

**DRAFT MINUTES
REGULAR SESSION
MAYOR AND COUNCIL
COUNCIL CHAMBERS
WEDNESDAY, MARCH 2, 2011
6:30 P.M.**

DRAFT

**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 Burnside, Vice Mayor Kovacovich, Councilors Whatley, Garrison, Baker, Roulette and German were present.

Also Present: Town Manager Russ Martin, Town Clerk Debbie Barber, and Recording Secretary Margaret Harper.

3. Pledge of Allegiance

The Pledge was led by German .

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) Regular Session – February 16, 2011

b) Set Next Meeting, Date and Time:

1) March 9, 2011 at 6:00 p.m. – Work Session

2) March 16, 2011 at 6:30 p.m. – Regular Session

3) March 23, 2011 at 6:30 p.m. – Council Hears Planning & Zoning Matters

c) Possible approval of the proposed Budget Calendar for FY 2011/12 Staff Resource: Russ Martin

d) Possible approval of Resolution 2011-837, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, (“Town”) amending Resolution 2010-806, and amending an Intergovernmental Agreement (“IGA”) between the Town of Camp Verde and the State Parks Board (“Board”), allowing for an extension of the expiration date from March 29, 2011 to June 30, 2011 and authorizing the expenditure of budgeted funds in the amount of \$26,250 to continue support of the operations at Fort Verde State Park (“Park”). Staff Resource: Russ Martin

On a motion by Kovacovich, seconded by Baker, Items **4.b)** and **d)** from the Consent Agenda were unanimously approved as presented.

Councilor Whatley requested that Item **4.a)** be pulled from the Consent Agenda, and Town Manager Martin requested that Item **4.c)** be pulled as well, for separate discussions.

4.a) Approval of the Minutes:

Whatley requested that Page 5 of the Minutes of February 16, 2011, beginning with the Council Discussion after the Public hearing closed, be corrected to reflect that the Town Manager was responding to Whatley, not Garrison. Garrison requested that the language on Page 3 of the Minutes of February 16, 2011 summarizing the comment from the Developer, Al Dupuy, include his statement that he “had not done anything on this project.” Garrison said she believed that the statement could prove to be crucial if any question arose in the future; Martin said that it was important to include, since it was confirmation that it was the developer’s choice to not do anything, not because of any action of the Town; after discussion, the Council agreed on the clarifying language to be inserted into the Applicant’s Statement.

On a motion by Garrison, seconded by Roulette, the Council unanimously approved the Minutes of February 16, 2011, with the changes requested by Garrison and Whatley.

4.c) Possible approval of the proposed Budget Calendar for FY 2011/12.

Burnside said that the Council would now vote on **a)** or discuss **c)**. Addressing **c)**, Martin pointed out that the Budget work sessions scheduled for April 29 and May 6 were for Friday afternoons, instead of Thursdays when the past sessions had been held. After discussion, it was agreed that Friday afternoons would work; any staff attending would be department heads, on salary. Martin said that as the Budget discussions commence, he will bring back a revised calendar, if changes become necessary.

On a motion by Kovacovich, seconded by Garrison, the Council unanimously approved **Item a)** with the changes made by Whatley and Garrison, and **Item c)**, the proposed Budget Calendar for FY 2011/12, subject to later changes.

5. Special Announcements & Presentations

There were no special announcements or presentations.

6. Council Informational Reports.

There were no Council informational reports.

7. Call to the Public for items not on the agenda.

(Comments from the following individual are summarized.)

Sheila Stubler, Park Ranger, extended an invitation to everyone to attend the upcoming "History of the Soldier" event to be held on April 9 and 10, 2011, and distributed flyers to be handed out to publicize the event. She also announced the Kids' Day event scheduled for Friday April 8, 2011, hoping for a good turnout. Ms. Stubler expressed her gratitude for the Town's support of Fort Verde State Park, and encouraged all to come out to see the new roofing and other renovation work being done at the Fort.

There was no further public input.

8. Discussion, consideration, and possible approval of Liquor License Application for John Perhne-The Valley View Restaurant and Copper Room Lounge located at 102 W. Arnold Street in Camp Verde. Staff Resource: Deborah Barber

On a motion by Garrison, seconded by German, the Council unanimously approved the Liquor License Application for the Valley View Restaurant.

Town Clerk Barber explained that this item is a new liquor license for the Valley View Restaurant and Copper Room Lounge; it has been posted for the required time and no comments have been received. The owners are present.

John Perhne said that they have heard from the whole town, McGuireville, Sedona, Flagstaff, and Phoenix; the word is getting out. He said he appreciates the Council's support. In response to a question, Mr. Perhne said the Copper Room will be open as soon as the application has been approved.

