

**MINUTES
REGULAR SESSION
MAYOR and COMMON COUNCIL
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, NOVEMBER 1, 2006
at 6:30 P.M.**

Minutes are a summary of the actions taken. They are not verbatim.
Public input is placed after Council motions 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 6:30 p.m.

2. **Roll Call**

Mayor Gioia, Vice Mayor Hauser, Councilors Smith, Baker, Kovacovich, Parrish and Parry were present.

Also Present: Town Manager Bill Lee, Town Attorney Brad Woodford, Grants Administrator Mike Casebier, P&R Director Lynda Moore, Town Engineer Ron Long, Street Inspector Marvin Buckel, Deputy Town Clerk Virginia Jones, and Recording Secretary Margaret Harper.

3. **Pledge of Allegiance**

The Pledge was led by Parry.

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 requests.

a) **Approval of the Minutes:**

- 1) October 18, 2006 – Executive Session
- 2) October 18, 2006 – Regular Session

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

- 1) Work Session – November 8, 2006 at 6:30 p.m.
- 2) Regular Session – November 15, 2006 at 6:30 p.m.
- 3) Council Hears P&Z – November 22, 2006 – **Cancelled**
- 4) Council Hears P&Z – November 29, 2006 at 6:30 p.m.

c) **Possible approval of Resolution 2006-713, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Arizona, supporting the expansion of the Verde River Greenway Corridor from the Tuzigoot Bridge to Beasley Flats.**

On a motion by Hauser, seconded by Kovacovich, the Council by a 6-1 vote approved the Consent Agenda, with the Minutes of October 18, 2006, page 6, Item 19, corrected as underlined: "Parry shared the opinion of the Governor on the need..."; with an abstention by Smith.

Parry requested that the Minutes of October 18, 2006 on Page 6, Item 19, be corrected to reflect that he was relaying the opinion of the Governor regarding tourism.

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

There was no public input.

6. **Public Hearing and possible recommendation to the Arizona Department of Liquor Licenses and Control for the following liquor license applications:**

- a) **Salt Mine Cellars located at 212 Finnie Flat Road (new license).**
- b) **Las Margaritas Grill located at 77 General Crook Trail (new license).**

On a motion by Smith, seconded by Baker, the Council voted unanimously to approve a recommendation to the Arizona Department of Liquor Licenses and Control for the following liquor license applications: Salt Mine Cellars located at 212 Finnie Flat Road (new license); and Las Margaritas Grill located at 77 General Crook Trail (new license).

Deputy Town Clerk Jones reported that there has been no public comment on the notices that had been posted for the required period.

There was no public input.

7. **Update and discussion regarding the WIFA grant and the selection process for the Waste Water Master Plan and possible direction to staff regarding the consultant selection process and financial concerns.**

A motion by Gioia to have Council direct staff and the Mayor to have WIFA circulate on their appropriate consultants our scope of work, and have the Town participate in choosing that consultant, failed for lack of a second.

Following an update by Mayor Gioia on his understanding from discussions with WIFA personnel regarding the subject selection process through either WIFA or the Town procedures, the members held a detailed discussion on their own general understanding and opinions regarding the options available and past actions authorized, with input from staff, legal counsel and public. Following the public input, there was further discussion, with some clarification, regarding the public's perception about the general issue.

PUBLIC INPUT

Norma Garrison voiced her protest over the apparent last-minute push for action on a project and her understanding that the water issue must be resolved by vote prior to getting into the wastewater issue.

Rob Witt, a candidate for the Sanitary District Board, shared his concern that the future of Camp Verde is being held up by trying to make too many decisions; a sewer system is important in commercial growth and the Town needs to go forward and stop holding up the process. He added that staff should be commended for their hard work to date.

Jim Bullard commented that people who try to save 10 cents end up spending \$1.

Jeremy Bach agreed that it is super important to try to get the best prices; however, he believes that the WIFA process was fair. Furthermore, the sale of treated effluent will result in significant income, and money is being wasted up front by any delay. This is a budgeted item and should be approved.

There was no further public input.

