letter that stated no preference. They felt the remaining neighbors had no objections since they did not respond. They felt Council might want to consider the whole I-17 corridor to be zoned commercial.

Baker felt that use permits were essentially a zoning change. Buckel mentioned that Council and Commission has been very uncomfortable with use permits because it is considered spot zoning. Baker understood the objections of neighbors.

Councilor Hunter felt his commitment to the Town was to keep residential areas as they were.

Gioia commented that he had heard from a number of residents in the area who do not agree with the commercial zoning.

**Public Input:**

Leon Raper agreed with the conditional use process in a residential area.

Robert Smith objected to the storage facility.

Mrs. Olsen said she could see the RV Park from her house.

Janet Kelton said she lives next door to the Parks and agreed with their plans on the mini-storage. She said the Parks pay commercial taxes although it is zoned residential. She added that the General Plan is not written in granite and that Council should consider the needs of the community.

10. **Discussion, consideration, and possible award of chip seal bid for 2001 Street Projects.**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to direct Staff to give Council copies of the two lowest bids and put this Item on the Agenda for the Special Session next Tuesday, August 28, 2001.

Eberhard asked to review the contracts before accepting a bid. Reddell agreed.

**Public Input:**

Leon Raper asked if it was legal to just select the two lowest bidders.

11. **Possible approval of Employee Pay Plan Equalization Program.**

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to approve the Employee Pay Plan Equalization Program.

Manager Roberts explained the Staff's extensive process of reviewing all the Town employee positions and ranking pay grades for each step. He stated that Council had authorized \$70,000.00 to fund the equalization of the program. Roberts said if this Item were approved, almost everyone would get a raise and that employee's who have been employed less than a year would receive a fifty percent raise now and the other half at the one year mark. He added that the Pay Plan is designed to review positions and make sure employees similarly situated are receiving the same compensation.

Dickinson stated that since the pay scale is under the market, why not give the complete raises now. Roberts commented that 80% of the League of Cities standard would be over \$150,000.00. He added that there were no resources for this amount due to a budget allowance of \$70,000.00.

**Public Input:**

There was no public input.

12. **Authorization for Councilors Dickinson and Eberhard to work with Staff to develop business recruitment materials and to engage in direct negotiations with developers, land owners and business to facilitate the recruitment of businesses to the Town of Camp Verde.**

On a motion by Gioia, seconded by Baker, the Council voted unanimously for Councilor's Dickinson and Eberhard to work with Staff to develop business recruitment materials and to engage in direct negotiations with developers, land owners and businesses to facilitate the recruitment of businesses to the Town of Camp Verde, and make expansion of existing businesses within the Town.

Manager Roberts reminded the Mayor of a conversation with the Chamber of Commerce and Gioia moved to amend his motion.

On a motion by Gioia, seconded by Baker, the Council voted unanimously for Councilor's Dickinson and Eberhard to work with Staff to develop business recruitment materials and to engage in direct negotiations with developers, land owners and businesses to facilitate the recruitment of businesses to the Town of Camp Verde and to keep the Council informed of progress and up to date on any movement before decisions are made or finalized.

Manager Roberts discussed business recruitment issues for the Town to work on; marketing to the community, reaching out to landowners ready to develop, and Council commitment to support economic development by having a team that would directly negotiate with developers.

Eberhard commented on how well he works with Dickinson and is enthusiastic to work on this project. Dickinson said there was a lot of opportunity for developers in Camp Verde and felt there is a need to have someone working on economic development.

Mayor Hauser asked that Council not forget the local businesses and to treat them with amenities and respect.

**Public Input:**

Leon Raper congratulated Council on their plan for economic development.

13. **Possible approval of letter indicating Town interest in working with commercial developers to facilitate commercial development on appropriate sites as identified in the General Plan.**

On a motion by Reddell, seconded by Baker, the Council voted unanimously to approve the letter indicating Town interest in working with commercial developers to facilitate commercial development on appropriate sites as identified in the General Plan.

Roberts stressed the importance of the letter and asked for Council approval.

**Public Input:**

Leon Raper stated that growth corridors are not specifically identified in the General Plan.

Henry Shill said he hoped the letter was not intended to attract small businesses and discourage large commercial businesses.

14. **Discussion, consideration and possible action on the ADOT project relating to the Council motion of 8-5-98: " the Council voted to accept ADOT's original proposal of realignment for Highway 260, a 5-lane alternate route beginning at Horseshoe Bend and extending to Clear Creek, and include the conditions of the Richard Strange letter and all concessions and promises that were made on the tape of this meeting", as well as actions that may be taken to encourage ADOT to keep Sections 1-A and 1-B on the 5 year plan. (Councilor Eberhard requested the following item(s))**

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to direct Staff to develop a matrix of the promises made and the issues discussed tonight and draft an invitation letter to ADOT in order to discuss issues and bring it back to Council the second week of September for discussion and possible action.

Eberhard explained that this Agenda item was an attempt to improve his previous goal. He went on to discuss the reasons why Council had originally approved the bypass in 1998; 1) the money spent and jobs provided would help the Town's economy 2) development of a growth corridor 3) the safety issues of traffic between Cottonwood and Camp Verde 4) bypass to end west of I-17 at Clear Creek. Eberhard said the tapes of the 1998 meeting reflect these promises made by ADOT. He directed Staff to listen to the tapes, go through Richard Strange's 14 point letter, make a list of the promises, and draft a letter inviting ADOT to discuss the Town's needs.

Eberhard discussed the turn back agreement and felt there was not enough funding for such things as lighting, attractive bridges, or landscaping. He would like to see the bypass built accordingly to serve as a vital economic growth corridor. He also felt ADOT should be given a list of their promises transcribed from the tapes of the 1998 meeting.

Councilor Reddell addressed Eberhard's issue over the turn back agreement. He commented that he had attended ATAC Committee meetings since 1998 and had shown Council their plans for the designs to be dressed on the bridges, walls, gateways and overpasses. He noted that Eberhard had never attended an ATAC meeting and never commented on the plans presented to Council. Councilor Reddell felt the landscaping plans were very appropriate. Reddell said the DCR written with ADOT and signed by the Town had been answered verbatim through the HDR design of the bypass. He stated that ADOT addressed all the questions the Town has presented.

Councilor Baker was opposed to writing any letters or listening to tapes but agreed that Council should invite someone from the Transportation Board and ADOT to the 95% review meeting to discuss any issues Council had.

**Public Input:**

Leon Raper said Council should transcribe the tapes and let ADOT know about promises made but does not want Council to back them to a wall in a hostile or demanding manner.

Henry Shill said Eberhard had been against the bypass since the beginning and is trying to end the bypass project.

Jim Bullard felt Council is too late for any changes and stated that Eberhard is making a big mistake.

15. **Call to the Public for Items not on the Agenda**

There was no public input.

16. **Advance Approvals**

There was no report on Advanced Approvals.

17. **Manager/ Staff Report**

Eberhard: Discussed the meeting he and Dickinson had with Harvard to learn about attracting businesses.

Reddell: Stated that there was a group of people petitioning for a three way stop sign to be placed on Salt Mine Road and Oasis.

Gioia: Updated Council on a meeting he and Grants Administrator Franc Kahn had with the CATS Program, the Finance Director of Cottonwood, the Manager of Cottonwood, and ADOT to appeal to all of them for an effort to supply Camp Verde with a transit service that has a fixed route. He added that a consultant would perform a study and assessment of the proposal and report back to the group.

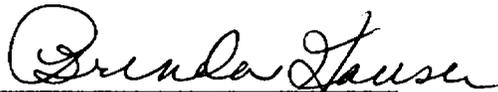
Hauser: Reminded Council of the Intergovernmental Meeting at 7:00 p.m. on August 23, 2001 and asked Council to attend the Verde Family Network Council Youth Count meeting.

18. **Council Informational Reports**

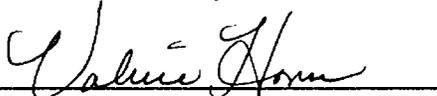
There were no Informational Reports.

19. **Adjournment**

The meeting was adjourned at 9:55 p.m.



Brenda Hauser, Mayor



Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 22nd day of August, 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 27th day of August 2001.



Valerie House, Recording Secretary

**AGENDA**



**SPECIAL SESSION  
of the  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room 106**

**WEDNESDAY, AUGUST 22, 2001  
6:00 P.M.**

1. **Call to Order**
2. **Roll Call**

**Discussion of the Following:**

3. **Discussion and consideration of chip seal bid award for 2001 Street Projects.** Note: Council may vote to go into executive session pursuant to ARS §38-431.03A(2) for consideration of records exempt from public inspection and A(3) for discussion and consultation for legal advice with interim legal counsel, Mangum, Wall, Stoops & Warden.
4. **Adjournment**

Posted by: U Jones

Date/Time: 8-21-01 11:55 a.m

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or A.R.S. §38-431.03.A.2 discussion of records exempt by law from public inspection associated with an agenda item.*

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**AGENDA**



**SPECIAL SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room 106**

**TUESDAY, AUGUST 28, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Council will interview the following candidates for the Town Attorney position:** Note: Council may vote to go into executive session per ARS §38-431.03 (A)(1) for personnel matters or ARS §38-431.03A(2) for consideration of records exempt from public inspection and then resume this item.
  - a. **Ms. Julie Kreigh**
  - b. **Mr. Traylor Richardson**
4. **Adjournment**

Posted by: D. Jones

Date/Time: 8-17-01 10:00 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.2 and §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
Of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
TUESDAY, August 28, 2001  
6:30 P.M.**

**1. Call to Order.**

Mayor Brenda Hauser called the meeting to order at 6:30 p.m.

**2. Roll Call.**

Mayor Brenda Hauser, Councilors John Reddell, Jackie Baker, Leroy Hunter, Eric Eberhard, and Mitch Dickinson were present. Vice Mayor Tony Gioia arrived at 6:45 p.m.

**Also Present:**

Town Manager John Roberts

- 3. Council will interview the following candidates for the Town Attorney Position:** Note: Council may vote to go into executive session per ARS §38-431.03 (A)(1) for personnel matters or ARS §38-431.03(A)(2) for consideration of records exempt from public inspection and then resume this item.

Council interviewed Julie Kriegh for Town Attorney position.

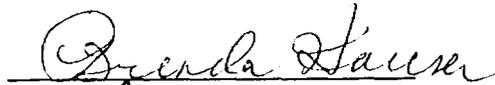
On a motion by Eberhard, seconded by Dickinson, the Council voted unanimously to convene into executive session at 7:10 p.m.

Mayor Hauser recessed the 6:30 p.m. Special Session in order to go into the 7:30 p.m. Special Session.

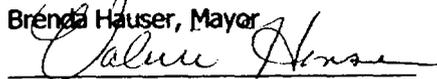
At 8:00 Mayor Hauser reconvened the 6:30 p.m. Special Session and Council interviewed Traylor Richardson.

**3. Adjournment**

The meeting was adjourned at 9:15 p.m.



Brenda Hauser, Mayor



Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 28th day of August, 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 29th day of August, 2001.



Deborah Barber, Town Clerk

Minutes of Special Council Meeting 6:30 pm. 08-28-01

- I. Mayor Hauser called meeting to order at 6:30 pm. All Council present except Gioia. Gioia arrived at 6:45 pm. Council proceeded to interview Julie Kriegh for Town Attorney position. At 7:10 pm on motion by ~~Dickinson~~ <sup>Erberhard</sup>, second ~~by~~ <sup>Erberhard</sup> Council voted to convene into executive session per ARS 38-431.03 (A)(1). *Second mitch*
- II. At 7:30 pm Mayor Hauser called second special session to order. Review side *R* tape */* *R* for result of this meeting.
- III. At 8:00 pm the Council continued with special session to interview Traylor Richardson.

Note Tape 1 includes executive session. Tape needs to be erased after minutes completed.

**ACTIONS TAKEN  
SPECIAL SESSION  
COMMON COUNCIL  
Of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
TUESDAY, August 28, 2001  
7:30 P.M.**

1. **Call to Order**

Mayor Brenda Hauser called the meeting to order at 7:30 p.m.

2. **Roll Call**

Mayor Brenda Hauser, Vice Mayor Tony Gioia, Councilors Reddell, Baker, Hunter, Eberhard, and Dickinson were present.

**Also Present:**

Town Manager John Roberts

*(Council agreed to hear item #5 at this time.)*

3. **Discussion, consideration and possible award of chip seal bid for 2001 Street Projects.**

On a motion by Eberhard, seconded by Reddell, the Council voted to award chip seal bid to McDonald Brothers Construction for the reason being it is the lowest practical bid, taking into account our cost of administration and also because the ISS bid is technically flawed, missing the address. Motion failed to pass with a 4 to 3 vote with Dickinson, Hauser, Hunter & Gioia voting against the motion.

On a motion by Hunter, seconded by Gioia, the Council voted to award the chip seal bid to ISS, the lowest bidder, waiving the problem with the incomplete address on the bid document. Motion passed with Reddell, Baker, and Eberhard voting against the motion.

**Public Input:**

Eddie Shill stated he knows and respects both bidders. He added that he has worked for ISS for several years and their drivers local.

Ron Hardy said he is currently a construction manager for ISS and formerly for Domino Road Coating, who has done work for the Town the last few years. He added that Domino Road Coating has recently merged with International Surfacing. Mr. Hardy said this same situation happened to Domino Road Coating six years ago with the same contractors on a much smaller bid. He said Domino had the lowest bid and was not awarded the contract, so they decided to just let it go and that was the end of it. He believed they had worked well with the Town. He felt they used their expertise in getting the right amounts, doing tests, getting the right oil shots and applications to give the Town the best quality of roads for the dollar. He did not feel the Town was getting this before. He said they are a chip seal company that is very proficient and competitive. He added they had extra mobilization and that mobilization charge goes right back into this community by renting at least 12 to 14 rooms for their employees, their fuel and food while they are here. He felt they add quite a bit to it when they come to Town. Mr. Hardy stated he felt they had done a good job in the past and would like to keep doing that. Hardy added he is the estimator and was very proud that this bid was the lowest by only \$65.00 and would hate to lose it over such nickel dime things.

4. **Discussion and possible approval for professional services contract for demographic analysis project.**

On a motion by Eberhard, seconded by Gloia, the Council voted unanimously to approve a professional services contract for demographic analysis project with ESI in the amount of \$6569 to come from the Economic Development line item as a budget item.

5. **Discussion and possible release of executive session material regarding legal advice concerning award of Chip Seal Bid.**

On a motion by Hunter, seconded by Baker, the Council voted to release executive session material regarding legal advice concerning the award of Chip Seal Bid. Motion passed with a vote of 4 to 3 with Dickinson, Eberhard and Hauser voting against the motion.

**Public Input:**

There was no public input.

6. **Adjournment**

The meeting was adjourned at 7:59 p.m.

**AGENDA**



**SPECIAL SESSION**

**MAYOR and  
COMMON COUNCIL  
Of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
TUESDAY, August 28, 2001  
7:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Discussion, consideration and possible award of chip seal bid for 2001 Street Projects**
4. **Discussion and possible approval for professional services contract for demographic analysis project.**
5. **Discussion and possible release of executive session material regarding legal advice concerning award of Chip Seal Bid.**
6. **Adjournment**

Posted by: *Virginia Jones*

Date/Time: 8-27-01 11:00 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.2 and §38-431.03.A., the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
Of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
TUESDAY, August 28, 2001  
7:30 P.M.**

1. **Call to Order**

Mayor Brenda Hauser called the meeting to order at 7:30 p.m.

2. **Roll Call**

Mayor Brenda Hauser, Vice Mayor Tony Gioia, Councilors Reddell, Baker, Hunter, Eberhard, and Dickinson were all present.

**Also Present:**

Town Manager John Roberts

*(Council agreed to hear item #5 at this time.)*

3. **Discussion, consideration and possible award of chip seal bid for 2001 Street Projects.**

On a motion by Eberhard seconded by Reddell the Council voted to award chip seal bid to McDonald Brothers Construction for the reason being it is the lowest practical bid, taking into account our cost of administration and also because the ISS bid is technically flawed, missing the address. Motion failed to pass with a 4 to 3 vote with Dickinson, Hauser, Hunter & Gioia voting against.

On a motion by Hunter seconded by Gioia the Council voted to award the chip seal bid to ISS, the lowest bidder, waiving the problem with the incomplete address on the bid document. Motion passed with Reddell, Baker and Eberhard voting against.

Manager Roberts said that Staff provided copies of the bids and backup documentation to Council. He said since Council approved release of the attorneys opinion he advised that they have a copy of his written response on this issue.

Hauser stated that Council had more than one option. Vice Mayor Gioia said he would be in favor of rejecting all the bids and starting new due to the grey area they found. Hunter stated that the bid sheets were too vague and felt it should be awarded to the lowest bidder. Eberhard said he felt the bid should be awarded to McDonald Brothers. He felt the Town Code is not clear as to whether it is under the State Procurement rules, if so, the McDonald bid would be the lowest practical bid. He said the cost of the Town to administer an out of town contract vs. a local contract with a difference of only \$65, makes the McDonald bid lowest. Eberhard added that there was a Technical flaw since the ISS bid did not contain the full address required on the bid form. Hunter stated he would vote no because he felt the Town would be facing a law suit that it could not afford.

Gioia stated he agreed, obviously due (inaudible) prudent to pass by the lowest bid, and would vote for that.

Hauser agreed with Gioia. She felt the Town had a responsibility to accept legal advice. She added that she believed the Town should use local contractors whenever possible

Eberhard suggested a re-bid. Hunter disagreed. Dickinson said the bid should be awarded now in order to complete the work on time.

Baker asked if the bid was firm. In response to Bakers question Manager Roberts named the streets and the distances that were listed on the bid document, and said if the numbers were correct that is

what the Company had to Chip Seal, if our numbers were wrong, the Town had a choice; completing the road or stopping after a certain distance.

**Public Input:**

Eddie Shill stated he knows and respects both bidders. He added that he has worked for ISS for several years and their drivers local.

Ron Hardy said he is currently a construction manager for ISS and formerly for Domino Road Coating, who has done work for the Town the last few years. He added that Domino Road Coating has recently merged with International Surfacing. Mr. Hardy said this same situation happened to Domino Road Coating six years ago with the same contractors on a much smaller bid. He said Domino had the lowest bid and was not awarded the contract, so they decided to just let it go and that was the end of it. He believed they had worked well with the Town. He felt they used their expertise in getting the right amounts, doing tests, getting the right oil shots and applications to give the Town the best quality of roads for the dollar. He did not feel the Town was getting this before. He said they are a chip seal company that is very proficient and competitive. He added they had extra mobilization and that mobilization charge goes right back into this community by renting at least 12 to 14 rooms for their employees, their fuel and food while they are here. He felt they add quite a bit to it when they come to Town. Mr. Hardy stated he felt they had done a good job in the past and would like to keep doing that. Hardy added he is the estimator and was very proud that this bid was the lowest by only \$65.00 and would hate to lose it over such nickel dime things.

**4. Discussion and possible approval for professional services contract for demographic analysis project.**

On a motion by Eberhard seconded by Gioia the Council voted to approve a professional services contract for demographic analysis project with ESI in the amount of \$6569 to come from the Economic Development line item as a budget item.

Manager Roberts stated that Council previously had an extensive discussion in regards to implementing the Town business recruitment effort. The first step was marketing to developers so they would come to Camp Verde. Roberts mentioned a well respected consultant who could do a market and demographic analysis of the Verde Valley to help the Town present itself as a central marketing area for commercial investment.

**5. Discussion and possible release of executive session material regarding legal advice concerning award of Chip Seal Bid.**

On a motion by Hunter, seconded by Baker Council voted to release executive session material regarding legal advice concerning the award of Chip Seal Bid. Motion passed with Dickinson, Eberhard and Hauser voting no.

Hunter felt the information should be made public first so they would have an idea why Council was voting the way they are. Eberhard said he would like to release only the memo. Dickinson stated he was not against the public knowing what was going on, just uncomfortable with the circumstances and situation of the Council.

Manager Roberts stated that the reason the State allows Council to have Executive Session is for legal advice. Legal advice from the attorney gives the Town options.

Eberhard stated he would like to wait 30 to 60 days prior to releasing the information. Dickinson stated the Council should first award the bid, then decide whether to release the confidential materials. Eberhard agreed. Mayor Hauser stated her vote will be based on advice given during executive session.

**Public Input:**

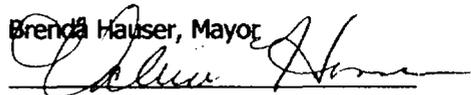
There was no public input

6. **Adjournment**

The meeting was adjourned at 7:59 p.m.



Brenda Hauser, Mayor

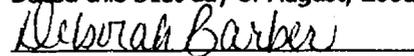


Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 28th day of August, 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 31st day of August, 2001.



Deborah Barber, Town Clerk

## AGENDA



### SPECIAL SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room 106**

**WEDNESDAY, AUGUST 29, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Council will interview the following candidates for the Town Attorney position:** Note: Council may vote to go into executive session per ARS §38-431.03 (A)(1) for personnel matters or ARS §38-431.03A(2) for consideration of records exempt from public inspection and then resume these items.
  - a. **Mr. Jay Bidwell**
  - b. **Mr. Derek Jensen**
4. **Possible appointment and/or direction to staff concerning the appointment to the Town Attorney position.**
5. **Adjournment**

Posted by: D Jones

Date/Time: 8-17-01 10:00 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.2 and §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
Of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, August 29, 2001  
6:30 P.M.**

**1. Call to Order.**

Mayor Brenda Hauser called the meeting to order at 6:30 p.m.

**2. Roll Call.**

Mayor Brenda Hauser, Councilors John Reddell, Jackie Baker, Leroy Hunter, Eric Eberhard, and Mitch Dickinson were present. Vice Mayor Tony Gioia arrived at 6:45 p.m.

**Also Present:**

Town Manager John Roberts

- 3. Council will interview the following candidates for the Town Attorney Position:** Note: Council may vote to go into executive session per ARS §38-431.03 (A)(1) for personnel matters or ARS §38-431.03(A)(2) for consideration of records exempt from public inspection and then resume this item.

Council interviewed Jay Bidwell and Derek Jensen for Town Attorney position.

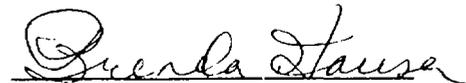
On a motion by Eberhard, seconded by Dickinson, the Council voted unanimously to convene into executive session at 7:10 p.m.

Mayor Hauser recessed the 6:30 p.m. Special Session in order to go into the 7:30 p.m. Special Session.

At 8:00 Mayor Hauser reconvened the 6:30 p.m. Special Session and Council interviewed Traylor Richardson.

**3. Adjournment**

The meeting was adjourned at 9:15 p.m.



Brenda Hauser, Mayor



Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 28th day of August, 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 29th day of August, 2001.



Deborah Barber, Town Clerk

**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, SEPTEMBER 5, 2001**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

a. **Approval of the Minutes:**

- 1) Special Session - August 15, 2001
- 2) Regular Session - August 15, 2001
- 3) Regular Session - August 22, 2001

b. **Set Next Meeting, Date and Time:**

- 1) Special/Work Session - September 12, 2001 at 6:30 p.m.
- 2) Regular Session - September 19, 2001 at 6:30 p.m.

On a motion by Eberhard seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as amended. (August 22, 2001 minutes page 1, Item 5, second sentence, needed repaired changed to needed repair and page 2, Item 6, 3<sup>rd</sup> paragraph, 3<sup>rd</sup> sentence, change "He" to Mr. Engebretson)

5. **Call to the Public for Items not on the Agenda**

Robert Foreman complimented Eberhard for his support of local business. He said Eberhard's actions indicated an understanding of a strong economic future for this Town. He added that when the Town needed donations of time or money, would they ask this of a contractor from out of state or a local contractor. He said the Council should stop spending money on lawyers and support the local businesses.

Jim Houlihan stated that he did not understand how the chip sealing on Verde Lakes Drive could be placed one day and the next day, it is torn out again. He said our tax dollars are at work fixing things that would probably never get done right. He said he had talked to the Streets Department about repairs needed on Tumbleweed Drive and was told there was not enough money for that. He suggested that the Town stop spending money on lawyers and use it for the Town. He also added that local businesses should be supported.

6. **Possible recommendation of approval of liquor license application submitted by Lynn Edwin Davidson for Blue Hills market located at 475 W. Finnie Flat Road, Camp Verde, Arizona.**

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to approve the liquor license application submitted by Lynn Edwin Davidson for Blue Hills market located at 475 W. Finnie Flat Road, Camp Verde, Arizona.

7. **Discussion, and possible approval of impact fee methodology**

A motion was made by Eberhard to direct Staff to continue work on impact fees for the residential portion only, approving the methodology presented, and to bring rough figures of all the categories back to Council within four weeks. The motion failed for lack of a second.

On a motion by Gioia, seconded by Eberhard, the Council voted to adopt the methodology of impact fees promoted by Staff in its entirety, and requested that Staff provide rough figures on impact fees within four weeks. Dickinson and Reddell voted no.

8. **Discussion and possible direction to Staff concerning Arizona Department of Revenue Response to sales tax collections from Yavapai-Apache Sand and Rock.**

Council took no action on this Item.

9. **Possible Appointments to the following Commissions and Committees:**
- a. **Planning and Zoning Commission (2 positions - 3 year terms)**
  - b. **Board of Adjustment (2 positions - 3 year terms)**
  - c. **Parks & Recreation Commission (3 positions - 3 year terms)**
  - d. **Library Advisory Commission (2 positions - 3 year terms)**
  - e. **Trails Committee (2 positions - 3 year terms)**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to appoint John Strathmere and David Haskell to the Planning and Zoning Commission for a 3 year term.

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to appoint Leon Raper and C.A. McDonald to the Board of Adjustments for a 3 year term.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to appoint Jim Ellington, Danny Parker, and Robert Revna to the Parks and Recreation Commission for a 3 year term.

On a motion by Gioia, seconded by Reddell, the Council voted unanimously to appoint Nora Graf to the Library Advisory Commission for a 3 year term.

On a motion by Gioia, seconded by Reddell, the Council voted unanimously to appoint Linda Welsh and Douglas Roy to the Trails Committee for a 3 year term.

10. **Discussion and possible adoption of Yavapai County's Amended Golf Course Ordinance.**

On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to direct Staff to turn the proposed Golf Course Water Use Regulations into an adoptable Ordinance and carry it through Planning and Zoning for another public meeting and adoption into Section 108 and bring it back to Council for adoption by the end of September.

11. **Call to the Public for Items not on the Agenda.**

Roger Doering asked for clarification from Council on the procedure for appointment of the Commissioners.

There was no other public input.

12. **Advanced Approvals:**

- a. **Acquisition of 2000 Crown Victoria police car through IGA purchase from Salt Lake County, Utah using PANT funds not to exceed \$18,000.**
- b. **Possible approval of purchase of new backhoe in the amount of \$60,738.**
- c. **Possible award of street striping bid.**

On a motion by Reddell, seconded by Gioia, the Council voted unanimously to approve acquisition of a 2000 Crown Victoria police car through IGA purchase from Salt Lake County, Utah for the amount of 18,000.

A motion by Dickinson, seconded by Eberhard, to approve the purchase of a new backhoe in the amount of \$70,738 and that once the backhoe is purchased the presently owned backhoe be sold under a sealed bid and not to accept less than \$10,500, failed with Hauser, Gioia, Hunter, and Reddell voting no.

Council directed Staff to get estimates on repairs and bring it back to Council.

On a motion by Eberhard, seconded by Dickinson, the Council voted unanimously to award the street striping bid to Pavement Marking Inc. in the amount of \$8,504.50.

13. **Manager/Staff Report**  
There was no staff report.
14. **Council Informational Reports**  
There were no informational reports.
15. **Adjournment**  
The meeting was adjourned at 8:00 p.m.

## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, SEPTEMBER 5, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Special Session - August 15, 2001
    - 2) Regular Session - August 15, 2001
    - 3) Regular Session - August 22, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session - September 19, 2001 at 6:30 p.m.
    - 2) Regular/Council Hears Planning & Zoning Matters - September 26, 2001 at 6:30 p.m.
    - 3) Regular Session - October 3, 2001 at 6:30 p.m.
    - 4) Regular Session - October 17, 2001 at 6:30 p.m.
    - 5) Regular/Council Hears Planning & Zoning Matters - October 24, 2001 at 6:30 p.m.
  - c. **Possible approval of exemption for police vehicle designation**
5. **Call to the Public for Items not on the Agenda** (Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.)

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

**Public input may be invited on the following items:**

**All expenditures are budgeted items unless otherwise noted by "\*".**

6. **Possible recommendation of approval of liquor license application submitted by Lynn Edwin Davidson for Blue Hills Market located at 475 W. Finnie Flat Road, Camp Verde, Arizona.**
7. **Discussion, and possible approval of impact fee methodology**
8. **Discussion and possible direction to staff concerning Arizona Department of Revenue Response to sales tax collections from Yavapai-Apache Sand and Rock.**
9. **Possible Appointments to the following Commissions and Committees**
  - a. **Planning & Zoning Commission (2 positions-3 year terms)**
  - b. **Board of Adjustment (2 Positions - 3 year terms)**
  - c. **Parks & Recreation Commission (3 positions - 3 year terms)**
  - d. **Library Advisory Commission (2 positions - 3 year terms)**
  - e. **Trails Committee (2 position - 3 year term)**

*(Vice Mayor Gioia requested the following item(s))*

10. **Discussion and possible adoption of Yavapai County's Amended Golf Course Ordinance**

11. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

12. **Advanced Approvals** *(All expenditures are budgeted items unless otherwise noted.)*
- a.) **Acquisition of 2000 Crown Victoria police car through IGA purchase from Salt Lake County, Utah using PANT funds not to exceed \$18,000**
  - b.) **Possible approval of purchase of new backhoe in the amount of \$60,738.** (This is a budgeted Highway User Revenue Fund line item)
  - c.) **Possible award of street striping bid** (This is a budgeted Highway User Revenue Fund line item)
13. **Manager/Staff Report**
14. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
14. **Adjournment**

Posted by: *D. Jones*

Date/Time: 8-31-01 9:45 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.2 and §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
Of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, SEPTEMBER 5, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

1. **Call to Order**

Mayor Hauser called the meeting to order at 6:30 p.m.

2. **Roll Call**

Mayor Hauser, Vice Mayor Gioia, Councilors Reddell, Hunter, Eberhard, and Dickinson were present. Councilor Baker was absent.

**Also Present:**

Town Manager John Roberts, Town Clerk Deborah Barber, General Services Director Bill Lee, Finance Director Dane Bullard, and Recording Secretary Valerie House.

3. **Pledge of Allegiance**

Councilor Reddell led the pledge.

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

a. **Approval of the Minutes:**

- 1) Special Session - August 15, 2001
- 2) Regular Session - August 15, 2001
- 3) Regular Session - August 22, 2001

b. **Set Next Meeting, Date and Time:**

- 1) Special/Work Session - September 12, 2001 at 6:30 p.m.
- 2) Regular Session - September 19, 2001 at 6:30 p.m.

On a motion by Eberhard seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as corrected. (August 22, 2001 minutes page 1, Item 5, second sentence, needed repaired changed to needed repair and page 2, Item 6, 3<sup>rd</sup> paragraph, 3<sup>rd</sup> sentence, change "He" to Mr. Engebretson)

5. **Call to the Public for Items not on the Agenda**

Robert Foreman complimented Eberhard for his support of local business. He said Eberhard's actions indicated an understanding of a strong economic future for this Town. He added that when the Town needed any donations of time or money, would they ask this of a contractor from out of state or a local contractor. He said the Council should stop spending money on lawyers and support the local businesses.

Jim Houlihan stated that he did not understand how the chip sealing on Verde Lakes Drive could be placed one day and the next day, it is torn out again. He said our tax dollars are at work fixing things that would probably never get done right. He said he had talked to the Streets Department about repairs needed on Tumbleweed Drive and was told there was not enough money for that. He suggested that the Town stop spending money on lawyers and use it for the Town. He also added that local businesses should be supported.

6. **Possible recommendation of approval of liquor license application submitted by Lynn Edwin Davidson for Blue Hills market located at 475 W. Finnie Flat Road, Camp Verde, Arizona.**

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to approve the liquor license application submitted by Lynn Edwin Davidson for Blue Hills market located at 475 W. Finnie Flat Road, Camp Verde, Arizona.

7. **Discussion, and possible approval of impact fee methodology**

A motion was made by Eberhard to direct Staff to continue work on impact fees for the residential portion only, approving the methodology presented, and to bring rough figures of all the categories back to Council within four weeks. The motion failed for lack of a second.

On a motion by Gioia, seconded by Eberhard, the Council voted to adopt the methodology of impact fees promoted by Staff in its entirety, and requested that Staff provide rough figures on impact fees within four weeks. Dickinson and Reddell voted no.

Finance Director Dane Bullard discussed the methodology of impact fees. He said Staff had to agree on a specific methodology to implement residential and commercial impact fees. He asked for Council review and possible approval of the terms of methodology to be used, before spending Staff time working on it. As an alternative, Bullard recommended the retention of a professional consulting firm to do a study.

Councilor Eberhard agreed with the methodology of residential, but not commercial and requested Staff to provide Council with rough figures as soon as possible. Dickinson stated that the Town recently agreed to economic development and felt impact fees would make it difficult for future developers. He questioned the cost of a residential study done by a consultant. Councilor Reddell felt the Town did not provide any services to entice commercial business. Vice Mayor Gioia disagreed, he felt developers understand and accept impact fees as a cost of doing business and said the Town did have services to offer developers. He added that cities or towns that do not have impact fees are trying to obtain this status quo.

**Public input:**

C.A. McDonald felt the impact fees would not support the government needed to enforce the fees. He said the Town should operate within their means. He added that the Town did not spend a nickel on the small subdivision he put in Verde Lakes.

Henry Shill said he was against impact fees and felt they would not create money for the Town. He said administration would be costly and there would be legal challenges. He felt the Town did not offer many services to commercial developers.

8. **Discussion and possible direction to Staff concerning Arizona Department of Revenue Response to sales tax collections from Yavapai-Apache Sand and Rock.**

Council took no action on this Item.

Bullard reported to Council that the Department is still moving forward and cooperating on this matter.

9. **Possible Appointments to the following Commissions and Committees:**
- a. **Planning and Zoning Commission (2 positions - 3 year terms)**
  - b. **Board of Adjustment (2 positions - 3 year terms)**
  - c. **Parks & Recreation Commission (3 positions - 3 year terms)**
  - d. **Library Advisory Commission (2 positions - 3 year terms)**
  - e. **Trails Committee (2 positions - 3 year terms)**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to appoint John Strathmere and David Haskell to the Planning and Zoning Commission for a 3 year term.

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to appoint Leon Raper and C.A. McDonald to the Board of Adjustments for a 3 year term.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to appoint Jim Ellington, Danny Parker, and Robert Revna to the Parks and Recreation Commission for a 3 year term.

On a motion by Gioia, seconded by Reddell, the Council voted unanimously to appoint Nora Graf to the Library Advisory Commission for a 3 year term.

On a motion by Gioia, seconded by Reddell, the Council voted unanimously to appoint Linda Welsch and Douglas Roy to the Trails Committee for a 3 year term.

Planning and Zoning Commission Applicants Robert Foreman, David Haskell, and Helen Zimmerli spoke to Council concerning their qualifications. Gioia asked questions of Mr. Haskell. Council took a silent vote. There were 4 votes for John Strathmere and David Haskell. Robert Foreman received 2 votes.

**Public Input:**

There was no public input.

10. **Discussion and possible adoption of Yavapai County's Amended Golf Course Ordinance.**

On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to direct Staff to turn the proposed Golf Course Water Use Regulations into an adoptable Ordinance and carry it through Planning and Zoning for another public meeting and adoption into Section 108 and bring it back to Council for adoption by the end of September.

Mayor Hauser addressed the meeting she attended in Prescott Valley on this issue. She said every surrounding town including Verde Valley, Paulden, Chino Valley, Skull Valley, and Prescott as well as agencies like the Department of Water Resources, ADEQ, BLM, SRP, Nature Conservancy, the Governor's office, and the County was there. Mayor Hauser stated that not one person objected to the decision of adopting the amended ordinance. She added that it was important to know that Camp Verde's surrounding neighbors agreed to this. Vice Mayor Gioia added that most of the stipulations were formulated from the requirements of Arizona Department of Water on Prescott's active management area to save the aquifer. He stated that the AMA required the "none use of ground water on golf courses". He felt the Town needed to adopt this ordinance to protect future and present water supplies.

Manager Roberts advised that this Item had to be in the form of an ordinance before it could be adopted. He suggested bringing it back to Council.

Dickinson felt he needed more time to study the ordinance.

**Public Input:**

Marshall Whitmire said Gioia was right on course with this particular initiative.

11. **Call to the Public for Items not on the Agenda.**

Roger Doering asked for clarification from Council on the procedure of appointment for the Commissioners.

There was no other public input.

12. **Advanced Approvals:**

- a. **Acquisition of 2000 Crown Victoria police car through IGA purchase from Salt Lake County, Utah using PANT funds not to exceed \$18,000.**
- b. **Possible approval of purchase of new backhoe in the amount of \$60,738.**
- c. **Possible award of street striping bid.**

On a motion by Reddell, seconded by Gioia, the Council voted unanimously to approve acquisition of a 2000 Crown Victoria police car through IGA purchase from Salt Lake County, Utah for the amount of 18,000.

On a motion by Dickinson, seconded by Eberhard, the Council voted to approve the purchase of a new backhoe in the amount of \$70,738 and that once the backhoe is purchased the presently owned backhoe be sold under a sealed bid and not to accept less than \$10,500, failed with Hauser, Gioia, Hunter, and Reddell voting no.

Director Lee explained the need to purchase a new backhoe due to mechanical failures the old backhoe was currently having and did not recommend repairing it. He stated that it's trade in value was \$10,500. During Council discussion, Councilor Reddell, Hunter, and Gioia recommended an estimate be done of the repairs needed. Dickinson stated that it was difficult to do a good job with a poor piece of equipment, therefore, agreed with Director Lee that a new backhoe should be purchased. He added that it was already approved in the budget. Reddell requested that the old backhoe be auctioned off. He felt it was worth more than the trade in value Lee spoke of. Council directed Staff to get estimates on repairs needed and bring it back to Council.

On a motion by Eberhard, seconded by Dickinson, the Council voted unanimously to award the street striping bid to Pavement Marking Inc. in the amount of \$8,504.50.

13. **Manager/Staff Report**

There was no staff report.

14. **Council Informational Reports**

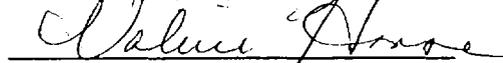
There were no informational reports.

15. **Adjournment**

The meeting was adjourned at 8:00 p.m.



Brenda Hauser, Mayor



Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 5th day of September, 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 7th day of September, 2001.



Deborah Barber, Town Clerk

# 2nd AMENDMENT

## AGENDA



**SPECIAL SESSION  
of the  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room 106**

**WEDNESDAY, SEPTEMBER 12, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Discussion, consideration and possible appointment of Julie Kriegh to the Town Attorney Position.**
4. **Discussion, consideration and possible approval of professional services contract in an amount not to exceed \$3,200 for a Noise Study to provide baseline information of background noise and industrial activity at six (6) locations. (\*This is an unbudgeted item.)**
5. **Discussion, consideration and possible action on the ADOT project relating to the Council motion of 8-5-98: "the Council voted to accept ADOT's original proposal of realignment for Highway 260, a 5-lane alternate route beginning at Horseshoe Bend and extending to Clear Creek, and include the conditions of the Richard Strange letter and all concessions and promises that were made on the tape of this meeting", as well as actions that may be taken to encourage ADOT to keep Sections 1-A and 1-B on the 5 year plan.**
6. **Discussion and consideration concerning pending and possible litigation involving Yavapai Sand and Rock, transfer of properties of Yavapai Apache Nation to Trust status and taxation of gaming and state prizes on trust state lands. Note: Council may discuss and take action on this item to AP 4-10-01 (3) of the agenda. The Council is on Council's legal position and instruct counsel regarding its position (a) in the pending litigation, and/or (b) in possible settlement discussions conducted to resolve the litigation and/or (c) regarding any negotiations with the Nation concerning an agreement as to the fee to trust application.**
7. **Adjournment**

Posted by: W Jones

Date/Time: 9-11-01 10:00 a.m

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or A.R.S. §38-431.03.A.2 discussion of records exempt by law from public inspection associated with an agenda item.*

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AGENDA



# AMENDED

**SPECIAL SESSION  
of the  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room 106**

**WEDNESDAY, SEPTEMBER 12, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Discussion, consideration and possible appointment of Julie Kriegh to the Town Attorney Position.**
4. **Discussion, consideration and possible approval of professional services contract in an amount not to exceed \$3,200 for a Noise Study to provide baseline information of background noise and industrial activity at six (6) locations. (\*This is an unbudgeted item.)**
5. **Discussion, consideration and possible action on the ADOT project relating to the Council motion of 8-5-98: "the Council voted to accept ADOT's original proposal of realignment for Highway 260, a 5-lane alternate route beginning at Horseshoe Bend and extending to Clear Creek, and include the conditions of the Richard Strange letter and all concessions and promises that were made on the tape of this meeting", as well as actions that may be taken to encourage ADOT to keep Sections 1-A and 1-B on the 5 year plan.**
6. **Discussion and consideration concerning pending and possible litigation involving Yavapai Sand and Rock, transfer of properties of Yavapai Apache Nation to Trust status and taxation of gaming and enterprises on trust status lands. Note: Council may vote to go into executive session pursuant to ARS §38-431.03A(3) for discussion and consultation for legal advice, and A(4) for discussion and consultation with counsel in order to consider the Council's legal position and instruct counsel regarding its position (a) in the pending litigation, and/or (b) in possible settlement discussions conducted to resolve the litigation and/or (c) regarding any negotiations with the Nation concerning an agreement as to the fee to trust application.**
7. **Adjournment**

Posted by: D. Jones

Date/Time: 9-10-01 3:00 p.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or A.R.S. §38-431.03.A.2 discussion of records exempt by law from public inspection associated with an agenda item.*

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Executive session    Wednesday, Sept. 12 following the regular council meeting

Discussion of pending and possible litigation Yavapai-Apache Sand and Rock, transfer of properties to Trust status, taxation of gaming and enterprises on Trust status lands.

**AGENDA**



**SPECIAL SESSION  
of the  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room 106**

**WEDNESDAY, SEPTEMBER 12, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Discussion, consideration and possible appointment of Julie Kriegh to the Town Attorney Position.**
4. **Discussion, consideration and possible approval of professional services contract in an amount not to exceed \$3,200 for a Noise Study to provide baseline information of background noise and industrial activity at six (6) locations. (\*This is an unbudgeted item.)**
5. **Discussion, consideration and possible action on the ADOT project relating to the Council motion of 8-5-98: "the Council voted to accept ADOT's original proposal of realignment for Highway 260, a 5-lane alternate route beginning at Horseshoe Bend and extending to Clear Creek, and include the conditions of the Richard Strange letter and all concessions and promises that were made on the tape of this meeting", as well as actions that may be taken to encourage ADOT to keep Sections 1-A and 1-B on the 5 year plan.**
6. **Adjournment**

Posted by: *[Signature]*

Date/Time: 9.7.01 9:30 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or A.R.S. §38-431.03.A.2 discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
SPECIAL SESSION  
MAYOR & COMMON COUNCIL  
of the  
TOWN OF Camp Verde  
WEDNESDAY, SEPTEMBER 12, 2001  
6:30 P.M.**

1. **Call to Order**

Mayor Hauser called the meeting to order at 6:30 p.m.

2. **Roll Call**

Mayor Hauser, Vice Mayor Gioia, Councilors Baker, Dickinson, Eberhard, Hunter and Reddell were present.

**Also Present:**

Julie Kriegh, Town Clerk Deborah Barber, Finance Director Dane Bullard, General Services Director Bill Lee and Recording Secretary Valerie House

Mayor Hauser expressed her deep regret for the national tragedy that occurred yesterday. She commended Camp Verde citizens and businesses for carrying on in the face of adversity. She encouraged Camp Verde to pray for the families of the injured and dead, to give blood and funds, if possible, and to be strong for the upcoming trials and tribulations that would soon beset the country. She asked Councilor Eberhard to lead the pledge of allegiance and asked for a moment of silence for our country.

Councilor Eberhard introduced his grandfather, Mr. Walter Schroeder.

3. **Discussion, consideration, and possible appointment of Julie Kriegh to the Town Attorney Position.**

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to appoint Julie Kriegh to the Town Attorney position according to the terms outlined in the manager's memo.

4. **Discussion, consideration and possible approval of professional services contract in an amount not to exceed \$3,200 for a Noise Study to provide baseline information of background noise and industrial activity at six (6) locations. (\*This is an unbudgeted item.)**

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to approve the professional services contract in an amount not to exceed \$3,200 for a noise study to provide baseline information of background noise and industrial activities at six locations, with the locations disclosed to Council before the monitoring begins.

