(corrected) MINUTES
REGULAR SESSION
MAYOR AND COUNCIL
COUNCIL CHAMBERS - 473 S. MAIN STREET, ROOM #106
WEDNESDAY, OCTOBER 15, 2014 AT 6:30 P.M.

Minutes are a summary of the discussion. They are not verbatim.
Public input is placed after Council discussion to facilitate future research.

1. **Call to Order**
Mayor German called the meeting to order at 6:30 p.m.

2. **Roll Call**
Mayor German, Vice Mayor Jackie Baker, and Councilors Bruce George, Carol German, Brad Gordon, Robin Whatley, and Jessie Jones are present.

Also Present
Town Manager Russ Martin, Planning and Zoning Commission Chairman B. J. Davis, Community Development Director Michael F. Jenkins, Camp Verde Marshall's Office Commander Bruce Girnt, Town Clerk Deborah Barber, and Recording Secretary Lynn Riordan.

3. **Pledge of Allegiance**
Mayor German led the pledge.

4. **Consent Agenda -** All those items listed below may be enacted upon 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 – October 1, 2014
      2) Regular Session – September 17, 2014
   b) **Set Next Meeting, Date and Time:**
      1) October 22, 2014 at 6:30 p.m. – Council Hears Planning & Zoning Matters – **CANCELLED**
      2) October 22, 2014 at 5:30 p.m. – Work Session – CIP
      3) November 5, 2014 at 6:30 p.m. – Regular Session
      4) November 12, 2014 at 5:30 p.m. – Work Session
      5) November 19, 2014 at 6:30 p.m. – Combined Regular/Council Hears P&Z Matters
      6) November 26, 2014 at 6:30 p.m. – Council Hears Planning & Zoning Matters - **CANCELLED**

On a **motion** by Councilor George, seconded by Vice Mayor Baker, the Council unanimously voted to approve the Consent Agenda.

5. **Special Announcements and presentations:**
Possible approval of a proclamation declaring Camp Verde Clean and designating the following weeks as clean-up events: 3rd week in March for Spring Festival, 2nd week in July for Cornfest, 1st week in October for Fort Verde Days, and the 1st week in December for the Christmas Bazaar and Light Parade.
Staff Resource: Mayor and Council.

Councilor George read the Proclamation declaring Camp Verde Clean which designated the 3rd week in March for Spring Festival, 2nd week in July for Cornfest, 1st week in October for Fort Verde Days, and the 1st week in December for the Christmas Bazaar and Light Parade for clean up dates, and established the Town of Camp Verde Adopt a Highway MP 224-225.

Mayor German declared the Proclamation as presented and read.

6. **Call to the Public for Items not on the Agenda.**
None.

7. **Presentation of the Community Survey Results by Yavapai College Representatives Dr. Clint Ewell and Vice President for Finance and Administrative Services Harold Harrington, District Governing Board Spokesperson, to include possible discussion by Council.** Staff Resource: Mayor and Council

Harold Harrington and Dr. Clint Ewell, Yavapai College, presented the community survey result with a Power Point Presentation. The community survey was a year-long process and it will be shared with each community. The survey results showed the West county area utilizing the College services more than the East county, and the West county survey showing more satisfaction with College services. Harold Harrington outlined the planned actions to improve and increase services to the residents of Yavapai County, and provided a hand-out to the Council. Additionally, Mr. Harrington advised that two of the new programs the College was hoping to offer, particularly in the Verde Valley were a Certified Culinary Program and a co-op with U of A Department of Agriculture Veterinary Program.

Mr. Harrington advised that the Yavapai College Honors program was sponsoring a fund-raiser for the Honors program at Hassyampa Inn in Prescott, and provided a handout for anyone interested.

Councilor German, on behalf of the Council, stated she was glad to see so many positive changes and progress with the Yavapai College, and thanked Mr. Harrington and Dr. Ewell for all their continued work and support of Yavapai College.

8. **Presentation and possible discussion of Quarterly Reports as presented by:**
   - **Planning & Zoning Commission**
   - **Board of Adjustments & Appeals**

Planning and Zoning Commission Chairman B. J. Davis presented the quarterly report for July – September 2014, stating the land use map has now been set aside and replaced with the character areas map, all of the goals, strategies and schedules for the Master Plan are still on track stating the sub-committees bring forward a lot of diversity and have been extremely helpful and committed to the Commission in completing the Master Plan, and it will be ready for the 2016 ratification. Mr. Davis stated the commission attendance is generally very good, except for a little break during the summer due to vacations and illnesses, and was hopeful for increased public attendance at future P & Z Meetings. Community Development Director Mike Jenkins stated there was no new business for the Board of Adjustment July – September 2014.