8. **Discussion, consideration, and possible approval of contract with Tetra Tech EM Inc. (\$104,999.46) to prepare a Waste Water Master Plan for the area extending from the western boundary of the Camp Verde Sanitary District to the location of the Coury dealership and to include financial information from a qualified subcontractor.**

On a motion by Parry, seconded by Baker, the Council unanimously approved a contract with Tetra Tech EM Inc. for \$104,999.46, to prepare a Waste Water Master Plan for the area extending from the western boundary of the Camp Verde Sanitary District to the location of the Coury dealership and to include financial information from a qualified subcontractor.

Following the action taken, the Tetra Tech EM representative confirmed that obtaining financial information from a qualified subcontractor is included in the contract price of \$104,999.46.

Town Manager Lee said that following the Council review of this item two weeks ago, staff has worked with Tetra Tech and added the scope items that Council had asked about. Lee introduced the Tetra Tech EM representative, Theresa Harris.

Theresa Harris, Tetra Tech representative, said she was present to answer any questions regarding the revised scope. The Council expressed appreciation for the revision.

There was a brief discussion including the issue of the future acquisition of land for the project, and confirmation of the three main elements to be contained in the agreement: Work to be done, cost, and time schedule. Grants Administrator Casebier pointed out that Mayor Gioia's participation in the work should be noted; Gioia was commended on his insistence on the inclusion of financial information on the proposed Waste Water Master Plan, which is now one of the deliverables. Gioia stated his intent to support the Council in whatever vote is made; however, he reiterated his belief in the importance of competitive bidding and saving money for the Town.

There was no public input.

9. **Discussion, consideration, and possible approval of Banner Pole Policies, Procedures, and Use Application.**

On a motion by Gioia, seconded by Hauser, the Council unanimously adopted the Banner Pole Policies, Procedures and Use Application form prepared by the P&R Director, with the addition of Item (i) as follows: "Street light banner poles are only for Town use."

P&R Director Moore explained that the time has come to consider approving policies and procedures for use of the banner poles, based on requests that have been made from time to time. She reviewed the document that she had created for the Council consideration. There was some discussion with Moore regarding her recommendations, and confirmation that there were only two banner poles in question, one on 260 and the other at the Car Wash. It was also suggested that Item (i) be added regarding the use of street light banner poles.

Rob Witt requested the removal of "religion" as one of the activities not permitted, pointing out that Christmas is a religious holiday; churches and people of faith and other institutes of religion should not be discriminated against.

There was no further public input.

Council agreed to move Item 10 to last on the Agenda prior to going into an Executive Session for advice from the Town Attorney.

On a motion by Hauser, seconded by Parrish, the Council voted unanimously to go into Executive Session for legal advice on Item 10.

10. **Discussion, consideration, and possible authorization for the Town to serve as a collection agency to receive donations from developers to complete a Water Adequacy Study (quantity and quality). This may be followed by possible direction to staff to establish the collection fund and to prepare a Request for Qualifications for a consultant to complete the study.**

Staff was directed to pursue all of those involved in a designated water provider and water adequacy report; staff will be bringing reports back to Council on how that is progressing. The water company will be asked for a time line on how it expects to work out obtaining the water adequacy report and the designation.

PUBLIC INPUT

Jim Bullard said that he had been at ADWR today, and that the way things are looking, the Water Company is proposing to do the Water Adequacy itself. He understands that there are some legal problems to be dealt with, that ADWR will be tough to work with, but said the Water Company has a handle on what it can do. There are two ways to go forward on it; one, a lot of paperwork, and two, the physical water adequacy. The Water Company has a hydrologist, and Bullard thinks they can push it through.

Rob Witt said that he had heard regarding the Simonton water adequacy issues that ADWR now specifically wants someone to determine the bottom of the aquifer, and that is the issue they are requesting to be resolved.

There was no further public input.

The following items were heard prior to addressing Item 10:

11. **Update on the Black Bridge River Front Park archaeological mitigation options.**
Staff was directed to continue trying to find among the methods discussed who will do the work for the Town.