5. **Discussion, consideration and possible action on the ADOT project relating to the Council motion of 8-5-98: "the Council voted to accept ADOT's original proposal of realignment for Highway 260, a 5-lane alternate route beginning at Horseshoe Bend and extending to Clear Creek, and include the conditions of the Richard Strange letter and all concessions and promises that were made on the tape of this meeting", as well as actions that may be taken to encourage ADOT to keep Sections 1-A and 1-B on the 5 year plan.**

Councilor Eberhard said that after reviewing the material, he believed that ADOT had not lived up to their promises. He explained that he felt strongly that Council should ask ADOT for an accounting. After discussion, Council directed Eberhard and Reddell to prepare a letter inviting Tom Foster of ADOT and other project representatives to attend a Council meeting to address concerns, with the letter being brought back for Consent Agenda approval at the 9/19 meeting.

**Public Input:**

Jane Whitmire said that we always look at dollars first. She said that our country faced a national tragedy because we look at dollars first. She said that lines on a paper mean nothing and do not

give a true picture of the project. She said the ATAC committee had not been held accountable to the Council, and that the public input in the process was sickening. She said that there needed to be more public input in a project of this magnitude. She said that she was a strong proponent of the bypass, and that Council had the responsibility and accountability to make the project the best it could be made.

There was no other public input.

6. **Adjournment**

The meeting was adjourned at 7:15 p.m.



Brenda Häuser, Mayor

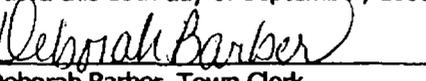


Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 12th day of September, 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 13th day of September, 2001.



Deborah Barber, Town Clerk

**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, SEPTEMBER 19, 2001**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
- a. **Approval of the Minutes:**
    - 1) Special Session - August 28, 2001 6:30 p.m.
    - 2) Special Session - August 28, 2001 7:30 p.m.
    - 3) Special Session - August 29, 2001
    - 4) Regular Session - September 5, 2001
    - 5) Special Session - September 12, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Council Hears Planning and Zoning Matters - September 26, 2001
    - 2) Regular Session - October 3, 2001 at 6:30 p.m.
    - 3) Regular Session - October 17, 2001 at 6:30 p.m.
    - 4) Council Hears Planning and Zoning Matters - October 24, 2001 at 6:30 p.m.
  - c. **Possible approval of letter to Arizona Department of Transportation requesting a meeting to discuss Highway 260 bypass.**
  - d. **Possible approval of Resolution 2001-485 a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, appointing Magistrates Pro Tempore.**

Councilor Dickinson asked that Item c. be removed from the Consent Agenda for discussion.

On a motion by Gioia, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda as presented, with the removal of item c for further discussion.

Councilor Dickinson requested to move to Item #8 to accommodate an out of town visitor. Council returned to Consent Agenda item c after the discussion on item #8.

A motion by Reddell, seconded by Hauser, the Council voted for Reddell and Hauser to revise the proposed letter of invitation to ADOT. Motion failed with Hauser, Gioia, and Reddell voting yes and Baker and Dickinson voting no.

On a motion by Reddell, seconded by Gioia, the Council voted unanimously to have Mayor Hauser call and invite ADOT to a meeting with Council.

5. **Call to the Public for Items not on the Agenda.**  
There was no public input.
6. **Discussion and possible approval of professional services contract for Court Collections.**  
On a motion by Dickinson, seconded by Gioia, the Council voted unanimously to accept the professional services contract with Valley Collection Service for Court Collections.
7. **Discussion and possible approval of the League of Arizona Cities and Towns proposed resolutions.**  
On a motion by Dickinson, seconded by Baker, the Council voted unanimously to table this Agenda item until the next meeting.
8. **Discussion, consideration and possible direction to staff concerning prosecution services.**  
A motion by Gioia to retain Tom Kelley for prosecution of the Town of Camp Verde at \$4,000 per month for a 90 day period and a monthly basis thereafter, with a review at the end of the 90 days, failed for lack of a second.

On a motion by Dickinson, seconded by Baker, the Council voted to secure a contract with Tom Kelley for prosecution duties of the Town of Camp Verde for a period of 6 months, with contract being reviewed at the end of 6 months, at an amount of \$4,000 per month. Vice Mayor Gioia voted no.

9. **Possible approval of proposed renovation to Community Center exterior.**  
On a motion by Reddell, seconded by Dickinson, the Council voted to place matching existing shingles on the entrance to the community center until further discussion. Gioia voted no.
10. **Possible approval of participation in the Verde Valley Leadership Institute on October 18, 2001 in an amount not to exceed \$3,000.**  
Council agreed to table this item and bring it back at the next meeting.
11. **Call to the Public for Items not on the Agenda.**  
George Young said he does not include commercials in his programming. He added that he does not edit tapes and that he expects to have an 800 number by next week.
12. **Advanced Approvals:**
  - a. **Office Equipment for Town Attorney in the amount of \$1550.**  
On a motion by Reddell, seconded by Gioia, the Council voted unanimously to approve office equipment for the Town Attorney in the amount of \$1,550.
13. **Manager/Staff Report**  
There was no staff report.
14. **Council Informational Reports**  
Vice Mayor Gioia informed Council of the two meetings he attended, the Verde Watershed Association Natural Resource Committee and Yavapai Water Advisory Committee. He mentioned several discussions from the Verde Water Shed meeting; the Verde River Days which would be held on September 29 at Dead Horse State Park, Verde River Train trips to be funded by the Bureau of Recreation through the end of October, which Gioia suggested if anyone were interested to contact Richard Becker from NRCD at 554-0463, and a presentation over the Watershed Assessment Project by Lloyd Barnett at NAU that characterized resources, current conditions, identity, and exchanges of the river basins including data from growth. In discussion on the Yavapai Water Advisory Committee meeting, he mentioned that Prescott's water budget would include importation of water and not buying ground water at a higher rate than 7,500 acre feet by the year 2050, which they contribute to the frugal use of affluent use and re-use. He also mentioned that Camp Verde will be the first Town to receive a water budget done by WAC and that the Bureau of Recreation would donate \$25,000 to WAC to run through the Verde Valley's community water budgets.
15. **Adjournment**  
The meeting was adjourned at 8:06 p.m.

**AMENDED  
AGENDA**



**REGULAR SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, September 19, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a) **Approval of the Minutes:**
    - 1) Special Session-August 28, 2001 6:30 p.m.
    - 2) Special Session-August 28, 2001 7:30 p.m.
    - 3) Special Session-August 29, 2001
    - 4) Regular Session-September 5, 2001
    - 5) Special Session-September 12, 2001
  - b) **Set Next Meeting, Date and Time:**
    - 1) Council Hears Planning and Zoning Matters-September 26, 2001
    - 2) Regular Session - October 3, 2001 at 6:30 p.m.
    - 3) Regular Session - October 17, 2001 at 6:30 p.m.
    - 4) Council Hears Planning and Zoning Matters-October 24, 2001 at 6:30 p.m.
  - c) **Possible approval of letter to Arizona Department of Transportation requesting a meeting to discuss Highway 260 bypass**
  - d) **Possible approval of Resolution 2001-485 a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, appointing Magistrates Pro Tempore**
5. **Call to the Public for Items not on the Agenda**

Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for consideration at a future date.

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

**Public input may be invited on the following items: All expenditures are budgeted items unless otherwise noted by "\*\*".**

6. **Discussion and possible approval of professional services contract for Court Collections.**

7. **Discussion and possible approval of the League of Arizona Cities and Towns proposed resolutions.** (*Resolutions were not available to the Clerks office when packets were prepared.*)  
*Councilor Reddell requested the following item(s):*
8. **Discussion, consideration and possible direction to staff concerning prosecution services.**  
  
*Vice Mayor Gioia requested the following item (s):*
9. **Possible approval of proposed renovation to Community Center exterior**
  
- Mayor Hauser requested the following item (s):*
10. **Possible approval of participation in the Verde Valley Leadership Institute on October 18, 2001 in an amount not to exceed \$3000\***(This is not a budgeted item)
11. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

12. **Advanced Approvals**
  - a) **Office Equipment for Town Attorney in the amount of \$1550\*** (*This is an unbudgeted item.*)
13. **Manager/Staff Report**
14. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
15. **Adjournment**

Posted by: *D Jones*

Date/Time: *9-14-01 3:00 p.m*

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, September 19, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a) **Approval of the Minutes:**
    - 1) Special Session-August 28, 2001 6:30 p.m.
    - 2) Special Session-August 28, 2001 7:30 p.m.
    - 3) Special Session-August 29, 2001
    - 4) Regular Session-September 5, 2001
    - 5) Special Session-September 12, 2001
  - b) **Set Next Meeting, Date and Time:**
    - 1) Council Hears Planning and Zoning Matters-September 26, 2001
    - 2) Regular Session - October 3, 2001 at 6:30 p.m.
    - 3) Regular Session - October 17, 2001 at 6:30 p.m.
    - 4) Council Hears Planning and Zoning Matters-October 24, 2001 at 6:30 p.m.
  - c) **Possible approval of letter to Arizona Department of Transportation requesting a meeting to discuss Highway 260 bypass**
  - d) **Possible approval of Resolution 2001-485 a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, appointing Magistrates Pro Tempore**
5. **Call to the Public for Items not on the Agenda**

Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for consideration at a future date.

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

**Public input may be invited on the following items: All expenditures are budgeted items unless otherwise noted by "\*\*".**

6. **Discussion and possible approval of professional services contract for Court Collections.**
7. **Discussion and possible approval of the League of Arizona Cities and Towns proposed resolutions. (Resolutions were not available to the Clerks office when packets were prepared.)**

*Vice Mayor Gioia requested the following item (s):*

8. **Possible approval of proposed renovation to Community Center exterior**

*Mayor Hauser requested the following item (s):*

9. **Possible approval of participation in the Verde Valley Leadership Institute on October 18, 2001 in an amount not to exceed \$3000\*(This is not a budgeted item)**

10. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

11. **Advanced Approvals**

a) **Office Equipment for Town Attorney in the amount of \$1550\*(This is an unbudgeted item.)**

12. **Manager/Staff Report**

13. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.

14. **Adjournment**

Posted by: *V. Jones*

Date/Time: *9-14-01 10:00 a.m*

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
Of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, SEPTEMBER 19, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

1. **Call to Order**  
Mayor Hauser called the meeting to order at 6:30 p.m.
2. **Roll Call**  
Mayor Hauser, Vice Mayor Gioia, Councilors Reddell, Baker, and Dickinson were present.  
Councilors Eberhard and Hunter were absent.  
**Also Present:**  
Town Manager John Roberts, Town Clerk Deborah Barber, Finance Director Dane Bullard,  
General Services Director Bill Lee, and Town Attorney Julie Kriegh.
3. **Pledge of Allegiance**  
Councilor Dickinson led the pledge.
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Special Session - August 28, 2001 6:30 p.m.
    - 2) Special Session - August 28, 2001 7:30 p.m.
    - 3) Special Session - August 29, 2001
    - 4) Regular Session - September 5, 2001
    - 5) Special Session - September 12, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Council Hears Planning and Zoning Matters - September 26, 2001
    - 2) Regular Session - October 3, 2001 at 6:30 p.m.
    - 3) Regular Session - October 17, 2001 at 6:30 p.m.
    - 4) Council Hears Planning and Zoning Matters - October 24, 2001 at 6:30 p.m.
  - c. **Possible approval of letter to Arizona Department of Transportation requesting a meeting to discuss Highway 260 bypass.**
  - d. **Possible approval of Resolution 2001-485 a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, appointing Magistrates Pro Tempore.**

Councilor Dickinson asked that item 'c'. be removed from the Consent Agenda for discussion.

On a motion by Gioia, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda as presented, with the removal of item 'c' for further discussion.

Councilor Dickinson requested to move to Item #8 to accomodate an out of town visitor. Council returned to Consent Agenda item 'c' after the discussion on item #8.

A motion by Reddell, seconded by Hauser, voted for Reddell and Hauser to revise the proposed letter of invitation to ADOT, failed with Hauser, Gioia, and Reddell voting yes and Baker and Dickinson voting 'no'.

On a motion by Reddell, seconded by Gioia, the Council voted unanimously to have Mayor Hauser call and invite ADOT to a meeting with Council.

In Council discussion over the proposed drafted letter of invitation to ADOT, Councilor Dickinson felt the letter insinuated that ADOT had lied and suggested a telephone call, rather than a letter, to offer a friendly invitation. Councilor Reddell offered to revise the letter along with Mayor Hauser. Gioia agreed to a letter revision. Baker agreed with Dickinson and said that she had suggested a telephone call to ADOT before.

**Public Input:**

Tom Neilson said he represented the Senior Citizen department on General Crook Trail and stated that they were upset with ADOT. He said ADOT promised a sidewalk from 7<sup>th</sup> Street to Main Street and a red light at 7<sup>th</sup> street.

Jim Bullard said he agreed with a nice invitation to ADOT.

Marshal Whitmire felt the Town should move forward and have Reddell finalize a letter to ADOT.

Suzu Burnside felt it is just a letter to an agency. She said she had been to ATAC meetings since 1995 and felt the Committee members had received tremendous concessions from ADOT. She urged Council to move forward on this item.

5. **Call to the Public for Items not on the Agenda.**

There was no public input.

6. **Discussion and possible approval of professional services contract for Court Collections.**

On a motion by Dickinson, seconded by Gioia, the Council voted unanimously to accept the professional service contract with Valley Collection Service for Court Collections.

Council discussed the guidelines of adding a surcharge to delinquent Court fines. Councilor Reddell said a surcharge is permitted by State Law and that using a collection agency would provide an opportunity to collect outstanding money.

**Public Input:**

Ron Ramsey said a 25% surcharge was normal for a collection process and suggested posting a notice to make the defendants aware.

7. **Discussion and possible approval of the League of Arizona Cities and Towns proposed resolutions.**

On a motion by Dickinson, seconded by Baker, the Council voted unanimously to table this Agenda Item until the next meeting.

8. **Discussion, consideration and possible direction to staff concerning prosecution services.**

A motion by Gioia to retain Tom Kelley for prosecution of the Town of Camp Verde at \$4,000 per month for a 90 day period and a monthly basis thereafter, with a review at the end of the 90 days, died for lack of a second.

On a motion by Dickinson, seconded by Baker, the Council voted to secure a contract with Tom Kelley for prosecution duties of the Town of Camp Verde for a period of 6 months, with contract being reviewed at the end of 6 months, at an amount of \$4,000 per month. Vice Mayor Gioia voted no.

Council discussed hiring an attorney during the interim of Town Attorney Julie Kriegh receiving her Arizona State Bar license. Councilor Dickinson stated that the cost of general services done by a contracted attorney needed addressed and recommended that Council retain Tom Kelly.

Tom Kelly addressed Council and said that he is willing to work on a temporary basis and would offer his services for a fee of \$4,000 a month, or \$80 per hour, allowing 16 hours per case. He advised that cases requiring more than 16 hours would be billed at his normal rate of \$160 per hour. Kelly requested a minimum 90-day contract.

**Public Input:**

There was no public input.

9. **Possible approval of proposed renovation to Community Center exterior.**

On a motion by Reddell, seconded by Dickinson, the Council voted to place matching existing shingles on the entrance to the community center until further discussion. Gioia voted no.

Vice Mayor Gioia said that during budget sessions, Council directed staff to bring the design of the Community Center renovation back to Council. Councilor Baker disagreed with Gioia's recollection. Lee apologized for the misunderstanding and discussed the designs that were already in progress. Council discussed the economics and cosmetics of various roofing materials and agreed to use the existing color and type of shingles.

**Public Input:**

Marshal Whitmire said the renovation project should be constructed under a master plan.

10. **Possible approval of participation in the Verde Valley Leadership Institute on October 18, 2001 in an amount not to exceed \$3,000.**

Council agreed to table this item and bring it back at the next meeting.

11. **Call to the Public for Items not on the Agenda.**

George Young said he does not include commercials in his programming. He added that he does not edit tapes and that he expects to have an 800 number by next week.

12. **Advanced Approvals:**

**a. Office Equipment for Town Attorney in the amount of \$1550.**

On a motion by Reddell, seconded by Gioia, the Council voted unanimously to approve office equipment for the Town Attorney in the amount of \$1,550.

13. **Manager/Staff Report**

There was no staff report.

14. **Council Informational Reports**

Vice Mayor Gioia informed Council of the two meetings he attended, the Verde Watershed Association Natural Resource Committee and Yavapai Water Advisory Committee. He mentioned several discussions from the Verde Water Shed meeting; the Verde River Days which would be held on September 29 at Dead Horse State Park, Verde River Train trips to be funded by the Bureau of Recreation through the end of October, which Gioia suggested if anyone were interested to contact Richard Becker from NRCD at 554-0463, and a presentation over the Watershed Assessment Project by Lloyd Barnett at NAU that characterized resources, current conditions, identity, and exchanges of the river basins including data from growth. In discussion on the Yavapai Water Advisory Committee meeting, he mentioned that Prescott's water budget would include importation of water and not mining ground water at a higher rate than 7,500 acre feet by the year 2050, which they contribute to the frugal use of effluent use and re-use. He also mentioned that Camp Verde will be the first Town to receive a water budget done by WAC and

that the Bureau of Recreation would donate \$25,000 to WAC to run through the Verde Valley's community water budgets.

15. **Adjournment**

The meeting was adjourned at 8:06 p.m.

  
\_\_\_\_\_  
Brenda Hauser, Mayor

  
\_\_\_\_\_  
Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 19th day of September, 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 20th day of September, 2001.

  
\_\_\_\_\_  
Deborah Barber, Town Clerk

# AGENDA



**SPECIAL SESSION  
Of the  
MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106**

**WEDNESDAY, SEPTEMBER 26, 2001  
5:30 P.M.**

- 1. Call to Order**
- 2. Roll Call**

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any, that were unavailable at the time Agenda packets were prepared.

**Discussion of the Following:**

- 3. Performance Review of Finance Director**  
(Council may vote to go into executive session pursuant to ARS. § 38-431.03(a)(1) and then resume this item.)
- 4. Adjournment**

Posted by: *V. Jones*

Date/Time: 9-21-01

10:00 a.m.

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**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
Of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, SEPTEMBER, 26, 2001  
5:30 P.M.**

**1. Call to Order.**

Mayor Brenda Hauser called the meeting to order at 5:30 p.m.

**2. Roll Call.**

Mayor Brenda Hauser, Councilors John Reddell, Jackie Baker, Leroy Hunter, Eric Eberhard, and Mitch Dickinson were present. Vice Mayor Tony Gioia was absent.

**Also Present:**

Finance Director Dane Bullard

**3. Performance Review of Finance Director** (Council may vote to go into executive session per ARS §38-431.03 (A)(1) for personnel matters or ARS §38-431.03(A)(2) for consideration of records exempt from public inspection and then resume this item.

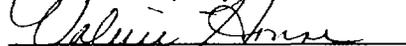
On a motion by Dickinson, seconded by Hunter, the Council voted unanimously to go into Executive Session for the Finance Director's performance review.

**3. Adjournment**

The meeting was adjourned at 5:33 p.m.



Brenda Hauser, Mayor

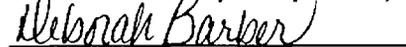


Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the discussion of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 26th day of September, 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 28th day of September, 2001.



Deborah Barber, Town Clerk

*Administrative Offices  
Town of Camp Verde*

Notice to Employee of Executive Session

Pursuant to ARS 38-431.03.A.1, a public body may vote to go into an executive session for discussions concerning the employment, assignment, promotion, demotion, dismissal, salary, discipline, or resignation of an officer, appointee, or employee. After being given notice of the meeting, the employee may request that the discussion occur at a public (open) meeting rather than an executive session.

Since legal action cannot be taken at an executive session, the Town will typically schedule a special session that indicates your employment as part of the agenda, allow for a vote to go into an executive session, and then re-convene to take any legal action. Other than the Council members and yourself, only those persons "whose presence is reasonably necessary in order for the public body to carry out its executive session responsibilities may attend the executive session" (ARS 38-431.2). This normally is limited to a recording secretary for the Council (the meeting is usually taped), but you may also request your attorney to attend. All discussions at an executive session are to be kept confidential (ARS 38-431.03.B), but any discussion or actions taken at the special session are open to the public.

*A Special Session/Executive Session concerning your employment with the Town of Camp Verde is now set for **Wednesday, September 26, 2001, at 5:30 p.m. at Town Hall.** Please sign and date this notice to acknowledge its receipt, and initial one of the lines below to indicate whether or not you want the session to be public:*

*I prefer the session remain an executive session*

*I request the executive session not be called, and the discussion occur at a public meeting during the Special Session*

Employee Signature  Date 9-26-01

# AGENDA



**SPECIAL SESSION  
Of the  
MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106**

**WEDNESDAY, SEPTEMBER 26, 2001  
6:00 P.M.**

- 1. Call to Order**
- 2. Roll Call**

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**Discussion of the Following:**

- 3. Performance Review of Town Manager**  
(Council may vote to go into executive session pursuant to ARS. § 38-431.03(a)(1) and then resume this item.)
- 4. Adjournment**

Posted by: *V. Jones*

Date/Time: *9-21-01 10:00 a.m.*

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**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
Of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, SEPTEMBER, 26, 2001  
6:00 P.M.**

**1. Call to Order.**

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

**2. Roll Call.**

Mayor Brenda Hauser, Vice Mayor Tony Gioia, Councilors John Reddell, Jackie Baker, Leroy Hunter, Eric Eberhard, and Mitch Dickinson were present.

**Also Present:**

Town Manager John Roberts

**3. Performance Review of Town Manager** (Council may vote to go into executive session per ARS §38-431.03 (A)(1) for personnel matters or ARS §38-431.03(A)(2) for consideration of records exempt from public inspection and then resume this item.

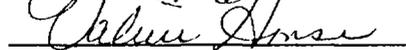
On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to go into Executive Session for the Town Manager's performance review.

**3. Adjournment**

The meeting was adjourned at 6:03 p.m.



Brenda Hauser, Mayor

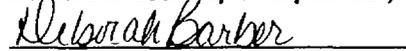


Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the discussion of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 26th day of September, 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 28th day of September, 2001.



Deborah Barber, Town Clerk

Administrative Offices  
Town of Camp Verde

Notice to Employee of Executive Session

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Since legal action cannot be taken at an executive session, the Town will typically schedule a special session that indicates your employment as part of the agenda, allow for a vote to go into an executive session, and then re-convene to take any legal action. Other than the Council members and yourself, only those persons "whose presence is reasonably necessary in order for the public body to carry out its executive session responsibilities may attend the executive session" (ARS 38-431.2). This normally is limited to a recording secretary for the Council (the meeting is usually taped), but you may also request your attorney to attend. All discussions at an executive session are to be kept confidential (ARS 38-431.03.B), but any discussion or actions taken at the special session are open to the public.

*A Special Session/Executive Session concerning your employment with the Town of Camp Verde is now set for **Wednesday, September 26, 2001, at 6:00 p.m. at Town Hall.** Please sign and date this notice to acknowledge its receipt, and initial one of the lines below to indicate whether or not you want the session to be public:*

*I prefer the session remain an executive session*  
 *I request the executive session not be called, and the discussion occur at a public meeting during the Special Session*

Employee Signature  Date 9-21-01

ACTIONS TAKEN  
COUNCIL REGULAR SESSION  
WEDNESDAY, SEPTEMBER 26, 2001  
6:30 P.M.

- 4. Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
- a. **Approval of the Minutes:** (There were no minutes for approval)
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session – October 3, 2001
    - 2) Regular Session – October 17, 2001 at 6:30 p.m.
    - 3) Council Hears Planning & Zoning Matters – October 24, 2001 at 6:30 p.m.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as amended. Changing; "Regular Session - October 17, 2001" to "Council Hears Planning & Zoning Matters – October 17, 2001" and adding a "Special Session - October 10, 2001 at 6:30 p.m." and deleting "October 24, 2001" meeting.

**5. Call to the Public for Items not on the Agenda.**

Chief Building Inspector Monty Smith introduced the new Town building inspector Steve Coscia to Council.

Steve Coscia introduced himself to Council and discussed his background.

**6. Possible approval of Ordinance 2001-A186, Adoption of 2001 Section 120 Zoning Amendments of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 120 (outdoor lighting regulations) of the Planning & Zoning Ordinance (87-A23), and proscribing penalties for violations thereof.**

On a motion by Gioia, seconded by Eberhard, the Council voted to adopt Ordinance 2001-A186, amending Section 120, Outdoor Lighting Regulations, of the Planning & Zoning Ordinance (87-A23), with two exceptions; page 8, section E., item 5, delete wording "averaged over the entire property", and page 6, section C., deleting item 2-c. Baker, Reddell, and Dickinson voted "no".

A motion by Eberhard to amend Gioia's motion by leaving page 6, section C., item 2-c in the ordinance, failed for lack of a second.

**7. Possible approval of the Resolution 2001-482, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 amendments to Section 120 (Outdoor Lighting Regulations) of the Planning & Zoning Ordinance (87-A23) dated September 26, 2001, to be a public record.**

On a motion by Gioia, seconded by Hunter, the Council voted to approve Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 amendments to Section 120, Outdoor Lighting Regulations, of the Planning & Zoning Ordinance 87-A23, dated September 26, 2001, to be a public record. Dickinson, Baker, and Reddell voted "no".

**8. Possible approval of Ordinance 2001-A185, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to the subdivision regulations of the Planning and Zoning Ordinance (87-A23), and proscribing penalties for violations thereof.**

On a motion by Eberhard, seconded by Hunter, the Council voted to approve Ordinance 2001-A185 an ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to the subdivision regulations of the Planning & Zoning Ordinance 87-A23 and proscribing penalties for violations thereof. Dickinson and Reddell voted "no".

**9. Possible approval of Ordinance 2001-A187, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 122**

**(Wireless Communication Facility Regulations) of the Planning & Zoning Ordinance (87-A23), and proscribing penalties for violations thereof.**

Manager Roberts asked Council to move to item #11 to accommodate visitors from out of town.

On a motion by Eberhard, seconded by Baker, the Council voted unanimously to approve Ordinance 2001-A187, an ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 122 Wireless Communication Facility Regulations, of the Planning & Zoning Ordinance 87-A23 and proscribing penalties for violations thereof with changes to page 5, section C., item #3 - Height Limitations, to read: "Collocations on towers or structures are allowed a 15' height increase above the standard height restrictions for the second, third, and fourth co-locations.

**10. Possible approval of Resolution 2001-484, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 Adoption of Section 122 (Wireless Communication Facility Regulations) of the Planning & Zoning Ordinance (87-A23) dated September 26, 2001, to be a public record.**

On a motion by Hauser, seconded by Reddell, the Council voted unanimously to approve Resolution 2001-484, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 adoption of Section 122 Wireless Communication Facility Regulations of the Planning & Zoning Ordinance 87-A23 dated September 26, 2001 to be a public record.

**11. Possible approval of Resolution PZ 2001-08 a Resolution of the Mayor and Common Council of the Town of Camp Verde, Arizona, approving Final Plat 2001-02, for Unit Two South of the Cliffs, a planned area development subdivision containing 30 lots. The location of phase Two South is at the South end of Azure Drive and Cliffs Parkway.**

On a motion by Dickinson, seconded by Baker, the Council voted to approve Resolution PZ 2001-08, approving Final Plat 2001-02 for Unit Two of the Cliffs, with stipulations A,B, and D to be met and the letter dated September 25, 2001 from Fleet – Fisher Engineering, Inc. addressing lots 56-61, be approved. Gioia voted "no".

**12. Discussion and possible approval of offer from Arizona Department of Transportation to purchase 14,833 sq. feet of Town property located at Oasis and General Crook Trail for an amount of \$13,600.**

On a motion by Eberhard, seconded by Gioia, the Council voted to authorize Mayor Hauser to send the draft letter of invitation to ADOT dated September 26, 2001, with any changes she would like to make in the grammar of the letter. Baker and Reddell voted "no" with Dickinson abstaining.

**13. Discussion and possible approval of the proposed League of Arizona Cities and Towns Resolutions.**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve all the Resolutions except for #24, and to sign onto Resolutions 4,12,13,14,15,16, and 18.

**14. Authorization for Mayor to prepare a letter in opposition to Governors proposed cut in state shared revenues.**

On a motion by Gioia, seconded by Baker, the Council voted unanimously to authorize Mayor Hauser to prepare a letter of opposition to the Governors proposed cut in state shared revenue.

**15. Possible approval of participation in the Verde Valley Leadership Institute in an amount not to exceed \$3,000.**

On a motion by Baker, seconded by Dickinson, the Council voted unanimously to approve participation in the Verde Valley Leadership Institute in an amount not to exceed \$3,000.

**16. Possible approval of Tom Johnston proposal for development of conceptual drawings of the Town Hall site in the amount of \$3,710\*. This will be the first phase of the development of a Master Plan for the Town Hall site.**

On a motion by Hunter, seconded by Gioia, the Council voted to approve Tom Johnston's proposal for development of conceptual drawings of the Town Hall site in the amount of \$3,710, for the first phase of the development of a Master Plan for the Town Hall site. Baker and Reddell voted "no".

**17. Call to the Public for Items not on the Agenda.**

Robert Foreman addressed a letter that he said Eberhard wrote to the editor about property taxes. He added that four Councilor's had stated there would be no Town imposed property tax when they were campaigning.

**18. Advanced Approvals**

There were no advanced approvals.

**19. Manager/Staff Report**

There were no reports.

**20. Council Informational Reports**

Eberhard requested an Agenda Item on Verde Valley Open Space Steering Committee for funding an open space process design consultant.

**21. Adjournment**

The meeting was adjourned at 9:53 p.m.

## AGENDA



**REGULAR SESSION  
and  
COUNCIL HEARS PLANNING & ZONING  
MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, SEPTEMBER 26, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a) **Approval of the Minutes:** (There are no minutes for approval)
  - b) **Set Next Meeting, Date and Time:**
    - 1) Regular Session - October 3, 2001 at 6:30 p.m.
    - 2) Regular Session - October 17, 2001 at 6:30 p.m.
    - 3) Council Hears Planning and Zoning Matters-October 24, 2001 at 6:30 p.m.

**5. Call to the Public for Items not on the Agenda**

Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to respond to criticism made by those who have addressed the public body, ask staff to review a matter, or ask that a matter be on a future agenda. (Pursuant to A.R.S. §38-381.01(G).)

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any, that were unavailable at the time Agenda packets were prepared.

**Discussion, consideration and possible action on the following items:**

**(Note: public input may be invited on any of these items. All expenditures are budgeted items unless otherwise noted by "\*\*".)**

6. **Possible approval of Ordinance 2001-A186, Adoption of 2001 Section 120 Zoning Amendments, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 120 (outdoor lighting regulations) of the Planning & Zoning Ordinance (87-A23), and proscribing penalties for violations thereof.**
7. **Possible approval of the Resolution 2001-482, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 amendments to section 120 (Outdoor Lighting Regulations) of the Planning and Zoning Ordinance (87-A23) dated September 26, 2001, to be a public record.**
8. **Possible approval of Ordinance 2001-A185, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to the subdivision regulations of the Planning and Zoning Ordinance (87-A23) and proscribing penalties for violations thereof.**

9. Possible approval of Ordinance 2001-A187, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 122 (Wireless Communication Facility Regulations) of the Planning & Zoning Ordinance (87-A23), and proscribing penalties for violations thereof.
10. Possible approval of Resolution 2001-484, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 Adoption of Section 122 (Wireless Communication Facility Regulations) of the Planning and Zoning Ordinance (87-A23) dated September 26, 2001, to be a public record.
11. Possible approval of Resolution PZ 2001-08 a Resolution of the Mayor and Common Council of the Town of Camp Verde, Arizona approving Final Plat 2001-02, for Unit Two South of the Cliffs, a planned area development subdivision containing 30 lots. The location of phase Two South is at the south end of Azure Drive and Cliffs Parkway.
12. Discussion and possible approval of offer from Arizona Department of Transportation to purchase 14,833 sq. feet of Town property located at Oasis and General Gook Trail for an amount of \$13,600
13. Discussion and possible approval of the proposed League of Arizona Cities and Towns Resolutions.

Mayor Hauser requested the following item(s)

14. Authorization for Mayor to prepare a letter in opposition to Governors proposed cut in state shared revenues. (Proposed cut for Camp Verde is \$69,635.65)
15. Possible approval of participation in the Verde Valley Leadership Institute in an amount not to exceed \$3,000\*

*Vice Mayor Gioia requested the following item(s):*

16. Possible approval of Tom Johnston proposal for development of conceptual drawings of the Town Hall site in the amount of \$3,710\*. This will be the first phase of the development of a Master Plan for the Town Hall site.
17. Call to the Public for Items not on the Agenda

There will be no Public input on the following items:

18. Advanced Approvals
19. Manager/Staff Report
20. Council Informational Reports: Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
21. Adjournment

Posted by: *O Jones*

Date/Time: 9-21-01 10:00 a.m.

Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
MAYOR & COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
WEDNESDAY, SEPTEMBER 26, 2001  
6:30 P.M.**

1. **Call to Order**  
Mayor Hauser called the meeting to order at 6:35 p.m.
2. **Roll Call**  
Mayor Hauser, Vice Mayor Tony Gioia, Councilor's Reddell, Baker, Hunter, Eberhard, and Dickinson were present.  
**Also Present:** Town Clerk Deborah Barber, Town Manager John Roberts, Town Attorney Julie Kriegh, Finance Director Dane Bullard, Senior Planner Nancy Buckel, Chief Building Inspector Monty Smith, and Recording Secretary Valerie House.
3. **Pledge**  
Eberhard led the pledge.
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:** (There were no minutes for approval)
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session – October 3, 2001
    - 2) Regular Session – October 17, 2001 at 6:30 p.m.
    - 3) Council Hears Planning & Zoning Matters – October 24, 2001 at 6:30 p.m.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as amended, changing; "Regular Session - October 17, 2001" to "Council Hears Planning & Zoning Matters – October 17, 2001" and adding a "Special Session - October 10, 2001 at 6:30 p.m." and deleting "October 24, 2001" meeting.
5. **Call to the Public for Items not on the Agenda.**  
Chief Building Inspector Monty Smith introduced the new Town building inspector Steve Coscia to Council.  
  
Steve Coscia introduced himself to Council and discussed his background.
6. **Possible approval of Ordinance 2001-A186, Adoption of 2001 Section 120 Zoning Amendments of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 120 (outdoor lighting regulations) of the Planning & Zoning Ordinance (87-A23), and proscribing penalties for violations thereof.**  
On a motion by Gioia, seconded by Eberhard, the Council voted to adopt Ordinance 2001-A186, amending Section 120, Outdoor Lighting Regulations, of the Planning & Zoning Ordinance (87-A23), with two exceptions; page 8, section E., item 5, delete wording "averaged over the entire property", and page 6, section C., deleting item 2-c. Baker, Reddell, and Dickinson voted "no".

A motion by Eberhard to amend Gioia's motion by leaving page 6, section C., item 2-c in the ordinance, died for lack of a second.

After a discussion over several items in the draft ordinance, Council agreed to delete some of the wording on page 8, section E., item 5 and to delete altogether page 6, section C., item 2-c, regarding holiday lighting.

Councilor Dickinson said that while he appreciated dark skies, he was opposed to any governing regulations of the lighting used on private property. Reddell and Baker agreed. Baker stated that she had heard from a number of citizens discussing the impact on private property rights with regard to this ordinance, and felt the ordinance should target commercial lighting instead of personal lighting.

**Public Input:**

Matt Malloy introduced himself as Camp Verde Union High School teacher and that he was building an observatory in his back yard for the educational purposes. He spoke in support of dark skies and the lighting ordinance.

Robert Foreman said the ordinance was very technical and that he thought a past Council had agreed that an ordinance should have 2 public hearings before it could be passed. He added that no one had the authority to regulate holiday lights.

Helen Zimmerli supported the ordinance and volunteered to start an educational campaign on this subject.

David Haskell felt the Town plan was about quality lighting for future generations and endorsed the dark skies ordinance.

Marshal Whitmire said he was interested in preserving dark skies. He expressed appreciation to NAU 's Chris Luginbuhl, for helping Planning & Zoning draft this ordinance.

Dr. Bob Millis, Director of Lowell Observatory, complimented Council on their dark sky legislation. He said this was a positive step for the Town, and would be emulated by other communities.

Sara McIntyre said she was a student of Mr. Malloy's and felt strongly about dark skies. She said a neighbor's light interrupted the views of her telescope.

There was no other public input.

7. **Possible approval of the Resolution 2001-482, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 amendments to Section 120 (Outdoor Lighting Regulations) of the Planning & Zoning Ordinance (87-A23) dated September 26, 2001, to be a public record.**

On a motion by Gioia, seconded by Hunter, the Council voted to approve Resolution 2001-482, of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 amendments to Section 120, Outdoor Lighting Regulations, of the Planning & Zoning Ordinance 87-A23, dated September 26, 2001, to be a public record. Dickinson, Baker, and Reddell voted "no".

**Public Input:**

Robert Foreman wanted to make it clear to Council and the public that he will use whatever lighting system he chooses for the safety of his family, on his property.

8. **Possible approval of Ordinance 2001-A185, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to the subdivision regulations of the Planning and Zoning Ordinance (87-A23), and proscribing penalties for violations thereof.**

On a motion by Eberhard, seconded by Hunter, the Council voted to approve Ordinance 2001-A185, an ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to the subdivision regulations of the Planning & Zoning Ordinance 87-A23 and proscribing penalties for violations thereof. Dickinson and Reddell voted "no".

Senior Planner Buckel explained that this ordinance dealt with street naming standards that had never been put in the ordinance.

Councilor Baker asked Buckel if the list of historic names would be part of the ordinance. Buckel said streets would be named according to the street standards and that historical names were not attached to this ordinance.

**Public Input:**

There was no public input.

9. **Possible approval of Ordinance 2001-A187, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 122 (Wireless Communication Facility Regulations) of the Planning & Zoning Ordinance (87-A23), and proscribing penalties for violations thereof.**

Manager Roberts asked Council to move to item #11 to accommodate visitors from out of town.

On a motion by Eberhard, seconded by Baker, the Council voted unanimously to approve Ordinance 2001-A187, an ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 122 Wireless Communication Facility Regulations, of the Planning & Zoning Ordinance 87-A23 and proscribing penalties for violations thereof with changes to page 5, section C., item #3 - Height Limitations, to read: "Co-locations on towers or structures are allowed a 15' height increase above the standard height restrictions for the second, third, and fourth co-locations.

Councilors discussed tower heights and co-locations. Buckel explained there was a choice between fewer and taller towers, or shorter towers with more of them. Gioia questioned the need for towers without any locations. Roberts explained they would generate substantial revenue for the Town.

**Public Input:**

George Young said that groupings and tower locations are a premium. He said this could affect his TV business.

Marshal Whitmire suggested the wording of the ordinance to include maximum of 50 feet.

There was no other public input.

10. **Possible approval of Resolution 2001-484, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 Adoption of Section 122 (Wireless Communication Facility Regulations) of the Planning & Zoning Ordinance (87-A23) dated September 26, 2001, to be a public record.**

On a motion by Hauser, seconded by Reddell, the Council voted unanimously to approve Resolution 2001-484, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 adoption of Section 122 Wireless Communication Facility Regulations of the Planning & Zoning Ordinance 87-A23, dated September 26, 2001 to be a public record.

There was no Council discussion on this item.

**Public Input:**

There was no public input.

11. **Possible approval of Resolution PZ 2001-08 a Resolution of the Mayor and Common Council of the Town of Camp Verde, Arizona, approving Final Plat 2001-02, for Unit Two South of the Cliffs, a planned area development subdivision containing 30 lots. The location of phase Two South is at the South end of Azure Drive and Cliffs Parkway.**

On a motion by Dickinson, seconded by Baker, the Council voted to approve Resolution PZ 2001-08, approving Final Plat 2001-02 for Unit Two of the Cliffs, with stipulations A, B, and D to be met and the letter dated September 25, 2001 from Fleet – Fisher Engineering, Inc. addressing lots 56-61, be approved. Gioia voted "no".

Buckel explained that a Final Plat was never submitted by the previous owners of the Cliffs. She said in 1994 a final plat was approved for 44 lots. She added that a waiver from Council approving a 10% grade for the streets was needed for completion of the final plat. Buckel mentioned a problem that the Camp Verde Marshal's Office, as well as staff, had with the access of 6 lots being shared by 3 driveways on a curve.

Council discussed several issues they had with the proposed waiver of grade level. Gioia was concerned with safety issues. He suggested a single access point or a small pocket park be added. Manager Roberts explained that a former Council had already approved the plan and Council had a responsibility to approve. Attorney Kriegh said Council could not make any changes due to former approval. Eberhard requested Staff to re-visit expiring issues.

**Public Input:**

Scott Simonton, Manager for Verde Cliffs L.L.C., said he was trying to finish the development according to its original plat. He said studies were done by Fleet Engineering, at a considerable expense, on traffic and additional studies on water and safety issues. He felt speed violators should be ticketed to address the safety concerns.

Ron Smith said Council approval was given on a pathway from the existing Phase I that was never completed. He questioned why this was on the Agenda if nothing could be changed.

Tymen Hofflander said the estimates of speed safety were measured at existing ground level, also an additional estimate at a raised ground level found a distance of 305 feet needed to stop in a safe manner at 40 miles per hour.

12. **Discussion and possible approval of offer from Arizona Department of Transportation to purchase 14,833 sq. feet of Town property located at Oasis and General Crook Trail for an amount of \$13,600.**

On a motion by Eberhard, seconded by Gioia, the Council voted to authorize Mayor Hauser to send the draft letter of invitation to ADOT dated September 26, 2001, with any changes she would like to make in the grammar of the letter. Baker and Reddell voted "no" Dickinson abstained.

Finance Director Bullard said the Town paid \$28,500 dollars for this property. Council discussed the value of the land. Eberhard felt this item should be tabled until Hauser's letter of invitation to ADOT had been sent and then add this to the anticipated discussion with ADOT. Baker said Council had already voted against a letter and felt this was Eberhard's way of sending the letter. Eberhard said a motion had already been made to send the letter and any other motion to undo this was improper under the Garello rule. Baker said it was proper. Reddell said the issue was the price for the land, not the letter to ADOT. Gioia felt accepting a low bid would set a precedent on the values of other land.

**Public Input:**

Marshal Whitmire expressed concern that Council had not been able to come to agreement on the letter.

13. **Discussion and possible approval of the proposed League of Arizona Cities and Towns Resolutions.**

After discussion and a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve all the Resolutions except for #24, and to sign onto Resolutions #4,12,13,14,15,16, and 18.

**Public Input:**

Robert Foreman felt Resolution #10 made him question a surcharge he pays for the light program to provide street lights for business.

14. **Authorization for Mayor to prepare a letter in opposition to Governors proposed cut in state shared revenues.**

On a motion by Gioia, seconded by Baker, the Council voted unanimously to authorize Mayor Hauser to prepare a letter of opposition to the Governor's proposed cut in state shared revenue.

Hauser explained that this was a formality to oppose the cut of state shared revenue.

15. **Possible approval of participation in the Verde Valley Leadership Institute in an amount not to exceed \$3,000.**

On a motion by Baker, seconded by Dickinson, the Council voted unanimously to approve participation in the Verde Valley Leadership Institute in an amount not to exceed \$3,000.

Clerk Barber informed Council that 17 Council members and Commissioners were interested in participating.

16. **Possible approval of Tom Johnston proposal for development of conceptual drawings of the Town Hall site in the amount of \$3,710\*. This will be the first phase of the development of a Master Plan for the Town Hall site.**

On a motion by Hunter, seconded by Gioia, the Council voted to approve Tom Johnston's proposal for development of conceptual drawings of the Town Hall site in the amount of \$3,710, for the first phase of the development of a Master Plan for the Town Hall site. Baker and Reddell voted "no".

Councilor Dickinson asked for information on Tom Johnston and requested 6 month reports with public hearings. Eberhard stated Johnston is a designer and is familiar with the Town Plan. Baker

was reluctant and suggested the consideration of other bids and information. Reddell suggested a model be made instead of drawings. Eberhard explained that remodeling was already underway with out a master plan.

17. **Call to the Public for Items not on the Agenda.**

Robert Foreman addressed a letter that he said Eberhard wrote to the editor about property taxes. He added that four Councilors had stated there would be no Town imposed property tax when they were campaigning.

18. **Advanced Approvals**

There were no advanced approvals.

19. **Manager/Staff Report**

There were no reports.

20. **Council Informational Reports**

Eberhard requested an Agenda Item on Verde Valley Open Space Steering Committee for funding an open space process design consultant.

21. **Adjournment**

The meeting was adjourned at 9:53 p.m.



Brenda Hauser, Mayor



Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 26th day of September, 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 28th day of September, 2001.