9. Call to the Public for Items not on the Agenda.

There was no public input.

10. Advanced Approvals of Town Expenditures.

There were no advanced approvals.

11. Manager/Staff Report

Martin reminded everyone of the April 6th tourism event, and wanted to know who was planning to attend; Burnside said he was planning on going; Kovacovich said he might, and will let Martin know as soon as possible. Martin raised the possibility that it may be necessary to cancel the April 6 Council meeting. Martin reviewed his actions he will be taking regarding proposed Senate Bill 1525 having to do with impact fees,

written by the Homebuilders Association, that would make it difficult for any community to impose those fees legally; and encouraged the Council members to contact legislators as well. Martin distributed copies of a draft letter from the Mayor in Prescott Valley outlining current Senate and House bills that have issues that would affect Camp Verde if they are passed.

A recess was called at 6:55 p.m.; the meeting was called back to order at 7:01 p.m.

12. Recess to a Work Session to discuss and possibly provide direction to staff relative to proposed changes to the Town Code.

There was no action taken.

Burnside introduced Item 12, and the Council commenced the subject Work Session. Burnside first requested a clarification from Barber regarding motions made during Work Sessions. Barber explained that if it is agendaized, a motion can be made. The motion made and vote taken during the recent Work Session for the Town Manager to move on with his three-year strategic planning for the budget and all was direction to staff and was therefore legal.

Barber explained how she had highlighted in yellow the changes that had been suggested, and noted that comments had been included in the margins, based on conversations with Council members. Following this review the entire document will be brought back for further direction. The entire Flagstaff fireworks ordinance has been included for review; there has been no comment received yet from the Fire Department, and Barber is not sure at this point that they approve. Burnside requested clarification from Barber that everyone had the same document, page by page, to be reviewing. A question arose on the change for posting of Council meetings and agendas set forth on Page 10; Martin suggested revising the language to reflect, "Notice of Council meetings and agendas shall be posted at Town Hall, currently the Basha's Store at Outpost Mall, and on the Town's website." Also on Page 10, Preparation of Agenda, change to "no more than two (2) members of the Council..." A detailed discussion addressed the issue of being able to bring items back to an agenda after Council has voted on an item, an explanation of the rules for reconsideration, and the 90-day "cooling-off" period proposed by staff based on Council's previous comments. It was suggested that language be added to the last paragraph on Page 10 as follows, in part: "...If the number of previously and/or proposed scheduled agenda items...." The discussion included concern over possibly limiting the ability of Council members to do what each one feels is important to proceed with the public business, as well as concern for the public being able to depend on the Council vote when it is made.

PUBLIC INPUT

(Comments from the following individual are summarized.)

John Meredith said that the Mayor is in charge; that is what it comes down to. His experience as head of committees through the years has shown that once the vote on an issue is complete, it is finished and you go on to a different agenda. It is up to the Chairman to decide if it comes back, no matter how critical it is, it no big deal. The Mayor should shut it down; go on to the next agenda.

There was no further public input.

After further discussion of the issue of bringing items back to an agenda, a consensus of the members indicated that the majority favored leaving the current procedure in place.

Martin continued the discussion with a review of the remaining changes. Referring to No. 13 on Page 15, the issue of the Town Manager having authority to sign contracts, and the monetary limits, was discussed; it was noted that whatever is agreed upon will be set forth in the new Code, the Policy and Operations Guide, and the Financial Guidelines. Burnside commented that the issue will be marked to come back to for further discussion. It was agreed to change the title of Director of Community Development to "Development and Building Services Director." Addressing Article 4-3 Meetings, it was agreed to revise the sentence structure

in Paragraph A. to state, in part: "The supporting department of each Board and Commission shall provide for the posting..." Martin discussed with the members the sections relating to peddlers, door-to-door sales or solicitations, and bond requirements; the general consensus was to leave the proposed language as it is; Burnside suggested, and there was some agreement, that it needs to be "tweaked" a bit.

Martin pointed out that the proposed Fireworks section is essentially the Flagstaff ordinance, word-for-word. He said that the sale of fireworks issue at this point may be a moot point; there is currently a conflict between two different pieces of legislation being proposed that would have an effect on this draft ordinance; it will evolve over the next few weeks and be subject to change

The meeting was called back to order at 9:10 p.m.

13. **Adjournment**

On a motion by German, seconded by Baker, the meeting was adjourned at 9:11 p.m.

Bob Burnside, 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 2nd day of March 2011. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this _____ day of _____, 2011.

Debbie Barber, Town Clerk