

**MINUTES
COUNCIL HEARS PLANNING & ZONING MATTERS
MAYOR AND COUNCIL
473 S MAIN STREET, SUITE 106
WEDNESDAY, APRIL 22, 2015 at 6:30 P.M.**

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, Brad Gordon, Robin Whatley, and Jessie Jones are present. Councilors Bruce George and Carol German are absent.

Also Present: Town Manager Russ Martin, Community Development Director Michael F. Jenkins, Deputy Public Works Director Troy O'Dell, Assistant Planner Jenna Owens 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 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) There are no Minutes to Approve

b) Set Next Meeting, Date and Time:

1) Wednesday, April 29, 2015 at 4:00 p.m. Budget Work Session

2) Friday, May 1, 2015 at 8:00 a.m. Budget Work Session

3) Wednesday, May 6, 2015 at 6:30 p.m. Regular Session

4) Friday, May 8, 2015 at 8:00 a.m. Budget Work Session

5) Wednesday May 13, 2015 at 5:30 p.m. Work Session

6) Wednesday May 20, 2015 at 6:30 p.m. Regular Session

7) Wednesday May 27, 2015 at 6:30 p.m. Council Hears Planning and Zoning-**CANCELLED**

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

5. **Special Announcements and presentations:**

- **No announcements or presentations**

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

Howard Parrish, Camp Verde Calvary Col., presented the Mayor and Council with packets regarding information and history of the Camp Verde Calvary for review, with a request for this matter to be placed on an agenda for discussion at a later date.

7. **Public Hearing, discussion and possible approval (or denial) of Resolution 2015-939, a Resolution of the Common Council of the Town of Camp Verde ("Town") Arizona, Yavapai County, on Use permit 20150033, an application submitted by Joe Link – Agent for Owner Altman Land & Cattle III & IV, LLC of a portion of parcel 403-25-002Y, and a portion of 403-15-003C. The Use permit will allow an operation that will mine, quarry and extract natural resources from the property, which will be a total of 195.33 Acres. The property is located on State Route 260 at milepost 214.27 on 403-15-0027 & 403-15-003C. Staff Resource: Michael Jenkins**

Vice Mayor Baker made a **motion** to approve Resolution 2015-939 Use Permit, upon objection of Councilor Gordon stating the Resolution as presented did not include the RECOMMENDED STIPULATIONS 1-6 or set back variance(s), Councilor Gordon made a **motion** to adopt and approve the RECOMMENDED STIPULATIONS 1-6 Summarized as 1) Bond for Excavation and Reclamation Plan, 2) Restrict Use Permit – All required permits from federal, state and county agencies must be obtained and issued within one year and prior to implementation of Use Permit mining, 3) Engineer Cost Estimate of Excavation and Reclamation Plan prior to implementation of Use Permit/Notice to Proceed being granted, 4) 10 year term – limit on Use Permit, review and renewable annually, 5) Required Notice of intent to cease operations and one-year time limit for completion of reclamation, 6) Access, ingress/egress, with security gates to Hwy 260, and allowing the requested set-back variance(s), seconded by Councilor Whatley, the council unanimously voted to approve the RECOMMENDED STIPULATIONS 1-6 and grant set back as indicated on the Excavation & Reclamation plan With a **motion** currently on the floor for approval of Resolution 2015-939 Use Permit, Vice Mayor Baker restated the **motion** to approve Resolution 2015-939 Use Permit, with amendment incorporating RECOMMENDED STIPULATIONS 1-6 and set backs as indicated on the Excavation & Reclamation plan as adopted and approved herein (Yavapai County Parcel Nos. 403-15-002Y & 403-15-003C), seconded by Councilor Whatley, the council unanimously voted to approve Resolution 2015-939 Use Permit as amended.

Community Development Director Michael F. Jenkins address the Mayor and Council with respect to the Use Permit application. Mr. Jenkins advised that the mining use permit is allowed in all zoning district by Town Code. Mr. Jenkins advised that the application and proposal with a detailed report and recommendations package (Agenda Item Submission – Staff Report) has been provided to Council. The application shows setbacks less than the 300', however, Town Code allows the Council, on a case-by-case basis, to reduce setbacks based on topography and surrounding properties. Mr. Jenkins advised that the Planning and Zoning Commission reviewed this application thoroughly and addressed all known concerns, sent out required notices to property owners adjacent to, and in the surrounding area of, the proposed mining site, held a neighborhood meeting on March 2, 2015 (with the only property owner appearing being Andy Groseta, who is also the applicant/owner/LLC member of Altman Land & Cattle). Agency comments were received from Camp Verde Planning & Building, Yavapai County Flood Control, APS and ADOT. The Planning and Zoning Commission voted unanimously a recommendation for approval (with Recommended Stipulations 1-6 – Summarized as 1) Bond for Excavation and Reclamation Plan, 2) Restrict Use Permit – All required permits from federal, state and county agencies must be obtained and issued within one year and prior to implementation of Use Permit, 3) Engineer Cost Estimate of Excavation and Reclamation Plan prior to implementation of Use Permit/Notice to Proceed being granted, 4) 10 year term – limit on Use Permit, review and renewable annually, 5) Required Notice of intent to cease operations and one-year time limit for completion of reclamation, and 6) Access, ingress/egress, with security gates to Hwy 260).

Joe Link, Engineer, addressed the Mayor and Council in support of approval of Resolution 2015-939/Use Permit. Mr. Jenkins, Mr. O'Dell and Mr. Link addressed and clarified concerns and questions from the Mayor and Councilors, including, but not limited to, Councilor Gordon's concerns regarding setbacks, grade cuts and APS lines; Vice Mayor Baker's concerns regarding permanent access (ingress/egress), APS lines, fire protection, reclamation specifications and cost, and any future potential environmental hazards to Cherry Wash; Councilor Whatley's concerns regarding time limits and reclamation plan; and Councilor Jones's concerns regarding bond requirements and reclamation plan. Mr. Link advised that if the Mayor and Council approve Resolution 2015-939 Use Permit, Altman Land & Cattle will proceed with applications for all federal, state and county permits to implement mining pursuant to the application/Use Permit. Andy Grosetta, owner/LLC member of Altman Land & Cattle and adjacent property owner, stated support of Resolution 2015-939/Use Permit, believes all concerns have been addressed, and has no additional comments at this time.

8. **Discussion, consideration, and possible direction to staff relative to proposed legislation by the**

52nd State Legislature during its 1st Regular Session that convened on January 12, 2015. Staff

Resource: Russ Martin.

No Report

9. **Call to the Public for items not on the agenda.**

None.

10. **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.

There were no reports from Council

11. **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.
12. **None.** Town Manager Russ Martin requested, as the budget process will require additional meetings and work sessions, the Mayor and Council Members advise the Town Clerk of any potential meeting dates that they cannot be present during the months of May and June.
13. **Adjournment**

On a motion by Vice Mayor Baker, seconded by Councilor Jones, the council unanimously voted to adjourn the meeting at 7:22 p.m.



Charles German, Mayor



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 Council Hears Planning and Zoning Matters of the Town Council of Camp Verde, Arizona, held on April 22, 2015. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 7th day of May, 2015.



Virginia Jones, Town Clerk