Deborah Barber, Town Clerk

**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, OCTOBER 3, 2001**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
- a. **Approval of the Minutes:**
    - 1) Regular Session - September 19, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Special Session - October 10, 2001 at 6:30 p.m.
    - 2) Council Hears Planning and Zoning Matters - October 17, 2001 at 6:30 p.m.
    - 3) Regular Session - November 7, 2001
    - 4) Regular Session - November 21, 2001 - Cancelled (Thanksgiving Holiday)
    - 5) Council Hears Planning and Zoning Matters - November 28, 2001
  - c. **Possible approval of Proclamation declaring week of October 23, 2001 as Red Ribbon Week urging all residents of this community to comply with and show their support for the Red Ribbon Campaign - No Use of Illegal Drugs.**
  - d. **Possible approval of Donation to Red Cross in an amount not to exceed \$1,000. (This is an unbudgeted item from the General Fund.)**
  - e. **Possible approval of Contract with Verde Valley Humane Society in an amount of \$8,150 for a period of four months, October 1, 2001 to January 31, 2002. (This is a budgeted item from the General Fund.)**

Vice Mayor Gioia asked that item e. be removed from the Consent Agenda for discussion.

On a motion by Gioia, seconded by Baker, the Council voted unanimously table the contract with Verde Valley Humane Society for further review by Town Attorney.

On a motion by Reddell, seconded by Eberhard, the Council voted unanimously to approve the Consent Agenda as presented.

5. **Call to the Public for Items not on the Agenda.**  
There was no public input.
6. **Presentation, discussion, and possible approval of the Educational Needs Survey recommendation.**  
On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve the Staff recommendation from John Roberts' memo dated 10/3/01 with number #4 changed to read "the Mayor and/ or her designee's".
7. **Presentation by Kathleen A. McLaughlin, Director of Yavapai Family Advocacy Center, reviewing the Centers past years's activities.**  
Council took no action on this item.
8. **Possible approval of Town Magistrate employment contract.**  
On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to make the Magistrate independent contract agreement draft dated 9/27/01 a public document.
- On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve the Magistrate independent contract agreement based on the draft dated 9/27/2001 with 3 changes to include; section 1, under terms of appointment, delete the words "but not be limited to"; three lines down, "which disqualifies the Magistrate or removes them from office" adding "or other cause or conduct as provided under Arizona State law"; Add a sentence to the end of section 3 to read "Cost of living increase of 2.5% to be put into effect at the 1 year anniversary of this contract".

On a motion by Dickinson , seconded by Baker, the Council voted to amend Eberhard's motion setting the salary of the Magistrate at \$46,820. Eberhard and Gioia voted no.

9. **Discussion and possible approval to retain Tom K. Kelly to handle the Town's general civil legal matters on an interim contractual basis.**

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to delete this item from the agenda.

10. **Possible approval of request from the Verde Valley Open Space Steering Committee for financial participation in funding an open space process design consultant in an amount not to exceed \$500 (This is an unbudgeted item from the General Fund.)**

On a motion by Gioia, seconded by Baker, the Council voted unanimously to approve the Verde Valley Open Space Steering Committee for financial participation in funding of the open space process design consultant in an amount not to exceed \$500.

11. **Call to the Public for Items not on the Agenda.**

There was no public input.

12. **Advanced Approvals**

There were no advanced approvals.

13. **Manager/Staff Report**

There were no reports.

14. **Council Informational Reports**

Dickinson discussed a meeting he attended, along with John Roberts and Eric Eberhard, with two ESI consultants who said a market analysis would be available in 2-3 months.

Hunter stated that he went to a pre-conference meeting with the League of Cities on the Resolutions.

Gioia discussed an SRP letter that addressed the headwaters of the Verde River. He added that Yavapai County had passed the 1<sup>st</sup> phase.

Hauser urged support for local businesses due to slow tourism.

15. **Adjournment**

The meeting was adjourned at 8:09 p.m.

**AMENDED  
AGENDA**



**REGULAR SESSION  
MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, OCTOBER 3, 2001  
6:30 P.M.**

- 1. Call to Order**
- 2. Roll Call**
- 3. Pledge of Allegiance**
- 4. Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a) Approval of the Minutes:**
    - 1) Regular Session-September 19, 2001
  - b) Set Next Meeting, Date and Time:**
    - 1) Special Session-October 10, 2001 at 6:30 p.m.
    - 2) Council Hears Planning and Zoning Matters-October 17, 2001 at 6:30 p.m.
    - 3) Regular Session-November 7, 2001
    - 4) Regular Session-November 21, 2001-Cancelled (Thanksgiving Holiday)
    - 5) Council Hears Planning and Zoning Matters-November 28, 2001
  - c) Possible approval of Proclamation declaring week of October 23, 2001 as Red Ribbon Week urging all residents of this community to comply with and show their support for the Red Ribbon Campaign-No Use of Illegal Drugs.**
  - d) Possible approval of Donation to Red Cross in an amount not to exceed \$1,000. (This is an unbudgeted item from the General Fund.)**
  - e) Possible approval of Contract with Verde Valley Humane Society in the amount of \$8,150 for a period of four months, October 1, 2001 to January 31, 2002. (This is a budgeted item from the General Fund.)**

**5. Call to the Public for Items not on the Agenda**

Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to respond to criticism made by those who have addressed the public body, ask staff to review a matter, or ask that a matter be on a future agenda. (Pursuant to A.R.S. §38-381.01(G).)

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**Discussion, consideration and possible action on the following items:  
Public input may be invited on any of these items.**

- 6. Presentation, discussion, and possible approval of the Educational Needs Survey recommendation.**
- 7. Presentation by Kathleen A. McLaughlin, Director of Yavapai Family Advocacy Center, reviewing the Centers past year's activities.**
- 8. Possible approval of Town Magistrate employment contract.**

## AGENDA



**REGULAR SESSION  
MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, OCTOBER 3, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a) **Approval of the Minutes:**
    - 1) Regular Session-September 19, 2001
  - b) **Set Next Meeting, Date and Time:**
    - 1) Special Session-October 10, 2001 at 6:30 p.m.
    - 2) Council Hears Planning and Zoning Matters-October 17, 2001 at 6:30 p.m.
    - 3) Regular Session-November 7, 2001
    - 4) Regular Session-November 21, 2001
    - 5) Council Hears Planning and Zoning Matters-November 28, 2001
  - c) **Possible approval of Proclamation declaring week of October 23, 2001 as Red Ribbon Week urging all residents of this community to comply with and show their support for the Red Ribbon Campaign-No Use of Illegal Drugs.**
  - d) **Possible approval of Donation to Red Cross in an amount not to exceed \$1000.**
  - e) **Possible approval of Contract with Verde Valley Humane Society in the amount of \$8,150**
5. **Call to the Public for Items not on the Agenda**

Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to respond to criticism made by those who have addressed the public body, ask staff to review a matter, or ask that a matter be on a future agenda. (Pursuant to A.R.S. §38-381.01(G).)

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**Discussion, consideration and possible action on the following items:**

**(Note: public input may be invited on any of these items. All expenditures are budgeted items unless otherwise noted by "\*\*".)**

6. **Presentation, discussion, and possible approval of the Educational needs survey recommendation.**
7. **Presentation by Kathleen A. McLaughlin, Director of Yavapai Family Advocacy Center, reviewing the past years activities for Yavapai Family Advocacy Center.**
8. **Possible approval of employment contract for Town Magistrate Contract (Council may vote to go into executive session per ARS§38-431.03 (A)(1) and then resume this item.)**

*Councilor Dickinson requested the following item(s)*

9. **Discussion and possible approval to retain Tom K. Kelly to handle the Towns General Civil Legal activities on a contractual-interim basis.**

*Councilor Eberhard requested the following item(s)*

10. **Possible approval of request from the Verde Valley Open Space Steering Committee for financial participation in funding an open space process design consultant in an amount not to exceed \$500\***

**Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

11. **Advanced Approvals**

12. **Manager/Staff Report**

13. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.

Posted by: *J. Jones*

Date/Time: 9-28-01 9:15 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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*Councilor Dickinson requested the following item(s)*

9. **Discussion and possible approval to retain Tom K. Kelly to handle the Towns General Civil Legal activities on a contractual-interim basis.**

*Councilor Eberhard requested the following item(s)*

10. **Possible approval of request from the Verde Valley Open Space Steering Committee for financial participation in funding an open space process design consultant in an amount not to exceed \$500\***

**Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

11. **Advanced Approvals**

12. **Manager/Staff Report**

13. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.

Posted by: *U Jones*

Date/Time: *9.28.01 9:15 a.m*

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**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
Of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY OCTOBER 3, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
Public input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

**1. Call to Order**

Mayor Hauser called the meeting to order at 6:30 p.m.

**2. Roll Call**

Mayor Hauser, Vice Mayor Gioia, Councilors Reddell, Baker, Hunter, Eberhard, and Dickinson were present.

**Also Present:**

Town Manager John Roberts, Town Clerk Deborah Barber, Town Attorney Julie Kriegh, Marshal John Wischmeyer, and Recording Secretary Valerie House.

**3. Pledge of Allegiance**

Councilor Dickinson led the pledge.

**4. Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

**a. Approval of the Minutes:**

- 1) Regular Session - September 19, 2001

**b. Set Next Meeting, Date and Time:**

- 1) Special Session - October 10, 2001 at 6:30 p.m.
- 2) Council Hears Planning and Zoning Matters - October 17, 2001 at 6:30 p.m.
- 3) Regular Session - November 7, 2001
- 4) Regular Session - November 21, 2001 - Cancelled (Thanksgiving Holiday)
- 5) Council Hears Planning and Zoning Matters - November 28, 2001

**c. Possible approval of Proclamation declaring week of October 23, 2001 as Red Ribbon Week urging all residents of this community to comply with and show their support for the Red Ribbon Campaign - No Use of Illegal Drugs.**

**d. Possible approval of Donation to Red Cross in an amount not to exceed \$1,000. (This is an unbudgeted item from the General Fund.)**

**e. Possible approval of Contract with Verde Valley Humane Society in an amount of \$8,150 for a period of four months, October 1, 2001 to January 31, 2002. (This is a budgeted item from the General Fund.)**

Vice Mayor Gioia asked that item e. be removed from the Consent Agenda for discussion.

On a motion by Gioia, seconded by Baker, the Council voted unanimously table the contract with Verde Valley Humane Society for further review by Town Attorney.

On a motion by Reddell, seconded by Eberhard, the Council voted unanimously to approve the Consent Agenda as presented.

**5. Call to the Public for Items not on the Agenda.**

There was no public input.

6. **Presentation, discussion, and possible approval of the Educational Needs Survey recommendation.**  
On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve the Staff recommendation from John Roberts memo dated 10/3/01 with number 4 changed to read "the Mayor and or her designee's".  
  
Doctor John Quinley, Director of Institutional Planning, Research and Assessment for Yavapai Community College, gave a power point presentation, a copy of which is attached and becomes a permanent part of this record.
7. **Presentation by Kathleen A. McLaughlin, Director of Yavapai Family Advocacy Center, reviewing the Centers past years's activities.**  
Council took no action on this item.  
  
Director Kathleen McLaughlin of Yavapai Family Advocacy Center gave Council an update on activities of the Center over the last year.
8. **Possible approval of Town Magistrate employment contract.**  
On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to make the Magistrate independent contract agreement draft dated 9/27/01 a public document.  
  
On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve the Magistrate independent contract agreement based on the draft dated 9/27/2001 with 3 changes to include; section 1, under terms of appointment, delete the words "but not be limited to"; three lines down, "which disqualifies the Magistrate or removes them from office" adding "or other cause or conduct as provided under Arizona State law"; Add a sentence to the end of section 3 to read "Cost of living increase of 2.5% to be put into effect at the 1 year anniversary of this contract".  
  
On a motion by Dickinson , seconded by Baker, the Council voted to amend Eberhard's motion setting the salary of the Magistrate at \$46,820. Eberhard and Gioia voted no.  
  
Council discussed the Town Magistrate contract. Dickinson and Baker felt the Magistrate's salary should be set at the entry level amount of the salary equalization plan for Council appointed positions, since Council just approved the plan. Eberhard felt the contract should stay at the budgeted amount.
9. **Discussion and possible approval to retain Tom K. Kelly to handle the Town's general civil legal matters on an interim contractual basis.**  
On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to delete this item from the agenda due.  
  
Council discussed the reasons for deleting this item from the agenda.
10. **Possible approval of request from the Verde Valley Open Space Steering Committee for financial participation in funding an open space process design consultant in an amount not to exceed \$500 (This is an unbudgeted item item from the General Fund.)**  
On a motion by Gioia, seconded by Baker, the Council voted unanimously to approve the Verde Valley Open Space Steering Committee for financial participation in funding of the open space process design consultant in an amount not to exceed \$500.

Council discussed the importance of developing the Verde Valley Open Space Steering Committee and the need for a design consultant to make this a formally structured organization. They felt that conceptually supporting this would make a statement to surrounding communities.

**Public Input:**

Jane Whitmire spoke of her concern with the confusion started about the group. She asked Council to step forward with support and not be led by the confusion.

Marshal Whitmire commented that he had been attending open space meetings for the last 6 months and felt it was a well intended Committee.

11. **Call to the Public for Items not on the Agenda.**

There was no public input.

12. **Advanced Approvals**

There were no advanced approvals.

13. **Manager/Staff Report**

There were no reports.

14. **Council Informational Reports**

Dickinson discussed a meeting he attended, along with John Roberts and Eric Eberhard, with two ESI consultants who said a market analysis would be available in 2-3 months.

Hunter stated that he went to a pre-conference meeting with the League of Cities on the Resolutions.

Gioia discussed an SRP letter that addressed the headwaters of the Verde River. He added that Yavapai County had passed the 1<sup>st</sup> phase.

Hauser urged support for local businesses due to slow tourism.

15. **Adjournment**

The meeting was adjourned at 8:09 p.m.



Brenda Hauser, Mayor



Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 3rd day of October, 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 4th day of October, 2001.



Deborah Barber, Town Clerk

## AGENDA



**SPECIAL SESSION  
MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, OCTOBER 3, 2001  
5:30 P.M.**

- 1. Call to Order**
- 2. Roll Call**

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**Discussion, consideration and possible action on the following items:**

- 3. Town Magistrate Employment Contract** (Council may vote to go into executive session per ARS §38-431.03 (A)(1) and then resume this item.)
- 4. Adjournment**

Posted by: *J. Jones*

Date/Time: 10-01-01 1:30 p.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
Of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, OCTOBER 3, 2001  
5:30 P.M.**

**1. Call to Order.**

Mayor Brenda Hauser called the meeting to order at 5:30 p.m.

**2. Roll Call.**

Mayor Brenda Hauser, Councilors John Reddell, Jackie Baker, Leroy Hunter, Eric Eberhard, and Mitch Dickinson were present. Vice Mayor Tony Gioia was absent.

**Also Present:**

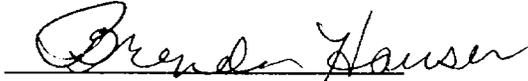
Town Clerk Deborah Barber, Town Attorney Julie Kriegh, Town Manager John Roberts and Magistrate Lyndall McIlhane.

**3. Discussion, consideration and possible action on the Town Magistrate Employment Contract** (Council may vote to go into executive session per ARS §38-431.03 (A)(1) for personnel matters or ARS §38-431.03(A)(2) for consideration of records exempt from public inspection and then resume this item.)

On a motion by Reddell, seconded by Eberhard, the Council voted unanimously to go into Executive Session for discussion on Town Magistrate Employment Contract.

**3. Adjournment**

The meeting was adjourned at 5:31 p.m.



Brenda Hauser, Mayor

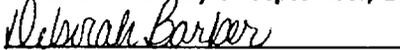


Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the discussion of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 3rd day of September, 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 4th day of September, 2001.



Deborah Barber, Town Clerk

*Administrative Offices  
Town of Camp Verde*

Notice to Employee of Executive Session

Pursuant to ARS 38-431.03.A.1, and §38-431.03.A.4, a public body may vote to go into an executive session for discussions concerning the employment, assignment, promotion, demotion, dismissal, salary, discipline, or resignation of an officer, appointee, or employee. After being given notice of the meeting, the employee may request that the discussion occur at a public (open) meeting rather than an executive session.

Since legal action cannot be taken at an executive session, the Town will typically schedule a special session that indicates your employment as part of the agenda, allow for a vote to go into an executive session, and then re-convene to take any legal action. Other than the Council members and yourself, only those persons "whose presence is reasonably necessary in order for the public body to carry out its executive session responsibilities may attend the executive session" (ARS 38-431.2). This normally is limited to a recording secretary for the Council (the meeting is usually taped), but you may also request your attorney to attend. All discussions at an executive session are to be kept confidential (ARS 38-431.03.B), but any discussion or actions taken at the special session are open to the public.

*A Special Session/ Executive Session concerning your employment with the Town of Camp Verde is now set for **Wednesday, October 3, 2001, at 5:30 p.m. at Town Hall.** Please sign and date this notice to acknowledge its receipt, and initial one of the lines below to indicate if you want the session to be held in public.*

*I prefer the session remain an executive session*  
 *I request the executive session not be called, and the discussion occur at a public meeting during the Special Session.*

Employee Signature \_\_\_\_\_

Date \_\_\_\_\_

*[Handwritten Signature]*      *10/2/01*

**ACTIONS TAKEN  
SPECIAL SESSION  
WEDNESDAY, OCTOBER 10, 2001**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

**a. Approval of the Minutes:**

- 1) Regular Session - Council Hears P & Z Matters - September 26, 2001
- 2) Special Session - 5:30 p.m. - September 26, 2001
- 3) Special Session - 6:00 p.m. - September 26, 2001
- 4) Special Session - October 3, 2001

**b. Set Next Meeting, Date and Time:**

- 1) Council Hears Planning and Zoning Matters - October 17, 2001 at 6:30 p.m.
- 2) Regular Session - November 7, 2001
- 3) Regular Session - November 21, 2001 - Cancelled (Thanksgiving Holiday)
- 4) Council Hears Planning and Zoning Matters - November 28, 2001

**c. Possible approval of funding in the amount of \$2,363.00 to support the Yavapai Family Advocacy Center (This is a budgeted item from the General Fund.)**

**d. Authorization for Mayor to prepare a congratulatory letter to the newly elected Yavapai Apache Nation Chair and Council.**

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to approve the Consent Agenda as amended with correction to page 5 of the Regular Session Minutes on 9/26/01.

5. **Call to the Public for Items not on the Agenda.**

There was no public input.

6. **Library Advisory Commission presentation on the Camp Verde Community Library's future growth and option for a new building.**

Council took no action on this item.

Mayor Hauser requested to move to item #8.

7. **Possible appointment of ADOT Technical Advisory Committee Chair Person**

On a motion by Dickinson, seconded by Baker, the Council voted to appoint Eric Eberhard as Chairman of the ATAC Committee. Eberhard voted "no".

8. **Possible approval of Verde Valley Humane Society Contract for \$8,150 for a period of four (4) months beginning October 1, 2001 through January 31, 2002. (This is a budgeted item from the General Fund.)**

On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to approve the Verde Valley Humane Society Contract for \$8,150 for a period of four months, beginning October 1, 2001 through January 31, 2002, with the stipulations of the recommendations from Town Attorney, that the contract is approved with the changes as outlined in the attached memo from Brandon Cavanaugh dated Oct. 8, 2001 with an appropriate indemnification clause to be approved by the attorneys.

9. **Possible approval to purchase a replacement police vehicle and possible authorization to expend \$8,674 in addition to the \$10,206.90 insurance coverage. (This is an unbudgeted item from the General Fund.)**

On a motion by Dickinson, seconded by Gioia, the Council voted unanimously to approve the purchase of a replacement police vehicle and authorization to expend \$8,674 in addition to the insurance check.

10. **Discussion, consideration and possible direction to staff concerning the purchase of a public safety facility to house the Camp Verde Marshal's Office.**  
Council directed the Finance Director and the Grants Administrator to research viable funding options as soon as possible.
11. **Discussion, consideration and possible approval of a Retail Trade Leakage Survey**  
On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to approve \$5,200 to be taken from the Economic Development Account, making it a budgeted item, to be used for a Retail Trade Leakage Survey done by ESI.
12. **Call to the Public for items not on the Agenda**  
There was no public input.
13. **Advanced Approvals**  
There were no advanced approvals.
14. **Manager/Staff Report**  
Marshal Wischmeyer reported that the Marshal's office had received grant approval through the Cops and Schools 2001 Program for a School Resource officer with three years of officer salary in the amount of \$114,659.51. He added that the Governor's office of Highway Safety notified the Marshal's office of a \$5,320.00 grant approval on a laser ranging device and computer software.
15. **Council Informational Reports**  
Gioia reported on a meeting with the Verde Valley Natural Resource Committee who discussed the possibilities of impending legislation and Governor's proposed budget cuts. Also, the Middle Verde River Basin Planning Group meeting discussed the pursuit and investigation of water improvement districts with hopes to eventually bring all the water resources of the Verde Valley under one umbrella with proper water planning and developing. Gioia had several discussions over the Governor's proposed revenue sharing with several legislatures, Tom O'halleran, and others. He said the Town would lose 15% plus another 4% and felt it didn't affect all communities equally.
16. **Discussion and consideration of disposition of real property owned by the Town that is located on General Crook Trail.**  
On a motion by Eberhard, seconded by Dickinson, the Council voted unanimously to go into Executive Session to consider the Town's position and instruct staff regarding real property located on General Crook Trail.
17. **Adjournment**  
The meeting was adjourned at 8:46 p.m.

## AGENDA



**SPECIAL SESSION  
MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, OCTOBER 10, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a) **Approval of the Minutes:**
    - 1) Regular Session - Council Hears P&Z Matters - September 26, 2001
    - 2) Special Session - 5:30 p.m. - September 26, 2001
    - 3) Special Session - 6:00 p.m. - September 26, 2001
    - 4) Special Session - October 3, 2001
  - b) **Set Next Meeting, Date and Time:**
    - 1) Council Hears Planning and Zoning Matters - October 17, 2001 at 6:30 p.m.
    - 2) Regular Session - November 7, 2001
    - 3) Regular Session - November 21, 2001 - Cancelled (Thanksgiving Holiday)
    - 4) Council Hears Planning and Zoning Matters - November 28, 2001
  - c) **Possible approval of funding in the amount of \$2,363.00 to support the Yavapai Family Advocacy Center (This is a budgeted item from the General Fund.)**
  - d) **Authorization for Mayor to prepare a congratulatory letter to the newly elected Yavapai Apache Nation Chair and Council**
5. **Call to the Public for Items not on the Agenda**

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**Discussion, consideration, and possible action on the following items:  
Public input may be invited on any of these items.**

6. **Library Advisory Commission presentation on the Camp Verde Community Library's future growth and option for a new building.**
7. **Possible appointment of ADOT Technical Advisory Committee Chair Person**
8. **Possible approval of Verde Valley Humane Society Contract for \$8,150 for a period of four (4) months beginning October 1, 2001 through January 31, 2002. (This is a budgeted item from the General Fund.)**

9. **Possible approval to purchase a replacement police vehicle and possible authorization to expend \$8,674 in addition to the \$10,206.90 insurance coverage. (This is an unbudgeted item from the General Fund.)**
  10. **Discussion, consideration and possible direction to staff concerning the purchase of a public safety facility to house the Camp Verde Marshal's Office**
  11. **Discussion, consideration and possible approval of a Retail Trade Leakage Survey**
  12. **Call to the Public for Items not on the Agenda**
  13. **Advanced Approvals**
  14. **Manager/Staff Report**
  15. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for informing the public of such events and activities. The Council will take no discussion, consideration, or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
- Note:** Council may vote to go into executive session pursuant to ARS §38-431.03(A)(7) to consider its position and instruct its representatives regarding negotiations for the purchase, sale, or lease of real property of the following item. The Council will address this issue as a public matter for legal action at a later date.
16. **Discussion and consideration of disposition of real property owned by the Town that is located on General Crook Trail.**
  17. **Adjournment**

Posted by:

*V. Jones*

Date/Time: *10-5-01*

*10:00 a.m.*

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
Of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, OCTOBER 10, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

1. **Call to Order.**  
Mayor Brenda Hauser called the meeting to order at 6:30 p.m.
2. **Roll Call.**  
Mayor Brenda Hauser, Councilors John Reddell, Jackie Baker, Leroy Hunter, Eric Eberhard, and Mitch Dickinson were present. Vice Mayor Tony Gioia arrived at 6:33 p.m.  
**Also Present:**  
Town Manager John Roberts, Town Clerk Deborah Barber, Town Attorney Julie Kriegh, Grants Administrator Franc Kahn, Marshal John Wischmeyer, Library Director Gerard Laurito, and Recording Secretary Valerie House.
3. **Pledge of Allegiance**  
The pledge was led by Councilor Baker.
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Regular Session - Council Hears P & Z Matters - September 26, 2001
    - 2) Special Session - 5:30 p.m. - September 26, 2001
    - 3) Special Session - 6:00 p.m. - September 26, 2001
    - 4) Special Session - October 3, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Council Hears Planning and Zoning Matters - October 17, 2001 at 6:30 p.m.
    - 2) Regular Session - November 7, 2001
    - 3) Regular Session - November 21, 2001 - Cancelled (Thanksgiving Holiday)
    - 4) Council Hears Planning and Zoning Matters - November 28, 2001
  - c. **Possible approval of funding in the amount of \$2,363.00 to support the Yavapai Family Advocacy Center (This is a budgeted item from the General Fund.)**
  - d. **Authorization for Mayor to prepare a congratulatory letter to the newly elected Yavapai Apache Nation Chair and Council.**

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to approve the Consent Agenda as amended with correction to page 5 of the Regular Session Minutes on 9/26/01.
5. **Call to the Public for Items not on the Agenda.**  
There was no public input.
6. **Library Advisory Commission presentation on the Camp Verde Community Library's future growth and option for a new building.**  
Council took no action on this item.

Chairman Roger Doering of the Library Advisory Committee introduced several Committee members and Friends of the Library and began a presentation on the need for a new library. His

presentation included an introduction on the history of the library, its continued growth issues, a methodology used to gather statistical information and formulas to determine the size of library needed to suitably serve the public, and statistics showing community support. In closing, Doering discussed several options for funding such as grants, donations, and respectively asked that Council allow a bond election, in the next general election, to support a new library.

Councilors expressed support of a new library and directed staff to research funding availability. They thanked Mr. Doering and the Commission on their excellent presentation.

Mayor Hauser requested to move to item #8.

7. **Possible appointment of ADOT Technical Advisory Committee Chair Person**

On a motion by Dickinson, seconded by Baker, the Council voted to appoint Eric Eberhard as Chairman of the ATAC Committee. Eberhard voted "no".

Councilor Dickinson opened discussion with a concern he had regarding the need to appoint a Council member as Chairman of the ATAC Committee. Dickinson, Baker, and Reddell felt ATAC had fulfilled its purpose and there was nothing else to be done with the 95% review only a week away. Councilor's Eberhard and Gioia felt there needed to be someone to report to Council on the meetings. Hunter felt the Committee should appoint a Chair from it's remaining members.

**Public Input:**

Marshall Whitmire commented on an article from the Arizona Republic regarding budget shortcomings due to the recent American tragedy. He felt the project could be fundamentally altered and that a Council member should be there to report any changes.

8. **Possible approval of Verde Valley Humane Society Contract for \$8,150 for a period of four (4) months beginning October 1, 2001 through January 31, 2002. (This is a budgeted item from the General Fund.)**

On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to approve the Verde Valley Humane Society Contract for \$8,150 for a period of four months, beginning October 1, 2001 through January 31, 2002, with the stipulations of the recommendations from Town Attorney, that the contract is approved with the changes as outlined in the attached memo from Brandon Cavanaugh dated Oct. 8, 2001 with an appropriate indemnification clause to be approved by the attorneys.

Attorney Kriegh stated that several issues had been resolved and recommended Council approval with outlined changes as approved by the legal department.

**Public Input:**

There was no public input.

9. **Possible approval to purchase a replacement police vehicle and possible authorization to expend \$8,674 in addition to the \$10,206.90 insurance coverage. (This is an unbudgeted item from the General Fund.)**

On a motion by Dickinson, seconded by Gioia, the Council voted unanimously to approve the purchase of a replacement police vehicle and authorization to expend \$8,674 in addition to the insurance check.

Marshal Wischmeyer advised Council that an insurance check had already been received. He added that the proposed police vehicle was only a year old and had less than 15 thousand miles on it.

**Public Input:**

There was no public input.

10. **Discussion, consideration and possible direction to staff concerning the purchase of a public safety facility to house the Camp Verde Marshal's Office.**

Council directed the Finance Director and the Grants Administrator to research viable funding options as soon as possible.

Marshal Wischmeyer, Officer Brian Andrews, and Deputy Travis Palmer gave a power point presentation on the need for a new public safety facility, a copy of which is attached and becomes a permanent part of this record.

After the presentation, Wischmeyer proposed the Yeager & Yeager Machine Shop as a facility suitably sized for their operation. Wischmeyer explained that the interior of the building would have to be remodeled. He stated that the owner was willing to carry a note on the property and he hoped Council would consider this or any other form of funding available. Grants Administrator Franc Kahn discussed several viable funding options, including a grant from GADA with applications available in December. He stressed that there was financing available for municipalities and that it was an opportune time with the current low interest rates. Wischmeyer closed with the fact that this property was in a prime commercial zone and would hold its value.

Council agreed that there were many problems with the existing Marshal's office and suggested that staff research funding.

**Public Input:**

Helen Zimmerli stated that she had been to the Marshal's Office and felt they should get a new location.

George Young said he had seen the same amount of property in Phoenix for the same price and thought Council should buy it with the option of the owner carrying the note.

11. **Discussion, consideration and possible approval of a Retail Trade Leakage Survey**

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to approve \$5,200 to be taken from the Economic Development Account, making it a budgeted item, to be used for a Retail Trade Leakage Survey done by ESI.

Council discussed the value of having ESI prepare an economic analysis survey for the Town. They felt there was no way to market the Town without a demographic study showing where people shop the most. They added that large corporations like to see the figures from these types of surveys.

**Public Input:**

There was no public input.

12. **Call to the Public for items not on the Agenda**

There was no public input.

13. **Advanced Approvals**

There were no advanced approvals.

14. **Manager/Staff Report**

Marshal Wischmeyer reported that the Marshal's Office had received grant approval through the Cops and Schools 2001 Program for a School Resource officer with three years of officer salary in the amount of \$114,659.51. He added that the Governor's office of Highway Safety notified the Marshal's office of a \$5,320.00 grant approval on a laser ranging device and computer software.

15. **Council Informational Reports**

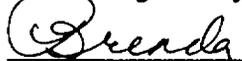
Gioia reported on a meeting with the Verde Valley Natural Resource Committee who discussed the possibilities of impending legislation and Governor's proposed budget cuts. Also, the Middle Verde River Basin Planning Group meeting discussed the pursuit and investigation of water improvement districts with hopes to eventually bring all the water resources of the Verde Valley under one umbrella with proper water planning and developing. Gioia had several discussions over the Governor's proposed revenue sharing with several legislatures, Tom O'halleran, and others. He said the Town would lose by way of decline in state revenues reflected in our 15% sharing and along with the effects of decline in our local economy, plus another 4%. He felt it didn't affect all communities equally.

16. **Discussion and consideration of disposition of real property owned by the Town that is located on General Crook Trail.**

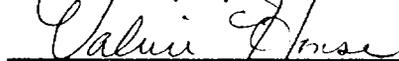
On a motion by Eberhard, seconded by Dickinson, the Council voted unanimously to go into Executive Session to consider the Town's position and instruct staff regarding real property located on General Crook Trail.

17. **Adjournment**

The meeting was adjourned at 8:46 p.m.

  
\_\_\_\_\_

Brenda Hauser, Mayor

  
\_\_\_\_\_

Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 10th day of October, 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 11th day of October, 2001.

  
\_\_\_\_\_

Deborah Barber, Town Clerk

**ACTIONS TAKEN  
REGULAR SESSION  
and  
COUNCIL HEARS PLANNING & ZONING MATTERS  
WEDNESDAY, OCTOBER 17, 2001  
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
- a) **Approval of the Minutes:**
    - 1) Regular Session-October 3, 2001
  - b) **Set Next Meeting, Date and Time:**
    - 1) Regular Session-November 7, 2001
    - 2) Regular Session-November 21, 2001-Cancelled (Thanksgiving Holiday)
    - 3) Council Hears Planning and Zoning Matters-November 28, 2001
  - c) **Possible approval of Resolution 2001-490, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona pertaining to energy conservation. This resolution is a part of the Town's grant application to the Arizona Department of Commerce.**
  - d) **Possible designation of the Town Council as an Enterprise Zone Commission and setting October 29, 2001 at 6:30 p.m. as a public hearing to consider application for designating portions of Camp Verde as an Arizona Enterprise Zone.**
  - e) **Possible settlement of the Town Camp Verde v. Linda Church in the amount of \$12,500. The Town's fiscal responsibility is a deductible of \$5,000. This is an unbudgeted item from the General Fund. Note: Council may vote to go into executive session per ARS §38-431.03 (A)(4), upon removal of this item from the Consent Agenda and then resume this item.**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as amended. Mayor Hauser to send another letter to ADOT with possible meeting dates for a Special Session on November 7, 2001 at 6:30 p.m. or November 14, 2001 at 6:30 p.m.

5. **Call to the Public for items not on the Agenda**

Lori Martinez, with the Chamber of Commerce, said they have been working on an agreement with the Town and would like to put that agreement on hold until January when 5 new Board members will take seat.

Jane Whitnire commented that the Town Website was not available on major search engines and asked staff to check into this.

Councilor Hunter congratulated Jane Whitnire on her new position as Chair for the Planning & Zoning Commission.

There was no other public input.

6. **Presentation and Discussion of Dakota Ranch Use Permit 2001-04, Distant Drums RV Park.**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to continue this item to the next Regular Session November 7, 2001.

7. **Possible approval of Resolution 2001-486, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 amendments to Section 108 (General District Provisions) of the Planning and Zoning Ordinance (87-A23) dated October 17, 2001 to be a public record.**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve Resolution 2001-486, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 amendments to Section 108 - General District Provisions of the Planning and Zoning Ordinance 87-A23 dated October 17, 2001 to be a public record.

8. **Possible approval of Ordinance 2001-A188, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to section 108 (General District Provisions) of the Planning and Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (Golf Course Development Standards)**

On a motion by Gioia, seconded by Hunter, the Council voted unanimously to approve Ordinance 2001-A188, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 108 – General District Provisions of the Planning and Zoning Ordinance 87-A23, and proscribing penalties thereof.

9. **Possible approval of Ordinance 2001-A189, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to section 113 (Amendments) of the Planning and Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (Regarding Voting Procedures of the P&Z Commission)**

On a motion by Gioia, seconded by Baker, the Council voted unanimously to approve Ordinance 2001-A189, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 113 – Amendments of the Planning and Zoning Ordinance 87-A23, and proscribing penalties for violations thereof.

10. **Possible approval of Resolution 2001-487, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 Amendments to Section 109 (Use Districts) of the Planning and Zoning Ordinance (87-A23) dated October 17, 2001, to be a public record.**

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to approve Resolution 2001-487, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 Amendments to Section 109 – Use Districts of the Planning and Zoning Ordinance 87-A23, dated October 17, 2001, to be a public record.

11. **Possible approval of Ordinance 2001-A190, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 109 (Use Districts) of the Planning and Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (Establishing Low & High Mixed Use Districts)**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve Ordinance 2001-A190, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona adopting by reference the amendments to Section 109 – Use Districts of the Planning and Zoning Ordinance 87-A23, and proscribing penalties for violations thereof, with changes under R-Mixed Use- District High changing D-10 District to read D-18 District, and fill in 'as of the effective date of this Ordinance' under D page 1.

12. **Possible approval of Ordinance 2001-A198, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 109 (Use District) of the Planning & Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (Permitting certain businesses in an R1-L residential district with a Use Permit.)**

On a motion Gioia, seconded by Baker, the Council voted unanimously to approve Ordinance 2001-A198, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 109 – Use District of the Planning and Zoning Ordinance 87-A23 and proscribing penalties for violations thereof.

13. **Possible approval of Ordinance 2001-A191, an Ordinance of the Town of camp Verde, Yavapai County, Arizona, adopting the amendments to Section 108 (General District Provisions) of the Planning and Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (Establishing Use Permit term limits.)**

On a motion by Eberhard, seconded by Dickinson, the Council voted unanimously to approve Ordinance 2001-A191, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 108 – General District Provisions of the Planning and Zoning Ordinance 87-A23 and proscribing penalties for violations thereof.

14. **Possible approval of Ordinance 2001-A197, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 108 (District Provisions) of the Planning and Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (Establishes how building height is determined)**

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to approve 2001-A197, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 108 – District Provisions of the Planning and Zoning Ordinance 87-A23 and proscribing penalties for violations thereof.

15. **Discussion of implementing residential development fees, possible approval and acceptance of the impact analysis and setting a public hearing per ARS §9-463.05 on this issue.**

On a motion by Eberhard, seconded by Gioia, the Council voted to accept the impact analysis and setting the minimum and maximum fee structure at this time with a separation of the Regional Park from parks in general, set December 19, 2001 as the date for a public hearing per ARS §9-463.05C, and to schedule a Work Session to inform the public, as well as Council in understanding this item. Reddell, Baker and Dickinson voted no.

16. **Possible approval of Ordinance 2001-A194, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 119 (Overlay Zones) of the Planning and Zoning Ordinance (87-A23) and proscribing penalties for violations thereof. (Establishing Mining Overlay Zones)**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to continue this item to the November 7, 2001 - Regular Session.

- 17. Possible approval of Resolution 2001-489, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 Amendments to Section 123 (Mining Ordinance) of the Planning and Zoning Ordinance (87-A23) dated October 17, 2001, to be a public record.**

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to approve Resolution 2001-489, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 amendments to Section 123 – Mining Ordinance of the Planning and Zoning Ordinance 87-A23, dated October 17, 2001 to be a public record.

- 18. Possible approval of Ordinance 2001-A195, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 123 (Mining Ordinance) of the Planning & Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (New Mining Ordinance and Amending Town Code)**

On a motion by Eberhard, seconded by Baker, the Council voted unanimously to continue this item to the next Regular Session November 7, 2001, with only grammatical changes and the results of the sound study.

- 19. Call to the Public for Items not on the Agenda**  
There was no public input.

- 20. Advanced Approvals**  
There were no advanced approvals.

- 21. Manager/Staff Report**  
There was no staff report.

- 22. Council Informational Reports:**  
Eberhard offered to volunteer his help with the Town web site's search engines.

Gioia discussed several meetings he had attended; the Middle Verde River Basin Planning Group and a joint meeting with the Senate and House of Representatives.

- 23. Adjournment**  
The meeting was adjourned at 10:30 p.m.

# AMENDED

## AGENDA



**REGULAR SESSION  
and  
COUNCIL HEARS PLANNING & ZONING MATTERS  
MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, OCTOBER 17, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a) **Approval of the Minutes:**
    - 1) Regular Session-October 3, 2001
  - b) **Set Next Meeting, Date and Time:**
    - 1) Regular Session-November 7, 2001
    - 2) Regular Session-November 21, 2001-Cancelled (Thanksgiving Holiday)
    - 3) Council Hears Planning and Zoning Matters-November 28, 2001
  - c) **Possible approval of Resolution 2001-490, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona pertaining to energy conservation. This resolution is a part of the Town's grant application to the Arizona Department of Commerce.**
  - d) **Possible designation of the Town Council as an Enterprise Zone Commission and setting October 29, 2001 at 6:30 p.m. as a public hearing to consider application for designating portions of Camp Verde as an Arizona Enterprise Zone.**
  - e) **Possible settlement of the Town Camp Verde v. Linda Church in the amount of \$12,500. The Town's fiscal responsibility is a deductible of \$5,000. This is an unbudgeted item from the General Fund. Note: Council may vote to go into executive session per ARS §38-431.03 (A)(4), upon removal of this item from the Consent Agenda and then resume this item.**
5. **Call to the Public for Items not on the Agenda** (Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to respond to criticism made by those who have addressed the public body, ask staff to review a matter, or ask that a matter be on a future agenda, pursuant to A.R.S. §38-381.01(G))

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**Public input may be invited on any of these items. Discussion, consideration, and possible action on the following items:**

6. **Presentation and Discussion of Dakota Ranch Use Permit 2001-04, Distant Drums RV Park**

7. **Possible approval of Resolution 2001-486, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 amendments to Section 108 (General District Provisions) of the Planning and Zoning Ordinance (87-A23) dated October 17, 2001 to be a public record.**
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9. **Possible approval of Ordinance 2001-A189, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to section 113 (Amendments) of the Planning and Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (Regarding Voting Procedures of the P&Z Commission)**
10. **Possible approval of Resolution 2001-487, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 Amendments to Section 109 (Use Districts) of the Planning and Zoning Ordinance (87-A23) dated October 17, 2001, to be a public record.**
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12. **Possible approval of Ordinance 2001-A198, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 109 (Use District) of the Planning & Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (Permitting certain businesses in an R1-L residential district with a Use Permit.)**
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14. **Possible approval of Ordinance 2001-A197, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 108 (District Provisions) of the Planning and Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (Establishes how building height is determined)**
15. **Discussion of implementing residential development fees, possible approval and acceptance of the impact analysis and setting a public hearing per ARS §9-463.05 on this issue.**
16. **Possible approval of Ordinance 2001-A194, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 119 (Overlay Zones) of the Planning and Zoning Ordinance (87-A23) and proscribing penalties for violations thereof. (Establishing Mining Overlay Zones)**
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19. **Call to the Public for Items not on the Agenda**
20. **Advanced Approvals**
21. **Manager/Staff Report**
22. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for informing the public of such events and activities. The Council will take no discussion, consideration, or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
23. **Adjournment**

Posted by: *D Jones*

Date/Time: 10-16-01 1:30 p.m

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

## AGENDA



**REGULAR SESSION  
and  
COUNCIL HEARS PLANNING & ZONING MATTERS  
MAYOR and  
COMMON COUNCIL  
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TOWN OF CAMP VERDE  
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6. **Presentation and Discussion of Dakota Ranch Use Permit 2001-04, Distant Drums RV Park**
7. **Possible approval of Resolution 2001-486, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001**

- amendments to Section 108 (General District Provisions) of the Planning and Zoning Ordinance (87-A23) dated October 17, 2001 to be a public record.
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  14. **Possible approval of Ordinance 2001-A197, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 108 (District Provisions) of the Planning and Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (Establishes how building height is determined)**
  15. **Discussion of implementing residential development fees, possible approval and acceptance of the impact analysis and setting a public hearing per ARS 59-463.05 on this issue.**
  16. **Possible approval of Ordinance 2001-A194, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 119 (Overlay Zones) of the Planning and Zoning Ordinance (87-A23) and proscribing penalties for violations thereof. (Establishing Mining Overlay Zones)**
  17. **Possible approval of Resolution 2001-489, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 Amendments to Section 123 (Mining Ordinance) of the Planning and Zoning Ordinance (87-A23) dated October 17, 2001, to be a public record.**

18. **Possible approval of Ordinance 2001-A195, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 123 (Mining Ordinance) of the Planning & Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (New Mining Ordinance and Amending Town Code)**
19. **Call to the Public for Items not on the Agenda**
20. **Advanced Approvals**
21. **Manager/Staff Report**
22. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for informing the public of such events and activities. The Council will take no discussion, consideration, or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
23. **Adjournment**

Posted by: D. Barber, CMC

Date/Time: 10-12-01 - 9:30 am

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
AND  
COUNCIL HEARS PLANNING AND ZONING MATTERS  
Of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, OCTOBER 17, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

- 1. Call to Order**  
Mayor Hauser called the meeting to order at 6:30 p.m.
- 2. Roll Call**  
Mayor Hauser, Vice Mayor Gioia, Councilors Reddell, Baker, Hunter, Eberhard, and Dickinson were present.  
**Also Present:**  
Town Clerk Deborah Barber, Town Manager John Roberts, Town Attorney Julie Kriegh, Senior Planner Nancy Buckel and Recording Secretary Valerie House
- 3. Pledge of Allegiance**  
Councilor Baker led the pledge of allegiance.
- 4. Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a) Approval of the Minutes:**
    - 1) Regular Session-October 3, 2001
  - b) Set Next Meeting, Date and Time:**
    - 1) Regular Session-November 7, 2001
    - 2) Regular Session-November 21, 2001-Cancelled (Thanksgiving Holiday)
    - 3) Council Hears Planning and Zoning Matters-November 28, 2001
  - c) Possible approval of Resolution 2001-490, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona pertaining to energy conservation. This resolution is a part of the Town's grant application to the Arizona Department of Commerce.**
  - d) Possible designation of the Town Council as an Enterprise Zone Commission and setting October 29, 2001 at 6:30 p.m. as a public hearing to consider application for designating portions of Camp Verde as an Arizona Enterprise Zone.**
  - e) Possible settlement of the Town Camp Verde v. Linda Church in the amount of \$12,500. The Town's fiscal responsibility is a deductible of \$5,000. This is an unbudgeted item from the General Fund. Note: Council may vote to go into executive session per ARS 538-431.03 (A)(4), upon removal of this item from the Consent Agenda and then resume this item.**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as amended, with Mayor Hauser to send another letter to ADOT with possible meeting dates of November 7, 2001 at 6:30 p.m. or November 14, 2001 at 6:30 p.m.