Lee gave an update on the additional research that Council had requested regarding the possibility of having other agencies assist in, or even pay for the cost of the clearance of the archaeological site at the Black Bridge Park. Lee said that contacts with ADOT, SHPO, and NAU have not produced any positive results. Lee is following up with ASU and expects a response within the next couple of weeks as to whether ASU might take it on as a class project. Gioia reported on his contacts with the Y-A Nation and the Forest Service archaeologists that included suggestions for other probabilities for assistance and leads that include people who work with SHPO that staff could follow up on. The members briefly discussed the issues of the known existence of artifacts as well as possible discoveries yet to be made. There was also discussion regarding the possibility of paving a road over artifacts as one method of preserving them; plus, the road would provide access to the river now, and might help in applying for the SLIF grant next cycle. Lee said staff would follow up with further research.

PUBLIC INPUT

Robin Whatley asked if public would be able to comment on Item 10 when it is heard; *Gioia confirmed that she would.* Ms. Whatley also requested that an update on the Black Bridge Park be given in two weeks; *Lee said he would send a letter advising the residents whenever the subject will be on the agenda; she was also assured that no further work will be done yet, as discussed previously.*

There was no further public input.

12. **PowerPoint presentation on Proposition 207 prepared by the City of Peoria. Proposition 207 addresses property condemnation through eminent domain.**
There was no action taken.

Prior to the presentation the Council members were cautioned to not discuss the item; the presentation is only for informational purposes. Making the presentation, Matt Morris stressed that staff is in no way making a promotion for or against the subject Proposition 207. He explained that the presentation had been prepared by the Attorney for the City of Peoria and forwarded to the Town of Camp Verde through the Arizona League of Cities and Towns. Following the presentation, Attorney Woodford advised the Council that it was for informational purposes only and is not subject to public comment.

There was no public input.

13. **Discussion, consideration, and possible direction to staff to proceed with the realignment of North Oasis Road right-of-way.**
Staff was directed to proceed with acquiring right-of-ways and formulating the realignment of North Oasis Road.

Street Inspector Marvin Buckel reviewed and discussed with Council the history of the right-of-way that now meanders through State land, and the plan to realign North Oasis Road to reflect the presently used and maintained gravel road. Buckel explained how the project is planned,

which he confirmed can basically be done at no cost since the State is willing to trade land for the right-of-way.

There was no public input.

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

There was no public input.

15. **Advanced Approvals of Town Expenditures**

There were no advanced approvals of Town Expenditures.

16. **Manager/Staff Report**

Lee reported on the offer of Richard Sturges regarding putting his collection of Black Jack Ketchum material on display within the next couple of years. Also, an auction of Town surplus items is planned for the first week in December, and Lee suggested that some of the bicycles be donated to Pat Kaminsky for distribution.

17. **Council Informational Reports**

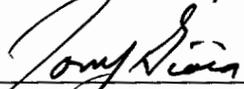
Hauser announced that the first play-off game for the Camp Verde football teams will be Friday night at 7:00 p.m. Hauser suggested that the Council perhaps "adopt a family" for Christmas.

Gioia reported on the League of Cities and Towns Final Resolutions meeting in Phoenix. The resolutions that the Town fostered did very well; Gioia outlined a number of other issues that the Town had proposed and/or supported, including the problem with pseudoephedrine. Gioia said that it was a fruitful meeting. Gioia also reported on a meeting with SRP to discuss the water rights issue; no answers were forthcoming at the meeting, but it was a landmark for Camp Verde in that the town is moving forward with acquiring water rights for the community.

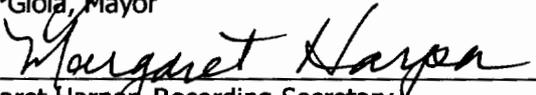
The Council adjourned to go into Executive Session at 8:31 p.m.; the meeting was called back to order at 9:11 p.m.

18. **Adjournment**

On a motion by Baker, seconded by Hauser, the meeting was adjourned at 9:12 p.m.



Tony Gioia, Mayor



Margaret Harper, 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 November 2006. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 21 day of November, 2006.



Debbie Barber, Town Clerk