Vice Mayor Baker stated concerns about attendance at the Planning and Zoning Commission Meetings and stated appreciation for the P & Z Commission.

Councilor George stated appreciation for how Chairman Davis executed the P & Z Meeting, and how successful he is in extracting and compiling information and opinions.

9. **Update and possible discussion of the CVMO Department of Homeland Security grant award of $40,623 to continue the upgrade of the interoperability radio communication process with radio receivers and antennas and microwave towers.** Staff Resource: Marshal Gardner

Town Manager Russ Martin stated the CVMO was granted the $40,623 for communication upgrades.

Commander Girnt explained to the Mayor and Council what equipment and services the grant money would be providing.

10. **Update and possible discussion of the CVMO Governor's Office of Highway Safety grant award of $17,462 for overtime details involving DUI enforcement, traffic violation enforcement, and the purchase of equipment.** Staff Resource: Marshal Gardner

Town Manager Russ Martin stated the CVMO was granted the $17,462 for equipment. Commander Girnt explained to the Mayor and Council what equipment and services the grant money would be providing. The grant awards did not cover everything they had hoped for, but has greatly improved communications in the Verde Valley, and has provided CVMO with equipment and resources that was desperately needed.

Councilor Whatley and Vice Mayor Baker thanked CVMO and Commander Girnt for applying for, and acquiring, these grants as these upgrades and equipment purchases could not have been realized this year by the Town, due to budget restraints, without the grant money.

11. **Discussion, consideration, and possible approval of Resolution 2014-931, a resolution of the Common Council of the Town of Camp Verde, Arizona, Yavapai County, Arizona declaring as a public record a certain document filed with the Town Clerk and entitled, "Section 11-1-5 Noise" of the Town Code.** Staff Resource: Commander Bruce Girnt and Mike Jenkins

On a **motion** by Vice Mayor Baker, seconded by Councilor German, the Council unanimously voted to approve Resolution 2014-931 "Section 11-1-5 Noise" of the Town Code.

12. **Discussion, consideration, and possible approval of Ordinance 2014-A399, an ordinance of the Town of Camp Verde, Yavapai County, Arizona adopting by reference "Section 11-1-5 Noise" Text Amendment and proscribing penalties for violations thereof.** Staff Resource: Commander Bruce Girnt and Mike Jenkins

On a **motion** by Councilor George, seconded by Councilor German, the Council unanimously voted to approve Ordinance 2014-A399 "Section 11-1-5 Noise" Text amendment.

Public Comment
Walter Hoo addressed the Council in support of adopting Resolution 2014-931 and Ordinance 2014-A399 "Section 11-1-5 Noise".

With respect to Resolution 2014-931 and Ordinance 2014-A399 "Section 11-1-5 Noise", Councilor George requested clarification with respect to penalties for violation of Town Ordinance "Noise". Commander Girnt advised the maximum penalties for violation of Town Ordinance "Noise" will be the same statutorily as a class one misdemeanor with no minimum penalty, however, CVMO will try to correct the problem before issuing a citation or summons. Additionally, the times for Noise violations will be the same as the current Noise Ordinance in effect for construction, and CVMO will not initiate action (pro-active) but will respond by complaint only. Commander Girnt presented a Power Point overview of the Noise Ordinance and the process by which CVMO will measure (by decibels) Noise, stating the Noise Ordinance/Resolution gives investigative direction and procedure for CVMO. All officers will receive training on the use of measuring decibels, as well as procedure for the investigative and objective process.

Councilor German item 13:

13. **Discussion and possible direction to staff relative to the Building Code referendum petitions that were**

rejected by the Town Clerk.

Councilor German stated the Building Code Referendum Petition was rejected by the Town Clerk due to a technicality but believes the Council should hear the citizen's opinions with respect to this matter. This matter is set for discussion and public comment only.

Public Comment:
Pat Correll addressed the Council, stating opposition to the newly adopted New Building Code and supports that any change in the Building Code should have gone to public vote.

Robb Witt addressed the Council, stating opposition to the newly adopted Building Code, stating the new codes are too complex, causes additional and unnecessary expense, there is already too much government control, and supports that any change in the Building Code should have gone to public vote.

Yavapai County Supervisor Tom Thurman addressed the Council, stating the County adopts only portions of any code and always asks for input from the Contractors Association prior to any adoption. Supervisor Thurman stated the primary reason for any code is the health and safety of all residents.