**5. Call to the Public for items not on the Agenda**

Chamber of Commerce Director Lori Martinez said they have been working on an agreement with the Town and would like to put it on hold until January when 5 new Board members will take seat.

Jane Whitmire commented that the Town Web site was not available on major search engines and asked staff to check into this.

Councilor Hunter congratulated Jane Whitmire on her new position as Planning and Zoning Chair.

There was no other public input.

**6. Presentation and Discussion of Dakota Ranch Use Permit 2001-04, Distant Drums RV Park.**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to continue this item to the next Regular Session November 7, 2001.

Agent for Dakota Branch Enterprises, Jim Sullivan, presented a conditional use permit submittal package to clarify the conditions requested by the Planning and Zoning Commission. He submitted a conceptual landscape plan that included site data, design intent, a master plant list, typical spaces and the general site plan, all of which were prepared by a landscape architect. Mr. Sullivan added that they were currently mitigating ADOT concerns. Councilor Gioia expressed concerns over the amount of water the landscaping would require. Mr. Sullivan said the RV Park included plans for effluent water use.

**Public Input:**

Jane Whitmire thanked the applicant for allowing the Town to use the materials from Cowboys and Outlaws. She asked if the original Cornville post office could be relocated in Camp Verde.

**7. Possible approval of Resolution 2001-486, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 amendments to Section 108 (General District Provisions) of the Planning and Zoning Ordinance (87-A23) dated October 17, 2001 to be a public record.**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve Resolution 2001-486, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 amendments to Section 108 - General District Provisions of the Planning and Zoning Ordinance 87-A23 dated October 17, 2001 to be a public record.

Planner Buckel explained that Council had forwarded this item to the Planning and Zoning Commission for review. She said the Commission made no changes.

**8. Possible approval of Ordinance 2001-A188, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to**

**section 108 (General District Provisions) of the Planning and Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (Golf Course Development Standards)**

On a motion by Gioia, seconded by Hunter, the Council voted unanimously to approve Ordinance 2001-A188, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 108 – General District Provisions of the Planning and Zoning Ordinance 87-A23, and proscribing penalties thereof.

Vice Mayor Gioia said this was an effort to protect ground water resources and establish measures of conservation. Eberhard stated that this was the County's ordinance.

**Public Input:**

There was no public input.

9. **Possible approval of Ordinance 2001-A189, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to section 113 (Amendments) of the Planning and Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (Regarding Voting Procedures of the P&Z Commission)**

On a motion by Gioia, seconded by Baker, the Council voted unanimously to approve Ordinance 2001-A189, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 113 – Amendments of the Planning and Zoning Ordinance 87-A23, and proscribing penalties for violations thereof.

Planner Buckel stated that this amendment was developed by Town Manager Roberts to clarify how recommendations should be forwarded to Council, as well as giving Council the authority to compel the Planning and Zoning Commission to vote on issues. She added that Planning and Zoning reviewed this item and recommended it to Council with no changes.

**Public Input:**

There was no public input.

10. **Possible approval of Resolution 2001-487, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 Amendments to Section 109 (Use Districts) of the Planning and Zoning Ordinance (87-A23) dated October 17, 2001, to be a public record.**

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to approve Resolution 2001-487, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 Amendments to Section 109 – Use Districts of the Planning and Zoning Ordinance 87-A23, dated October 17, 2001, to be a public record.

Buckel said this item dealt with two issues. One would put home occupations under the R1L District with an attached use permit, which would require Council permission. The second by adding the Low and High Mixed Use District to bring the Zoning Code in compliance with the General Plan.

**Public Input:**

There was no public input.

- 11. Possible approval of Ordinance 2001-A190, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 109 (Use Districts) of the Planning and Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (Establishing Low & High Mixed Use Districts)**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve Ordinance 2001-A190, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona adopting by reference the amendments to Section 109 – Use Districts of the Planning and Zoning Ordinance 87-A23, and proscribing penalties for violations thereof, with changes under R-Mixed Use- District High changing D-10 District to read D-18 District, and fill in 'as of the effective date of this Ordinance' under D page 1.

Manager Roberts pointed out that the amendment clarified the uses allowed in the RCU Zone. Council discussed the differences between mixed, low, and high-density use districts. Councilor Dickinson stated that he didn't feel the Land Use Map displayed the different districts effectively and felt that land should be added bordering the commercial corridor and designated as such for economic development. Vice Mayor Gioia felt the distinguished colors identified the density districts but didn't agree with the densities assigned to them. Roberts explained the proposed percentages of densities. He said the purpose of mixed use was to have a mixture of commercial and residential properties and that mixed use is not considered 100% commercial. He added that the General Plan could be amended to identify corridors of regional commercial sites.

**Public Input:**

Henry Shill felt it was a mistake to mix housing with commercial. He asked Council to table this item.

Marshal Whitmire said urbanism concepts support mixed use approaches.

- 12. Possible approval of Ordinance 2001-A198, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 109 (Use District) of the Planning & Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (Permitting certain businesses in an R1-L residential district with a Use Permit.)**

On a motion Gioia, seconded by Baker, the Council voted unanimously to approve Ordinance 2001-A198, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 109 – Use District of the Planning and Zoning Ordinance 87-A23 and proscribing penalties for violations thereof.

There was no Council discussion.

**Public Input:**

There was no public input.

- 13. Possible approval of Ordinance 2001-A191, an Ordinance of the Town of camp Verde, Yavapai County, Arizona, adopting the amendments to Section 108 (General District Provisions) of the Planning and Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (Establishing Use Permit term limits.)**

On a motion by Eberhard, seconded by Dickinson, the Council voted unanimously to approve Ordinance 2001-A191, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 108 – General District Provisions of the Planning and Zoning Ordinance 87-A23 and proscribing penalties for violations thereof.

Planner Buckel said this amendment would establish a time limit for use permits. Council discussed maximum time limits for these use permits. Councilor Baker was concerned that lengthy use permits should be considered zoning. Manager Roberts explained that some are due to financial investments or special circumstances.

**Public Input:**

There was no public input.

- 14. Possible approval of Ordinance 2001-A197, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 108 (District Provisions) of the Planning and Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (Establishes how building height is determined)**

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to approve 2001-A197, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 108 – District Provisions of the Planning and Zoning Ordinance 87-A23 and proscribing penalties for violations thereof.

Buckel explained that this amendment was due to a conflict between the Town Zoning Codes and the UBC (Universal Building Codes). She said this is needed to establish how a building height is determined.

**Public Input:**

There was no public input.

- 15. Discussion of implementing residential development fees, possible approval and acceptance of the impact analysis and setting a public hearing per ARS §9-463.05 on this issue.**

On a motion by Eberhard, seconded by Gioia, the Council voted to accept the impact analysis and setting the minimum and maximum fee structure at this time with a separation of the Regional Park from parks in general, set December 19, 2001 as the date for a public hearing per ARS §9-463.05C, and to schedule a Work Session to inform the public, as well as Council in understanding this item. Reddell, Baker and Dickinson voted no.

Councilor Eberhard addressed what he felt were misunderstandings about impact fees. He said they were needed for amenities such as a new Library, Public Safety Building, Parks and Streets. Dickinson felt that when bureaucracy is given more money they need more. He was strongly opposed to the proposed impact fees and discussed his concerns at length on how they would impact the community. He felt they would affect low to middle income families and their ability to afford housing. Baker and Reddell agreed with Dickinson. Baker said the fees could not be used to pay for the repair of the infrastructure as well as other things. Hunter did not agree with adding taxes to the community. Gioia asked for consideration of future needs and the vision should be to organize a structured community. Dickinson suggested a work session for open discussion with the public.

**Public Input:**

Henry Shill felt impact fees would be a liability to the Town and opposed them.

Danny Parker did not feel the Town had any services to offer to support impact fees.

Dobie Champion asked how Camp Verde's fees would compare to other towns in the Verde Valley.

Andy Ayres stated that citizens of Clarkdale pay impact fees for sewer service that doesn't exist. He felt this Council has imposed more taxes than any other.

Jane Whitnire suggested that impact fees should be looked at like insurance, you pay for something you don't always use. She said the money would be there for future growth.

George Young said that anyone paying the Sanitary District is not contributing to the new project, he said it was being funded by bonds and grants. He added that he paid taxes in Phoenix for transportation he never used.

**16. Possible approval of Ordinance 2001-A194, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 119 (Overlay Zones) of the Planning and Zoning Ordinance (87-A23) and proscribing penalties for violations thereof. (Establishing Mining Overlay Zones)**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to continue this item to the November 7, 2001 - Regular Session.

Manager Roberts explained that this ordinance establishes the authority for overlay zones for mining. He added that it did not establish districts but the structure to allow their existence. Councilor Eberhard said it was important to establish overlay zones to revert the land back to its original zoning once the mining is finished. Council discussed the concerns of the mining industry. Attorney Kriegh suggested re-wording several sentences in the draft for clarification of future interpretation. In response to Roger Smith's proposal, Council discussed getting Phoenix Cement's input on re-wording the draft ordinance. Councilor Eberhard confirmed the understanding with Manager Roberts.

**Public Input:**

Henry Shill said he did not believe the Council's intent was to allow new mining. He said grandfathered rights were legally exempt from regulations.

Jim Wells, Vice President of Phoenix Cement Company, said they have owned and operated the Gypsum Mine here for over 40 years. He asked if a non-existing mine asked for a permit, would end as of December 31, 2007. He made suggestions for clarification on several pages in the draft ordinance.

Roger Smith, President of Phoenix Cement Company, suggested that Council allow them to work with staff to clean up any language confusion in the ordinance. He asked Council to table this item and come back with suggested changes in a specified time. He added that Phoenix Cement has complied with Town regulations and would like to be able to negotiate a workable solution.

17. **Possible approval of Resolution 2001-489, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 Amendments to Section 123 (Mining Ordinance) of the Planning and Zoning Ordinance (87-A23) dated October 17, 2001, to be a public record.**

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to approve Resolution 2001-489, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 amendments to Section 123 – Mining Ordinance of the Planning and Zoning Ordinance 87-A23, dated October 17, 2001 to be a public record.

There was no Council discussion.

18. **Possible approval of Ordinance 2001-A195, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 123 (Mining Ordinance) of the Planning & Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (New Mining Ordinance and Amending Town Code)**

On a motion by Eberhard, seconded by Baker, the Council voted unanimously to continue this item to the next Regular Session November 7, 2001, with only grammatical changes and the results of the sound study.

Manager Roberts said this amendment requires mining operations to have a permit. He added that the permit had significant regulations, a review period, and was renewable with required Council action. He added that he did not recommend Council to adopt the Planning and Zoning Commission changes made to the draft. Council discussed the grammatical changes and definitions.

**Public Input:**

Henry Shill said the draft was deceptive and dishonest. He felt the required permits would be expensive for new mining.

Jim Wells felt there were lots of problems with the draft such as setbacks, the operating hours, the section regulating Commerce, sound level requirements, and the performance agreement paragraph.

Jane Whitnire asked for Section #5, page 13, regarding barrier fencing, be left as requested by the Planning and Zoning Commission.

Andy Ayres said that the Town celebrated its natural resources when it was incorporating. He felt the new ordinance would limit mining and was very disappointed with this proposed draft.

John Strathmere commended the work of Council for trying to balance the mining industry versus the community. He felt there needed to be regulations on the mining industry due to the impacts it has on the community.

Bruce McDonald said he has been the supervisor of the Gypsum Mine for fourteen years and has never heard any complaints from its neighbors.

Ed Davidson referred to the 1992 mining ordinance that he felt was better than the proposed draft ordinance.

Roger Smith felt the mine brought money and employment to the community. He was concerned that the regulations of this ordinance could not be met by Phoenix Cement. He asked for Council reconsideration of this draft.

**19. Call to the Public for Items not on the Agenda**

There was no public input.

**20. Advanced Approvals**

There were no advanced approvals.

**21. Manager/Staff Report**

There was no staff report.

**22. Council Informational Reports:**

Eberhard offered to volunteer his help with the Town web site's search engines.

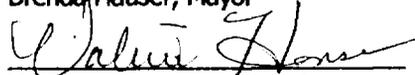
Gioia discussed several meetings he had attended; the Middle Verde River Basin Planning Group and a joint meeting with the Senate and House of Representatives.

**23. Adjournment**

The meeting was adjourned at 10:30 p.m.



Brenda Hauser, Mayor

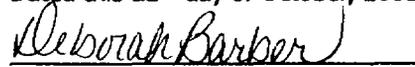


Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 17th day of October, 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 22<sup>nd</sup> day of October, 2001.



Deborah Barber, Town Clerk

**AGENDA**



**SPECIAL SESSION**

**MAYOR and  
COMMON COUNCIL  
Of the  
TOWN OF CAMP VERDE  
P&Z Conference Room  
473 S. Main, Room #108  
THURSDAY, October 18, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Council will interview the following candidates for the Town Engineer position:** (Note: Council may vote to go into executive session per ARS §38-431.03 (A)(1) for personnel matters or ARS §38-431.03(A)(2) for consideration of records exempt from public inspection and then resume this item.)

(Times are approximate.)

**6:30 p.m. Harry Parsi  
7:00 p.m. Ed Patalano  
7:30 p.m. Lee Slate**

4. **Adjournment**

Posted by: D. Barber, CMC

Date/Time: 10-12-01 - 9:30 a.m.

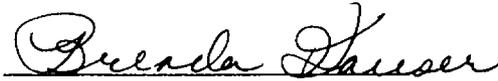
*Note: Pursuant to A.R.S. §38-431.03.A.2 and §38-431.03.A., the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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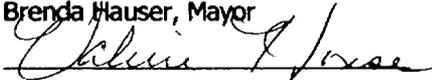
**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
Of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, OCTOBER 18, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

- 1. Call to Order.**  
Mayor Brenda Hauser called the meeting to order at 6:30 p.m.
  
- 2. Roll Call.**  
Mayor Brenda Hauser, Vice Mayor Gioia, Councilors Reddell, Baker, Hunter, and Dickinson were present. Councilor Eberhard was absent.  
**Also Present:**  
Town Manager John Roberts and General Services Director Bill Lee.
  
- 3. Council will interview the following candidates for the Town Engineer Position: Harry Parsi, Ed Patalano, and Lee Slate.** (Council may vote to go into executive session per ARS §38-431.03 (A)(1) for personnel matters or ARS §38-431.03(A)(2) for consideration of records exempt from public inspection and then resume this item.)  
  
On a motion by Baker, seconded by Reddell, the Council voted to adjourn into Executive Session.
  
- 4. Adjournment**  
The meeting was adjourned at 6:33 p.m.



Brenda Hauser, Mayor



Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the discussion of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 18th day of October, 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 23rd day of October, 2001.



Deborah Barber, Town Clerk

**AGENDA**



**SPECIAL SESSION  
of the  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room 106**

**MONDAY, OCTOBER 29, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Discussion, consideration, and possible direction to staff concerning possible Enterprise Zones**
4. **Adjournment**

Posted by: *V Jones*

Date/Time: 10-26-01 11:05 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or A.R.S. §38-431.03.A.2 discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
Of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
MONDAY, OCTOBER 29, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

**1. Call to Order.**

Councilor Eberhard called the meeting to order at 6:30 p.m.

**2. Roll Call.**

Councilors Eberhard, Reddell, Hunter, and Dickinson were present. Mayor Hauser, Vice Mayor Gioia, and Councilor Baker were absent.

**Also Present:**

Town Manager John Roberts and Recording Secretary Valerie House

**3. Discussion, consideration, and possible direction to staff concerning possible Enterprise Zones**

On a motion by Dickinson, seconded by Reddell, the Council voted unanimously to direct staff to pursue Enterprise Zoning in relation to the Towns economic development program, when the 2000 Census information is available.

Manager Roberts explained to Council that information was received about the State of Arizona's Enterprise Zone. He said staff researched this possibility but determined that the potential Enterprise Zones were based on a 1990 Census that had problems with mapping used at that time. Roberts added that the data supplied by the Department of Commerce did not correspond to any mapping available. He said the Department of Commerce believed the Town qualified within the city limits for this zone, however, the boundaries could not be determined. Roberts felt the Enterprise Zone is very useful but should be carefully planned. Council discussed the criteria needed to qualify for this zone and felt it would be a tremendous advantage. They felt this should be planned consistently with the General Plan.

**Public Input:**

Donna Michaels said this application was a possibility for the Town to qualify and did not want them to miss a window of opportunity. She said this application did not lock the Town into a specific plan of action. She said she had talked to Tom O'halleran who urged her to speak to Council about pursuing this application. Michaels felt that meeting the applications deadline would allow the Town an opportunity to be considered a designated Enterprise Zone.

**4. Adjournment**

The meeting was adjourned at 7:00 p.m.



Brenda Hauser, Mayor



Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the discussion of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 29th day of October, 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 30th day of October, 2001.

Deborah Barber

Deborah Barber, Town Clerk

## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, NOVEMBER 7 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Special Session-October 10, 2001
    - 2) Regular Session, Council Hears Planning & Zoning Matters-October 17, 2001
    - 3) Special Session-October 18, 2001
    - 4) Special Session-October 29, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Joint Work Session-ADOT, -November 14, 2001 at 1:00 p.m.
    - 2) Special Session-November 14, 2001 at 6:30 p.m.
    - 3) Regular Session-November 21, 2001 at 6:30 p.m. (Cancelled)
    - 4) Regular Session-Council Hears Planning & Zoning-November 28, 2001 at 6:30 p.m.
    - 5) Regular Session-December 5, 2001 at 6:30 p.m.
  - c. **Possible approval of Chamber of Commerce Quarterly Draw Down for \$11,250.00.**
  - d. **Possible approval of letter from The Town Attorney terminating the temporary interim Town Attorney contract with Mangum, Wall, Stoops & Warden L.L.C.**
  - e. **Possible approval of Proclamation declaring November as National Family Caregivers Month.**
  - f. **Possible approval to increase Town participation in Verde Valley Public Leaders Institute by an additional \$300.**
5. **Call to the Public for Items not on the Agenda**

(Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to respond to criticism made by those who have addressed the public body, ask staff to review a matter, or ask that a matter on a future agenda, pursuant to A.R.S. §38-381.01(G))

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office before a meeting for copies of supporting documentation, if any, which were unavailable at the time Agenda packets were prepared.

**Public input may be invited on any of these items. Discussion, consideration, and possible action on the Following items:**

6. **Discussion and Possible approval of Master Agreement For Museum Development between the Town of Camp Verde and the Camp Verde Historical Society.**

7. Possible approval or Resolution 2001-493 a Resolution of the Mayor and council of the Town of Camp Verde, Arizona declaring as a public record that certain document filed with the Town Clerk and entitled "The 2001 amendments to the Tax Code of the Town of Camp Verde."
  8. Possible approval of Ordinance 2001-A200 an Ordinance of the Town of Camp Verde, Arizona, relating to the Privilege License Tax; adopting "The 2001 amendments to the Tax Code of the Town of Camp Verde" by reference; establishing an effective date; providing for severability and providing penalties for violations.
  9. Discussion and Possible approval of Resolution 2001-491 a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Resolution PZ2001-03 concerning a Use Permit issued for 115 W. Camp Lincoln Road. Approval of Resolution 2001-491 will extend the season identified on existing Use Permit 2001-02.
  10. Possible approval of Resolution 2001-492 a Resolution of the Town of Camp Verde, Arizona approving Use Permit 2001-04, for the operation of a 181 space Recreational Vehicle park on tax parcel 404-17-030A located on Middle Verde Road for a period of 10 years. The property is located at 583 W Middle Verde Road and consists of 17 acres. The property is currently zoned PAD.
  11. Possible approval of Ordinance 2001-A199, an Ordinance of the Town Council of the Town of Camp Verde, Yavapai County, Arizona, designating Town staff as the Town of Camp Verde Planning Agency.
  12. Discussion and possible approval of retaining Tischler and Associates to conduct an impact fee study not to exceed \$7500 with Harvard Investments to pay one half and their payment to be credited against future impact fee charges.
  13. Possible Direction to staff regarding possible classification change to Section 120 of the Outdoor Lighting Ordinance to cover municipal owned and operated lights for streets and walkways.
- Councilor Baker requested the following item(s)*
14. Discussion on Town Code section 2-2-3 and Resolution 2000-447, establishing meeting policies and procedures for Council and all Town Commission.
  15. Call to the Public for Items not on the Agenda

**There will be no Public input on the following items:**

16. **Advanced Approvals**
17. **Manager/Staff Report**
18. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
19. **Adjournment**

Posted by: W. J. Moore

Date/Time: 11.2.01 9:15 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
Of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, NOVEMBER 7, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

1. **Call to Order**  
Vice Mayor Gioia called the meeting to order at 6:30 p.m.
2. **Roll Call**  
Vice Mayor Gioia, Councilors Reddell, Baker, Hunter, Eberhard, and Dickinson were present. Mayor Hauser was absent.  
**Also Present**  
Town Manager John Roberts, Town Clerk Deborah Barber, Finance Director Dane Bullard, Grants Administrator Franc Kahn, General Services Director Bill Lee and Recording Secretary Valerie House
3. **Pledge of Allegiance**  
Councilor Reddell led the pledge of allegiance.
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a) **Approval of the Minutes:**
    - 1) Special Session - October 10, 2001
    - 2) Regular Session, Council Hears Planning & Zoning Matters – October 17, 2001
    - 3) Special Session – October 18, 2001
    - 4) Special Session – October 29, 2001
  - b) **Set Next Meeting, Date and Time:**
    - 1) Joint Work Session – ADOT, November 14, 2001 at 1:00 p.m.
    - 2) Special Session - November 14, 2001 at 6:30 p.m.
    - 3) Regular Session - November 21, 2001 at 6:30 p.m. (Cancelled)
    - 4) Regular Session – Council Hears Planning & Zoning Matters – November 28, 2001 at 6:30 p.m.
    - 5) Regular Session – December 5, 2001 at 6:30 p.m.
  - c) **Possible approval of Chamber of Commerce Quarterly Draw Down for \$11,250.00.**
  - d) **Possible approval of letter from the Town Attorney terminating the temporary interim Town Attorney contract with Mangum, Wall, Stoops & Warden L.L.C.**
  - e) **Possible approval of Proclamation declaring November as National Family Caregivers Month.**
  - f) **Possible approval to increase Town participation in Verde Valley Public Leaders Institute by an additional \$300.**

Dickinson withdrew a motion that was seconded by Baker, to schedule the work session with ADOT November 14, at 1:00 p.m. after Manager Roberts pointed out that item b. was part of the consent agenda and a vote to change the agenda was needed first.

A motion by Gioia, seconded by Eberhard, to contact Mr. Foster and make available November 28<sup>th</sup> or December 5<sup>th</sup> at a regularly scheduled Council Session for the meeting with ADOT, failed with Dickinson, Baker and Reddell voting 'no'.

A motion by Eberhard, seconded by Gioia, to approve the Consent Agenda, with item b. - 1 removed, as amended; page 4 of 10/10/01 minutes, last sentence, after the word lose add "1. by way of decline in state revenues reflected in our 15% sharing, and secondly, along with the effects of decline in our local economy plus another 4%" and 10/17/01 minutes, page 4, deleting the last sentence of the second paragraph in item #11, failed with Dickinson, Baker, and Reddell voting 'no'.

On a motion by Eberhard, seconded by Gioia, the Council voted to separate b. -1 from the rest of the Consent Agenda to address separately, passed with Dickinson and Reddell voting 'no'.

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to approve the Consent Agenda with the changes noted before and without the separated item b-1.

On a motion by Dickinson, seconded by Hunter, the Council voted to delete item b-1, the joint work session with ADOT. Baker voted 'no'.

Council discussed item b-1 at length, due to conflicts over rescheduling the ADOT meeting.

5. **Call to the Public for items not on the Agenda**

Jim Bullard said he had written a letter to Council about the acquisition of the Water Company. He requested that Council put this item on the agenda for public discussion and state their intentions.

Randy Bruce felt Planning and Zoning shouldn't be run by the Whitmires. He added that CC&Rs don't allow a home business. He said he didn't understand why a Planning and Zoning Commissioner is allowed to violate the ordinance. Manager Roberts explained that the Whitmires had a contractual homeowner's agreement and a clearance when the house was built.

Jim Houlihan stated that he has filed complaints for the last 6 years on a nearby house. He said the house is an eyesore and not maintained.

6. **Discussion and Possible approval of Master Agreement for Museum Development between the Town of Camp Verde and the Camp Verde Historical Society.**

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to table this item.

Vice Mayor Gioia stated that he received a letter from the Historical Society asking Council to table this item until the next session.

6a. **Discussion and possible approval of Resolution 2001-494, adopting the Town of Camp Verde Disaster Response Plan.**

On a motion by Reddell, seconded by Baker, the Council voted unanimously to approve Resolution 2001-494, adopting the Town of Camp Verde Disaster Response Plan.

Grants Administrator Franc Kahn addressed Council with a disaster relief plan. He said staff had been working with the Director of Yavapai County Emergency Management, Marshal Wischmeyer, the Fire Department, the Street Department and other Town departments. He asked Council for approval of the Disaster Response Plan. Kahn explained that the plan would coordinate logistical, administrative and public safety efforts in the event of a disaster. Councilor Baker, as well as Vice Mayor Giola, thanked everyone involved. Kahn stated that the County would fund a 50/50 match with the Town to construct and provide training of this plan.

**Public Input:**

Director of YCEM, Nick Angellillo, presented the Town with a check for \$1,400.00, which represented the first half of \$2,400.00 to be used for a Haz-Mat Transportation Plan. He said the plan makes the Town eligible for FEMA funding.

7. **Possible approval of Resolution 2001-493, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring as a public record that certain document filed with Town Clerk entitled "The 2001 amendments to the Tax Code of the Town of Camp Verde"**

On a motion by Eberhard, seconded by Baker, the Council voted unanimously to approve Resolution 2001-493, a Resolution of the Town of Camp Verde, Yavapai County, Arizona, declaring as a public record that certain document filed with the Town Clerk and entitled "The 2001 amendments to the Tax Code of the Town of Camp Verde."

Finance Director Bullard explained that this item contained the recommended changes to comply with the recent tax code changes. He said this would make it easier for small businesses to interpret the tax code. Bullard said this would be incorporated in the model city tax code by January 1, 2002.

**Public Input:**

There was no public input.

8. **Possible approval of Ordinance 2001-A200 an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, relating to the Privilege License Tax; adopting "The 2001 amendments to the Tax Code of the Town of Camp Verde" by reference; establishing an effective date; providing for severability and providing penalties for violations.**

On a motion by Baker, seconded by Reddell, the Council voted unanimously to approve Ordinance 2001-A200, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, relating to the Privilege License Tax; adopting "The 2001 amendments to the Tax Code of the Town of Camp Verde" by reference; establishing an effective date, providing for severability and providing penalties for violations.

There was no Council discussion on this item as it is an addition to item #7.

9. **Discussion and possible approval of Resolution 2001-A491 a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Resolution PZ2001-03 concerning a Use Permit issued for 115 W. Camp Lincoln Road. Approval of Resolution 2001-491 will extend the season identified on existing Use Permit 2001-02.**

On a motion by Baker, seconded by Reddell, the Council voted unanimously to approve Resolution 2001-491, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Resolution PZ2001-03 concerning a Use Permit issued for 115 W. Camp Lincoln Road.

Manager Roberts stated that applicants would like to extend the use permit from March to November. Councilor Dickinson and Baker felt this was an opportunity to show their support for local business and support the applicant's request.

**Public Input:**

There was no public input.

10. **Possible approval of Resolution 2001-492, a Resolution of the Town of Camp Verde, Yavapai County, Arizona, approving Use Permit 2001-04, for the operation of a 181 space Recreational Vehicle park on tax parcel 404-17-030A located on Middle Verde Road for a period of 10 years. The property is located at 583 W. Middle Verde Road and consists of 17 acres. The property is currently zoned PAD.**

A motion by Eberhard, seconded by Reddell, to approve Resolution 2001-492 with changes to Section 2, adding letter E. - to read; 'Plans on phasing and landscaping as presented are incorporated as conditions to which the applicant will follow in a manner substantially similar to the plans presented' and letter F. - to read; 'The applicant will mitigate ADOT's concerns.'

Eberhard amended his motion to approve Resolution 2001-492 with changes to Section 2, to read; letter D. - 'Plans on phasing and landscaping as presented are incorporated as conditions for which applicant will follow in a manner substantially similar to the plans' and letter E. - 'This Use Permit is not transferable except as needed for financing.'  
Reddell agreed to the amended motion.

Agent to the applicant, Jim Sullivan, addressed Council with a site plan, landscaping plan, and a phasing sheet, which Council had previously required, as part of the conditions for the Use Permit. Manager Roberts said ADOT had requested that the applicant place a traffic light at the freeway ramp, to mitigate traffic impact. Councilors Eberhard and Baker felt the applicant should not have to pay for the light. Agent Sullivan agreed. Vice Mayor Gioia asked about a drainage report and if the applicant had plans to mitigate ADOT concerns.

**Public Input:**

Jim Sullivan handed copies of plans to Council and stated that he had made every effort to resolve any issues and conditions with ADOT, as well as Council. He stated that the proposed 181 spaces for the RV park would actually be 173. Sullivan said a final drainage report as well as landscaping plan would be submitted.

Tove White said she was the Engineer for the applicant and said she had been dealing with ADOT continuously to mitigate their concerns. She said ADOT had recognized that the light signal would be needed at a different phase of the project.

Dana Belknap felt the applicant was willing to pay for their share of the traffic signal and asked for clarity on the Council's opinion.

Robert Foreman felt the proposed hotel and RV Park was a good project and this was an opportunity for the Town to advertise its Regional Park to its guests.

Director Bill Lee thanked the applicant for their generous donation of materials to the Town from the buildings being demolished at Cowboys and Outlaws.

11. **Possible approval of Ordinance 2001-A199, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, designating Town staff as the Town of Camp Verde Planning Agency.**

On a motion by Baker, seconded by Eberhard, the Council voted unanimously to approve Ordinance 2001-A199, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, designating Town staff as the Town of Camp Verde Planning Agency, amended by Eberhard to add 'direct staff to hold public input sessions for the General Plan and joint work sessions with the Planning and Zoning Commission and Council, Baker agreed with amendment'.

Manager Roberts explained to Council that staff should be involved with Council and the Planning & Zoning Commission as a joint effort when working on the General Plan. He added that Council would continue to hold legislative authority. Councilor Eberhard directed staff to hold General Plan public meetings with Council and the Planning & Zoning Commission.

**Public Input:**

There was no public input.

12. **Discussion, consideration, and possible approval to retain a consultant to conduct a study of Camp Verde Impact Fee Categories, in an amount not to exceed \$7,500\* (This is an unbudgeted amount from the General Fund).**

On a motion by Eberhard, seconded by Hunter, the Council voted to approve retaining Tischler & Associates to conduct an impact fee study not to exceed \$7,500 with Harvard Investments to pay one half and their payment to be credited to future impact fees. Dickinson voted 'no'.

Manager Roberts told Council that a consultant should be retained to provide a detailed review of an impact fee analysis. He added that Harvard agreed to pay for half of the fees up to \$7,500. While Councilor Dickinson, Baker, and Reddell oppose impact fees, Baker and Reddell agreed an analysis should be done to see the information it could provide before making any decisions. Vice Mayor Gioia and Eberhard felt the analysis was needed as well.

**Public Input:**

Randy Bruce did not agree with the Town spending the money needed for the impact fee analysis. He felt the taxpayer's money is being wasted.

Jim Houlihan felt the fees would drive people from Camp Verde.

Robert Foreman agreed with Houlihan.

John McReynolds felt the fees would not affect him, but his children. He felt it would be more difficult for them to buy a home.

Jim Bullard felt an analysis was needed to provide the information needed to make a decision.

13. **Possible direction to staff regarding possible classification change to Section 120 of the Outdoor Lighting Ordinance to cover municipal owned and operated lights for streets and walkways.**

On a motion by Eberhard, seconded by Baker, the Council voted unanimously to delete this item from the Agenda.

A Director Lee stated that ADOT is recommending high-pressure sodium lights for the improved beautification project on Main Street. He added that the recently passed lighting ordinance required low-pressure sodium lighting. Lee said the low sodium lights were not easily adaptable to the beautification project and that the Aztec lighting Engineer felt they were high maintenance as well. Councilor Baker said low-pressure lighting was not properly shielded and pointed out that this item was recommended by APS and ignored during Council and Planning & Zoning Sessions. Councilor Eberhard felt there were problems with the new lighting ordinance and these items should be addressed when the ordinance is re-visited.

**Public Input:**

There was no public input.

14. **Discussion on Town Code section 2-2-3 and Resolution 2000-447, establishing meeting policies and procedures for Council and all Town Commission.**

There was no action taken.

Councilor Baker wanted to address Council with this item. She said there was a recent situation where the Mayor had appointed Councilor Eberhard as acting Mayor while she was out of Town. Baker said the Town Code states that Council may designate a Mayor in the Mayor's absence. She stated that if Council made these laws, they should keep them. She also referred to a Resolution passed by members of this Council that addresses Council correspondence and that it too, was not being followed.

**Public Input:**

There was no public input.

14a. **Discussion and possible appointment of Town Engineer (Council may vote to go into executive session. Per ARS §38-431.03 (A) (1) and then resume this item.)**

On a motion by Reddell, seconded by Dickinson, the Council voted unanimously to go into executive session at 9:00 p.m.

On a motion by Baker, seconded by Gioia, the Council reconvened at 9:01 p.m.

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to offer the Town Engineer position to Harry Parsi at an annual salary of \$55,000.00 and a moving expense of \$3,000.00.

15. **Call to the Public for items not on the Agenda**

Robert Foreman asked if outdoor display lighting is considered Class 1 or Class 2 lighting. He was concerned that his business lights were in violation of codes. He suggested that Council address his concerns when they revisited amending the lighting ordinance.

John McReynolds felt municipalities should not be allowed to ask for something that the public could not ask for. He felt the Town asking for high pressure sodium lights on Main Street should not be allowed when the lighting ordinance called for low pressure sodium. He felt the future of the mining ordinance should be done by vote from the public.

Randy Bruce felt the lighting ordinance should be brought to a vote by the public.

16. **Advanced Approvals**

There were no advanced approvals.

17. **Manager/Staff Report**

There was no report.

18. **Council Informational Reports:**

Vice Mayor Gioia reported on the Water Advisory's Strategic Meeting.

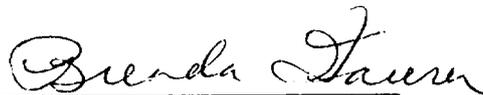
Dickinson said he would be attending a Yavapai College event on Friday.

Baker asked for information on Tom Johnston before November 14's meeting.

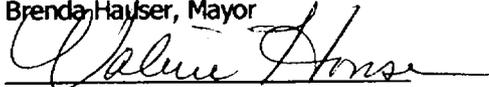
Eberhard said the Camp Verde Marshal Toy Ride is on Saturday.

19. **Adjournment**

The meeting was adjourned at 9:05 p.m.



Brenda Hauser, Mayor

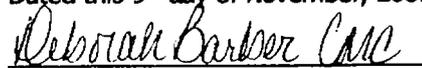


Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 7<sup>th</sup> day of November, 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 9<sup>th</sup> day of November, 2001.



Deborah Barber, Town Clerk

**ADDENDUM TO THE AGENDA**



**REGULAR SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106**

**WEDNESDAY, November 7, 2001  
6:30 P.M.**

- 12. ~~Discussion and possible approval of retaining Tischler and Associates to conduct an impact fee study, not to exceed \$7,500 with Harvard Investment to pay one-half and their payment to be credited against future impact fee charges.~~**

**Discussion, consideration, and possible approval to retain a consultant to conduct a study of Camp Verde Impact Fee Categories, in an amount to exceed \$7,500\*. (\*This is an unbudgeted amount from General Fund.)**

- 14 a. Discussion and possible appointment of Town Engineer (Council may vote to go into executive session. per ARS §38-431.03 (A) (1) and then resume this item.)**

Posted by: V Jones

Date/Time: 11-5-01 2:45 p.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, NOVEMBER 7, 2001  
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
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    - 1) Special Session - October 10, 2001
    - 2) Regular Session, Council Hears Planning & Zoning Matters - October 17, 2001
    - 3) Special Session - October 18, 2001
    - 4) Special Session - October 29, 2001
  - b) **Set Next Meeting, Date and Time:**
    - 1) Joint Work Session - ADOT, November 14, 2001 at 1:00 p.m.
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  - d) **Possible approval of letter from the Town Attorney terminating the temporary interim Town Attorney contract with Mangum, Wali, Stoops & Warden L.L.C.**
  - e) **Possible approval of Proclamation declaring November as National Family Caregivers Month.**
  - f) **Possible approval to increase Town participation in Verde Valley Public Leaders Institute by an additional \$300.**

Dickinson withdrew a motion that was seconded by Baker, to schedule the work session with ADOT November 14, at 1:00 p.m. after Manager Roberts pointed out that item b. was part of the consent agenda and a vote to change the agenda was needed first.

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A motion by Eberhard, seconded by Gioia, to approve the Consent Agenda, with item b.-1 removed, as amended; page 4 of 10/10/01 minutes, last sentence, after the word lose add "1. by way of decline in state revenues reflected in our 15% sharing, and secondly, along with the effects of decline in our local economy plus another 4%" and 10/17/01 minutes, page 4, deleting the last sentence of the second paragraph in item #11, failed with Dickinson, Baker, and Reddell voting 'no'.

On a motion by Eberhard, seconded by Gioia, the Council voted to separate b.-1 from the rest of the Consent Agenda to address separately, passed with four votes 'yes'. Dickinson and Reddell voted 'no'.

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to approve the Consent Agenda with the changes noted before and without the separated item b-1.

On a motion by Dickinson, seconded by Hunter, the Council voted to delete item b-1, the joint work session with ADOT. Baker voted 'no'.

**5. Call to the Public for items not on the Agenda**

Jim Bullard said he had written a letter to Council about the acquisition of the water company. He requested that Council put this item on the agenda for public discussion and state their intentions.

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**6. Discussion and Possible approval of Master Agreement for Museum Development between the Town of Camp Verde and the Camp Verde Historical Society.**

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to table this item.

**6a. Discussion and possible approval of Resolution 2001-494, adopting the Town of Camp Verde Disaster Response Plan.**

On a motion by Reddell, seconded by Baker, the Council voted unanimously to approve Resolution 2001-494, adopting the Town of Camp Verde Disaster Response Plan.

**7. Possible approval of Resolution 2001-493, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring as a public record that certain document filed with Town Clerk entitled "The 2001 amendments to the Tax Code of the Town of Camp Verde"**

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Reddell agreed to the amended motion.

11. **Possible approval of Ordinance 2001-A199, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, designating Town staff as the Town of Camp Verde Planning Agency.**

On a motion by Baker, seconded by Eberhard, the Council voted unanimously to approve Ordinance 2001-A199, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, designating Town staff as the Town of Camp Verde Planning Agency, amended by Eberhard to add 'direct staff to hold public input sessions for the General Plan and joint work sessions with the Planning and Zoning Commission and Council', Baker agreed with amendment.

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13. **Possible direction to staff regarding possible classification change to Section 120 of the Outdoor Lighting Ordinance to cover municipal owned and operated lights for streets and walkways.**

On a motion by Eberhard, seconded by Baker, the Council voted unanimously to delete this item from the Agenda.

9. **Discussion and possible approval of Resolution 2001-A491 a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Resolution PZ2001-03 concerning a Use Permit issued for 115 W. Camp Lincoln Road. Approval of Resolution 2001-491 will extend the season identified on existing Use Permit 2001-02.**  
On a motion by Baker, seconded by Reddell, the Council voted unanimously to approve Resolution 2001-491, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Resolution PZ2001-03 concerning a Use Permit issued for 115 W. Camp Lincoln Road.
10. **Possible approval of Resolution 2001-492, a Resolution of the Town of Camp Verde, Yavapai County, Arizona, approving Use Permit 2001-04, for the operation of a 181 space Recreational Vehicle park on tax parcel 404-17-030A located on Middle Verde Road for a period of 10 years. The property is located at 583 W. Middle Verde Road and consists of 17 acres. The property is currently zoned PAD.**  
On a motion by Eberhard, seconded by Reddell, the Council voted unanimously to approve Resolution 2001-492 with changes to Section 2 , adding letter E.- to read; 'Plans on phasing and landscaping as presented are incorporated as conditions to which the applicant will follow in a manner substantially similar to the plans presented' and letter F. - to read; 'The applicant will mitigate ADOT's concerns.'  
  
Eberhard amended his motion to approve Resolution 2001-492 with changes to Section 2, to read; letter D.- 'Plans on phasing and landscaping as presented are incorporated as conditions for which applicant will follow in a manner substantially similar to the plans' and letter E. - 'This Use Permit is not transferable except as needed for financing.'  
Reddell agreed to the amended motion.
11. **Possible approval of Ordinance 2001-A199, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, designating Town staff as the Town of Camp Verde Planning Agency.**  
On a motion by Baker, seconded by Eberhard, the Council voted unanimously to approve Ordinance 2001-A199, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, designating Town staff as the Town of Camp Verde Planning Agency, amended by Eberhard to add 'direct staff to hold public input sessions for the General Plan and joint work sessions with the Planning and Zoning Commission and Council', Baker agreed with amendment.
12. **Discussion, consideration, and possible approval to retain a consultant to conduct a study of Camp Verde Impact Fee Categories, in an amount not to exceed \$7,500\* (This is an unbudgeted amount from the General Fund).**  
On a motion by Eberhard, seconded by Hunter, the Council voted to approve the retaining of Tischler & Associates to conduct an impact fee study not to exceed \$7,500 with Harvard Investments to pay one half and their payment to be credited to future impact fees. Dickinson voted 'no'.
13. **Possible direction to staff regarding possible classification change to Section 120 of the Outdoor Lighting Ordinance to cover municipal owned and operated lights for streets and walkways.**  
On a motion by Eberhard, seconded by Baker, the Council voted unanimously to delete this item from the Agenda.

- 14. Discussion on Town Code section 2-2-3 and Resolution 2000-447, establishing meeting policies and procedures for Council and all Town Commission.**  
Council took no action on this item.

- 14a. Discussion and possible appointment of Town Engineer (Council may vote to go into executive session. Per ARS §38-431.03 (A) (1) and then resume this item.)**

On a motion by Reddell, seconded by Dickinson, the Council voted unanimously to go into executive session to discuss the appointment of Town Engineer at 9:00 p.m.

Regular Session was reconvened at 9:01 p.m.

- 15. Call to the Public for items not on the Agenda**

Robert Foreman asked if outdoor display lighting is considered Class 1 or Class 2 lighting. He was concerned that his business lights were in violation of codes. He suggested that Council address his concerns when they revisited amending the lighting ordinance.

John McReynolds felt municipalities should not be allowed to ask for something that the public could not ask for. He felt the Town asking for high pressure sodium lights on Main Street should not be allowed when the lighting ordinance called for low pressure sodium. He felt the future of the mining ordinance should be done by vote from the public.

Randy Bruce felt the lighting ordinance should be brought to a vote by the public.

- 16. Advanced Approvals**

There were no advanced approvals.

- 17. Manager/Staff Report**

There was no report.

- 18. Council Informational Reports:**

Vice Mayor Gioia reported on the Water Advisory's Strategic Meeting.

Dickinson said he would be attending a Yavapai College event on Friday.

Baker asked for information on Tom Johnston before November 14<sup>th</sup> meeting.

Eberhard said the Marshal's Toy Ride is on Saturday.

- 19. Adjournment**

The meeting was adjourned at 9:05 p.m.

**AMENDMENT  
to the  
ADDENDUM TO THE AGENDA**



**REGULAR SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106**

**WEDNESDAY, November 7, 2001  
6:30 P.M.**

**6a. Discussion and possible approval of Resolution 2001-494, adopting the Town of Camp Verde Disaster Response Plan.**

**12. ~~Discussion and possible approval of retaining Tischler and Associates to conduct an impact fee study, not to exceed \$7,500 with Harvard Investment to pay one-half and their payment to be credited against future impact fee charges.~~**

**Discussion, consideration, and possible approval to retain a consultant to conduct a study of Camp Verde Impact Fee Categories, in an amount to exceed \$7,500\*. (\*This is an unbudgeted amount from General Fund.)**

**14 a. Discussion and possible appointment of Town Engineer (Council may vote to go into executive session. per ARS §38-431.03 (A) (1) and then resume this item.)**

Posted by: *V. Jones*

Date/Time: 11-6-01 2:00 p.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**ACTIONS TAKEN  
SPECIAL SESSION  
WEDNESDAY, NOVEMBER 14, 2001  
6:30 P.M.**

- 4. Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

**a) Approval of the Minutes:** There are no minutes for approval.

**b) Set Next Meeting, Date and Time:**

- 1) Regular Session – November 21, 2001 – CANCELLED
- 2) Regular Session, Council Hears Planning & Zoning Matters  
November 28, 2001 at 6:30 p.m.
- 3) Regular Session – December 5, 2001 at 6:30 p.m.
- 4) Special Session & Public Hearing (Impact Fees) – December 12, 2001 at  
6:30 p.m. – CANCELLED
- 5) Joint Work Session & Public Hearing (General Plan) – December 12, 2001 at  
6:30 p.m.
- 6) Regular Session & Council Hears Planning & Zoning Matters – December 19,  
2001 at 6:30 p.m.
- 7) Regular Session & Council Hears Planning & Zoning Matters – December 26,  
2001 at 6:30 p.m. - CANCELLED

**c) Possible approval of Resolution 2001-495 Pertaining to the Town Marshal's 401 Money Purchase Plan.**

On a motion by Gioia, seconded by Baker, the Council voted unanimously to approve the Consent Agenda as presented, with removing item b. – 5 for discussion.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to schedule a joint Work Session with Planning & Zoning and public input for the General Plan on December 12, 2001 at 6:30 p.m.

- 5. Call to the Public for items not on the Agenda**

There was no public input.

- 6. Acquisition of Camp Verde Water System (Council may vote to go into executive session pursuant to ARS §38-431.03(A)(7) and then resume this item.)**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to go into Executive Session at 6:38 p.m. for discussion on the acquisition of the Camp Verde Water System.

On a motion by Eberhard, seconded by Baker, the Council voted unanimously to reconvene to Special Session at 7:25 p.m.

On a motion by Eberhard, seconded by Hunter, the Council voted to retain Tom Irvine to work on the acquisition of the Camp Verde Water System, direct staff to research the pros and cons of acquisition in general and as it applies to Camp Verde and bring information back to Council, direct staff to prepare a takings resolution for the November 28, 2001 meeting, with Councilors Dickinson and Baker voting 'no'.

**7. Discussion and Possible approval of Master Agreement between the Town and Camp Verde Historical Society for Museum Development.**

On a motion by Eberhard, seconded by Dickinson, the Council voted to approve the Master Agreement between the Town and Camp Verde Historical Society for Museum Development, with Councilor Baker voting 'no'.

A motion by Gioia to amend Eberhard's motion, changing section 5 - A of the Master Agreement to read ' the Town will work with Yavapai College and the Historical Society to facilitate the College moving from the old school to another facility in Camp Verde, this in a timely manner, an agreeable manner, to accommodate the Town Museum,' failed with no second.

**8. Discussion, consideration, and possible direction to staff concerning a proposal to purchase the building and property located at 921 E. Howards Road for the relocation of Camp Verde Marshal's Office.**

On a motion by Eberhard, seconded by Baker, the Council voted unanimously to direct staff to pursue purchase of 921 E. Howards Road for the relocation of Camp Verde Marshal's Office with a price not to exceed \$480,000.00, interest not to exceed 7%, funds not exceed \$170,000.00 to be drawn from the List Fund, and authorize staff to get an appraisal and other factors needed for final approval, to investigate usage of the current Marshal's Office building for possible planning with the Library.

**9. Discussion and possible action to clarify the role of the ADOT Technical Advisory (ATAC) Committee.**

Council took no action on this item.

**10. Discussion, consideration, and possible approval of the Planning & Zoning Commission's list of priorities.**

On a motion by Gioia, seconded by Baker, the Council voted unanimously to approve the Planning & Zoning Commission's list of priorities with change to bullet #4 to read 'Providing support for fair, consistent, and enforceable ordinances'.

**11. Possible approval of Ordinance 2001-A194, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 119 (Overlay Zones) of the Planning & Zoning Ordinance (87-A23) and proscribing penalties for violations thereof. (Establishing Mining Overlay Zones)**

On a motion by Eberhard, seconded by Hunter, the Council voted to approve Ordinance 2001-A194, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 119 - Overlay Zones of the Planning & Zoning Ordinance 87-A23, and proscribing penalties for violations thereof, establishing Mining Overlay Zones, with the two changes recommended by Mr. Wells, 1) Historic Mining Overlay, 3<sup>rd</sup> sentence, delete 'said permit is approved' and add 'an application for said permit is submitted', 2) fourth sentence, adding the underlined, to read as 'Renewal of permits in conformance with this ordinance or changes to permits of existing legal operations at the time of enactment of this ordinance shall not be considered new permits for the purposes of this section'. Baker and Reddell voted 'no' and Dickinson abstained.

**12. Possible approval of Ordinance 2001-A195, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 123 (Mining Ordinance) of the Planning & Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (New Mining Ordinance and Amending Town Code)**

On a motion by Eberhard, seconded by Hunter, the Council voted to approve Ordinance 2001-A195, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 123 – Mining Ordinance of the Planning & Zoning Ordinance 87-A23 and proscribing penalties for violations thereof, new Mining Ordinance and amending Town Code, with the following changes: Section 4.1 – add sentence to read 'Treatments during off hours of operation may be minimized to reflect lower activity levels, but will be sufficient to reasonably control dust from wind'. Section 4.1.2, add a sentence to read 'Existing legal operations shall be able to continue with existing heights on a scale reasonably similar to the conditions in effect as of November 14, 2001'. Section 4.1.3 – Setbacks, add a sentence to read 'Existing legal operations, which do not meet the setback requirements, shall be allowed to continue with existing setbacks as of November 14, 2001, with existing facilities and equipment or substantially similar replacements'. (Add definitions to the Definition Section in place of where importation currently is, 1) Importation for Blending – the transportation to the permitted mining site of materials not naturally occurring on the permitted mining site from locations off the permitted mining site for the purpose of combining with materials naturally occurring on site in order to create a finished product. Importation for blending is allowed with a mining permit. 2) Other Importation – the transportation to the permitted mining site of materials from locations off the permitted mining site that do not meet the definition of "Importation for Blending". Other importation is not allowed with a mining permit. 3) Naturally Occurring – material is considered naturally occurring on the permitted mining site if the material at any time during the life of the mine existed in saleable quantities, even if currently depleted. 4) Depleted – material is considered depleted if it no longer exists on the permitted mining site in saleable quantities, or if the material is imported for purposes other than blending. Councilor Dickinson, Baker, and Reddell voted 'no'.

**13. Discussion, consideration and possible direction to staff to amend Section 3-2-1.D of the Town Code concerning designation of the Acting Town Manager.**  
Councilor Eberhard directed staff to develop an Ordinance that would allow the Town Manager to chose an acting Manager in his absence, with the same changes to apply to the Mayor.

**14. Call to the Public for items not on the Agenda**  
There was no public input.

**15. Advanced Approvals**  
There were no advanced approvals.

**16. Manager/Staff Report**  
There were no reports.

**17. Council Informational Reports:**

Mayor Hauser asked if any Councilor could attend a V.A. Healthcare meeting in Cottonwood on Friday in her place. She asked if Council would like to participate in the Adopt a Child program for Christmas and mentioned that a new Town Engineer had been hired. She wished everyone a Happy Thanksgiving.

Councilor Reddell had an Agenda item request on the possibility of the land acquisition to the north of the Camp Verde Marshal's office and the expansion of Town Hall.

Councilor Baker asked if the ADOT meeting had been set for November 28, 2001 at 6:30 p.m.

Councilor Hunter said NACOG did not grant money for the enhancement of a pathway on Montezuma Castle Highway.

Vice Mayor Gioia discussed the Intergovernmental meeting and the Northern Arizona Mayors meetings he had attended.

**18. Adjournment**

The meeting was adjourned at 10:53 p.m.

## AGENDA



### SPECIAL SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, NOVEMBER 14, 2001  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:** *(There are no minutes for approval.)*
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session – November 21, 2001 - **CANCELLED**
    - 2) Regular Session & Council Hears Planning & Zoning Matters – November 28, 2001 at 6:30 p.m.
    - 3) Regular Session – December 5, 2001 at 6:30 p.m.
    - 4) Special Session & Public Hearing (Impact Fees) – December 12, 2001 at 6:30 p.m. – **CANCELLED**
    - 5) Joint Work Session & Public Hearing (General Plan) – December 12, 2001 at 6:30 p.m.
    - 6) Regular Session & Council Hears Planning & Zoning Matters – December 19, 2001 at 6:30 p.m.
    - 7) Regular Session & Council Hears Planning & Zoning Matters – December 26, 2001 at 6:30 p.m. - **CANCELLED**
  - c. **Possible Approval of Resolution 2001-495 Pertaining to the Town Marshal's 401 Money Purchase Plan.**
5. **Call to the Public for Items not on the Agenda** Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to set them for Consideration at a future date.

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any that were unavailable at the time Agenda packets were prepared.

#### **Public input may be invited on the following item(s).**

6. **Acquisition of Camp Verde Water System** (Council may vote to go into executive session pursuant to ARS §38-431.03(A)(7) and then resume this item.)
7. **Discussion and Possible Approval of Master Agreement between the Town and Camp Verde Historical Society for Museum Development.**
8. **Discussion, consideration, and possible direction to staff concerning a proposal to purchase the building and property located at 921 E. Howards Road for the relocation of Camp Verde Marshal's Office.**
9. **Discussion and possible action to clarify the role of the ADOT Technical Advisory (ATAC) Committee.**

10. **Discussion, consideration, and possible approval of the Planning & Zoning Commission's list of priorities.**
11. **Possible approval of Ordinance 2001-A194, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 119 (Overlay Zones) of the Planning and Zoning Ordinance (87-A23) and proscribing penalties for violations thereof. (Establishing Mining Overlay Zones)**
12. **Possible approval of Ordinance 2001-A195, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 123 (Mining Ordinance) of the Planning & Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (New Mining Ordinance and Amending Town Code)**

*Councilor Hunter requested the following item(s):*

13. **Discussion, consideration and possible direction to staff to amend Section 3-2-1.D of the Town Code concerning designation of the Acting Town Manager.**
14. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

15. **Advanced Approvals**
16. **Manager/Staff Report**
17. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
18. **Adjournment**

Posted by: U Jones

Date/Time: 11-9-01 10:30 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
Of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, NOVEMBER 14, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
input is placed after Council motions to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

1. **Call to Order**  
Mayor Hauser called the meeting to order at 6:30 p.m.
2. **Roll Call**  
Mayor Hauser, Vice Mayor Gioia, Councilors Reddell, Baker, Hunter, Eberhard, and Dickinson were present.  
**Also Present:**  
Town Clerk Deborah Barber, Town Manager John Roberts, Town Attorney Julie Kriegh, Finance Director Dane Bullard, Marshal John Wischmeyer and Recording Secretary Valerie House
3. **Pledge of Allegiance**  
Councilor Reddell led the pledge of allegiance.
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a) **Approval of the Minutes:** There are no minutes for approval.
  - b) **Set Next Meeting, Date and Time:**
    - 1) Regular Session – November 21, 2001 – CANCELLED
    - 2) Regular Session, Council Hears Planning & Zoning Matters November 28, 2001 at 6:30 p.m.
    - 3) Regular Session – December 5, 2001 at 6:30 p.m.
    - 4) Special Session & Public Hearing (Impact Fees) – December 12, 2001 at 6:30 p.m. – CANCELLED
    - 5) Joint Work Session & Public Hearing (General Plan) – December 12, 2001 at 6:30 p.m.
    - 6) Regular Session & Council Hears Planning & Zoning Matters – December 19, 2001 at 6:30 p.m.
    - 7) Regular Session & Council Hears Planning & Zoning Matters – December 26, 2001 at 6:30 p.m. - CANCELLED
  - c) **Possible approval of Resolution 2001-495 Pertaining to the Town Marshal's 401 Money Purchase Plan.**  
On a motion by Gioia, seconded by Baker, the Council voted unanimously to approve the Consent Agenda as presented, with removing item b. – 5 for discussion.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to schedule a joint Work Session with Planning & Zoning and public input for the General Plan on December 12, 2001 at 6:30 p.m.

Councilor Dickinson said he felt uncomfortable with the short amount of remaining time to work on the General Plan, with so many important issues to address. Councilor Baker agreed and felt the public hearings should be separated from the joint work sessions. Both Councilors felt the Council should start lobbying to the State for an extension.

5. **Call to the Public for items not on the Agenda**

There was no public input.

6. **Acquisition of Camp Verde Water System (Council may vote to go into executive session pursuant to ARS §38-431.03(A)(7) and then resume this item.)**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to go into Executive Session at 6:38 p.m. for discussion on the acquisition of the Camp Verde Water System.

On a motion by Eberhard, seconded by Baker, the Council voted unanimously to reconvene to Special Session at 7:25 p.m.

On a motion by Eberhard, seconded by Hunter, the Council voted to retain Tom Irvine to work on the acquisition of the Camp Verde Water System, direct staff to research the pros and cons of acquisition in general and as it applies to Camp Verde and bring information back to Council, direct staff to prepare a takings resolution for the November 28, 2001 meeting, with Councilors Dickinson and Baker voting 'no'.

Councilor Eberhard felt the need to acquire the Water System was critical due to upcoming issues on arsenic and growth. Mayor Hauser and Vice Mayor Gioia agreed. Gioia felt the Town needed to plan for the future and stretch its infrastructure.

**Public Input:**

There was no public input.

7. **Discussion and Possible approval of Master Agreement between the Town and Camp Verde Historical Society for Museum Development.**

On a motion by Eberhard, seconded by Dickinson, the Council voted to approve the Master Agreement between the Town and Camp Verde Historical Society for Museum Development, with Councilor Baker voting 'no'.

A motion by Gioia to amend Eberhard's motion, changing section 5 - A of the Master Agreement to read 'the Town will work with Yavapai College and the Historical Society to facilitate the College moving from the old school to another facility in Camp Verde, this in a timely manner, an agreeable manner, to accommodate the Town Museum,' failed with no second.

Manager Roberts said the Town had been working with the Historical Society to set up a framework for creating a museum. He pointed out that Council retained the right to choose to fund the project or not. Historical Society Representative Bill Cowan, thanked staff for their working relationship on establishing the framework to preserve Camp Verde's history. He felt there was a good variety of grants available for funding and asked for Council approval on this project. Councilor Dickinson said he would support the

project, but felt the project was too expensive. Councilor Baker agreed and asked if the Town attorney had reviewed the Master Agreement. Manager Roberts said no and that the agreement was prepared as a result of a discussion with Mr. Cowan and approved by the Historical Society's Board of Directors. Giola was concerned with funding as well, and felt negotiations for relocation would have to be worked out with Yavapai College, who currently uses the building for classes.

**Public Input:**

Shirley Jordan Hopkins read a letter of support she had written for Council. She said there were many citizens who would be willing to donate many items if they had safe place to put them.

Dennis Weckerly felt there needed to be a secure place for the items. He asked for Council support on this item.

Phillip Smith felt the museum would generate revenue and was an important part of history for small communities.

John Strathmere supported the museum and felt there was a need for the preservation of history. He felt the old mattress shop should be restored.

Marshall Whitmire supported the museum and felt it corresponded with the General Plan. He introduced the Director of the Charlotte Hall Museum, Richard Simms.

Richard Simms endorsed the Master Agreement and offered full support of the Charlotte Hall Museum staff, in supporting and developing the museum. He felt it was an economic engine for the community.

There was no other public input.

8. **Discussion, consideration, and possible direction to staff concerning a proposal to purchase the building and property located at 921 E. Howards Road for the relocation of Camp Verde Marshal's Office.**

On a motion by Eberhard, seconded by Baker, the Council voted unanimously to direct staff to pursue purchase of 921 E. Howards Road for the relocation of Camp Verde Marshal's Office with a price not to exceed \$480,000.00, interest not to exceed 7%, funds not exceed \$170,000.00 to be drawn from the List Fund, and authorize staff to get an appraisal and other factors needed for final approval, to investigate usage of the current Marshal's Office building for possible planning with the Library.

Marshal Wischmeyer said he had researched the financing for the proposed relocation site for the Marshal's Office and asked that Council consider approval of the building located at 921 E. Howards Road.

**Public Input:**

Leon Raper said the employees of the Marshal's Office should not have to work in the bad conditions of the current building. He added that the value of the proposed building would increase.

9. **Discussion and possible action to clarify the role of the ADOT Technical Advisory (ATAC) Committee.**

Council took no action on this item.

Council discussed whether there was a need for a committee to report on ADOT's bypass project. Several Councilors felt the committee had fulfilled their role. Director Lee said it was possible to schedule a meeting to hear a review presentation of the 60% design plan by ADOT consultants, possibly the first week of December. Director Lee said he would report back to staff on this item.

10. **Discussion, consideration, and possible approval of the Planning & Zoning Commission's list of priorities.**

On a motion by Gioia, seconded by Baker, the Council voted unanimously to approve the Planning & Zoning Commission's list of priorities with a change to bullet #4 to read 'Providing support for fair, consistent, and enforceable ordinances'.

Planning & Zoning Chairperson, Jane Whitmire, spoke of the letter she had sent to Council that listed the intentions and priorities of the Planning & Zoning Commission for the year 2002. Council discussed the listed items and made several suggestions of clarification on the verbiage.

**Public Input:**

There was no public input.

11. **Possible approval of Ordinance 2001-A194, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 119 (Overlay Zones) of the Planning & Zoning Ordinance (87-A23) and proscribing penalties for violations thereof. (Establishing Mining Overlay Zones)**

On a motion by Eberhard, seconded by Hunter, the Council voted to approve Ordinance 2001-A194, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 119 – Overlay Zones of the Planning & Zoning Ordinance 87-A23, and proscribing penalties for violations thereof, establishing Mining Overlay Zones, with the two changes recommended by Mr. Wells, 1) Historic Mining Overlay, 3<sup>rd</sup> sentence, delete 'said permit is approved' and add 'an application for said permit is submitted', 2) fourth sentence, adding the underlined, to read as 'Renewal of permits in conformance with this ordinance or changes to permits of existing legal operations at the time of enactment of this ordinance shall not be considered new permits for the purposes of this section'. Baker and Reddell voted 'no' and Dickinson abstained.

Council debated Overlay Zone mapping. Councilor Dickinson and Reddell felt the Overlay Zones should be designated before mining permits were given. Gioia said for example, a desired Historic Overlay, or a request for an Agricultural Overlay, should be brought forth by someone looking for a specific component of where they would like it placed. Eberhard felt they could not be designated until they were presented.

(See attached verbatim minutes)

12. **Possible approval of Ordinance 2001-A195, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 123 (Mining Ordinance) of the Planning & Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (New Mining Ordinance and Amending Town Code)**

On a motion by Eberhard, seconded by Hunter, the Council voted to approve Ordinance 2001-A195, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 123 – Mining Ordinance of the Planning & Zoning Ordinance 87-A23 and proscribing penalties for violations thereof, new Mining Ordinance and amending Town Code, with the following changes: Section 4.1 – add

sentence to read 'Treatments during off hours of operation may be minimized to reflect lower activity levels, but will be sufficient to reasonably control dust from wind'. Section 4.1.2; add a sentence to read 'Existing legal operations shall be able to continue with existing heights on a scale reasonably similar to the conditions in effect as of November 14, 2001'. Section 4.1.3 – Setbacks, add a sentence to read 'Existing legal operations, which do not meet the setback requirements, shall be allowed to continue with existing setbacks as of November 14, 2001, with existing facilities and equipment or substantially similar replacements'. Add definitions to the Definition Section in place of where importation currently is, 1) Importation for Blending – the transportation to the permitted mining site of materials not naturally occurring on the permitted mining site from locations off the permitted mining site for the purpose of combining with materials naturally occurring on site in order to create a finished product. Importation for blending is allowed with a mining permit. 2) Other Importation – the transportation to the permitted mining site of materials from locations off the permitted mining site that do not meet the definition of "Importation for Blending". Other importation is not allowed with a mining permit. 3) Naturally Occurring – material is considered naturally occurring on the permitted mining site if the material at any time during the life of the mine existed in saleable quantities, even if currently depleted. 4) Depleted – material is considered depleted if it no longer exists on the permitted mining site in saleable quantities, or if the material is imported for purposes other than blending. 5) 4.1- Site Development & Operational Regulations, add a paragraph to read: 'Any operation may gain a waiver from property owners of residentially zoned property, for either setbacks and/or noise regulations. In such a case the standards will be applied to the nearest residentially owned property for which no waiver exists'. Councilors Dickinson, Baker, and Reddell voted 'no'.

See attached verbatim minutes.

13. **Discussion, consideration and possible direction to staff to amend Section 3-2-1.D of the Town Code concerning designation of the Acting Town Manager.**  
Councilor Eberhard directed staff to develop an Ordinance that would allow the Town Manager to chose an acting Manager in his absence, with the same changes to apply to the Mayor.
14. **Call to the Public for items not on the Agenda**  
There was no public input.
15. **Advanced Approvals**  
There were no advanced approvals.
16. **Manager/Staff Report**  
There were no reports.
17. **Council Informational Reports:**  
Mayor Hauser asked if any Councilor could attend a VA Healthcare meeting in Cottonwood on Friday in her place. She asked if Council would like to participate in the Adopt a Child program for Christmas and mentioned that a new Town Engineer had been hired. She wished everyone a Happy Thanksgiving.

Councilor Reddell had an Agenda item request on the possibility of the land acquisition to the north of the Camp Verde Marshal's office and the expansion of Town Hall.

Councilor Baker asked if the ADOT meeting had been set for November 28, 2001 at 6:30 p.m.

Councilor Hunter said NACOG did not grant money for the enhancement of a pathway on Montezuma Castle Highway.

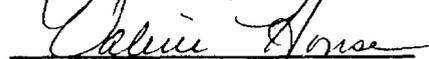
Vice Mayor Giola discussed the intergovernmental meeting and the Northern Arizona Mayors meetings he had attended.

18. **Adjournment**

The meeting was adjourned at 10:53 p.m.



Brenda Hauser, Mayor



Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 14th day of November, 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 16<sup>th</sup> day of November 2001.



Deborah Barber, Town Clerk

**11. Discussion and possible approval of Ordinance 2001-A194, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to section 119 – Overlay Zones of the Planning & Zoning Ordinance 87-A23 and proscribing penalties for violations thereof. Establishing Mining Overlay Zones.**

**Baker:** I want a point of information – um

**Hauser:** Did I skip something?

**Baker:** Pardon me?

**Hauser:** Did I skip something?

**Baker:** No, no, no, I wanted to ask, uh, I had asked, um, given the Town Manager a memo to provide uh, the fax from Mr. Jim Wells of uh Phoenix Cement and our sound study summary. I have mine because I happened to save it. I'm just, I don't, want to make sure that all Council members have that study with them,

**Hauser:** I believe everyone has it

**Baker:** You brought them with you, and was that John, made available for the public, the industry representatives at least who are here.

**Roberts:** um, your honor, no one's asked me for that, um, I did fax a copy of the summary to Mr. Wells when I received it, uh, no one had asked for the back up so we haven't provided it to anyone.

**Baker:** no, I asked you

**Roberts:** no, you asked me to make sure the Council had some.

**Baker:** and my memo indicated that for the public be available for tonight, we expended public funds for that noise study, and I certainly think that any people here should have that,

**Roberts:** and the clerk has copies, we can certainly make copies available.

**Baker:** is it available now please? I asked for that yesterday. Thank you very much.

**Hauser:** Does anyone, shouldn't we ask if anyone wants, wants it before we,

**Eberhard:** It's actually in the next agenda item, which is the mining ordinance that has the the noise levels, this is

**Baker:** Um, well Mr., yeah Mr. Wells fax related also to the mining overlay zones

**Eberhard:** right, exactly

**Baker:** which we referenced in our memo, motion, two weeks ago.

**Eberhard:** So we ready to discuss this agenda

**Hauser:** No I think we just have to wait until, she gets what she wants, an then we can move on

**Eberhard:** Well, I I

**Baker:** I'm sorry I asked for it yesterday

**Dickinson:** well, I gotta, I gotta, I have a dumb question,

**Hauser:** Okay, There are no dumb questions

**Dickinson:** Can you show me a map that shows me where these ov these historic mining zones are going to be? Or is it up to the people that would endeavor to be in that business, to bring those maps to us, I me, is, and I'm sure you have an answer so, why ask that question

**Eberhard:** (laughs) well I'm not sure I have an answer, but I'll give it a shot

**Dickinson:** Cause when you talk about a, an overlay zone, your first questions oh show me the map, where's the zone?

**Hauser:** yeah

**Eberhard:** I think there's actually two, two answers that, uhm, a lot of times even, er, even now when, when someone comes in for a, a zoning change or whatever, they actually just create it on the fly, so if if somebody came in and asked for a permit I would expect the same sort of procedure where we've had before where we have a general plan change, and a zoning change, on the same agenda, you know, one following the other. So, I, I, I actually expect that to be the most realistic one, the other imp important point is we could address this in the general plan, when we redo the land use map cause we're gonna have to do that anyway, so that it seems an appropriate time to do that would be as we go through and redo the land use map, right now I think all we're doing is, is, is creating what's necessary for when someone applies for a permit that we have, ya know, the ordinance to actually be able to give it to em.

Public comment: inaudible

**Eberhard:** that's a da, that sound right John?

**Roberts:** I think that's correct your honor.

**Hauser:** John

**Reddell:** That's a discretionary imp, is is in, that you would classify what somebody brought in because the mining is a different area all over the Town, I would say, that we should designate some area, possibly in this, and then it finalize it on the general plan map, I have no problem with that, but right here this is just, well, I don't fe, we don't agree with that, so we not gonna let you have it in that one, that's not our overlay zone, that's we're not cov covering em in this problem to me, the public, we designate an overlay zone but noth know where its at its all out there, I think you designate some places for overlays and you have what you're talking about.

**Eberhard:** Well, ya can't designate em till ya have them, (laughs) I mean I think it's whats that chicken in the egg deal

**Reddell:** Well you think its obvious Eric, where they're at, its not, its not something to look at, its they're there, where the material is, is where the overlay is,

**Hauser:** But like, I don't know where the material is, I've gotta have something

**Baker:** In a mine probably

**Hauser:** (laughs) Oh, really

**Gioia:** my turn?

**Hauser:** yes,

**Gioia:** thank you

**Hauser:** you're welcome

**Gioia:** Um, if the community brings forth a request for an agricultural zone, it doesn't necessarily mean wherever anybody's growing anything is the agricultural zone, it means where that group, that community, or that interest would like to have an agricultural zone, a historical, a historic zone, an historic overlay, has been talked about for years on the Town site, area, however, it has to be brought forth from some proponent looking for a specific overlay. I believe, um, as I understand it, mining is the same thing. That when someone is asking for an overlay zone, they will bring forth, specific description of where they would like that zone to be placed, and it would be heard through the proper process and declared if so, approved.

**Eberhard:** I've got something

**Hauser:** yes

**Eberhard:** Uh, I'd also like to point out something else, is, according to the legal advise we got from Mangum, Walls, the only place we could give a mining permit now would be an M2 – heavy industrial. We don't have that in the map anywhere either, so at least this is an improvement because uh it its specifically set up for mining and so forth. Uhm, it's a mechanism that we put into place and we'll, and we'll, we'll be dealing with it like I said with the general plan and when we have applications and I think right now we just need the mechanism.

**Reddell:** Uh, it would be easy to put it on a map some where, that's not the point

**Hauser:** No, it

**Reddell:** Its very simple, the people that know where it is are here, if you ask them they can tell you where its at.

**Eberhard:** But we're not ready to consider where they're at now, all we're doing is creating the district.

**Reddell:** No, you're creating the bureacracy

**Hauser:** You know what,

**Reddell:** to eliminate it

**Hauser:** You know what, everybody is entitled to their opinion,

**Reddell:** that's right.

**Hauser:** on this Council, and I welcome that, but no one is um, we have to be respectful of each other, and and I don't think we should, uhm, be disrespectful to other Council members, does anyone else have any thing else on Council they'd like to speak on this?

**Eberhard:** We should discuss Mr. Wells memo, I think, uhm, I believe, does, does everyone have it now? He recommended a change under, two changes under the historic mining overlay, I'll point out that, we'd sorta requested that, that the changes be for clarification only, and and not really changes, one of em is kind of a change, he's recommending that where it says 'said permit is approved' be changed to an application for se said permit is submitted, that that's kind of a small change I really don't mind it myself, and then he's also clarified the language uhm regarding uh, this language Mitch and I actually worked on, uh considerably wh ti says, I'll read the whole p-sentence, renewal of permits in conformance with this ordinance or changes to permits of existing legal operations at the time of enactment that of this ordinance, shall not be considered new permits for the purposes of this section. And that's a good clarification and I wou if it was me I would approve the historic mine you know these overlays with Mr. Wells changes.

**Hauser:** On the mining overlay part, only?

**Eberhard:** Yeah, that's cuz that's this agenda item is only on the overlay

**Hauser:** Is only on the overlay?

**Eberhard:** On the overlay

**Hauser:** Got it

**Eberhard:** So, I, I'm limiting the discussion just to  
(change of tape)

voice from the public asking 'changes in the middle?'

**Eberhard:** No, no, we're just talking about the

**Hauser:** We're talking on the

**Dickinson:** Section A, 3-A

**Eberhard:** Exactly, cuz this agenda item is only on establishing the mining overlays

**Hauser:** And I thought that sounded

**Eberhard:** And, and I'm sayin I, I totally agree with his changes and I think we should adopt it, as submitted.

**Hauser:** Okay, does Council have anything else to speak on this? If not we'll open it up to the public, does anyone have anything they'd like to add, Henry?

**Henry Shill:** Henry Shill, uh, Mayor and Council uh, I, I don't think it'd be very hard to make a map of historic overlay zones because uh, these historic uh operations already exist, we know where they're at. But uh, on the new mining overlay uh, nobody knows where that, that might happen, and uh, that's why I say, uh this uh whole thing is uh is not honest it uh, it leads people to believe that they could get uh a permit but uh, where, where would you apply for a permit, if you came up there and put \$750.00 down to start with, the Council, does the Council want me to tell them where I want tuh start new mining? Does that uh, what uh, that's what I'm getting here, that uh, you're not gonna come up with a map showing where uh, new mining could be done, so uh, I, I just uh, think you oughta wait on that uh, ordinance, and uh, until you do have a map showing where new mining could uh, start up. And uh then, then enact this ordinance, what a what it looks like to me you're just inching towards more regulations, uh and uh, you'll never come up with a map showing where these areas are, I, I don't think you will, that's why I, I claim it's just a dishonest it's a deceitful, now there's another thing uh, I was gonna ask, uh, regarding ha, what's a, if this is enacted tonight, this uh, overlay uh, ordinance is enacted tonight, when does it go into effect? Could, could anybody tell me?

**Eberhard:** Thirty days I think

**Henry Shill:** How many days would it take before it went into effect?

**Hauser:** I don't know, how long does it take for an ordinance to

**Eberhard:** Thirty days, I blurted

**Hauser:** sixty?

**Debbie Barber:** Thirty days from the date it's posted

**Henry Shill:** So uh, well that uh, I read that uh at the bottom there where it would go into effect once it's published, but uh, how many times does it have to be published?

**Debbie Barber:** Just once

**Henry Shill:** So it, it couldn't go into effect, until the thirty days are up.

**Debbie Barber:** From the first day it is posted.

**Henry Shill:** Oh I see, okay, well that's what I wanted to know. Anyway, uh, there's another section in that historic mining overlay that, mentions uh, even people that uh, are already legal, uh, even if their grandfathered and, and their exempt, uh, under exemption they don't even have a permit, their exempt, uh they will have to come in and uh, and within 6 months to get a permit, uh, I just uh, question that.

**Hauser:** Thank you, anyone else? Seeing none we'll bring it back, oh, yes sir?

**Russell Bowers:** Your honor, my name is Russell Bowers, and I'm a the executive director of the Arizona Rock Products Association. I, I just have a clarifying question or two if I may, where, where Henry mentioned the existing owners who have current legal mining operations, who find themselves within a designated historic mining overlay, and I'm referring to the first page, that if that there shall be no even, there'll be no new permits allowed, under existing mining operations that can have a life beyond December 31, 2007, is that correct?

**Eberhard:** What did you, I'm

**Hauser:** I don't know where you're, is that in the mining overlay,

**Russell Bowers:** an existing mining operation

**Hauser:** We're discussing the mining

**Manager Roberts:** Your honor I think this would be the discussion we had the last time, where there are some people who believe that, as of 2007, they will not be able to operate, and I believe the clarification we got from Mr. Wells and certainly the intent of the original ordinance was, if you are a current legal operation and you get a permit, that permit goes on for as long as you have a permit with 2007 date, simply means that you wont be able to have a brand new historic district after 2007. If you are currently legal and you come in to get a permit, your permit can continue to operate for as long as you operate. If the Council approves it.

**Eberhard:** I should als, there's a other clarification, existing mining op operations, when they come for their permit, could always apply for the preferred mining zoning, they don't have to go for historic mining. That, what this does is give the Council options when they approve the permit, so there's no reason in the world, why when these people apply that they couldn't go for the preferred mining and if that's what Council wants to give them, that's what they'll get.

**Russell Bowers:** Madam Mayor,

**Hauser:** Yes sir,

**Russell Bowers:** Do I understand from what you just said that even if they, an operation is found within a historic mining overlay, that it can receive a preferred mining status?

**Eberhard:** It, there, there is no overlay zone on the map anywhere, so when the existing operation comes in for a permit, they're gonna have to ask for a zoning change, which would, they would ask for, just like when someone comes in wants to build, you know, an auto parts store, and its, the property if it happens to be zoned residential they come in and ask for commercial zoning, and they could ask for C2 or C3 or C4 or whatever appropriate zoning that they wish to ask for when they come in with the, asking for their permit. So this isn't any different than anyone else, when, when, when an existing operation comes for a permit, they'll ask for what they want.

**Russell Bowers:** And Madam Mayor, uh Councilman Eberhard, does that mean that, in if an area, or a site, is at some future date found within a historic mining overlay, sometime your going to make these,

**Eberhard:** uh huh

**Russell Bowers:** And if within that overlay there is an existing mining operation,

**Eberhard:** uh huh

**Russell Bowers:** Do I read correctly then, that if in fact you wanted to, because I believe it was uh, Councilman Dickinson that said, words mean everything, something to that effect, you need to make sure the words are correct. That when it says, that when what you just said, that they could then petition to have a historic mining overlay, uh removed from that particular property, and receive a different designation

**Eberhard:** uh huh, yeah, they can re-zone any time they want to, absolutely.

**Russell Bowers:** All right, that's, I needed to have that question clarified. Thank you.

**Eberhard:** It's just like if someone came in and asked for C2 and five years later said I'd rather have C4, they can come in and ask for it.

**Russell Bowers:** and Madam Mayor, uh, where, the reference to, I believe its your, your Town attorney, where he says that this is only that, where there may have been misunderstanding in the past, is that relative to the line, the third line from the bottom, where it says shall be issued in the historic mining overlay district with a life beyond December 31, but that description of the date is tied to the historic mining overlay district? Or does that description of the date, describe the activities of petition for a change in zoning, and/or a change in the legal non-conforming use?

**Eberhard:** It applies to new permits, or changes to existing permits.

**Russell Bowers:** And so, the date of December 31, applies to the actions, not to the districts formation.

**Eberhard:** uh huh

**Russell Bowers:** Okay. Thank you very much.

**Hauser:** Thank you. Thank you. Anyone else? Yes sir?

**Eberhard:** I had a lot of fun with this paragraph.

**Chuck Peterson:** Mayor Hauser and Council members, uh, I'm Chuck Peterson, regards to the overlays, uh, to be quite honest with ya, I'm not really too thrilled about em either. Because it kinda opens the doors for mining to go in areas that may not be consistent with other uses that are properly zoned for that. Uhm, but I do find this as a structure, a procedure, that can, ya know, at least be gone through, for the opportunity to mine these areas. Right now, next to my property, I'm the dealin with an issue that has no structure. We have a operation next to us that has no permit, pays no revenue to the Town, and disturbs the neighbors. This will at least offer a opportunity for the structure for the mining people, and the uh other people who uh, buy properties and depend upon the zoning to depend upon. If the overlay isn't done, I would like to see the Town restrict mining to heavy industrial areas. It's a heavy industrial use. And that would be very consistent with many other communities in Northern Arizona, growing communities that have mining ordinances. Cottonwood, Flagstaff, Prescott, they restrict they're uh, mining to heavy industrial zoning. Thank You.

**Hauser:** Thank you. Sir.

**Eberhard:** Could I make a

**Hauser:** Oh its you, (laughs) and one, one more, I didn't mean to skip you, I was

**Phillip Shay:** Good evening Mrs. Hauser and Council, my name is Phillip Shay, and uh, I'm a lawyer, I represent Phoenix Cement Company, and it owns a uh, gypsum mine that is within the limits of the uh, Town. And I think that that is for overlay purposes in a rather special situation uh, different than uh, mining generally, uh, in the community, and I'd like to explain that. Uhm, the, the gypsum mine is a very, very tightly regulated uh, operation, as it is. Uhm, it is mainly it uh, the, the,uhm, the operation uh, sits on lands of the United States, that have been uh, subject to mining claims. Unpatented mining claims, and so they are federal lands in which the Phoenix Cement Company is the operator, uh, under uh rights existing under the federal mining laws. Uh, because, uhm, because they are federal lands, uh, the mining is very tightly, uh and uh, scrutinized and regulated by the bureau of mines and the department of the interior. And because it's also in a national forest, the surface activity, which the Town is concerned about, are also tightly regulated and scrutinized, by pursuant to act of Congress, by the uh, forest service. Uhm, all of the activities or the kinds regulations that the Town seeks to impose on mining operations, are imposed in fact, under these uh, federal bureaus with the primary jurisdiction. And uhm, uh pursuant to that, pursuant to that the uh operator, phoenix cement company, uh ha is subject to a very expensive and detailed and comprehensive mining plan. Together with financial assurance of reclamation, so that, that now, you know, mining, mining uh, jurisdiction generally in the state of Arizona what's left over after uh, to to the states, is, is by state law, uh vested in the uh, the state mining inspector. And there they, they propert to regulate mining in the same, under state law, and it says, that if there is a reclamation plan, or uh a mining plan in affect under a federal law, under a federal agency, of course, the forest service, then the state

defers to that, and if there's financial assurance of reclamation at the end of the mining operation, under the federal plan, the state defers to that, and this ordinance doesn't defer to that, and it conflicts with that, and for that reason I think that uh, that there is a very good reason to consider uh, excluding from the mining overlay, uh lands of the united states that are now s, that are, that are now uh, tightly regulated. Thank You.

**Hauser:** Thank you. Uhm, does anyone else in the audience have anything? If not, we'll bring it back to Council. Eric.

**Eberhard:** I just wanted to read from this memo from Mangum Walls, which was from March 7<sup>th</sup>, but, anyway, uhm, this in the middle of the memo, it says at this time it appears that the only district in which a major mining operation would naturally be compatible with a code and plan descriptions is M2 industrial heavy, unless district descriptions in associated general plan are revised. Now having said that, I don't think there's anything in this ordinance that would prevent someone from applying for M2 zoning to do their mining in if they wanted to. Uhm, this is, this is an addition to what we already have, we're just creating two new zoning districts which could be used if someone wants to come in for their mining permits. So, I think it'd be a little strange to ask for a M2 industrial zoning, cause I don't think there's gonna be a lot of that going on, but, I think this, that people need to look at this as an addition to what we already have, and something that, that facilitates mining.

**Hauser:** Jackie.

**Baker:** I, I, perhaps I didn't understand what you said clearly Eric, uhm, because, it, you know in this, it says designation of a mining overlay zone must be consistent with the general plan and requires a use permit per the general permi-provisions that follow. And, I don't remember any M2 zoning, anywhere.

**Eberhard:** ww, that's the problem.

**Baker:** there is

**Hauser:** that's the problem

**Baker:** so

**Hauser:** there isn't any

**Baker:** so, well, so (interrupted by Eberhard)

**Eberhard:** yeah, according to our attorneys we cant give any mining permits now, because we don't have M2 zoning anywhere and that's the only thing its compatible with.

**Baker:** so, precisely why are we going through these motions then?

**Eberhard:** Because we will create these mining overlays and put em in the general plan and then we will have a mechanism to do it.

**Baker:** And we are telling the public that we can and perhaps will, depending on where this location is, we will create that M2 zoning.

**Eberhard:** Absolutely, yeah, we'll, we'll this has to go into the general plan and everything else

**Baker:** okay

**Eberhard:** it's the first step, we have to take that step somehow. I guess what I'm saying is, I think people will be, certainly more resistant to giving a hard zoning of, of M2 heavy industrial anywhere, than they would be to an overlay which would last for the period of mining and then revert back to the underlying zoning. So if there's any area, for instance, that's residential, you put a mining overlay on it, they do their mining, they reclaim the land, and it goes back to residential. And I think that there would, there would be much more acceptance of that mechanism then there would be just rezoning things M2 heavy industrial.

**Baker:** Uhm, the, the other problem that I have is the wording about changes on those, i-in the historical thing, no new permits or changes to existing permits, and I don't think, I mean that's not defined, are we going to interpret what that word changes means, as the case arises, or are we going to be specific with that, more specific.

**Eberhard:** well, where it uses the language, and it's Jim Wells language, and I'll read it again, it, its actually for the opposite purposes, renewal of per, of permits in conformance with this ordinance or changes to permits of existing legal operations at the time of enactment of this ordinance shall not be considered new permits. What we're trying to say is, if you're an existing

legal operation and just because you have to renew your permit, okay, that doesn't mean that you're gonna be considered a new permit, you're just a renewal. Now, I, I think what this is supposed to be doing is to clarifying whether that a renewal is not a new permit.

**Baker:** or a change

**Eberhard:** yeah, its not a new permit, exactly. And sa, I will tell you, I memean I understand your confusion cause I, I believe this was gone over several times changed, Mitch and I and John tried to do it and then, Mr. Wells did it and I,I don't know how we can make it any better at this point.

**Baker:** what exactly is the definition of changes, at that mining operation

**Eberhard:** well it's a this (interrupted by Baker)

**Baker:** moving equipment, changing what exactly?

**Eberhard:** it's a

**Baker:** when it comes to enforcement of these things

**Eberhard:** no we're talking about changes to permits shall not be considered new permits. That's the, that's the point of that.

**Baker:** Well, it says, historic mining overlay, such activities shall be considered, reading from the ordinance here, such activities shall be considered a legal non-conforming use and no new permits or change to existing permits shall be issued with a life beyond December 31, 2007, so without a clear definition, how does the industry, the public, and enforcement people know, what is that change?

**Eberhard:** well uh

**Baker:** to an existing operation that says we're so sorry, you know

**Eberhard:** well, it, it's a change to, it's a change to permits, when someone comes in to renew, if they come and ask to do a new activity, or to um, open up new land or whatever, that's a change to the permit, but as long as you just come in to renew, that's not a change. Its trying to clarify aga-there's a difference between renewing and, and new and change.

**Baker:** but their still gonna have to pay the new fee within 6 months, correct?

**Eberhard:** yes,

**Baker:** at the effective date of the ordinance.

**Eberhard:** yes

**Hauser:** Any other discussion, if not, we're ready for a motion.

**Eberhard:** I make a motion we approve ordinance 2001-A194, an ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to section 119 overlay zones of the planning and zoning ordinance, 87-A23, and proscribing penalties for violations thereof, establishing mining overlay zones, with the changes uhm, recommended by Mr. Wells, (should, do I need to read those? Or do you have those? Sufficiently for that?)

**Gioia:** derk?

Inaudible

**Eberhard:** I'm asking sta, I'm asking John, do you want me ta

**John Roberts:** well, we have a copy of it I, I, think the clerk needs to decide whether that's sufficient for her purposes.

**Eberhard:** We all know what we're talking about, it's the two changes,

**Hauser:** mhm, as, as a written?

**Eberhard:** As a, as a written, in, in the memo distributed to Council from Mr. Wells.

**Hauser:** okay, I have a motion by Eric, do I have a second?

**Leroy Hunter:** second

**Hauser:** I have a second by Leroy, all those in favor of the motion say 'aye',(Hauser,Gioia, Eberhard, Hunter said aye) Baker, Reddell voted 'naye'

**Eberhard:** two no's

**Hauser:** two no's, the motion carries. Sorry, that wasn't my intention, okay moving on to (interrupted by Dickinson)

**Dickinson:** I abstain, put me down as abstained.

**Eberhard:** (laughs)

**Hauser:** okay then the motion still carries. Okay, moving on to item number 12.

**12. Possible approval of ordinance 2001-A195, an ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to section 123 – the mining ordinance of the planning & zoning ordinance 87-A23, and proscribing penalties for violations thereof, new mining ordinance and amending town code.**

**Hauser:** who wants to uh,

**Manager Roberts:** your honor uh,

**Hauser:** I mean we've discussed it to death but,

**Manager Roberts:** this is the ordinance you have in your packet is the ordinance that was presented to you previously, uh, there were no amendments to it, its (not understandable) there were, as the Council approves some clarifying amendments from P&Z those have been incorporated but that is all, so this is a ordinance that's in its final form for adoption unless you make some amendments tonight.