Robert Forman addressed the Council as the Building Official, stating support of the newly adopted New Building Code, stating health and safety is the primary concern for residents, fire/police, and potential property damage, but hopes that the Planning and Building Department will remain flexible as possible without compromising safety.

John Bassouss addressed the Council, stating support of the newly adopted New Building Code, stating health and safety is the primary concern, but would like to see the dialog remain open and hopes that the Planning and Building Department will remain flexible as possible with enforcing the new codes.

B. J. Davis addressed the Council, stating support of the newly adopted New Building Code, stating health and safety is the primary concern, but the new codes are too complex even though there is few changes from the old code, agrees with consistency and hopes that the Planning and Building Department will remain flexible as possible with enforcing the new codes. Mr. Davis advised that this matter was open for public comment before the new Building Codes were adopted and there was very little interest or public comment prior to the adoption of the current Building Codes.

Kat Davis addressed the Council, making a passionate statement supporting the newly adopted New Building Code.

Mark Pennecost addressed the Council, stating opposition to the newly adopted New Building Code.

Sherry Wishmeyer addressed the Council, stating support of the newly adopted New Building Code, stating health and safety is the primary concern, but hopes that the Planning and Building Department will remain flexible as possible with enforcing the new codes.

Mayor German and each Councilor addressed the public comments.
Councilor Whatley made a statement, agreeing with and supporting freedom, but stating that all professions have regulation, mostly for the safety of self and community, and she supports the adoption of the New Building Codes as passed for the protection, health and safety of the community.

Councilor George stated he did not believe that the Petitions were circulated with complete honesty, this

matter was open for public comment before the new Building Codes were adopted, and he supports the adoption of the New Building Codes as passed for the protection, health and safety of the community.

Councilor Gordon made a statement, agreeing that government is too big, however, this matter was open for public comment before the new Building Codes were adopted and he does not recall Mr. Witt and the parties that signed the Referendum Petition participate at any public hearings, and he supports the adoption of the New Building Codes as passed for the protection, health and safety of the community. He further stated that all Building Codes can be challenged and modified as issues arise or warrant changes.

Vice Mayor Baker stated she does not disregard the 300 signatures on the Petition and hopes that these signatures were not obtained under false pretense. Vice Mayor Baker stated the new codes can be flexible, and she is confident that staff is capable and willing to make it work for everyone, she supports the adoption of the New Building Codes as passed for the protection, health and safety of the community.

Councilor Jones stated time and knowledge do not stand still. She wants what is best for the residents of the community and supports the most updated information. She state she believes staff will do the best they can to be flexible without jeopardizing protection, health and safety of the community, and she supports the adoption of the New Building Codes as passed.

Councilor German thanked the public for their input and comments, stating open dialog helps deter rumors, and agreeing that at times there is too much government regulation. She stated she believed building codes are necessary for health and safety, and supports the adoption of the New Building Codes as passed.

Mayor German stated the consensus of the Council was to take no action on the proposed referendum and give no direction to staff with respect to the adoption of the New Building Codes as passed.

14. **Call to the Public for items not on the agenda.**
None.

15. **Council Informational Reports.** These reports are relative to the committee meetings that Council members attend. The Committees are Camp Verde Schools Education Foundation; Chamber of Commerce, Intergovernmental Association, NACOG Regional Council, Verde Valley Transportation Planning Organization, Yavapai County Water Advisory Committee, and shopping locally. In addition, individual members may provide brief summaries of current events. The Council will have no discussion or take action on any of these items, except that they may request that the item be placed on a future agenda.

Vice Mayor Baker commented on the Fort Verde Days success, and thanked all volunteers that helped make it a success.
Mayor German commented on the Fort Verde Days success, the parade was excellent, and thanked Councilor German and all volunteers that helped make it a success.

Councilor Gordon commented on the Fort Verde Days parade success.

Councilor George commented on the Fort Verde Days success, and stated he attended the Verde Valley Mobility Committee on October 8, 2014, stating the excellent outreach programs that are available. Councilor George provided a handout on the services and equipment available through the Verde Valley Mobility Committee.

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

Town Manager Russ Martin reminded everyone that the CIP meeting was next week. Mr. Martin also advised that tonight was the "testing" for the upgrade of the recording equipment, and requested all comments be directed to the Town Clerk's Office.

17. **Adjournment.** On a **motion** by Mayor German, seconded by Councilor Gordon, the council unanimously voted to adjourn the meeting at 9:35 p.m.

Charles German, Mayor

Virginia Jones for Lynn Riordan

Lynn Riordan, 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 October 15, 2014. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 7th day of November, 2014.

Virginia Jones

Virginia Jones, Deputy Town Clerk