**Hauser:** Eric.

**Eberhard:** I was gonna ask if Council wants to just go through Mr. uhm, Wells memo first, I've talked to Mr. Smith and uhm, and, and, I'm at least optimistic that he'll support the ordinance with these changes as we've discussed, uhm, does that seem like a reasonable thing to go through his

**Hauser:** sure

**Roger Smith:** if I could interject here, uhm, we have obviously Mr. Eberhard and myself and Mr. Wells have talked about the mining ordinance but we also would like to make a few other points, dealing with the ordinance. If we could go to that before, we uh, go any further.

**Hauser:** sure

**Eberhard:** its okay by me, you're the Mayor

**Hauser:** sure, all right, you bet,

**Roger Smith:** uh, this evening

**Hauser:** and your name sir, just for the record

**Roger Smith:** That's right, I'm sorry, my name is Roger Smith, I'm with the a Phoenix Cement Company, I'm the president of the company, uh, this evening we have with us uh, Mr. Jim Wells, my vice president of operations, cement operations in Clarkdale, uh, he, uh Mr. Phillip Shay has introduced himself as our counsel uh, for Phoenix Cement, uh also to Mr. Shay's left is Mr. Rusty uh, Russell Bowers, uh former state senator with the uhm, state of Arizona, uh, now with the uh, Arizona Rock Product Association uh, in Phoenix, and I believe uh Mr. Wells has some uh, comments pertaining to the noise study.

**Hauser:** okay,

**Jim Wells:** Madam Mayor, Council members, my name is Jim Wells, I'm the vice president of cement operations for Phoenix Cement Company, and as you know we operate the gypsum mine down the road on highway 260, a few miles down on the left. Uh, the mine is a small operation, we have three full time employees there, uh, but the mine uh, heavily supports the operation of the cement plant in Clarkdale. We mine gypsum, uh (some one coughs, muffled) Clarkdale, and uh, use it in the cement manufacturing process. Uh, some of the things that we have uh, uh, consistently argued uh, throughout this process, uh concerns the noise study that was done, and uh, uh the noise study now has been completed and uh, the results are in uh, everyone's hands I think, uhm, to go back to the, the ordinance the way the ordinance is, is written, there is a noise requirement for hours of operation, uh, for the summer time hours the winter time hours the hours are different, but none the less, there is uh, a requirement for noise at the property line and at the nearest residence during hours of operation. There is a separate noise requirement for noise at the property line and uh, at the nearest residence during hours of non operation. Uh, the noise study, uh however, does not address those issues, uh, the noise study uh, in, in the case of the, of the gypsum mine, uh the locations are, uhm, and bear with me just a minute please, the, the two, the two locations where noise monitors were located uhm, are at 2960 Carol Way and at 3285 South Palm lane, and um, those locations are approximately 1.3 miles uh, from the

property line of the, of the gypsum mine, and uhm, while the, while th, the, the results of noise, of the noise study show uh, that particular location, uh, while, the location on car, the uh, the monitor that was located on Carol Way, malfunctioned and so there is no reading for that one, uh, but the noise monitor that was located on Palm lane, uh, that one shows a uh, a DNL and a DNL is, is described in the noise study as the, the day night level, and uhm, uh, that level is listed at 42.5 dedbels, uh, and uh, while that is well, well below uh the requirements of, of any of the noise limits that are listed in the ordinance uh, it does not truly represent uh, the noise levels as they are described in the ordinance, measured at the property line and measured at the nearest residence. And so I would like you to take that into consideration uh, in, in tonight's talks.

**Hauser:** Thank you, yes,

**Eberhard:** I was just gonna point out that, an I'm sure you can get this from staff, we actually have the detail of every 15 minute increment from these silly machines, it's a big ol' thick thing, and you know there's a time when people said you couldn't be 45 decibels no matter what, you know that it, and I will tell you that if you look at the night time numbers they're all in the low 30's, I mean they you're so far under the noise, that, that I don't think there's a, a big, big consideration the there shouldn't be a big concern about meeting these noise standards the, the point of this noise study was to check our ordinance I believe you can ask John, you did send a copy of our or, our ordinance down to the engineer and so forth?

**Manager Roberts:** yes your honor

**Eberhard:** okay, so, and this engineer, by the way, just so everyone knows was, was chosen specifically to be as impartial as po, possible, this is Superior's noise engineer who they picked to do their study, so we just called the same guy up and said ya know, here's our ordinance come up here and, and do this. Uhm, I think we've done everything we can to make sure that these are reasonable standards, they uhm, conform with EPA standard as the, as the uhm, report from the fellow shows which is the standard we've adopted in our ordinance and we adopted it in such a way that we thought there was a good track record like I said the state of Washington uses the method that we have which they adopted like in 1973 which is approximately when the EPA came out with their recommendations on noise, so I guess what I'm saying is we very carefully looked at the standards we went and looked see how they were applied in real life, you know how, how uh, you know real people applied could actually use those standards and then to make extra sure we went out there and had an engineer, which we got an impartial engineer as we could find and go out there and measure these numbers and make sure we're be, being reasonable. And I think we've done everything possible to make sure that these are reasonable numbers. I mean, if I was looking at these things ya know I would go, the sound study says, I would almost celebrate and say well maybe we can go out and make more noise, ya know, I mean there, they're so far under, one of these sites in , just for the publics understanding, is located right within touching distance of the burm of the Yavapai Apache Nation while they're operating, I mean, no distance what, what so ever, I mean, right at ground zero, and, and even they, even that one came out fine. So I think the uhm, all do (interrupted)

Public: Mayor may I address that please

**Eberhard:** uhm, maybe when I finish

(Inaudible public comment)

**Hauser:** just one moment

(Inaudible public comment)

**Manager Roberts:** Your honor, uh this is not a debating society amongst the audience

**Hauser:** you know what, yeah, if you wait just one moment till Eric finishes, then I'll let you speak. Okay, thank you.

**Eberhard:** anyway, I, I just what I'm saying is , on all different levels we've tried to make this reasonable and looked it up it, it's the as the report says it's, it's a level of noise that, that should be adopted for uhm, protecting public health, safety, and welfare and it was also specifically created by EPA for use by local and state governments in making these kind of ordinances. So I think we've done everything we can, the other thing is, is if you read the noise standard in the ordinance it also specifically allows for, for very large, uhm variances over the averages you know

when, when we say 45 decibels but you can be 15 decibels over that for a period of 5 minutes or you can be 10 decibels over it for a 10 minutes or, I don't remember the exact number, but it allows for a very large thing, so you take 45 and all of the sudden your up to 60 , and when you got numbers from this thing down in the 30's, we're talking a huge margin of error here, I guess is, is my point, and also just for people to refresh their memory on noise, every 3 decibels increase is a doubling of noise, so when you have a difference uh, an allowance of 30 decibels that's you know, uhm uh, considerable, that's uh, two to the tenth, which is a big number. I'll let someone else work the math out.

**Hauser:** okay,  
(Public, inaudible)

**Public:** the dates that are listed on this that uh, the sound study was taken, our project of operation was not in op or was not operating on the 17<sup>th</sup>, this was taken on the 17<sup>th</sup> and 18<sup>th</sup> uh, we were not operating at that time and the old study done by the same company, they went in and they put the testing machines in the processing side, they put it at the boundary line's of the property and then put it at the location uh, a public ranch in Middle Verde, there's no coalition in this study to tell you ( can't determine what was said) generated by the process of operation, or there's some site's on here on the public ranch he probably uh, you know by the time school bus comes in, so this uh, this study uh, doesn't represent what is really out there, uh with the operating.

**Hauser:** thank you, I'm not a whatever special area these guys, this is, I, I, uh (interrupted by Eberhard)

**Eberhard:** I think we've done everything we can with, with you know I mean, it's (interrupted by Hauser)

**Hauser:** Yeah, I just have to take their word for it, uhm, does anyone else on Council have anything

**Eberhard:** We still have to go through Mr. Wells list,

**Hauser:** Oh, I know, I know, I'm just gonna, we have to go through the, we have to go through

**Baker:** Oh, I just wanted to say uh, Eric had referred to the EPA and HUD and in this in case everyone hasn't read through this summary, it states the department of housing and urban development HUD noise policy was published in July of 79, and stated, and I wont quote it all but, it was the, to, it was their general policy to provide minimum national standards applicable to HUD programs, to protect citizens against excessive noise. It states that an acceptable standard is a 24 hour day night level average of 65 decibels, noting that the acceptable threshold may be shifted to 70 decibels in special circumstances, pursuant to a section in their policy. Also, uh, EPA addressed uh, commented on it, or recommended that the DNL should be kept below 55 DBA to protect public health and welfare, uh, the 55 DBA correspond to a normal average what's going on around us as a rule in a typical suburban community. Uh, but it says also, this DNL level did not consider economic or, economic or technological feasibility and was not intended as a regulation, so we certainly wanted to, would not want to imply that the EPA or HUD standard was like some sort of regulation.

**Hauser:** Thank you, any

**Eberhard:** I, I passed out something just, that the actual chart from the, from the EPA report , and, and Jackie's correct, it wasn't intended as a regulation in itself , it was intended to assist state's and uhm, local governments in making their own regulations and this whole process was mandated by Congress and what they were supposed to do was provide a report for us on how to protect public health, safety, and welfare with an adequate margin of safety, of course their response with a 60 page report which is almost impossible to read, uhm, there's a table on there you'll find interesting uhm, they talk about uh, different areas where its, different standards should be and we have outdoors in residential areas and farms and other outdoor areas where people spend widely varying amounts of time and other places in which quiet uses are basis for use. And I think we'd probably all agree that residential areas that's what this means. Uhm, it's sort of fascinating if you look at the there's a standard there called LDN which is very complicated but it says uh, it represents the sound uhm, average energy, average over 24 hour

period, while LDN represents this with a 10 decibel night time waiting which is where the 55,45 comes from, so it's a, it's a very uh, clear formula and very complicated but the, the net result of this is a recommendation if you want to adequately protect public health, safety and welfare, you can use a 55,45. And again I've seen no reason why there should be any resistance to this, we've gone out there and proved that everybody's in conformance with it, we've gone out there and looked at other state's that have done it and it is the standard I, I can't see why we would do anything different. I haven't seen any science from anyone else that says that they don't meet the standard, I haven't seen any science that says they can't meet the standard, and I haven't seen any science that says that we should use a higher number to protect public health, safety and welfare.

**Baker:** Uh, Uhm, Eric, uh, the, the fax from Mr. Wells part, who is certainly part of the industry, indicates that uh, so is, he changed the decibel level to 7 - 70, and so as not to exceed 60 at any residential, and uhm, you know for an operation and as I stated, you know those levels the EPA, HUD did not take into consideration economic feasibility, as, as we know these things go on during the day, and if you have an industry performing, I, you know the levels, those sound levels, may very well change, and those peaks that would be allowed in, in this ordinance to me don't seem particularly reasonable for that industry to operate if we are going to keep the normal standard at 55, 45.

**Eberhard:** A, again I would point out, we have a sound study which has every single 15 minute increment from every single spot, and we can't find a single place anywhere that exceeds this noise standard.

**Baker:** Mr. Wells just told you that it was, that the two studies were a mile and somethin away from where they operate.

**Eberhard:** That's, that's where residences are, I mean it was across the street from em, I don't know this (interrupted by Baker)

**Baker:** no it was a mile away, over a mile away

**Eberhard:** Some of them were at ground zero and again

**Baker:** you, you, okay

**Hauser:** You know what, wait, we are not, I cannot decipher this twenty pages of these numbers, if we have these, I, I beg to let us quit arguing about it, uhm, (interrupted by Eberhard)

**Eberhard:** Shall we move on to the rest (interrupted by Hauser)

**Hauser:** And move on the rest of the meeting, uhm

**Baker:** thank you,

**Hauser:** uhm, if council will finish up their comments and then we'll open up to the public.

**Eberhard:** I'd like to have permission to go through this list with the changes discussed with Mr. Smith since I think I'm the only one that had well, conversations with him about this. I should say long E-mail conversations.

**Hauser:** okay, do you disagree with any of the changes, why don't you just do that.

**Eberhard:** Well, I, I'll go through them one at a time, so dust control, uhm, what he wanted makes, the rational makes sense, what we discussed is the fact that there is sometimes problems if we leave things untreated even when they're not operating with wind and dust, so the suggestion was to change it to leave the language that's there and add a sentence that says 'treatments during off hours of operations may be minimized to reflect lower activity levels but will be sufficient to reasonably control dust from wind'. That was the suggestion is, is, is leave 4-1-1 and add that sentence.

**Baker:** where Eric, where are you reading from, on 4,1 page, (interrupted by Eberhard)

**Eberhard:** Mr. Wells made me a memo which he res, is 4-1-1.

**Baker:** okay

**Hauser:** dust control

**Eberhard:** leave 4-1-1 like it was and add that sentence I read.

**Hauser:** okay

**Baker:** what, what he has on this fax, and that

**Eberhard:** No what I read out loud, leave, leave 4-1-1 the way it was, and add the sentence at the end of it that says about the off hours statements.

**Baker:** or otherwise maintains so as to control dust during the hours of operation for the term of the permit.

**Eberhard:** okay, 4-1-2 which is the height regulations, uhm, this is the one that was the real problem for them if you all remember, uh, uh, some of these ones with the uh, actually height and setbacks and so forth because they already have existing equipment and so forth. Uhm, so I actually agreed with this concept but we didn't really want to exempt them entirely, in other words we didn't want them to be able to like move new equipment without setbacks and so forth, so we, we kicked this about and instead of the sentence that Mr. Wells has, Mr. Wells has, uhm, we're suggesting the following sentence, 'existing legal operations shall be able to continue with existing heights on a scale reasonably similar to the conditions in effect as of November 14, 2001, I put today's date in case we happen to pass this for once. Uhm, 4-1-3 setbacks similar thing, its uh, instead Mr. Wells change it should read 'existing legal operations which do not meet the setback requirements shall be allowed to continue with existing setbacks as of November 14, 2001, with the existing facilities and equipment or substantially similar replacements'.

**Hauser:** okay

**Baker:** May we ask a question?

**Reddell:** Excuse me a minute, one item right there, where your, on your setbacks, well, it says resoli, residentially zoned property, why don't we put residents or residents not zoned property, cause you could be out in ten buck two out there with residential zoned property and not be able to go to the line.

**Eberhard:** well, what we, we've kinda fussed with that one quite a bit and I do actually have a suggestion which I will add to the end cause I only talked to him verbally about that, but let me get to that in a minute.

**Baker:** I, I have a question, because the rational for their change was in certain circumstances at existing legal operations, it is impossible to meet the setback requirements do to the existing locations of permanently located buildings.

**Eberhard:** Correct, and so the change that we're suggesting says that the, I'll read it again, 'existing legal operations which do not meet the setback requirements shall be allowed to continue with existing setbacks as of November 14, 2001, with existing facilities and equipment or substantially similar replacements'.

**Baker:** okay

**Eberhard:** so it covers his rational but it doesn't give him a blanket exemption. Again I think their intent would be to keep their buildings and and equipment where it is but not to, to create a new building that didn't need (interrupted by Reddell)

**Reddell:** that, that's not addressed in new, new operations if one is granted somewhere, what I'm saying.

**Gioia:** right.

**Eberhard:** well, exactly but im say, I do have something for that which I'll, I'll put in at the tail end.

**Reddell:** okay

**Eberhard:** because I think we've had some discussion on that too. Uhm we've already talked about uh, the, see, we're up to days and hours. Day's and hours as I've discussed with them is gonna be pretty much impossible to change, uhm, that' s probably the most heavily negotiated part of this and its, it's the only thing I told them I just couldn't agree to, you know other council members may have other opinions, but I think I'll move past that one. Uhm, noise we already talked about I think we should leave the standard the way we have it. I haven't seen any evidence that there's anything wrong with it. Uhm, and I think on 4-3-4 and 4-3-5, uhm, there could be a duplication, the language isn't exactly the same but, going with Mr. Roberts principle that we shouldn't, we should change as little as possible, uhm, and not wanting to go through this forever and ever I just said you know unless its some sort of killer reason why this is bad, uhm we should just leave it alone. So I guess that's the things that we went over, now since then

I talked to John, I had sorta remembered something we added to the definition of residentially zoned property, this is gonna (unintelligible) a thing here, uhm if you look at the definition of the ordinance it says 'residentially zoned property not owned by the applicant' I don't know if you're aware of that or not, but anyway that's the definition of residentially zoned property. But I think there was always an intention that should be clarified in the ordinance, that should a an adjoining property owner not care, as Mr. Wells says they have some that are like that, that they ought to be able to give a waiver, and I was gonna suggest that we add language somewhere towards the end of that, that says as far as a setbacks and the noise standards, that the during the permit process that if they have a waiver from the property owner that we would just measure the next closest, you know the first property that doesn't have a waiver, so if they have an agreement and their getting along with their neighbors that's should be fine with us.

**Reddell:** I, I wasn't referring to somebody, I what I was referring to, if a new, you know in the overlay zone you go out and a new operation is begun and the overlay zone which everybody can (unintelligible) what we've done, you've said here. That the point of that is their not impacting any resident of any point, at that time, it might be forest service land or something like that, this needs to be addressed to where they could go to the property lines, start their operation and they the reclamation product brings it back into compliance anyway, or do you have to have a reclamation project to go with it, but if you don't it puts you in a position that you get a half a mile from a tow, anywhere in town its gonna be harder if you get a farther distance from the location where people are, to uh, put a crusher and have a working situation within a quarter mile of em. That, that's what I'm saying is it, we need to have something defined, where houses are I agree I'm not, I got no complaint it's where you get out to the, new, where there is nothing there.

**Eberhard:** and again this has, this has been around a long time and I, I see your point but sometimes also there's people that buy property and they plan to retire there or whatever, they may be planning to build in two years, you know we just give an exemption for the, the, the couple that, with the underground utilities, you know they bought the property ten or twenty years ago they'd saved up and they'd saved up, and all of the sudden their ready to build and I think you have to be sensitive, (interrupted by Baker)

**Baker:** I didn't hear that.

**Eberhard:** pardon, well you have to be sensitive uh, people that have purchased property and intend to build, I mean just because their not living there now doesn't mean they don't (change of tapes) having said that if the person is not going to be living there, and not going to build for the next ten years, they could simply give a waiver, which is why I was suggesting that language for the waiver, if they don't mind give a waiver.

**Hauser:** uhm hum

**Eberhard:** that seems to be a, a very reasonable way to, to handle that particular issue.

**Hauser:** Jackie.

**Baker:** So I see that you, you we're, is that something you can do, get a waiver and then the, then we don't enforce something, I mean, assuming, I'm assuming that there would be more than one person that they would have to get a waiver from but maybe not. But (interrupted by Roberts)

**Manager Roberts:** if, if your honor it's in the ordinance, that's

**Baker:** I mean but that would only be one issue, though John, of the whole picture of that permit is how close it is to a residence, so how could that change anything?

**Eberhard:** the setbacks and noise are

**Baker:** on, only the setback issue

**Eberhard:** and noise

**Baker:** but that wouldn't resolve the other issues I suppose.

**Manager Roberts:** no, that, that's correct, but as far as whatever you put in the ordinance, if your ordinance says they can (interrupted by Baker)

**Baker:** get a waiver

**Manager Roberts:** grant a waiver for noise and setbacks, we don't count that property when we do the calculations for noise and setbacks.

**Baker:** okay

**Eberhard:** and that seems like a really good compromise, I think though to, to like I said Mr. Wells said he has a neighbor right next to him that doesn't mind them at all, you know, I'm sure then he would give them a waiver.

**Hauser:** okay

**Eberhard:** then they're not a problem.

**Hauser:** okay

**Eberhard:** So that was uh, Mr. Wells list, and then I also had one thing I needed to clarify which I have to dig down and find it,

**Hauser:** Does anyone else have anything to say while he's digging,

**Baker:** while he's lookin

**Hauser:** I mean anything to say (unintelligible)

**Baker:** I, I'll talk fast while he's lookin

**Hauser:** talk fast Jackie

**Baker:** yeah, uhm, I, I guess that, you know I, I can tell you that I'm not going to vote for this because I think, uhm, I think that we still have a flawed product here, and I think the two main areas are the noise and the hours of operation, and the industry as a whole not only Phoenix Cement certainly, who has an operation here in Town that has a two hundred year at least future to it we think, so uhm, but I think the things that we really have beat our heads against the walls supposedly in trying to come to some agreement, I don't see, someone point them out to me, if there's some real significant changes in this draft ordinance, that specifically addressed these areas. So, I, uh, ya know, I, I just think that it, you know if we're talking about you know, granting waivers and, and waiting for someone, well that's on mining overlay zones, but never the less, I think it's just too flawed at this point in time, and I think that we are just display, not displaying true leadership, if we can't come to a resolution on this, that, that we can meet. We've already spent \$9,000 dollars on a former referendum and it, we could very well be faced with that same thing again or something (coughing interrupted)

**Hauser:** and, and may I say that we have worked for years on this, and, and we have so much work to do and we keep beating up the commission and ourselves with, with the mining, (interrupted by Eberhard)

**Eberhard:** and staff

**Hauser:** and staff, and we are never going to please everybody, it's our job to try to, to compromise and uhm, I, I think we need to, to do the best we can, hopefully with Mr. Wells suggestions and as a final thing, and lets pass this, if it goes to referendum, then

**Eberhard:** then vote

**Hauser:** then that, let, let the people vote on it, and, and it takes a, we have done all I feel that the commission and the Council can do to try to get a workable product.

**Baker:** all right, that's just what I meant

**Hauser:** John,

**Baker:** oh, I'm sorry

**Reddell:** One question and, and Eric brought it up, still the uh, hour issue is out there. The industry dictates the hours in my, what I say, that you have to work with, not, all the, just us, a, Commission or anything else. The hours of working in the summer months are very early. And you will find it is that way and I think anybody that's worked construction is a daylight person. It has to be, or you don't complete the day, a farmer has the same thing in the summer time to go at daylight to get his work done because he cant do it when it gets to heat once it dries what product their working with. The uh, winter hours are not a major problem, it's that March 16<sup>th</sup>, October 15<sup>th</sup> is a very critical problem, I think affects a majority of the people, in the workin, the working people.

**Hauser:** Eric.

**Eberhard:** I just want to make sure that you look at the ordinance carefully, that you're, you're absolutely correct, that the industry does dictate certain hours, they have to deliver product at certain hours they have to batch cement at three in the morning and so forth, the ordinance very carefully separates into two types of operations, it has the man based operations and excavating and crushing. For everything that's the man based, this ordinance allows 24 hours a day, 7 days a week, 365 days a year, you can go around and do your go, that means you can deliver products, you can batch cement, you can do sales, you can load trucks, whatever you need, whatever is granted in the use permit. But, there's no limit in this ordinance to that type of operation. The limit is strictly on excavating and crushing. Okay, and there are many ways that an operation can deal with that. First of all, you have to understand that whatever they're excavating today, they're not selling today, okay they're gonna excavate it, they're gonna stick it in a pile, they're gonna go process it and all kind of things are gonna happen.

**Hauser:** okay

**Eberhard:** When they do excavation, for one thing they could work their full hours all year long, during their slow period they can stockpile, during their busy period they can down their stockpiles for example. That's one way they, to handle the hours for excavation and processing. The other way to handle the question is have more equipment, everyone knows that you know, to, two loaders working for uhm, 8 hours will do the same work as one loader working for 16 hours. And it's not getting fancy with, you know maintenance and so forth. But the point is, that there are options available in order to handle the excavation and the processing uhm, during those hours, without interfering with their ability to conduct business.

**Reddell:** Still a person has to go through summer heat and all is a main issue of the person's body and health right there, is your health safety and the heat that people have to work in, a lot of times two a loaders can't be working where you need to. You only allowed one because you don't have the room. But this is what I'm sayin the summer hours is a critical issue to the workin man anywhere in the valley.

**Hauser:** Jackie

**Baker:** Brenda's absolutely right in the statement that she made how, how we have wo, we beat our heads against the wall, I mean so many people have, but never the less, all this time two of the main areas noise and hours of operation, to, and, and we're no closer as we sit here today then we were there truly honestly we aren't, and you know that Eric as well as I, but to quote Mr. Wells rational on the days of and hours of operation that you were just talking about Eric and all the items that Mr. Wells crossed out, rational is, it is not the intent of the ordinance to control commerce. See section 4,1,2, intent the owners requirements of this section do restrict commerce and should not apply and I think that says very clearly that you know, yeah we've spent a lot of time but you know what, if we need to spend some more time to get away from that I think we should and to say well, just let it go to the vote, then my question is why did we not do that in the first place and why did we spend \$9,000 dollars of the tax payers money of the Town of Camp Verde why didn't we let it go forward then? Why do, why take this that has been a fact since February I believe of 2000 at least, or whenever we got it, not too much has changed, and I just can't buy this.

**Hauser:** we know. Eric.

**Baker:** I hope.

**Eberhard:** and commerce, commerce like the sales of products and everything are not restricted, they were only restricting the excavation and, and the processing.

**Baker:** don't tell me, tell the industry.

**Eberhard:** the other thing is we, we've made sub,

**Hauser:** they're not the one's complaining

**Eberhard:** we made substantial changes since the last ordinance that we adopted, which by the way was adopted by a unanimous commission and by 5 council members I think. And I'll just list the major changes we made and these are all in response to the mining industry. Uh we delu, deleted a large part of the application requirements, the largest part being the socioeconomic impact study, that's gone. Uhm, the review process preferment's was streamlined uhm, it used to

have a political review and a uh, staff review and now it only has the staff review. The study ran report requirements were lessened in the case where an operation needs to report to multiple agencies because we now allowed that if they had a study on file somewhere else that they can use that with their application here instead of getting a new study. Uhm, just there, I, I think attorney spoke to the financial bonding requirements reduced we allow an operation that's already bonded to use that bond with the Town of Camp Verde instead of having to double bond. Uhm, we made some special cone, concessions particularly the ones we talked about tonight for existing legal non-conforming uses uhm, on setbacks and heights and so forth. Uh, we changed the language for clarity wherever they asked us to. Uhm, we have increased the days and hours of operation since that time, we also shortened the winter season it used to be 6 months was the shorter hours and then 6 months with the longer hours, but we cut that back by I don't know 30 some odd days. Uhm, we also increased the number of days where they could actually exceed those hours. Na, na, when we say we often, we all often hear from the industry that normally we only operate Monday and through Friday, but when we have unusual circumstances we might have to work on the weekend, uh, we allowed 26 days and such exceptions which is half the weekends in the year, so uhm, I think we're going about as far as you know, normal, as soon as you operate more than uh, half the days in a year I think we would be uh, beyond an exception point. So we've made a lot of concessions since the last ordinance and incorporated them into what we have here. We've worked with the industry, we had more hearings and more meetings and I hope and I'm gonna ask Mr. Smith is, you know, very pointedly, when we get done, which is, if we make the changes we've discussed here, you know, will we get the support of Phoenix Cement, I mean we've done, we did everything you asked for except the hours, and I think you, you know that, uhm,

**Hauser:** okay, does anyone else on Council have anything to say?

**Eberhard:** I have my clarification to make.

**Hauser:** on?

**Eberhard:** Um, definitions. There's a definition for blend, uh for importation, that's, that when I talked to John I was reading it in one context and it didn't seem right, and then he changed it, and then it wasn't right another context. And the problem is, that, that there's this concept of importation for blending, which is different for than importation just to run a processing plant and you'll know the first part of the ordinance doesn't allow a processing plant without, uhm, without proper zoning. So I wanted to, to actually make two definitions. One is importation for blending and other importation. And I'll just read em. Importation for blending, the transportation to the permitted mining site of materials not naturally occurring on the permitted mining site from locations off the permitted mining site for the purpose of combining with materials naturally occurring offsite in order to create a finished product. Importation for blending is allowed with a mining permit. Other importation, the transportation to the permitted mining site of materials from locations off the permitted mining site that do not meet the definition of importation for blending. Other importation is not allowed with the mining permit. And that makes it pretty clear. I also added definitions since we use naturally occurring through there all the time. Uhm naturally occurring, materials considered naturally occurring on the permitted mining site if the material at any time during the life of the mine existed in saleable quantities, even the currently completed. And also for depleted, since we use that all over the place, material is considered depleted if it no longer exists on the permitted mining site in saleable quantities or if the material is imported, is imported for purposes other than blending. So that,

**Hauser:** thank you,

**Eberhard:** I think fixes the, the vagueness in there that we're, that we're trying to fix, like I said you can ask John when we do this, if we fix it one way then we change it back and well just, so finally, I think the two definitions makes it pretty clear.

**Hauser:** okay, okay, we'll open it up to the public now, again, I think we've been there once, but let's go there one more time. Uhm, Mr. Whitmire.

**Marshall Whitmire:** Thank you very much madam mayor, I want to take just a moment and uh, refresh the Council's memory although that might be presumptuous, about one provision of the general plan that's pertinent to much of the discussion that you've already been involved in for the last uh 30 or 40 minutes. And that is on page 13 of the general plan where there is a goal that states preserve and maintain a high level of environmental quality consistent with rural character of Camp Verde, a major goal of the general plan. One of the implementation, uh excuse me, implementation strategies is to develop and promote specific ordinances to maintain natural quiet. While I recognize that uh, maintaining commerce and quality of life in some cases is a balancing act, this particular general plan was passed, as you know, by Council some thirty-eight months ago. And this implementation strategy says develop and promote specific ordinances to maintain natural quiet, it does not say develop and promote specific ordinances to maintain natural quiet after the addition of heavy industrial noise or other man made noise. There is a balancing act here but clearly you have a responsibility under the general plan to develop ordinances or to have ordinance provisions that maintain natural quiet in this community to achieve the goal, its very clearly stated, preserve and maintain a high level of environmental quality consistent with the rural character of Camp Verde.

**Hauser:** thank you, anyone else. Yes, Henry.

**Henry Shill:** Henry Shill again, I wanted to ask about that setback requirement that says existing legal operations are ex, exempt from that section, what about, uh what about new operations? Are they uh, caught on that uh, setback requirements?

**Eberhard:** mhm

**Henry Shill:** well you can see right there that nobody's gonna get a new permit, because uh, you can't find a location within this town boundaries that's uh, not within a quarter of a mile of residential owned properties. Uh, in uh, residential zoned property, the whole town is a practically uh, zoned residential. Everybody knows that. That's why I say this uh, this ordinance is just uh, uh, uh very deceptive, you've gotta read uh, just about everything uh, these people are talkin about, make sure their not tryin to trap you in some kind of uh, uh, belief in that you can get a permit and when, when they know very well that you, your not gonna be able to. A permittee comes in with \$750 dollars to start with, the cost could amount to tens of thousands of dollars before they get a permit and then they find out they can't excavate within a quarter of a mile of residential zoned property. You folks oughta think about this a little bit before you go ahead and adopt something like this. Another thing I would like tuh, now I spent quite a lot of money asking our attorney to research uh, nonconforming uh, legal uh, rights, but uh, we call them grandfathered rights, uh, and uh my, our lawyer calls them exemptions, you're exempt from regulations and here you've got a ordinance that's gonna require me to come in and get a permit even though I'm exempt. I'd like to get a written statement from your attorney that uh gives a legal basis for that. To take away legal exemption and require somebody to come in and get permit. Now our operation was established a long time before this town was incorporated, goes back in to the 60's and 70's, when our business was started down there. Oh, uh, our attorney tells, tells me that the town has no power to regulate uh, what rights we do have down there. Uh, I', I'm afraid, what I'm afraid of that, uh, havin our rights diminished by uh, what uh, is required under this uh, historic mining overlay. Uh, that's what worries me, and uh, I'd like to get a written opinion from your attorney uh, showing the legal basis for that.

**Hauser:** Thank you, yes. Mr. Raper and then Danny.

**Leon Raper:** I guess we threw out the whole concept of uh, zoning. I think the reason municipalities establish zoning is so that people could go someplace where they could have a reasonable expectation that they could live a quiet life, without uh, we pass, we pass laws to prevent people uh, from runnin their boom box next door uh, to interfere with our lives and our light, their lights to interfere with our lives and uh, uh, I'm the president of the uh, Verde Lakes property owners association, I'm not here representing the association tonight, but people do call me because I am the president of the association, I've had, and as this uh, uh, mining ordinance thing has played itself out over the past uh, few years I've had people call me that uh, live in Phoenix or live in Page and they've bought property many years ago here in Camp Verde on

which to retire. They don't have a house there yet, but uh, the uh, the noise has to apply at the poi, at the point of property where somebody owns the property that plans on building a house there or plans on residing there. We can't, in regarding the gypsum plant, I have never heard the gypsum plant, I live out there in Verde Lakes, in fact my property was one they put uh, one of the noise measurements uh, devices on, uh, I hear more road noise from cars going up and down the road. I've never ever heard the gypsum plant. And I've never ever heard anybody in Verde Lakes complain about the gypsum plant. They must be doin somethin right over there. Anyway, uh, also, during the uh, the working on this uh, mining ordinance, if I remember correctly, and I was here for many, many of the meetings, the industry was invited many times to participate in the noise study. In fact I think the town recommended we uh, use their noise person, or they bring in figures that they had from a previous measurement, if I'm not mistaken. The industry could have come in and suggested sites to take noise measurements at. I don't know that the industry wanted to participate in this noise measurement. But they had the opportunity. So, we're talking about industrial rights here versus residential rights, and the concept of zoning is, just the concept itself, states that uh, people should have the right to their quiet and their peace and their residential areas without being interfered with by industry. And as far as I'm concerned we've spent enough time on this issue, let's pass it, get on down the road and if it uh, if some people want to uh, file a referendum on it, lets do it and let the people decide what they want to do.

**Hauser:** thank you, Danny

**Manager Roberts:** Um, your honor, if I may um, Mr. Raper's comments are not quite correct, the industries were not invited to participate in the sound study I think early on there were sort of some generic comments about we could partner, they were not specifically invited to identify locations under this study, uh, secondly I'm a little bit surprised to hear that one of the sound devices was placed on Mr. Raper's property, they weren't supposed to be there. The two locations we picked in Verde Lakes were at the clubhouse, which is considerably closer to the gypsum mine, then Mr. Raper's property and another one towards the backside of Verde Lakes to get as a baseline, uhm, hearing this that, in fact it was on Mr. Raper's property, I'm afraid we'd have consider the information we got on the gypsum mine specifically to be suspect. Because in fact it was much farther away than the original intent.

**Hauser:** okay, Danny.

**Danny Parker:** I want to thank you guys for having us on here last it helps us, bein here last, we're all tired by now. I was gonna ask you, on your old mining, uh, com

**Hauser:** We put the old people first you see

**Danny Parker:** That's right (laughter) I'm pretty old. I had to stay here a long time,

**Hauser:** so you should feel,

**Danny Parker:** On your old uh, mining ordinance that you had, the other Council passed, how many uh, written complaints did you folks have on it?

**Hauser:** We, we don't, we don't uh, dis

**Danny Parker:** Did you have any at all, to speak of, uh Mr. Manager?

**Manager Roberts:** Uhm, Your honor the only complaints I'm aware of, well no I take that back, as a matter of fact, we did have a series of complaints before I got here on Superior's operations, I don't believe we've had any on their operations for at least two years. Uh, we did have a number of written complaints and continue to get complaints, although not in the last several months, on the Yavapai Apache operation.

**Danny Parker:** Okay, and uh, what I was gonna ask you here too, how many other businesses here in Camp Verde has 21 pages of regulations and rules to go by, is it kind of discrimination against one kind of an industry. I mean, we have trucks out here that run. We have buses that run through Town, we have agricultural that runs through Town, how many other of these people are regulated by 21 pages of rules and regulations? Is this discrimination? Now also you say on here, (cough) this 65 decibels, are you all familiar with people that drive school buses? Trucks and things like this here. They do a walk around every morning, an inspection, they're courteous here in Town they haven't been doin it. How many of them buses out there every

mornin blow that air horn? None. But it states in that deal, that horn has to be audible at 200 feet. Blow an air horn at 200 feet, see what happens to your decibels. Okay, that could happen all over here. You guys want us to work any other hours, than what we do, John's right, in the summer time, we have to go to work in the mornin, we have to get out of the heat. Everybody does this. Another thing now, Eric you're saying that we can load products out of there any time we want to is that correct?

**Eberhard:** There's nothing in the ordinance that prohibits that yeah.

**Danny Parker:** I mean, did you state this a while ago?

**Eberhard:** yeah, I said there's nothing in the ordinance that prohibits that.

**Danny Parker:** Okay, we can load trucks at four o'clock in the morning?

**Eberhard:** Whatever, yeah

**Danny Parker:** Pardon?

**Eberhard:** Yeah, whatever.

**Danny Parker:** That's not in this ordinance.

**Eberhard:** Right, the, the ordinance does not prohibit that you still have to get that approved in your use permit.

**Danny Parker:** Okay, and another thing I want to clarify to Mr. Peterson here, I think the, the, you guys will check with the uh, Department of Revenue, the nation has paid taxes out there. So, you know that, that's bogus too. Thank you.

**Manager Roberts:** Uhm, your honor if I, I seem to be making all kinds of comments. Uhm, as the Council is painfully aware we cant get the department of Commerce to tell us whether they are collecting taxes or not.

**Hauser:** that's right.

**Eberhard:** Department of revenue yeah

**Baker:** the Department of Revenue

**Hauser:** I don't know how you got that information cause,

**Gioia:** We could just ask,

**Hauser:** yeah, why don't we ask Danny Parker cause hey, we sure cant get it, (laughs)

**Eberhard:** I'm ready to make a motion

**Hauser:** Okay me too, is there anyone else, uh one more time, yes sir, Mam I gotta make one comment

**Hauser:** go ahead, and then

**Gioia:** you still have public comment

**Dickinson:** I have one comment brief

**Hauser:** who (muffled voices)

**Eberhard:** Before I make the, the motion here I just want to point out that although we didn't necessarily in, uh, formally invite people, we did tell the mining in, people several times at meetings bring us evidence that there's something wrong, with the sound standard and at this point like I said, we've done everything we can, I'm willing to pass this ordinance now, if somebody comes in at a later date and says this is an engineer and he's proved that this, this sound thing is ridiculous and it doesn't work, that's something for Council to consider in the future, but right now our best evidence is, that it works, like I said, if it would, if the only site was the one across from you, then I would pretty much agree that maybe we should wait on that, but the fact of the matter is we measured all around Superior and all kinds of other places and it just doesn't seem to be a problem. But bring me some evidence and we'll look at it differently. So I'll go ahead and make my motion,

**Hauser:** please,

**Eberhard:** I move we approve ordinance 2001-A195, an ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to section 123- Mining Ordinance of the Planning & Zoning Ordinance 87-A23, and proscribing penalties for violations thereof in parenthesis (New Mining Ordinance and Amending Town Code) and then with the following changes, and I'm gonna try to do this very slowly so that the clerk can get it and if to make it coherent you might have to read it back; section 4.1 add a sentence that says

'treatments during off hours of operation may be minimized to reflect lower activity levels but will be sufficient to reasonably control dust from wind.' 4.1., 4.1.2 will be changed to have a sentence added at the end that reads, 'existing legal operations shall be able to continue with existing heights on the scale reasonably similar to the conditions in effect as of November 14, 2001.' I can give them to you in writing too. 4.1.3 setbacks, add a sentence at the end, 'existing legal operations which do not meet the setback requirements shall be allowed to continue with existing setbacks as of November 14, 2001, with existing facilities and equipment or substantially similar replacements. Okay. Uhm, I'd also like the four definitions I read to d, be um, added to the definition section in place of where importation is. If anybody wants me to read them again I will, otherwise I can just give this to the clerk. Is everybody happy with me just

**Hunter:** Do we need to put in there something about the waivers, or som

**Eberhard:** yes, and then the last change would be to create a paragraph allowing the operations to gain waivers for both setbacks and noise.

**Manager Roberts:** your honor your gonna have to ss, your making an amendment, and you pass it, the document is going to reflect exactly what you say, I know it's painful, but you, you

**Eberhard:** I'll make the exact words,

**Manager Roberts:** but you need to

**Eberhard:** fine

**Manager Roberts:** decide exactly what you want to say and put it in the document

**Eberhard:** okay

**Manager Roberts:** unless you want us to bring it back

**Eberhard:** no, I'll try some words, trust me

**Gioia:** No!

**Hauser:** Please don't bring it back

**Eberhard:** So let me, (muffled voices) let me try the following word

**Hauser:** We'll stay

**Eberhard:** uh, uh,

**Manager Roberts:** you oughta decide where to put it first

**Eberhard:** okay, so what, you have a suggestion for me?

**Manager Roberts:** uh, no I think you should put it all just anywhere you'd like  
(laughter)

**Eberhard:** Well there's a place right, right (muffled voices and laughter)

**Baker:** I have a suggestion (continued muffled laughter)

**Eberhard:** your talking about where the sun don't shine, I'm sure, okay there's uh, there's uh

**Gioia:** (muffled) hurry up, before you finish sayin it,

**Hauser:** (muffled) we knew where that was going

**Eberhard:** Okay, at the end of site development and operational regulations, you could just add a, add it as a paragraph, just sort of generically at the end.

**Manager Roberts:** do you know what that number is, off your

**Eberhard:** 4.1

**Manager Roberts:** okay

**Eberhard:** uhm,

**Gioia:** in general regul

**Eberhard:** any operation may gain a waiver from property owners of residentially zoned property for either setbacks and/or noise regulations. Period. In such a case the standards will be applied to the nearest residentially zoned property for which no waiver exists.

**Baker:** So, I have a question. You, you just said any operation, didn't you just tell Mr. Shill

**Eberhard:** a new one (muffled)

**Baker:** where there would be only a new one?

**Eberhard:** no, no any

**Baker:** but you just said any operation

**Eberhard:** any operation, any that gets a waiver has a waiver (interrupted by Baker)

**Baker:** I thought you just told him different

(Muffled voices)

**Gioia:** anybody can get a waiver

**Baker:** Are you through with, I mean are you finished with your motion?

**Eberhard:** I think so, yeah

**Gioia:** Did you get a second?

**Baker:** no

**Eberhard:** (at the same time as Hauser) Do I get a second here?

**Hauser:** I need a second and then you may discuss it. I have a motion by Eric, on the floor, do I have a second?

**Hunter:** second

**Hauser:** I have a second by Leroy

**Eberhard:** Tony isn't finished with (muffled)

**Gioia:** laughs

**Hauser:** will there be further discussion (while Hauser is talking, **Hunter:** Tony's a wimp)

**Baker:** I just have a question, under natural resource, I want and I don't know if some of us here know or the industry people, natural resource definition also includes portland cement. And I didn't know that was a natural resource.

**Roger Smith:** no, that (coughs) excuse me, no that isn't a natural resource, that is a processed

**Baker:** right

**Roger Smith:** uh product.

**Baker:** so that needs to be deleted, if,

**Roger Smith:** yes,

**Baker:** as a definition

**Eberhard:** so, while he's here I want as, so we've made every change except for the hours, okay, and I've at least agreed verbally that if you bring me scientific evidence that there's a problem with the noise standard we'll look at it again. Am I gonna get your support if we adopt this ordinance?

**Roger Smith:** No, no, you went right, well, when our conversa, I (unintelligible) of conversations were that I understood your position. I did not agree to any of your changes.

**Eberhard:** right

**Roger Smith:** and I think we both agreed upon. Uhm, the hours of operation uh again are, are not conducive to our industry. Uh, our suggestion as Mr. Wells has, has laid out in the uh, the uh, memorandum, was that uh, goes to the operation, days of, hours and days of operation is that we, as an industry, could abide by, with a reasonable uh, turn around of events, in terms of how we operate our, our uh, facilities. The noise and vibration patrol I think the study is flawed because, as Mr. Roberts has stated, it was, it was one of the decu,decemeters were not placed in the right area. Clearly, too far away from our operation that wouldn't give us any type of uh, uh, reliable sense of how decibels were to be uh, attributed. Good.

**Eberhard:** yeah, I knew those were gonna be the two thi, (laughs) the two stickers

**Roger Smith:** I, I guess and the other thing is that uhm, 4.3.5 uhm, and if I could call on my, my attorney. Mr. Shay, could you give us uh, the definition of uh, injunctive relief, I'm still not co, I'm still not convinced that definition that uh, the Town Attorney gave us was uh, I, I didn't quite understand. And so, since we go, if we go to a legal action I want to uh, be able to have my Counselor be able to uh, convey and understand your definition of conjunctive relief. Mr. Shay.

**Eberhard:** let the attorneys debate it out

**Hauser:** yeah

**Phillip Shay:** well, what it means I think pretty clearly is that, an, any permittee has got to agree that uh, he's gonna waive his defense against if, if he's sued for violation of the ordinance, he waives his defense that the, there should not be an injunction issue, he agrees in advance that the injunction relief should be uh, granted by the courts. It's a waiver of a defense, in the event of a lawsuit, an important defense.

**Hauser:** thank you

**Eberhard:** So before we vote I'd like to make a statement.

**Hauser:** okay, Mitch hasn't said one word (interrupted by **Eberhard**, let Mitch go first, he's first) it would be nice to hear from Mitch.

**Dickinson:** I'd stated earlier I was optimistic about most things in life and I've been optimistic about this mining ordinance since way back when, but I don't think anybody that's walked in this room tonight has changed their mind. I think we need a mining ordinance but I think we need one that does a couple of philosophical things, and so I'm kinda gonna go back to my heart on this issue, rather than maybe my head that says yeah we need to regulate certain things, it's a natural resource and it's a natural resource that we're lucky to have. And we're lucky to have it for quite a few more years coming and in a recession, currently, and in an area that's tryin to develop all the economic development that it can possibly muster, I think it's important that we set framework that allows those industries to continue. I think it's quite apparent that the people in this industry aren't quite comfortable with this, I have a couple of personal issues in there that ar, all of the 46 square miles of Camp Verde's RCJ2A almost anyway you go out there, and buy property to do a mine, all, automatically you gotta pull back off your boundary a half mile I think that's economically unfeasible and to large of a detriment. But the main thing it boils down to to me, is that in our community alone there is probably close to 80 people that work in this industry and if you figure their, most of those folks, and I know quite a few of em, they're married and they got a couple of kids, so right off the bat you've affected 320 people, and those jobs represent about two to two and a half million dollars in wages not to mention the ripple effect in the economy that those wages provide or that other service industries provide to them. So it's obviously we don't have, ya know, a deal tonight and its probably pretty obvious that its going to go to the voters, which is where it should go, but I'm gonna vote against it , because I'm thinkin of the children and, and the wives and the families that these jobs give to the people and I'm not comfortable that this mining ordinance will allow that economic development continue into the future when the natural resource has been exhausted. When I think of blending, I think of blending in the form that a community has got to find a way to find a compromise and blend things together. And I think Danny made the point that there hasn't really been, other than the one operation, for a lot of different reasons it's a lot of the hassles between the Town of Camp Verde and the Yavapai Apache operation a lot of that goes to root, it's not exactly the operation it's all the, the politics and the things, chain of events that led up to it, as far as the operation is concerned and the other op, mining operations we have, we don't have that many complaints about em. So I think we need to keep em around, and I, I'm not gonna support this ordinance.

**Hauser:** Eric

**Eberhard:** I, I think, I think Mitch put that very well, and I actually don't disagree with a lot of what he said. Uhm, that's the fundamental problem that's been causing us to argue about this for three years. There's uh, a cu, a definite conflict between some people who want a quiet residential way of life versus people that want to support a business and that conflict, we're never gonna make both sides happy, I mean, I guarantee you there are some residents out there who wont be happy unless we just shut the mines down. There are some mining people out there that wont be happy unless we just don't regulatem at all. And somewhere in the middle, that's our job to try to get to. And if this was the first draft and the first Council that looked at this I'd say well let's work on it some more. I been on four different Councils, that have worked on this, count them four. Okay, and there's been four different Commissions that have worked on this during that time. We've had two Town managers work on the thing now, we've had who knows how many different mining people that we've worked with here. We are not going to no matter what we do, make everyone happy. The fact of the matter is this, ha, ordinance has enough in here to piss off everyone. That's what it has in here. There are go, some residents that think we're too easy on the mining industry, there's some mining people that think we're too hard on them, and we've managed to really, you know, bring that to a compromise, I think uh, Mitch was the one that actually said you know, if everybody's unhappy then we must have found a good compromise. Uhm, I don't think we can do a better job, the only thing we can do at this point is to try to stop the bleeding in this Town, every single time we go to work on something positive, we get side tracked, derailed and we're back on this mining ordinance. The Council

could spend from now until eternity beating this around, and we will not resolve it. The Commission could work on it, the staff could work on it, we could get input from mining people, we could get input from residents and we still won't make everyone happy. The best thing we can do is pass the best work we can do, if people want to refer it, let em refer it, when they refer it I'm gonna go out there and make the same argument and ask people to support the Council because this is the best that we can do, if they don't support us we'll be right back here again six months from now writing another mining ordinance, and maybe four more Council's will be dinking around with this thing. All that time while we're dinking around with this we're not working on economic development, we're not out there recruiting businesses, we're not out there working on our General Plan, we're not out there building parks, we're not out there raising money for the Library, we're not doing anything important, except squabbling over this stinking ordinance, which I'm very sick of. So I'm, say vote for this ordinance, let the people vote on it, if that's what you want to do, go out and refer it, but this is the best we can do.

**Hauser:** okay, I have a motion and I have a second. All

**Eberhard:** we're done

(muffled voices in the audience)

**Eberhard:** I hope we can get this long over

**Hauser:** hm?

**Hauser:** to, I missed him

**Eberhard:** public input is over

(muffled voices)

**Hauser:** okay

**Russell Bowers:** Yes well, I know you want to vote Madam Mayor and I want to go home and its 150 miles away, but, uhm, Madam Mayor there's been some it, it should be clear to everybody that mines are only where the minerals are. That's where you mine. If in fact you go in to apply in, uh an overlay, according to where the residences are, then don't say you want mines because mines are where the minerals are,

**Eberhard:** uh huh

**Russell Bowers:** and, and aggregate as I drove around your Town, I represent the aggregate boys, there is nothing in this room, nothing in this Town that we have any human touch on that was constructed that wasn't done with aggregate. If you're going to establish an overlay that precludes the use of your resource, it's your resource, you don't typically, unless you don't permit aggregate deposits to be used, this Town probably isn't going to do like California is, and ship in aggregate from Alaska. Because they can't permit their reserves that they have now. There is a, there are many questions and I would just like to point out if in fact you're going to pass this you may want to look at, 3.1 the permit may not be issued until the mining overlays are designated. The overlays cannot be defined until the general plan has been adopted. So there may be some problems in the order there, you may want to look at. 3,1 and 3,2 require a permit only for a new mining and/or expansion of existing mining operation. But 4,0 and 4,1 require permits for all mining operations. And we don't know who trumps that may be something you'll want to look at. The question of your amendment is, if in fact you get a re, a, a uh, a waiver from a property owner, are you going to force that to be a, attached to the deed? Recorded with the deed. Otherwise if they sell the property it cannot apply to the subsequent owner. You, that has to be a, a recordable lot document, that may cause you some problems with title companies, but you may want to look at that. The rural character of mining, I know that there are folks that who want to move to the rural areas and have everything quiet. When I grew up in Chino Valley and we came over here to visit, there was a, it was a very rural place and guess what was here? The mine was here. The mine was here I think in 57, and I think your Town, although there are residences because we came and my dad coached and played you guys, there are residences that the Town didn't even come till 86, if we're after natural quiet and natural quiet precludes this industry, then I would say that natural quiet and rural character are in conflict. Uh, and then then the lastly is, as been mentioned before, as I reviewed your, your corporate charter, the Town charter, I don't see authority to do this. You site the authorities uh, that are found in the

Zoning regulations in 946-462-01, its not in here, its not in the general powers of Common Council, its not in here. And in fact, it I, you site specifically that the authority for this ordinance is 9240-B21, and as of the case of October 12, of 2000 found against the Apache Junction, city of Apache Junction, they specifically note, and you may want to check this, the citation, that the court erred in concluding that these two statutes authorized the city to pass the ordinance. There, there are serious questions that ARPA has about the authority of this, uh, organization of a Town to, to regulate mining by zoning. You can regulate safety, you can regulate odors and dangerous nuisances, but it is the opinion of ARPA, that you can't regulate mining. That is not specifically granted to you and these are very specific authorizations in the zoning and in the general powers of Common Council. And so I'm sure that while you may say, send it to the voters, even the people can't trump the constitution of this state, and so those are some concerns that we still have about what you're trying to do, thank you madam mayor.

**Hauser:** Thank you, okay, I have a motion, I have a second, all those in favor of the motion raise your hand. Opposed raise your hand. The motion carries.

**ACTIONS TAKEN  
REGULAR SESSION  
and  
COUNCIL HEARS PLANNING & ZONING  
WEDNESDAY, NOVEMBER 28, 2001  
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
- a) **Approval of the Minutes:**
    - 1) Regular Session – November 7, 2001
  - b) **Set Next Meeting, Date and Time:**
    - 1) Regular Session – December 5, 2001 at 6:30 p.m.
    - 2) Work Session – Public Hearing - General Plan – December 12, 2001, at 6:30 p.m.
    - 3) Regular Session–Council Hears Planning & Zoning–December 19, 2001 at 6:30 p.m.
    - 4) Regular Session – Council Hears Planning & Zoning - December 26, 2001 at 6:30 p.m. – CANCELLED
  - c) **Possible approval of \$3,450 to produce and distribute a Town Newsletter.**  
*(This is an unbudgeted item from the General Fund)*
  - d) **Possible approval of Ordinance 2001-A208, an Ordinance of the Town of Camp Verde, Arizona, declaring a public need and necessity and a public use; authorizing and directing the Town Manager and Town Attorney to acquire under the power of eminent domain a portion of the real and personal property, system, plant, lines, wells, equipment, franchises, certificates of convenience and necessity, contracts, rights, and other property, if any, of the Camp Verde Water System, Inc. or any other entity, within a certain described portion of Yavapai County, Arizona, for the reason that said property must be acquired by the Town in order for the Town to adequately serve and supply water and as a matter of public need and necessity; and declaring an emergency.**

On a motion by Eberhard, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda as presented, removing item c and d for discussion.

On a motion by Eberhard, seconded by Baker, the Council voted to approve \$3,450 to produce and distribute a Town newsletter, with Dickinson abstaining.

On a motion by Gioia, seconded by Eberhard, the Council voted to approve Ordinance 2001-A208, with Councilors Dickinson and Baker voting 'no'.

5. **Call to the Public for items not on the Agenda**  
Leon Raper said he was directed by the Verde Lakes Property Owner's Association to request Town assistance of economic development in acquiring a major convenience store/gas station for the Verde Lakes area.

6. **Discussion and possible action based on ADOT recommendations concerning Town/ADOT agreements on the Highway 260 bypass construction, turn-back agreement, and enhancements.**  
Council took no action on this item.
7. **Possible approval of Ordinance 2001-A206, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona amending Section 120, Outdoor Lighting Regulations of the Planning & Zoning Ordinance (87-A23) regarding nonconforming lighting. (*Changes the Outdoor Lighting Regulations to comply with ARS 59-462.02.*)**  
On a motion by Reddell, seconded by Dickinson, the Council voted to approve Ordinance 2001-A206, an ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 120, Outdoor Lighting Regulations of the Planning & Zoning Ordinance 87-A23 regarding nonconforming lighting, with Baker voting 'no'.
8. **Possible approval of Ordinance 2001-A207, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 120, Outdoor Lighting Regulations of the Planning & Zoning Ordinance (87-A23) allowing high pressure sodium decorative lighting.**  
On a motion by Baker, seconded by Gioia, the Council voted unanimously to table this item until the December 5, 2001 meeting.
9. **Possible approval of Resolution 2001-497, a Resolution of the Common Council of the Town of Camp Verde, Arizona approving final plat 2001-03, for Phase I of the Homestead, a planned area development subdivision containing 165 lots and 6 tracts. Phase I is located on Finnie Flat Road.**  
On a motion by Eberhard, seconded by Hunter, the Council voted to direct staff to work with the applicant to develop a final plat and resolution that addresses the concerns of the Arizona Engineering letter, specifically the fixed easements like sewer, delete the section requesting landscaping up to the curb, provide documentation on the blanket easements and how they will be finalized in the future, address issue of Finnie Flats with a deadline of completion, and research the issue of the walls, with Hauser voting 'no'.
10. **Possible approval of Resolution 2001-488, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 Amendments to Section 103 (Definitions) of the Planning and Zoning Ordinance (87-A23) dated November 28, 2001, to be a public record.**  
On a motion by Baker, seconded by Reddell, the Council voted unanimously to approve Resolution 2001-488, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 Amendments to Section 103 – Definitions of the Planning and Zoning Ordinance 87-A23 dated November 28, 2001, to be a public record.
11. **Possible approval of Ordinance 2001-A192, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 103 (Definitions) of the Planning & Zoning Ordinance (87-A23). (*Expands definitions to agree with the Universal Building Code (UBC)*)**  
On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to direct staff to identify which definitions come directly from UBC and which ones do not, and bring back to a work session on December 12, 2001.

- 12. Possible approval of Ordinance 2001-A193, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 121 (Street Naming and Addressing Standards) of the Planning & Zoning Ordinance (87-A23) and proscribing penalties for violations thereof.**  
On a motion by Giola, seconded by Eberhard, the Council voted to approve Ordinance 2001-A193, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 121 – Street Naming and Addressing Standards of the Planning and Zoning Ordinance 87-A23 and proscribing penalties thereof, or applicants may submit their own appropriate list of names during the preliminary plat approval process, with Reddell, Baker and Dickinson voting 'no'.
- 13. Possible approval of Ordinance 2001-A196, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 118 (Sign Regulations) of the Planning & Zoning Ordinance (87-A23) and proscribing penalties for violations thereof.**  
On a motion by Dickinson, seconded by Baker, the Council voted unanimously to table items 13, 14, and 15 until the December 5, 2001 meeting.
- 14. Possible approval of Ordinance 2001-A205, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 118 (Sign Regulations) of the Planning & Zoning Ordinance (87-A23) and proscribing penalties for violations thereof.**  
Council took no action on this item.
- 15. Possible approval of Ordinance 2001-A204, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting a comprehensive Grading Ordinance, and proscribing penalties for violations thereof.**  
Council took no action on this item.
- 16. Discussion and Direction to staff regarding the location of the Town Employee Christmas Party.**  
Council directed staff to plan future Christmas Parties in Camp Verde to show support for local business.
- 17. Call to the Public for items not on the Agenda**  
There was no public input.
- 18. Advanced Approvals**  
There were no advanced approvals.
- 19. Manager/Staff Report**  
Manager Roberts said he had received a memo from the Finance Director requesting a date for discussion on the Town financial position.
- 20. Council Informational Reports:**  
There were no Council reports.
- 21. Adjournment**  
The meeting was adjourned at 10:15 p.m.

## AGENDA



**REGULAR SESSION  
COUNCIL HEARS PLANNING & ZONING  
MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, NOVEMBER 28, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) Regular Session-November 7, 2001
  - b. **Set Next Meeting, Date and Time:**
    - 1) Regular Session-December 5, 2001 at 6:30 p.m.
    - 2) Work Session-Public Hearing-General Plan-December 12, 2001 at 6:30 p.m.
    - 3) Regular Session-Council Hears Planning & Zoning-December 19, 2001 at 6:30 p.m.
    - 4) Regular Session-Council Hears Planning & Zoning-December 26, 2001 at 6:30 p.m.-  
**CANCELLED**
  - c. **Possible approval of \$3,450 to produce and distribute a Town Newsletter. (This is an unbudgeted item from the General Fund.)**
  - d. **Possible approval of Ordinance 2001-A208, an Ordinance of the Town of Camp Verde, Arizona, declaring a public need and necessity and a public use; authorizing and directing the Town Manager and Town Attorney to acquire under the power of eminent domain a portion of the real and personal property, system, plant, lines, wells, equipment, franchises, certificates of convenience and necessity, contracts, rights, and other property, if any, of the Camp Verde Water System, Inc. or any other entity, within a certain described portion of Yavapai County, Arizona, for the reason that said property must be acquired by the Town in Order for the Town to adequately serve and supply water and as a matter of public need and necessity; and declaring an emergency.**
5. **Call to the Public for Items not on the Agenda**

(Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to respond to criticism made by those who have addressed the public body, ask staff to review a matter, or ask that a matter on a future agenda, pursuant to A.R.S. §38-381.01(G))

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office before a meeting for copies of supporting documentation, if any, which were unavailable at the time Agenda packets were prepared.

**Public input may be invited on any of these items. Discussion, consideration, and possible action on the following items:**

6. **Discussion and possible action based on ADOT recommendations concerning Town/ADOT agreements on the Highway 260 bypass construction, turn-back agreement, and enhancements.**
7. **Possible approval of Ordinance 2001-A206, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona amending Section 120, Outdoor**

- Lighting Regulations of the Planning & Zoning Ordinance (87-A23) regarding nonconforming lighting. (Changes the Outdoor Lighting Regulations to comply with ARS §9-462.02.)**
8. Possible approval of Ordinance 2001-A207, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 120, Outdoor Lighting Regulations of the Planning and Zoning Ordinance (87-A23) allowing high pressure sodium decorative lighting.
  9. Possible approval of Resolution 2001-497, a Resolution of the Common Council of the Town of Camp Verde, Arizona approving final plat 2001-03, for Phase I of the Homestead, a planned area development subdivision containing 165 lots and 6 tracts. Phase I is located on Finnie Flat Road.
  10. Possible approval of Resolution 2001-488, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 Amendments to Section 103 (Definitions) of the Planning and zoning Ordinance (87-A23) dated November 28, 2001, to be a public record.
  11. Possible approval of Ordinance 2001-A192. An Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 103 (Definitions) of the Planning & Zoning Ordinance (87-A23). (Expands definitions to agree with the Universal Building Code (UBC))
  12. Possible approval of Ordinance 2001-A193, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 121 (Street Naming and Addressing Standards) of the Planning and Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. (Requiring all new subdivision street names to be chosen from a list of historic names, brands, or native vegetation.)
  13. Possible approval of Ordinance 2001-A196, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 118 (Sign Regulations) of the Planning and Zoning Ordinance (87-A23) and proscribing penalties for violations thereof.
  14. Possible approval of Ordinance 2001-A205, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 118 (Sign Regulations) of the Planning & Zoning Ordinance (87-A23), and proscribing penalties for violations thereof.
  15. Possible approval of Ordinance 2001-A204, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting a comprehensive Grading Ordinance, and proscribing penalties for violations thereof.

Mayor Hauser requested the following item(s):

16. Discussion and Direction to staff regarding the location of the Town Employee Christmas Party
17. Call to the Public for Items not on the Agenda.

There will be no Public input on the following items:

18. Advanced Approvals
19. Manager/Staff Report
20. Council Informational Reports: Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for informing the public of such events and activities. The Council will take no discussion, consideration or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
21. Adjournment

Posted by: 

Date/Time: 11-21-01 3:15 p.m.

Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
and  
COUNCIL HEARS PLANNING & ZONING MATTERS  
Of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, NOVEMBER 28, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

- 1. Call to Order**  
Mayor Hauser called the meeting to order at 6:30 p.m.
- 2. Roll Call**  
Mayor Hauser, Councilors Reddell, Baker, Hunter, Eberhard and Dickinson were present.  
Vice Mayor Gioia arrived at 6:33 p.m.  
**Also Present**  
Town Manager John Roberts, Town Attorney Julie Kriegh, Town Clerk Deborah Barber,  
Grants Administrator Franc Kahn, General Services Director Bill Lee, Senior Planner  
Nancy Buckel and Recording Secretary Valerie House
- 3. Pledge of Allegiance**  
Councilor Dickinson led the pledge of allegiance.
- 4. Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a) Approval of the Minutes:**
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  - c) Possible approval of \$3,450 to produce and distribute a Town Newsletter.**  
*(This is an unbudgeted item from the General Fund)*
  - d) Possible approval of Ordinance 2001-A208, an Ordinance of the Town of Camp Verde, Arizona, declaring a public need and necessity and a public use; authorizing and directing the Town Manager and Town Attorney to acquire under the power of eminent domain a portion of the real and personal property, system, plant, lines, wells, equipment, franchises, certificates of convenience and necessity, contracts, rights, and other property, if any, of the Camp Verde Water System, Inc. or any other entity, within a certain described**

**portion of Yavapai County, Arizona, for the reason that said property must be acquired by the Town in order for the Town to adequately serve and supply water and as a matter of public need and necessity; and declaring an emergency.**

On a motion by Eberhard, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda as presented, removing item c and d for discussion.

On a motion by Eberhard, seconded by Baker, the Council voted to approve \$3,450 to produce and distribute a Town newsletter, with Dickinson abstaining.

On a motion by Gioia, seconded by Eberhard, the Council voted to approve Ordinance 2001-A208, with Councilors Dickinson and Baker voting 'no'.

Councilor Dickinson requested that items c and d be removed for discussion. He wanted to discuss the cost of the newsletter and whether it was a one-time edition or not. Manager Roberts said the paper was available for review and said it would be sent out with the Parks and Recreation mailers twice a year. Grants Administrator Franc Kahn explained that the cost of publishing included the Parks and Recreation mailer would save a considerable amount of money.

Councilor Dickinson and Baker wanted to separate item d from the Consent Agenda for discussion with the public and to have the opportunity to vote against it.

**Public Input:**

Leon Raper stated that he supports the acquisition of the Camp Verde Water Company for economic development in Camp Verde.

Jim Bullard Jr. felt economic development coincides with purchasing the Water Company.

Holly Horath asked if the Town could provide water to new homes being built on the outside of Town and whether they had the funds to improve the current water conditions, once they acquired the Water Company. She added that she has heard it would be very expensive to purchase and repair.

**5. Call to the Public for items not on the Agenda**

Leon Raper said he was directed by the Verde Lakes Property Owner's Association to request Town assistance of economic development in acquiring a major convenience store/gas station for the Verde Lakes area.

**6. Discussion and possible action based on ADOT recommendations concerning Town/ADOT agreements on the Highway 260 bypass construction, turn-back agreement, and enhancements.**

Council took no action on this item.

Council shared their concerns over the Highway 260 bypass project with the ADOT Representatives. Councilor Eberhard had asked if they could provide any finalized plans that would show visuals of the project. Council asked ADOT what their process of determination on prioritizing the four freeway projects included in their Five-Year Plan. They shared their concerns with the need for the highway 260 bypass to extend to Verde Lakes and the safety issues of the highway between Camp Verde and Cottonwood. Vice Mayor Gioia asked about side walks and access rights along General Crook Trail. Eberhard asked about Main Street turn back agreements, landscape enhancements, and whether there would be any additional cost to the Town to complete the project.

Several ADOT Representatives, including Tom Foster and HDR Engineering Representative Jim Christensen, answered Council concerns. Representative Merwin discussed the inclusions for enhancement on landscaping, gateways, barriers, and retaining walls. Tom Foster explained the process used to determine the need for the Highway 260 bypass as a priority and how it was reduced in size, since the first proposal, due to budget cuts. He stated that maps were provided to the Town, as well as the ATAC Committee, during several presentations. Foster discussed the additions ADOT had added to the project at no cost to the Town of Camp Verde and that there would be little consideration of any requested changes, now that the 95% review was completed.

#### **Public Input**

Jane Whitnire said there was never any meaningful public input at the ATAC meetings and felt the decision to chose the Highway 260 project before constructing a highway between Camp Verde and Cottonwood, implied the lack of concern for human life.

Tom O'Halleran said there was a need for the Highway 260 corridor for capital improvements in rural Arizona. He added that a rural caucus has begun to address the issue of money for rural roadways.

Henry Camarot thanked Council and staff for their help in receiving information on the Town's concerns during the progress of the project. He felt the rural areas working together could receive more monies.

Leon Raper thanked ADOT for their work on the project. He said the Town would have to manage future growth even though he is opposed to it.

Robert Foreman agreed with Leon Raper.

Ron Smith said all of the information presented by ADOT had already been presented at the 30% review presentation. He added that he was amazed at the Council's comments.

Jim Bullard Jr. supported the project and felt it would offer economy to the community.

There was no other public input.

**7. Possible approval of Ordinance 2001-A206, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona amending Section 120, Outdoor Lighting Regulations of the Planning & Zoning Ordinance (87-A23) regarding nonconforming lighting. (*Changes the Outdoor Lighting Regulations to comply with ARS §9-462.02.*)**

On a motion by Reddell, seconded by Dickinson, the Council voted to approve Ordinance 2001-A206, an ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 120, Outdoor Lighting Regulations of the Planning & Zoning Ordinance 87-A23 regarding nonconforming lighting, with Baker voting 'no'.

Attorney Kriegh explained that this change would make the ordinance comply with Arizona State laws regarding non-conforming issues. Councilor Baker asked if this would penalize people with existing lighting. Kriegh said no.

**Public Input:**

Robert Forman said he was glad this would make the ordinance comply with State law. He added that he was not surprised since Council rushed to pass the ordinance without proper public input.

8. **Possible approval of Ordinance 2001-A207, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 120, Outdoor Lighting Regulations of the Planning & Zoning Ordinance (87-A23) allowing high pressure sodium decorative lighting.**  
On a motion by Baker, seconded by Gioia, the Council voted unanimously to table this item until the December 5, 2001 meeting.

Director Lee requested that this item be tabled until the December 5 meeting, when ADOT's lighting engineer could attend and discuss the issue. Gioia requested that Director Lee invite consultant Chris Luginbuhl from the Naval Observatory.

9. **Possible approval of Resolution 2001-497, a Resolution of the Common Council of the Town of Camp Verde, Arizona approving final plat 2001-03, for Phase I of the Homestead, a planned area development subdivision containing 165 lots and 6 tracts. Phase I is located on Finnie Flat Road.**

On a motion by Eberhard, seconded by Hunter, the Council voted to direct staff to work with the applicant to develop a final plat and resolution that addresses the concerns of the Arizona Engineering letter, specifically the fixed easements like sewer, delete the section requesting landscaping up to the curb, provide documentation on the blanket easements and how they will be finalized in the future, address issue of Finnie Flat with a deadline of completion, and research the issue of the walls, with Hauser voting 'no'.

Planner Nancy Buckel discussed the stipulations needed for the applicants to move forward on this project. She said they had met all the requirements and indicated that they would correspond their street names with the list of historic names. Buckel added that the landscaping drawings, which indicated conceptual drawings of the signage at the entry and the easement, were granted separately from the site. Engineer Jim Binick said the final plat was not included in the package for review, but had subsequently submitted a legal description. He addressed guard rails, easements, storm drainage, and several other improvements. Binick said they were proposing a right away that would be coordinated with ADOT.

Councilor Eberhard asked for an explanation of blanket easements and requested a formalized format of these to be reviewed by the Town attorney. He added that a time limit should be set on Finnie Flat improvements. Gioia asked for the applicant's consideration in pursuing a corridor to protect a riparian area along the ditch behind the development.

**Public Input:**

Ron Smith said the applicant had agreed to include a pathway in the development and would like to see it included in writing.

10. **Possible approval of Resolution 2001-488, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the 2001 Amendments to Section 103 (Definitions) of the Planning and Zoning Ordinance (87-A23) dated November 28, 2001, to be a public record.**

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**11. Possible approval of Ordinance 2001-A192, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 103 (Definitions) of the Planning & Zoning Ordinance (87-A23).**

*(Expands definitions to agree with the Universal Building Code (UBC) )*

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to direct staff to identify which definitions come directly from UBC and which ones do not, and bring back to a work session on December 12, 2001.

Planner Buckel said this item would bring the definitions in compliance with the UBC. She added that several additional definitions had been updated or refined by the Planning and Zoning Commission. Vice Mayor Gioia addressed several concerns he had with the definitions. Council Eberhard suggested that the definitions from the UBC and Planning & Zoning list be separated for discussion in a joint work session with Council.

**Public Input:**

Ron Smith suggested the term home office be addressed in the definitions discussion.

**12. Possible approval of Ordinance 2001-A193, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 121 (Street Naming and Addressing Standards) of the Planning & Zoning Ordinance (87-A23) and proscribing penalties for violations thereof.**

On a motion by Gioia, seconded by Eberhard, the Council voted to approve Ordinance 2001-A193, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 121 – Street Naming and Addressing Standards of the Planning and Zoning Ordinance 87-A23 and proscribing penalties thereof, or applicants may submit their own appropriate list of names during the preliminary plat approval process, with Reddell, Baker and Dickinson voting 'no'.

Planner Buckel said this item would determine whether or not the list of street names should be required for use by developers. She said the recommendation from the Planning & Zoning Commission was to deny this ordinance due to lack of agreement and that staff recommendation was to use the list or add a waiver making it optional for developers to use their own list of names with Council approval. Planner Buckel added that a 911 coordinator had recommended several changes to the list due to safety issues. Council debated the need for a recommended list. Councilors Baker, Reddell and Dickinson were opposed to any mandatory list.

**Public Input:**

Marshall Whitmire felt a specific criteria should be set to provide a list of recommended names to developers.

Robert Foreman felt government should not decide street names on private property.

Jim Bullard was opposed to any mandatory list of names.

Ron Smith said he agreed to the use of historical names, but did not feel it should be made mandatory.

Jane Whitnire said if the public pays for the maintenance of the streets, they own them.

- 13. Possible approval of Ordinance 2001-A196, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 118 (Sign Regulations) of the Planning & Zoning Ordinance (87-A23) and proscribing penalties for violations thereof.**

On a motion by Dickinson, seconded by Baker, the Council voted unanimously to table items 13, 14, and 15 until the December 5, 2001 meeting.

- 14. Possible approval of Ordinance 2001-A205, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 118 (Sign Regulations) of the Planning & Zoning Ordinance (87-A23) and proscribing penalties for violations thereof.**

Council took no action on this item.

- 15. Possible approval of Ordinance 2001-A204, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting a comprehensive Grading Ordinance, and proscribing penalties for violations thereof.**

Council took no action on this item.

- 16. Discussion and Direction to staff regarding the location of the Town Employee Christmas Party.**

Council directed staff to plan future Christmas parties in Camp Verde to show support for local business.

- 17. Call to the Public for items not on the Agenda**

There was no public input.

- 18. Advanced Approvals**

There were no advanced approvals.

- 19. Manager/Staff Report**

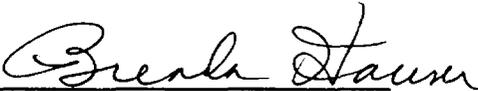
Manager Roberts said he had received a memo from the Finance Director requesting a date for discussion on the Town financial position.

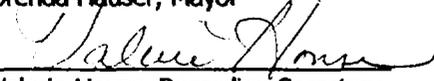
- 20. Council Informational Reports:**

There were no Council reports.

- 21. Adjournment**

The meeting was adjourned at 10:15 p.m.

  
Brenda Hauser, Mayor

  
Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 28<sup>th</sup> day of November, 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 30<sup>th</sup> day of November, 2001.

Deborah Barber

Deborah Barber, Town Clerk

**SPECIAL SESSION**



**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106**

**WEDNESDAY, DECEMBER 5, 2001  
6:00 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Legal discussion and consultation on property issues.** *(Council may vote to into executive session per ARS §38-431.03 (A)(3) and then resume this item.)*
4. **Adjournment**

Posted by: *N. Barber, CMC*

Date/Time: *11-30-01 - 9:30 am*

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
Council Chambers  
473 S. Main, Room #106  
WEDNESDAY, DECEMBER 5, 2001  
6:00 P.M.**

**1. Call to Order**

Mayor Hauser called the Executive Session to order at 6:30 p.m.

**2. Roll Call**

Mayor Hauser, Councilors Baker, Dickinson, Eberhard, Hunter, and Reddell. Vice Mayor Gioia was absent.

**Also Present:**

Town Manager John Roberts, Town Attorney Julie Kriegh, and Town Clerk Deborah Barber

On a motion by Dickinson, seconded by Eberhard, the Council voted to go into executive session to discuss property issues. Councilor Baker voted no.

**3. Legal discussion and consultation on property issues. (Council may vote to go into executive session per ARS §38-431.03 (A)(3) and then resume this item.)**

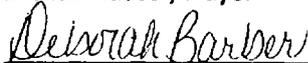
Council took no action on this item.

**4. Adjournment**

The Special Session was adjourned at 6:01 p.m.



Brenda Hauser, Mayor



Deborah Barber, CMC  
Town Clerk

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the discussion of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 5<sup>th</sup> day of December 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 6<sup>th</sup> day of December 2001



Deborah Barber, CMC  
Town Clerk

**ACTIONS TAKEN  
REGULAR SESSION  
and  
COUNCIL HEARS PLANNING & ZONING  
WEDNESDAY, DECEMBER 5, 2001  
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

**a. Approval of the Minutes:**

- 1) There are no minutes for approval

**b. Set Next Meeting, Date and Time:**

- 1) Joint Work Session P&Z Commission for General Plan/Council Work Session for General Matters – December 12, 2001 at 6:30 p.m.  
2) Regular Session/Council Hears P&Z – December 19, 2001 at 6:30 p.m.  
3) Regular Session/Council Hears P&Z – December 26, 2001 at 6:30 p.m. -

**CANCELLED**

**c. Possible authorization for Mayor to send a letter to the U.S. Department of Interior supporting their Southwestern Willow Flycatcher recovery efforts.**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as presented, removing item c for further discussion.

On a motion by Reddell, seconded by Eberhard, the Council voted unanimously to table item c until the December 19, 2001 meeting.

5. **Call to the Public for Items not on the Agenda**

Roger Doering requested an agenda item be put in place to include the Library Advisory Committee whenever any decisions are being made in the interest of the Library. He added that the Commission needed to have a working relationship with Council.

6. **Presentation, review, and possible direction to staff as it relates to the Main Street Beautification Project.**

On a motion by Eberhard, seconded by Dickinson, the Council voted unanimously to approve the plan with the sidewalks in the Davis colored stones, with the Parkridge/CL fixtures, and the understanding that parking in front of the Visitors Center will remain now, but eliminated in the future.

7. **Discussion, review, and possible direction to staff concerning Main Street Beautification Project easements.**

On a motion by Eberhard, seconded by Hunter, the Council voted to direct staff to pursue the easements per the memo for the Council meeting December 5, 2001, item #1, which is to require the easements for perpetuity, to develop setback language addressing merchants' particular concern, with Baker voting 'no'.

8. **Discussion and possible approval of undergrounding of utilities along Main Street.**  
*(This is a HURF/CIP budgeted item.)*

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to accept the memo on undergrounding utilities along Main Street, and to direct staff to negotiate an agreement with APS and the property owners in question about possible solutions to undergrounding their utilities through the tool of a fee for the easement, and to pursue a joint venture with Qwest and the cable company.

9. **Presentation and discussion of a conceptual review of a proposed industrial subdivision located on Industrial Drive.**

Council took no action on this item.

10. **Possible approval of Ordinance 2001-A207, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 120, Outdoor Lighting Regulations of the Planning & Zoning Ordinance (87-A23) allowing high-pressure sodium decorative lighting.**  
On a motion by Gioia, seconded by Eberhard, the Council voted to direct staff to amend Ordinance 2001-A207, adding pedestrian lighting to Class I lighting, with a comprehensive description of pedestrian lighting, with Reddell and Dickinson voting 'no'.
11. **Possible approval of Ordinance 2001-A196, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 118 (Sign Regulations) of the Planning & Zoning Ordinance (87-A23) and proscribing penalties for violations thereof. *The amendment clarifies the definition of wall signs.***  
On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to approve Ordinance 2001-A196, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 118 Sign Regulations of the Planning & Zoning Ordinance 87-A23, and proscribing penalties for violations thereof.
12. **Possible approval of Ordinance 2001-A205, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona adopting the amendments to Section 118 (Sign Regulations) of the Planning & Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. *The amendment requires business, commercial, industrial signs to abide by Section 120 (Outdoor Lighting Ordinance).***  
On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to approve Ordinance 2001-A205, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 118 – Sign Regulations of the Planning & Zoning Ordinance 87-A23 and proscribing penalties for violations thereof.
13. **Possible approval of Ordinance 2001-A201 an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Arizona, relating to the Privilege License Tax; amending "The 2001 Town Tax Code of the Town of Camp Verde, Arizona" by increasing the tax rate on recreation vehicle (RV) parks; providing penalties for the violation thereof; providing for severability and designating an effective date.**  
On a motion by Eberhard, seconded by Baker, the Council voted unanimously to table items 13, 16, 19, and 20 until the next meeting on December 19, 2001, and making them the first items on the Agenda.
14. **Possible approval of Ordinance 2001-A209 an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 3005 of the 1997 Uniform Fire Code.**  
This Item was Cancelled.
15. **Possible approval of Ordinance 2001-A192, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 103 (definitions) of the Planning & Zoning Ordinance (87-A23).**  
On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to approve Ordinance 2001-A192, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 103 – Definitions of the Planning & Zoning Ordinance 87-A23, removing the following definitions: impervious surface, Commission, general public, isolated lot, kennel, and the correction of a typo error where 'streets' is, and adopt the remaining definitions.
16. **Possible approval of Ordinance 2001-A204, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adopting supplemental grading regulations and proscribing penalties for violations thereof.**  
This item was tabled in item 13.

17. **Possible approval of Ordinance 2001-A211, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 3-2-1 of the Town Code regarding the Acting Town Manager.** (*This change will permit the Manager to designate a Department Head to serve as Acting Town Manager in his/her absence.*)  
On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve Ordinance 2001-A211, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 3-2-1 of the Town Code regarding the Acting Town Manager.
18. **Possible approval of Ordinance 2001-A210, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 2-2-3 of the Town Code regarding the Acting Town Mayor.** (*This change will permit the Mayor to designate an Acting Mayor in his/her absence.*)  
On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to approve Ordinance 2001-A210, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 2-2-3 of the Town Code regarding the Acting Town Mayor.
19. **Discussion and possible direction to staff concerning possible uses, project phases, and potential funding sources for the current CVMO facilities and surrounding lands.**  
This item was tabled in Item 13.
20. **Discussion and possible direction to staff concerning the expansion of Town Hall facilities and additional parking.**  
This item was tabled in item 13.
21. **Call to the Public for Items not on the Agenda**  
Mr. Piper asked Council to address safety concerns with the parking in a no parking zone at the public schools and the need for lighting at the skatepark. Manager Roberts stated that the school board was comfortable with the current use of parking and that lights were already designated to be placed at the skatepark.
22. **Advanced Approvals**  
There were no advanced approvals.
23. **Manager/Staff Report**  
There was no staff report.
24. **Council Informational Reports:**  
Mayor Hauser requested staff to budget Christmas lights and decorations for next year.  
  
Vice Mayor Gioia said he had attended an Arizona Transit Association Legislative conference.  
  
Councilor Hunter asked Director Lee where he had purchased the chairs at the Chamber of Commerce.  
  
Councilor Baker requested that staff schedule an Executive Session regarding concerns with the Marshal's department and to invite Attorney Tom Kelley to attend, as soon as possible on December 12, 2001, at 5:30 p.m. if possible.
25. **Adjournment**  
The meeting was adjourned at 10:15 p.m.

**AMENDED  
AGENDA**



**REGULAR SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, DECEMBER 5, 2001  
6:30 P.M.**

- 1. Call to Order**
- 2. Roll Call**
- 3. Pledge of Allegiance**
- 4. Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. Approval of the Minutes:**
    - 1) There are no minutes for approval
  - b. Set Next Meeting, Date and Time:**
    - 1) Joint Work Session P&Z Commission for General Plan/Council Work Session for General Matters – December 12, 2001 at 6:30 p.m.
    - 2) Regular Session/Council Hears P&Z – December 19, 2001 at 6:30 p.m.
    - 3) Regular Session/Council Hears P&Z – December 26, 2001 at 6:30 p.m. - **CANCELLED**
  - c. Possible authorization for Mayor to send a letter to the US Department of Interior supporting their Southwestern Willow Flycatcher recovery efforts.**
- 5. Call to the Public for Items not on the Agenda**

(Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to respond to criticism made by those who have addressed the public body, ask staff to review a matter, or ask that a matter on a future agenda, pursuant to A.R.S. §38-381.01(G))

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office before a meeting for copies of supporting documentation, if any, which were unavailable at the time Agenda packets were prepared.

**Public Input may be invited on any of these items. Discussion, consideration, and possible action on the following items:**

- 6. Presentation, review, and possible direction to staff as it relates to the Main Street Beautification Project.**
- 7. Discussion, review, and possible direction to staff concerning Main Street Beautification Project easements.**
- 8. Discussion and possible approval of undergrounding of utilities along Main Street. (This is a HURF/CIP budgeted item.)**
- 9. Presentation and discussion of a conceptual review of a proposed industrial subdivision located on Industrial Drive.**
- 10. Possible approval of Ordinance 2001-A207, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 120, Outdoor Lighting Regulations of the Planning & Zoning Ordinance (87-A23) allowing high-pressure sodium decorative lighting.**
- 11. Possible approval of Ordinance 2001-A196, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 118**



## AGENDA



### REGULAR SESSION

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, DECEMBER 5, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a. **Approval of the Minutes:**
    - 1) There are no minutes for approval
  - b. **Set Next Meeting, Date and Time:**
    - 1) Joint Work Session P&Z Commission for General Plan/Council Work Session for General Matters – December 12, 2001 at 6:30 p.m.
    - 2) Regular Session/Council Hears P&Z – December 19, 2001 at 6:30 p.m.
    - 3) Regular Session/Council Hears P&Z – December 26, 2001 at 6:30 p.m. - **CANCELLED**
  - c. **Possible authorization for Mayor to send a letter to the US Department of Interior supporting their Southwestern Willow Flycatcher recovery efforts.**
5. **Call to the Public for Items not on the Agenda**

(Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to respond to criticism made by those who have addressed the public body, ask staff to review a matter, or ask that a matter on a future agenda, pursuant to A.R.S. §38-381.01(G))

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**Public input may be invited on any of these items. Discussion, consideration, and possible action on the following items:**

6. **Presentation, review, and possible direction to staff as it relates to the Main Street Beautification Project.**
7. **Discussion, review, and possible direction to staff concerning Main Street Beautification Project easements.**
8. **Discussion and possible approval of undergrounding of utilities along Main Street. (This is a HURF/CIP budgeted item.)**
9. **Presentation and discussion of a conceptual review of a proposed industrial subdivision located on Industrial Drive.**
10. **Possible approval of Ordinance 2001-A207, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 120, Outdoor Lighting Regulations of the Planning & Zoning Ordinance (87-A23) allowing high-pressure sodium decorative lighting.**
11. **Possible approval of Ordinance 2001-A196, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 118**

- (Sign Regulations) of the Planning & Zoning Ordinance (87-A23) and proscribing penalties for violations thereof. The amendment clarifies the definition of wall signs.
12. **Possible approval of Ordinance 2001-A205, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona adopting the amendments to Section 118 (Sign Regulations) of the Planning & Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. The amendment requires business/commercial/industrial signs to abide by Section 120 (Outdoor Lighting Ordinance).**
  13. **Possible approval of Ordinance 2001-A201 an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Arizona, relating to the Privilege License Tax; amending "The 2001 Town Tax Code of the Town of Camp Verde, Arizona" by increasing the tax rate on recreation vehicle (RV) parks; providing penalties for the violation thereof; providing for severability and designating an effective date.**
  14. **Possible approval of Ordinance 2001-A209 an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona amending Section 3005 of the 1997 Uniform Fire Code. The amendment changes the requirements for stacking cold decks (a single ranked pile of logs) from 100 feet to 50 feet between stacks and from other exposures or property lines.**
  15. **Possible approval of Ordinance 2001-A192, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 103 (definitions) of the Planning & Zoning Ordinance (87-A23).**
  16. **Possible approval of Ordinance 2001-A204, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adopting supplemental grading regulations and proscribing penalties for violations thereof.**
  17. **Possible approval of Ordinance 2001-A211, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 3-2-1 of the Town Code regarding the Acting Town Manager. This change will permit the Manager to designate a Department Head to serve as Acting Town Manager in his/her absence.**
  18. **Possible approval of Ordinance 2001-A210, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 2-2-3 of the Town Code regarding the Acting Town Mayor. This change will permit the Mayor to designate an Acting Mayor in his/her absence.**

*Councilor Reddell requested the following item(s):*

19. **Discussion and possible direction to staff concerning possible uses, project phases, and potential funding sources for the current CVMO facilities and surrounding lands.**
20. **Discussion and possible direction to staff concerning the expansion of Town Hall facilities and additional parking.**
21. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

22. **Advanced Approvals**
23. **Manager/Staff Report**
24. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for informing the public of such events and activities. The Council will take no discussion, consideration, or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
25. **Adjournment**

Posted by: Deborah Barber CMC

Date/Time: Nov. 30, 2001 - 9:30am,

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
Of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, DECEMBER 5, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

**1. Call to Order**

Mayor Hauser called the meeting to order at 6:30 p.m.

**2. Roll Call**

Mayor Hauser, Vice Mayor Gioia, Councilors Reddell, Baker, Hunter, Eberhard, and Dickinson were present.

**Also Present:**

Town Manager John Roberts, Town Attorney Julie Kriegh, Town Clerk Deborah Barber, Director of General Services Bill Lee, Finance Director Dane Bullard, Senior Planner Nancy Buckel, and Recording Secretary Valerie House

**3. Pledge of Allegiance**

Councilor Eberhard led the Pledge of Allegiance.

**4. Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

**a. Approval of the Minutes:**

1) There are no minutes for approval

**b. Set Next Meeting, Date and Time:**

1) Joint Work Session P&Z Commission for General Plan/Council Work Session for General Matters – December 12, 2001 at 6:30 p.m.

2) Regular Session/Council Hears P&Z – December 19, 2001 at 6:30 p.m.

3) Regular Session/Council Hears P&Z – December 26, 2001 at 6:30 p.m. -

**CANCELLED**

**c. Possible authorization for Mayor to send a letter to the U.S. Department of Interior supporting their Southwestern Willow Flycatcher recovery efforts.**

Councilor Reddell requested item c be removed from the Consent Agenda for discussion.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as presented, removing item c for further discussion.

On a motion by Reddell, seconded by Eberhard, the Council voted unanimously to table item c until the December 19, 2001 meeting.

**5. Call to the Public for Items not on the Agenda**

Roger Doering requested an agenda item be put in place to include the Library Advisory Committee whenever any decisions are being made in the interest of the Library. He added that the Commission needed to have a working relationship with Council.

6. **Presentation, review, and possible direction to staff as it relates to the Main Street Beautification Project.**

On a motion by Eberhard, seconded by Dickinson, the Council voted unanimously to approve the plan with the sidewalks in the Davis colored stones, with the Parkridge/CL fixtures, and the understanding that parking in front of the visitors center will remain now but eliminated in the future.

General Service Director Bill Lee introduced ADOT Project Manager Lars Garcia, who is managing the beautification project on Main Street. Mr. Garcia introduced several consultants and representatives, Chris Riveier, Michael Baker Jr., Mike Chapman, and Robert Willett. Garcia, along with the mentioned representatives, gave a presentation that included the proposed treatments and schemes to be used on the Main Street enhancements. Council discussed the different color schemes to be used on the sidewalks and several options of lighting fixtures. Manager Roberts urged Council on making a decision on their choices, due to the urgency in meeting a February deadline. Representative Gwen Gunnell, from the Merchant's Association, explained the safety issues, landscaping choices and public accessibility issues the Merchant's had addressed with the project. She added that she hoped Council would take into consideration the amount of time the Merchant's Association had worked on an agreement.

**Public Input:**

Jane Whitmire asked if the public could view the presentation samples presented.

Marshall Whitmire noted that the drawing displayed angled parking in front of the Visitor Center and the Council had agreed on full landscaping.

7. **Discussion, review, and possible direction to staff concerning Main Street Beautification Project easements.**

On a motion by Eberhard, seconded by Hunter, the Council voted to direct staff to pursue the easements per the memo for the Council meeting December 5, 2001, item #1, which is to require the easements for perpetuity, to develop setback language addressing merchants particular concern, with Baker voting 'no'.

Council addressed Lars Garcia with concerns on turnback agreements, parking, driveways and sidewalks. Mr. Garcia said none of the driveways would be removed and the only issue was the parking. Manager Roberts said if the property owners did not allow easements, the Town could not maintain them. Roberts said staff felt these easements were public improvements and should be retained by the Town to allow maintenance and use to the public.

**Public Input:**

Gwen Gunnell said some of the merchants had concerns with limited parking and the right to post signs such as 'Customer Parking Only'. She said the property owners lost business when there were Town events due to people parking in their customer parking up to a day before the events, and that is why they were hesitant to sign easement agreements.

C.A. McDonald said he could not give an easement due to the setback agreements. He said he would only allow a temporary easement.

8. **Discussion and possible approval of undergrounding of utilities along Main Street.**  
*(This is a HURF/CIP budgeted item.)*

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to accept the memo on undergrounding utilities along Main Street, and to direct staff to negotiate an agreement with APS and the property owners in question about possible solutions to undergrounding their utilities through the tool of a fee for the easement, and to pursue a joint venture with Qwest and the cable company.

undergrounding their utilities through the tool of a fee for the easement, and to pursue a joint venture with Qwest and the cable company.

Director Lee pointed out that part of the beautification process was to bury the utility lines along Main Street. He said the process of approval from Council was needed to work out several issues with APS before the beautification process could begin. Lee said the Town could have APS run the entire project. Vice Mayor Gioia stated that he had been working with APS Representative Dave Terry for the last year to negotiate costs to complete this project. He said APS would pay for 65% of the project and the Town would be responsible for the rest. Dave Terry said there was no way to commit to the estimates due to unforeseen variables. Gioia stated that the Town would provide the conduit and trenching. Dave Terry added that cable and phone company lines would have to be included in the cost of relocation and that they maybe willing to pay for part of that cost. Councilor Dickinson said the Council should anxiously pursue this project since the cost would be less than budgeted. Vice Mayor Gioia suggested a way for the Town to pay for the last hookups to the privately owned buildings. Manager Roberts suggested that the Town buy the easements at a cost equal to the conversion cost.

**Public Input:**

Roger Doering asked about the maintenance of the underground project and whether there was accessibility. He asked if they had considered any alternate routes as opposed to undergrounding. Dave Terry said their conduit did not have failures and could be pulled out and put back with no damage to the sidewalks.

Marshall Whitmire felt underground utilities were very important to the General Plan. He said he was grateful to the work Mr. Terry and Vice Mayor Gioia had done in pursuing this project.

Diane Smith said she appreciated the work the Merchant's Association had done and asked if there was a way to help fund the 100% participation of the merchants to complete the project.

There was no other public input. (Council took a five-minute break at 8:30 p.m.)

**9. Presentation and discussion of a conceptual review of a proposed industrial subdivision located on Industrial Drive.**

Council took no action on this item.

Beta Ventures Manager George Reeves gave a conceptual review of the planned subdivision on Industrial Drive. He asked for Council concerns or suggestions to help in developing a project that would add to the economic base of the community. Council asked about access, flood control, and the types of businesses he proposed. Reeves said there had been inquiries from a saw mill, a truss plant, a furniture manufacturer, and trucking. Vice Mayor Gioia asked for consideration on replacing the lighting on the existing billboards to face down and if there was a way to do away with them altogether. Reeves said the billboards were on a lease and he would make the suggestions to the owners.

**Public Input:**

There was no public input.

**10. Possible approval of Ordinance 2001-A207, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 120, Outdoor Lighting Regulations of the Planning & Zoning Ordinance (87-A23) allowing high-pressure sodium decorative lighting.**

On a motion by Gioia, seconded by Eberhard, the Council voted to direct staff to amend Ordinance 2001-A207, adding pedestrian lighting to class I lighting, with a comprehensive description of pedestrian lighting, with Reddell and Dickinson voting 'no'.

Director Lee stated that there were issues with the Lighting Ordinance that address low pressure and high pressure sodium lighting concerns on Main Street for the beautification process. Councilor Eberhard suggested that Section 1 of the Ordinance be deleted, accept the definitions, and add a paragraph under General Requirements which addresses required decorative lighting that only high pressure sodium lighting is available for.

Naval Observatory employee, Chris Luginbuhl, spoke of his perspectives on the current ordinance. He added that he was not representing the Naval Observatory. Luginbuhl said the lighting code addressed pedestrian lighting rather than decorative lighting. He said decorative fixtures should not be confused with decorative lighting and that Eberhard's suggested modification of the ordinance would add to the confusion. He felt pedestrian lighting needed to be carefully addressed and that the shielded, low pressure, highly efficient modern fixtures should be used on the roadways.

Councilor Dickinson asked if the five proposed roadway lighting fixtures could include the modern version of low pressure sodium lighting. Aztec Engineering Representative Robert Willett stated that 75-80% of all manufacturers do not make a low pressure sodium fixture. Councilor Dickinson felt Council should stick with the chosen high pressure sodium light fixtures for the 5 poles on Main Street and asked how the Ordinance should be amended. Giola said the Council had committed to dark skies and the Ordinance supports it.

Councilor Eberhard requested that Council move to item #15.

**Public Input:**

Gwen Gunnell said the Merchant's Association had gone through a great deal of effort to achieve a certain look on Main Street. She added that the proposed low pressure sodium light fixture did not compliment the look. She addressed the safety concerns low pressure sodium lighting would propose.

11. **Possible approval of Ordinance 2001-A196, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 118 (Sign Regulations) of the Planning & Zoning Ordinance (87-A23) and proscribing penalties for violations thereof. *The amendment clarifies the definition of wall signs.***

On a motion by Eberhard, seconded by Hunter, the Council voted unanimously to approve Ordinance 2001-A196, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting the amendments to Section 118 Sign Regulations of the Planning & Zoning Ordinance 87-A23, and proscribing penalties for violations thereof.

Buckel explained that this item was would address discrepancies in the Sign Code, identified by the Board of Adjustments, on the definition of a parapet. Mayor Hauser asked for the definition of a parapet.

**Public Input:**

There was no public input.

12. **Possible approval of Ordinance 2001-A205, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona adopting the amendments to Section 118 (Sign Regulations) of the Planning & Zoning Ordinance (87-A23), and proscribing penalties for violations thereof. *The amendment requires business, commercial, industrial signs to abide by Section 120 (Outdoor Lighting Ordinance).***  
On a motion by Giola, seconded by Eberhard, the Council voted unanimously to approve Ordinance 2001-A205, an Ordinance of the Mayor and Common Council of the Town of Camp

Verde, Yavapai County, Arizona, adopting the amendments to Section 118 – Sign Regulations of the Planning & Zoning Ordinance 87-A23 and proscribing penalties for violations thereof.

Planner Buckel stated that this amendment would bring the Sign Ordinance in agreement with the Lighting Ordinance.

**Public Input:**

There was no public input.

13. **Possible approval of Ordinance 2001-A201 an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Arizona, relating to the Privilege License Tax; amending "The 2001 Town Tax Code of the Town of Camp Verde, Arizona" by increasing the tax rate on recreation vehicle (RV) parks; providing penalties for the violation thereof; providing for severability and designating an effective date.**  
On a motion by Eberhard, seconded by Baker, the Council voted unanimously to table items 13, 16, 19, and 20 until the next meeting on December 19, 2001, and making them the first items on the Agenda.
14. **Possible approval of Ordinance 2001-A209 an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 3005 of the 1997 Uniform Fire Code.**  
*This Item was Cancelled.*
15. **Possible approval of Ordinance 2001-A192, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 103 (definitions) of the Planning & Zoning Ordinance (87-A23).**  
On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to approve Ordinance 2001-A192, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the amendments to Section 103 – Definitions of the Planning & Zoning Ordinance 87-A23, removing the following definitions: impervious surface, Commission, general public, isolated lot, kennel, and the correction of a typo error where 'streets' is, and adopt the remaining definitions.  
  
Planner Buckel said this amendment would update material and expansion of the definitions to agree with the UBC Codes. She said the Planning & Zoning Commission recommended approval of the definitions. Council discussed several changes they felt were needed in the definitions.  
  
**Public Input:**  
There was no public input.
16. **Possible approval of Ordinance 2001-A204, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adopting supplemental grading regulations and proscribing penalties for violations thereof.**  
This item was tabled in item 13.
17. **Possible approval of Ordinance 2001-A211, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 3-2-1 of the Town Code regarding the Acting Town Manager. (This change will permit the Manager to designate a Department Head to serve as Acting Town Manager in his/her absence.)**  
On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve Ordinance 2001-A211, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 3-2-1 of the Town Code regarding the Acting Town Manager.

Councilor Baker suggested that the 'new change' section be deleted. Council discussed the need for this code in certain situations. Baker felt the Managers decision should be good enough and there was no need for Council discussion.

**Public Input:**

There was no public input.

18. **Possible approval of Ordinance 2001-A210, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 2-2-3 of the Town Code regarding the Acting Town Mayor. (This change will permit the Mayor to designate an Acting Mayor in his/her absence.)**

On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to approve Ordinance 2001-A210, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 2-2-3 of the Town Code regarding the Acting Town Mayor.

There was no Council discussion on this item.

**Public Input:**

There was no public input.

19. **Discussion and possible direction to staff concerning possible uses, project phases, and potential funding sources for the current CVMO facilities and surrounding lands.**

This item was tabled in item 13.

20. **Discussion and possible direction to staff concerning the expansion of Town Hall facilities and additional parking.**

This Item was tabled in item 13.

21. **Call to the Public for Items not on the Agenda**

Mr. Piper asked Council to address safety concerns with the parking in a no parking zone at the public schools and the need for lighting at the skatepark. Manager Roberts stated that the school board was comfortable with the current use of parking and that lights were already designated to be placed at the skatepark.

22. **Advanced Approvals**

There were no advanced approvals.

23. **Manager/Staff Report**

There was no staff report.

24. **Council Informational Reports:**

Mayor Hauser requested staff to budget in Christmas lights and decorations for next year.

Vice Mayor Gioia said he had attended an Arizona Transit Association Legislative conference.

Councilor Hunter asked Director Lee where he had purchased the chairs at the Chamber of Commerce.

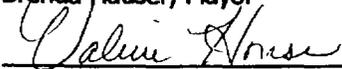
Councilor Baker requested that staff schedule an Executive Session regarding concerns with the Marshal's department and to invite Attorney Tom Kelley to attend.

25. **Adjournment**

The meeting was adjourned at 10:15 p.m.



Brenda Hauser, Mayor

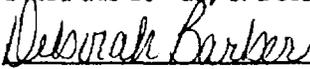


Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 5<sup>th</sup> day of December, 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 10<sup>th</sup> day of December, 2001.



Deborah Barber, Town Clerk

**AGENDA**



**SPECIAL SESSION**

**MAYOR and  
COMMON COUNCIL**

**Of the**

**TOWN OF CAMP VERDE**

**473 S. Main, Room #106**

**WEDNESDAY, December 12, 2001**

**5:30 P.M.**

- 1. Call to Order**
- 2. Roll Call**
- 3. Discussion regarding procedures and/or policies of the Marshal's department: (Note: Council may vote to go into executive session for legal advice per ARS §38-431.03 (A)(3) and then resume this item.)**
  
- 4. Adjournment**

Posted by: *J. Jones*

Date/Time: 12-10-01 11:25 a.m.

*Note: Pursuant to A.R.S. §38-431.03.A.2 and §38-431.03.A., the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
Council Chambers  
473 S. Main, Room #106  
WEDNESDAY, DECEMBER 12, 2001  
5:30 P.M.**

1. **Call to Order**

Mayor Hauser called the Special Session to order at 5:30 p.m.

2. **Roll Call**

Mayor Hauser, Councilors Baker, Dickinson, Eberhard, Hunter, and Reddell. Vice Mayor Gioia was absent.

**Also Present:**

Town Manager John Roberts, Town Attorney Julie Kriegh, Marshal John Wischmeyer, Prosecutor Tom Kelley, and Town Clerk Deborah Barber

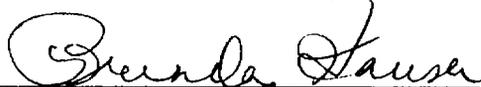
On a motion by Dickinson, seconded by Baker, the Council voted unanimously to adjourn to Executive Session.

3. **Discussion regarding procedures and/or policies of the Marshal's department.** *(Council may vote to go into executive session per ARS §38-431.03 (A)(3) and then resume this item.)*

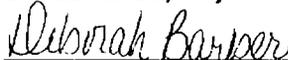
Council took no action on this matter.

4. **Adjournment**

The Special Session was adjourned at 5:31 p.m.



Brenda Hauser, Mayor

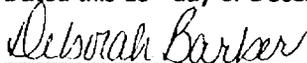


Deborah Barber, CMC  
Town Clerk

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the discussion of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 12<sup>th</sup> day of December 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 13<sup>th</sup> day of December 2001



Deborah Barber, CMC  
Town Clerk

**AMENDED  
AGENDA**



**SPECIAL SESSION**

**MAYOR and  
COMMON COUNCIL  
Of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, December 12, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**

*Mayor Hauser requested the following item(s):*

3. **Discussion and possible approval of reconsideration of Council Action concerning the Main Street Enhancement Project.**
4. **Discussion and possible approval of December 18, 2001 Council Work Session concerning the Main Street Enhancement Project.**
5. **Adjournment**

Posted by: W. Jones

Date/Time: 12-7-01 2:30 p.m.

*Note: Pursuant to A.R.S. §38-431.03.A.2 and §38-431.03.A., the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
Council Chambers  
473 S. Main, Room #106  
WEDNESDAY, DECEMBER 12, 2001  
6:30 P.M.**

**1. Call to Order**

Mayor Hauser called the Executive Session to order at 6:30 p.m.

**2. Roll Call**

Mayor Hauser, Vice Mayor Gioia, Councilors Baker, Dickinson, Eberhard, Hunter, and Reddell

**Also Present:**

Town Manager John Roberts, Town Attorney Julie Kriegh, Community Services Director Bill Lee, Senior Planner Nancy Buckel, Finance Director Dane Bullard and Town Clerk Deborah Barber

**3. Discussion and possible approval of reconsideration of Council action concerning the Main Street Enhancement Project.**

A  
Mayor Hauser said that she wanted Council to consider hearing this item again, as she felt Council did not receive sufficient information to make a good decision, that the presentation was confusing and that there was new information that needed to be considered. Baker asked what the information was. Gioia said there were different types of lights to consider. Hauser said that she was led to believe that the plank-style sidewalk did not meet ADA requirements, and she found out later that was untrue. Eberhard said that the information was withheld and inaccurate.

On a motion by Gioia, seconded by Eberhard, the Council voted to hear this matter at the next Council meeting. Baker and Reddell voted no.

On a motion by Dickinson, seconded by Eberhard, the Council voted to amend the motion to address only the sidewalks and lighting. Baker and Reddell voted no.

**4. Discussion and possible approval of December 18, 2001 Council Work Session concerning the Main Street Enhancement Project.**

A  
On a motion by Gioia, seconded by Eberhard, the Council voted to set a Work Session for 12/18/01 at 6:30 p.m., giving the Mayor the discretion to set the item to be heard on the 19<sup>th</sup>, if that agenda is not too large. Baker and Reddell voted no.

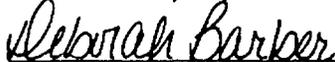
Baker said that she still did not understand what exactly was the new information that allowed this item to be heard again. Mayor Hauser said that it had already been voted on and was not open for further discussion.

**5. Adjournment**

The Special Session was adjourned at 6:40 p.m.



Brenda Hauser, Mayor



Deborah Barber, CMC  
Town Clerk

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the discussion of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 12<sup>th</sup> day of December 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 13<sup>th</sup> day of December 2001



Deborah Barber, CMC  
Town Clerk

**AMENDED**



**JOINT WORK SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
AND PLANNING & ZONING COMMISSION  
COUNCIL CHAMBERS  
473 S. Main, Room #106**

**WEDNESDAY, DECEMBER 12, 2001  
6:30 P.M.**

- 1. Call to Order**
- 2. Roll Call**
- 3. Discussion on draft amendment to the General Plan-Open Space/Recreation Element.**
- 4. Discussion on draft amendment to the General Plan-Growth Area element and Map.**
- 5. Discussion of Town's Financial Status**
- 6. Adjournment**

Posted by: U. Jones

Date/Time: 11:45 a.m. 12-10-01

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**WORK SESSION**

**MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106**

**WEDNESDAY, DECEMBER 12, 2001  
6:30 P.M.**

- 1. Call to Order**
- 2. Roll Call**
- 3. Discussion on draft amendment to the General Plan-Open Space/Recreation Element.**
- 4. Discussion on draft amendment to the General Plan-Growth Area element and Map.**
- 5. Discussion of Town's Financial Status**
- 6. Adjournment**

Posted by: *D. Jones*

Date/Time: *12-7-01 11:45*

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
JOINT WORKSESSION  
MAYOR & COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE,  
and the  
PLANNING & ZONING COMMISSION  
COUNCIL CHAMBERS  
WEDNESDAY, DECEMBER 12, 2001  
6:30 P.M.**

**1. Call to Order**

Mayor Hauser called the meeting to order at 6: 30 p.m.

**2. Roll Call**

Mayor Hauser, Vice Mayor Gioia, Councilors Baker, Dickinson, Eberhard, Hunter, and Reddell were present.

Chairman Whitmire, P&Z Commissioners, Harvey, Haskell, Parrish, and Strathmere were present. Commissioners Field and Johnson were absent.

**Also Present:**

Manager Roberts, Community Services Director Bill Lee, Senior Planner Nancy Buckel, General Plan Administrator Wendy Escoffier, and Town Clerk Deborah Barber

**3. Discussion on draft amendment to the General Plan Open Space/Recreation Element.**

The Council and Commission discussed the definition of 'Goal' at length, and the legal requirements of the Growing Smarter Act. Councilor Eberhard said that it was possible to write the goal to be whatever a person wanted, and that the legal requirements applied only to the implementation portion of the Plan. Attorney Kriegh disagreed and said that when there are issues, the legal profession looks at the entire document, not just sections. Eberhard insisted that was incorrect. The Council and Commission suggested changes to the wording of the goals of the two elements.

**4. Discussion on draft amendment to the General Plan Growth Area element and Map.**

The Council and Commission addressed this item at the same time as Item #3. There was a lengthy discussion as to where the growth area should be shown on the map.

**5. Discussion of the Town's Financial Status**

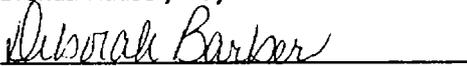
This item was heard before items 3 & 4. Finance Director Bullard presented an overview of the financial status for the first six months. He advised that though revenues were coming in as anticipated, the Town has not received the 'cushion' that it had in the past. He said that fiscally sound and within budget, barring any unanticipated expenses. He advised that the list funds were nearly depleted and that he would provide the next quarterly status report at the end of the month. He further advised that he planned to bring the FY 02/03 budget to Council in early spring.

**5. Adjournment**

The meeting was adjourned at 8:10 p.m.



Brenda Hauser, Mayor



Deborah Barber, CMC  
Town Clerk

**CERTIFICATION:**

**I hereby certify that the meeting was duly called and held, and that a quorum was present.**

Dated this 13<sup>th</sup> day of December 2001.

  
\_\_\_\_\_

Deborah Barber, CMC  
Town Clerk

**ACTIONS TAKEN  
REGULAR SESSION  
and  
COUNCIL HEARS PLANNING & ZONING  
WEDNESDAY, DECEMBER 19, 2001  
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

**a) Approval of the Minutes:**

- 1) Regular Session – November 14, 2001
- 2) Special Session – December 5, 2001
- 3) Regular Session – December 5, 2001
- 4) Special Session (CVMO Procedures) – December 12, 2001
- 5) Special Session (Main Street Project) – December 12, 2001
- 6) Joint Work Session – December 12, 2001

**b) Set Next Meeting, Date and Time:**

- 1) Regular Session – Council Hears Planning & Zoning – December 26, 2001 at 6:30 p.m.- **CANCELLED**
- 2) Regular Session – January 2, 2002 at 6:30 p.m. - **CANCELLED**
- 3) Regular Session– January 16, 2002 at 6:30 p.m.
- 4) Regular Session – Council Hears Planning & Zoning – January 23, 2002 at 6:30 p.m.

**c) Possible authorization for Mayor to send letter to Governor Hull concerning proposed State budget cuts to the Heritage Grant.**

On a motion by Reddell, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as amended, November 14 minutes, page 4, item #11, last paragraph, changing add a desired historical overlay or a request for and agricultural overlay, and removing item b – 2 for discussion.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to leave the meeting of January 2, 2002, to the Mayor's discretion.

5. **Call to the Public for items not on the Agenda**

Jim Redinger asked that Council urge the Cablevision company to return channel 18.

Tom Neilson said the Senior Center had gathered petitions to have the cable company reduce their rates. He said they had agreed to reduce their bill to \$20 per month, but never did.

Henry Shill said he was embarrassed by verbatim minutes, which included every sound a person made. He felt political commentary should not be included in the Town newsletter.

6. **Possible approval of Ordinance 2001-A201 an Ordinance of the Town of Camp Verde, Arizona, relating to the privilege License Tax; amending "the 2001 Town Tax Code of the Town of Camp Verde, Arizona" by increasing the tax rate on recreational vehicle (RV) parks; providing penalties for the violation thereof; providing for severability and designating an effective date.**

On a motion by Eberhard, seconded by Gioia, the Council voted to approve Ordinance 2001-A201, an ordinance of the Town of Camp Verde, Arizona, relating to the privilege License Tax; amending "the 2001 Town Tax Code of the Town of Camp Verde, Arizona" by increasing the tax rate on recreational vehicle (RV) parks; providing penalties for the violation thereof; providing for severability and designating an effective date. Reddell and Baker voted 'no'.

**7. Possible approval of Ordinance 2001-A204, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona adopting Supplemental Grading Regulations, and proscribing penalties for violations thereof.**

On a motion by Eberhard, seconded by Gioia, the Council voted to direct staff to return this item to Planning & Zoning for review and bring back the ordinance to Council with concerns expressed by Council and staff. Reddell and Dickinson voted 'no'.

**8. Discussion and possible direction to staff to add Grippen Road East to the Town's courtesy blading operation.**

On a motion by Eberhard, seconded by Gioia, the Council voted to direct staff to add Grippen Road East to the Town's courtesy blading operation with the reason stated that it was determined the road was in use prior to 1950. Baker and Reddell voted 'no' and Dickinson abstained.

**9. Discussion and possible approval of, or direction to staff concerning the sidewalks and lighting for the Main Street Project.**

On a motion by Dickinson, seconded by Hunter, the Council voted to adopt the sidewalk project using planks siding from the North boundary of Town property at the lumber warehouse to the South boundary of Town property, let the remainder of the property go as designed and the Town to pay for any additional design or construction expenses from HURF Contingency Funds. Reddell, Baker, and Gioia voted 'no'.

On a motion by Eberhard, seconded by Gioia, the Council voted to direct staff to tell ADOT to keep the 61 lights and the same fixtures previously chosen and that the five lights be low pressure sodium and to direct staff to work with local contractors to make matching coverings over the low pressure sodium lights once the project is completed. Reddell and Baker voted 'no'.

On a motion by Eberhard, seconded by Dickinson, the Council voted to have the boardwalk sidewalk be matched to the existing sidewalk and that the multi-colored sidewalk have a primary color of Khalua. Baker voted 'no'.

**10. Call to the Public for Items not on the Agenda**

Gwen Gunnell discussed her concern regarding the easements requested by the Town. She requested a Work Session with property owners and Council to discuss easements, liabilities and parking.

**11. Advanced Approvals**

Manager Roberts said Arizona Rural Water Association had requested their dues of \$750.00 and that it was budgeted, but not a line item within the budget, so it needed Council approval.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve the advanced approvals.

- 12. Manager/Staff Report**  
There was no staff report.

**Council Informational Reports**

Mayor Hauser thanked staff, Council, Committees and Commissions for all the work they do and wished everyone a Merry Christmas.

Reddell requested that Mayor Hauser talk to the Merchants Association to see if a work session was needed to discuss their issues.

- 13. Adjournment**  
On a motion by Giola, seconded by Baker, the Council voted to adjourn at 9:42 p.m.

## AGENDA



**REGULAR SESSION  
and  
COUNCIL HEARS PLANNING & ZONING MATTERS  
MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, DECEMBER 19, 2001  
6:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a) **Approval of the Minutes:**
    - 1) Regular Session – November 14, 2001
    - 2) Special Session – December 5, 2001
    - 3) Regular Session – December 5, 2001
    - 4) Special Session (CVMO Procedures) – December 12, 2001
    - 5) Special Session (Main Street Project) – December 12, 2001
    - 6) Joint Work Session – December 12, 2001
  - b) **Set Next Meeting, Date and Time:**
    - 1) Regular Session - Council Hears Planning & Zoning-December 26, 2001 at 6:30p.m.  
**Cancelled**
    - 2) Regular Session - January 2, 2002 at 6:30 p.m. - **Cancelled**
    - 3) Regular Session - January 16, 2002 at 6:30 p.m.
    - 4) Regular Session - Council Hears Planning & Zoning -January 23, 2002 at 6:30 p.m.
  - c) **Possible authorization for Mayor to send letter to Governor Hull concerning proposed State budget cuts to the Heritage Grant.**
5. **Call to the Public for Items not on the Agenda** Residents are encouraged to comment about any matter not included on the agenda. State law prevents the Council from taking any action on items not on the agenda, except to respond to criticism made by those who have addressed the public body, ask staff to review a matter, or ask that a matter be on a future agenda. (Pursuant to A.R.S. §38-381.01(G).)

**Please note:** The Clerk's Office makes every attempt to provide a complete Agenda packet for public review. However, it is not always possible to include all information in the packet. You are encouraged to check with the Clerk's Office prior to a meeting for copies of supporting documentation, if any, that were unavailable at the time Agenda packets were prepared.

**Discussion, consideration, and possible action on the following items\*:**

(\*Public input may be invited on any of these items.)

6. **Possible approval of Ordinance 2001-A201 an Ordinance of the Town of Camp Verde, Arizona, relating to the privilege License Tax; amending "the 2001 Town Tax Code of the Town of Camp Verde, Arizona" by increasing the tax rate on recreational vehicle (RV) parks; providing penalties for the violation thereof; providing for severability and designating an effective date.**

7. **Possible approval of Ordinance 2001-A204 an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting Supplemental Grading Regulations, and proscribing penalties for violations thereof.** The purpose of this ordinance is to regulate grading, excavation and filling of land within the Town limits that is not associated with mining or quarrying.
8. **Discussion and possible direction to staff to add Grippen Road East to the Town's courtesy blading operation.** The Town may maintain/courtesy blade roads if they existed before 1950.
9. **Discussion and possible approval of, or direction to staff concerning the sidewalks and lighting for the Main Street Project.**
10. **Call to the Public for Items not on the Agenda**

**There will be no Public input on the following items:**

11. **Advanced Approvals**
12. **Manager/Staff Report**
13. **Council Informational Reports:** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for informing the public of such events and activities. The Council will take no discussion, consideration, or action on any such item, except that an individual Council member may request an item be placed on a future agenda.
14. **Adjournment**

Posted by: W Jones

Date/Time: 12-14-01

10:15 a.m

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

**MINUTES  
MAYOR AND COMMON COUNCIL  
REGULAR SESSION  
and  
COUNCIL HEARS PLANNING & ZONING  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, DECEMBER 19, 2001  
6:30 P.M.**

**Minutes are a summary of the actions taken. They are not verbatim.  
input is placed after Council motion to facilitate future research.  
Public input, where appropriate, is heard prior to the motion.**

- 1. Call to Order**  
Mayor Hauser called the meeting to order at 6:30 p.m.
- 2. Roll Call**  
Mayor Hauser, Vice Mayor Gioia, Councilor's Reddell, Baker, Hunter, Eberhard and Dickinson were present.  
**Also present:**  
Town Manager John Roberts, Town Attorney Julie Kriegh, Town Clerk Deborah Barber, General Services Director Bill Lee, Finance Director Dane Bullard and Recording Secretary Valerie House
- 3. Pledge of Allegiance**  
Councilor Reddell led the pledge.
- 4. Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
  - a) Approval of the Minutes:**
    - 1) Regular Session – November 14, 2001
    - 2) Special Session – December 5, 2001
    - 3) Regular Session – December 5, 2001
    - 4) Special Session (CVMO Procedures) – December 12, 2001
    - 5) Special Session (Main Street Project) – December 12, 2001
    - 6) Joint Work Session – December 12, 2001
  - b) Set Next Meeting, Date and Time:**
    - 1) Regular Session – Council Hears Planning & Zoning – December 26, 2001 at 6:30 p.m.- CANCELLED
    - 2) Regular Session – January 2, 2002 at 6:30 p.m. - CANCELLED
    - 3) Regular Session– January 16, 2002 at 6:30 p.m.
    - 4) Regular Session – Council Hears Planning & Zoning – January 23, 2002 at 6:30 p.m.
  - c) Possible authorization for Mayor to send letter to Governor Hull concerning proposed State budget cuts to the Heritage Grant.**  
On a motion by Reddell, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as amended, November 14 minutes, page 4, item #11, last

paragraph, changing add 'a desired historical overlay or a request for an agricultural overlay', and removing item b - 2 for discussion.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to leave the meeting of January 2, 2002, to the Mayor's discretion.

**5. Call to the Public for items not on the Agenda**

Jim Redinger asked that Council urge the Cablevision company to return channel 18.

Tom Nelson said the Senior Center had gathered petitions to have the cable company reduce their rates. He said they had agreed to reduce their bill to \$20 per month, but never did.

Henry Shill said he was embarrassed by verbatim minutes, which included every sound a person made. He felt political commentary should not be included in the Town newsletter.

**6. Possible approval of Ordinance 2001-A201 an Ordinance of the Town of Camp Verde, Arizona, relating to the privilege License Tax; amending "the 2001 Town Tax Code of the Town of Camp Verde, Arizona" by increasing the tax rate on recreational vehicle (RV) parks; providing penalties for the violation thereof; providing for severability and designating an effective date.**

On a motion by Eberhard, seconded by Gioia, the Council voted to approve Ordinance 2001-A201, an ordinance of the Town of Camp Verde, Arizona, relating to the privilege License Tax; amending "the 2001 Town Tax Code of the Town of Camp Verde, Arizona" by increasing the tax rate on recreational vehicle (RV) parks; providing penalties for the violation thereof; providing for severability and designating an effective date. Reddell and Baker voted 'no'.

Finance Director Bullard said the ordinance had been completed as per Council's direction and that the proposed tax would apply to approximately four RV Parks within the Town boundaries. Bullard said it was targeted to tax a transient type population.

**Public Input:**

There was no public input.

**7. Possible approval of Ordinance 2001-A204, an Ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting Supplemental Grading Regulations, and proscribing penalties for violations thereof.**

On a motion by Eberhard, seconded by Gioia, the Council voted to direct staff to return this item to Planning & Zoning for review and bring back the ordinance to Council with concerns expressed by Council and staff. Reddell and Dickinson voted 'no'.

Manager Roberts explained that the drafted Ordinance was an attempt to regulate large excavations without interfering with home owner requirements. He said grading was covered under the UBC, but there was no regulation to determine the reasoning for grading. Roberts said the drafted Ordinance would address grading in the amount of one acre parcels or larger and add the ability to require safety regulations. Councilor Dickinson felt the ordinance was another way to add unnecessary regulations and that the current UBC already thoroughly addressed grading. Council discussed the need for the Planning & Zoning Commission to review the draft again.

**Public Input:**

Henry Shill felt there was no need for additional regulations and that there were people in Town who wanted to control everything. He said there would be selective enforcement on the excessive regulations.

President of Rio Verde Rancho Homeowners Association, Ron Smith, said their landowners were encouraged to laser level about 2 to 3 feet on their acreage. He felt they would be affected by the ordinance and it would add an additional hardship.

C.A. McDonald said it was ridiculous that an ordinance had to be passed every meeting.

John Strathmere thanked Council for their work over the past year. He said the Planning & Zoning Commission was requesting more time to work on the grading ordinance and that a growing community needed ordinances.

**8. Discussion and possible direction to staff to add Grippen Road East to the Town's courtesy blading operation.**

On a motion by Eberhard, seconded by Gioia, the Council voted to direct staff to add Grippen Road East to the Town's courtesy blading operation, with the reason stated that it was determined the road was in use prior to 1950. Baker and Reddell voted 'no' and Dickinson abstained.

Director Lee said that the Town had ceased courtesy blading on private roads. He introduced Heather Mock, who discussed a letter in Council's packet, which stated that Grippen Road was the road before Highway 260. Mock said she had tried to obtain information from Yavapai County to prove that the road was in use, but had no luck due to problems with their records. Gioia believed that staff had said, with documentation from residents who remember particular uses of roads, 10 years before 1960, the Town could continue its maintenance. Manager Roberts stated that Council had to make a determination whether a road was in use prior to 1950.

**Public Input:**

Henry Shill said he believed Grippen Road was a historic road and that aerial photographs could be used to determine its use.

C.A. McDonald said the road existed with only 2 tracks when he came here. He warned Council that use of public equipment on a private road was illegal.

George Young asked when a road is considered abandoned. He said if a road is used in any way, it should be considered used.

Pete Menke said he lives on Grippen Lane East and that his neighbor, whose family had been there for years, said the road was a continuation of Quarterhorse lane.

**9. Discussion and possible approval of, or direction to staff concerning the sidewalks and lighting for the Main Street Project.**

(Council separated sidewalks and lighting for discussion)

*I. Sidewalks:*

On a motion by Dickinson, seconded by Hunter, the Council voted to adopt the sidewalk project using planks siding from the North boundary of Town property at the lumber warehouse to the South boundary of Town property, let the remainder of the property go

as designed and the Town to pay for any additional design or construction expenses from HURF Contingency Funds. Reddell, Baker, and Gioia voted 'no'.

On a motion by Eberhard, seconded by Dickinson, the Council voted to have the boardwalk sidewalk be matched to the existing boardwalk and that the multi-colored sidewalk have a primary color of Khalua. Baker voted 'no'.

Dickinson withdrew his motion to install plank sidewalks from the North boundary of the Lumber warehouse to the South boundary of Town property and that the remainder of the project go as designed, and that Town pay for the extra costs of the stamped concrete.

A motion by Reddell, seconded by Baker, to choose the wishes of the Main Street Merchant's Committee as is on the design, on the sidewalks with a broom finish as they are, failed with Gioia, Hauser, Hunter and Eberhard voting 'no'.

A motion by Dickinson, seconded by Hunter, to approve the sidewalk project using the plank sidewalks from the Northern boundary of the lumber warehouse to the Southern boundary of Town property, and that the remainder of the project remain as designed and that Council make up the difference for the plank sidewalk out of HERF Contingency Funds, failed with Baker, Reddell, Gioia and Hauser voting 'no'.

Hunter seconded Dickinson's motion, requesting an amendment to add the plank sidewalks to the Bolers, Kilby, the Mattress Shop properties and discuss with Camp Verde Realty the possibility of adding to the front of their building, then withdrew his amendment.

A motion by Eberhard, to amend Dickinson's motion, by deleting the costing, failed with Dickinson denying acceptance to the motion, and lack of a second.

A motion by Eberhard, seconded by Gioia, to direct staff to go with plank sidewalks for the whole Main Street project as already on Hollaman Street, failed with Gioia withdrawing his second.

A motion by Reddell, seconded by Dickinson, to place a sidewalk from the corner of Hollaman down to the front of the Town Hall driveways, to reduce the footage of plank sidewalks, failed with Dickinson withdrawing his second.

Mayor Hauser said it was not her intention to undermine the Merchant's Association Committee's recommendation to Council. She felt the Town had expended a lot of money, time and planning in the territorial boardwalk sidewalks, and thought at the time, it was to be included in the planning of Main Street. Director Lee discussed the recommendations of the Merchant's Association. He said the Merchant's wanted uniformity and did not like the boardwalk sidewalks.

Dickinson pointed out that there was a significant cost difference between the different designs of the concrete being proposed. Baker felt Council should recognize the priorities of the Merchant's and did not agree with choosing the plank board sidewalks without knowing the cost to the Town.

**Public Input:**

Christine Holton felt the Fort represented the history of the Town. She asked that Council chose the plank board sidewalks consistently on the project.

Jim Redinger said visitors love the plank board sidewalks leading into the Fort and would like to see it continued down Main Street.

Robert Foreman said he did not like the plank board sidewalk and felt the sidewalks chosen by the Main Street Merchant's should be used.

Tom Nielson said the Senior Citizens Center had petitioned for a sidewalk in front of the Senior Apartments.

John Strathmere said he was a Main Street Merchant and hoped to have the boardwalk sidewalk to compliment the Western theme.

George Young felt the Council was taking too long deciding on a design and the Senior Center would be happy to have any sidewalk.

Bill Cowan read a pamphlet on the historic aspects of Main Street in Camp Verde and felt the boardwalk sidewalk should be used throughout the project.

Bill Field discussed his concerns with the designs of concrete and recommended that Council chose the plank board sidewalk.

David Haskell said he felt the Main Street Merchants should be a part of the decision in choosing a sidewalk design, but felt the street belonged to the citizens, as well. He recommended the plank board sidewalk.

Marshall Whitmire said the plank board sidewalk was used in San Diego added to the architecture. He felt the project should include the plank board to maintain Camp Verde's distinctiveness.

## *II. Lighting*

On a motion by Eberhard, seconded by Gioia, the Council voted to direct staff to tell ADOT to keep the 61 lights with the same fixtures and poles previously chosen and that the five lights be low pressure sodium and to direct staff to work with local contractors to make matching coverings over the low pressure sodium lights once the project is completed. Reddell and Baker voted 'no'.

Director Lee stated that the Merchant's would like to have the 5 lights with high-pressure sodium and the same ornate fixture on the roadway lighting as the pedestrian lighting. Eberhard felt the lighting fixtures should remain low-pressure sodium and that a local craftsman should make an ornate type covering for the fixtures. Director Lee said any craft work would have to be done after the project was completed and then put out to bid. Councilor Dickinson felt there was no need for the 5 lights and should possibly be deleted from the project.

Vice Mayor Gioia introduced James La Rue Sr. and Jr. to speak of designs they had discussed with the Town Engineer over a year ago. Mr. La Rue Sr. presented several rough drafts of the designs and stated that the Town had never done anything with them so they didn't have the originals. Council discussed the need for lighting fixtures to match. Director Lee asked that Council clarify which type of pole and fixture they were choosing. Eberhard, along with Dickinson, Hauser and Gioia, said the previously chosen pole was Kennelworth and the Parkridge CL for light fixtures.

**Public Input:**

Gwen Gunnell said the Merchant's were hoping for as much lighting as possible for safety and an affordable, ornamental appearance of matching fixtures. She asked Director Lee what the height of the lights would be. Lee said the streetlights were 25 feet high and the pedestrian lights were 15 feet high.

Marshall Whitmire urged Council to have a local craftsman design lighting fixtures for the 5 lights discussed or deleting them as Councilor Dickinson had suggested.

**10. Call to the Public for Items not on the Agenda**

Gwen Gunnell discussed her concern regarding the easements requested by the Town. She requested a Work Session with property owners and Council to discuss easements, liabilities and parking.

**11. Advanced Approvals**

Manager Roberts said Arizona Rural Water Association had requested their dues of \$750.00 and that it was budgeted, but not a line item within the budget, so it needed Council approval.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve the advanced approvals.

**12. Manager/Staff Report**

There was no staff report.

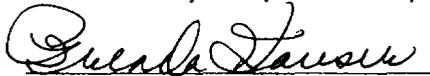
**13. Council Informational Reports**

Mayor Hauser thanked staff, Council, Committees and Commissions for all the work they do and wished everyone a Merry Christmas.

Reddell requested that Mayor Hauser talk to the Merchants Association to see if a work session was needed to discuss their issues.

**14. Adjournment**

On a motion by Gioia, seconded by Baker, the Council voted to adjourn at 9:42 p.m.



Brenda Hauser, Mayor

  
Valerie House, Recording Secretary

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 19th day of December, 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 24<sup>th</sup> day of December, 2001.



Deborah Barber, Town Clerk

**AGENDA**



**SPECIAL SESSION  
MAYOR and  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main, Room #106  
WEDNESDAY, DECEMBER 19, 2001  
5:30 P.M.**

1. **Call to Order**
2. **Roll Call**
3. **Discussion or consultation with legal counsel regarding involvement in litigation on the Verde River.** (Note: Council may vote to go into executive session for legal advice per ARS §38-431.03(A)(4) and then resume this item.)
4. **Adjournment**

Posted by: *V. Jones*

Date/Time: 12-17-01 2:45 p.m.

*Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.*

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**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
Council Chambers  
473 S. Main, Room #106  
WEDNESDAY, DECEMBER 19, 2001  
5:30 P.M.**

1. **Call to Order**

Mayor Hauser called the Special Session to order at 5:30 p.m.

2. **Roll Call**

Mayor Hauser, Councilors Baker, Dickinson, Eberhard, Hunter, and Reddell. Vice Mayor Gioia was absent.

**Also Present:**

Town Manager John Roberts, Town Attorney Julie Kriegh, Attorney Howard Shanker, and Town Clerk Deborah Barber

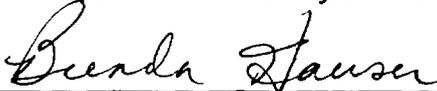
On a motion by Eberhard, seconded by Hauser, the Council voted to adjourn to Executive Session for legal consultation on the following item. Baker voted no.

3. **Discussion or consultation with legal counsel regarding involvement in litigation on the Verde River.** *(Council may vote to go into executive session per ARS §38-431.03 (A)(4) and then resume this item.)*

Council took no action on this item.

4. **Adjournment**

The Special Session was adjourned at 5:31 p.m.



Brenda Hauser, Mayor



Deborah Barber, CMC  
Town Clerk

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and accurate accounting of the discussion of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 19<sup>th</sup> day of December 2001. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 20<sup>th</sup> day of December 2001



Deborah Barber, CMC  
Town Clerk