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**AGENDA
TOWN OF CAMP VERDE
REGULAR SESSION
MAYOR AND COUNCIL
473 S. MAIN STREET, SUITE 106
WEDNESDAY, JANUARY 18, 2023 at 6:30 P.M.**

ZOOM MEETING LINK:

<https://us02web.zoom.us/j/84475438868?pwd=NWdmb2xHZ0RScGk4NTVleE5TSU5EUT09>

One Tap Mobile: 1-669-900-9128 or 1-719-359-4580

Meeting ID: 844 7543 8868

Passcode: 557323

Note: Council member(s) may attend Council Sessions either in person, by telephone, or internet/video conferencing.

1. **Call to Order**
2. **Roll Call.** Council Members: Jackie Baker, Wendy Escoffier, Robin Godwin, Cris McPhail, Jessie Murdock, Vice Mayor Marie Moore, and Mayor Dee Jenkins.
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 requests.
 - a) **Approval of the Minutes:**
 - 1) Regular Session – December 21, 2022 Page 5
 - 2) Executive Session – December 21, 2022 (transcribed and on file)
 - 3) Executive Session – December 21, 2022 (transcribed and on file)
 - 4) Executive Session – December 21, 2022 (transcribed and on file)
 - 5) Executive Session – December 21, 2022 (transcribed and on file)
 - 6) Regular Session – January 4, 2023 Page 21
 - b) **Set Next Meeting, Date and Time:**
 - 1) Work Session – Wednesday, January 25, 2023 at 5:30 p.m.
 - 2) Regular Session – Wednesday, February 1, 2023 at 6:30 p.m.
 - 3) Work Session – Wednesday, February 8, 2023 at 5:30 p.m.
 - 4) Work Session – Tuesday, February 14, 2023 at 5:30 p.m.
 - c) **Approval of funding disbursement for the One Arizona Distribution of Opioid Settlement agreement for years one and two, to Yavapai County Community Health Services for PANT funding to allocate .97% of the total of \$335,282.70 to Camp Verde's jurisdiction in the amount of \$3,252.24.** Staff Resource: Corey Rowley Page 39

5. **Call to the Public or items not on the Agenda. (Please complete Request to Speak Card and turn in to the Clerk.)** 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. At the conclusion of an open call to the public, individual members of the public body may respond to criticism made by those who have addressed the public body, may ask staff to review a matter or may ask that a matter be put on a future agenda. However, members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. (Pursuant to ARS §38-431.01(H))
6. **Special Announcements and Presentations:**
 - **None**
7. **Council Informational Reports.** These reports are relative to the committee meetings that Council members attend. The Committees are: Copper Canyon Fire & Medical District, Yavapai College Governing Board, Yavapai-Apache Nation, Intergovernmental Association, NACOG Regional Council, Verde Valley Regional Economic Organization (VVREO), League Resolutions Committee, Arizona Municipal Risk Retention Pool, Verde Valley Transportation Org, Verde Valley Transit Committee, Verde Valley Water Users, Verde Valley Homeless Coalition, Verde Front, Verde Valley Steering Committee of MAT Force, Public Safety Personnel Retirement Board, Phillip England Center for the Performing Arts Foundation. 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.
8. **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.
9. **Presentation by Mr. Gioia followed by Discussion and Possible Approval of Resolution 2023-1101, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, supporting Wild and Scenic Protection for the Upper Verde River and its Tributaries and a Letter of Support Designating the Upper Verde a Wild and Scenic River.** Resource: Mayor Dee Jenkins. Page 43
10. **Discussion, Consideration and Possible Action to Appoint three (3) Council Members to serve as representatives on a Board and Commission Interview Subcommittee. The Committee will be responsible for interviewing Board and Commission candidates and providing recommendations to the Town Council relating to appointment of members of Boards and Commissions.** Staff Resource: Cindy Pemberton. Page 73

11. Discussion, Consideration and Possible Ratification of Approval of Change Order #CO-12, in the amount of \$113,803.59, to the Town's contract with Tierra Verde Builders for the completion of the infields and top dressing of the outfield, and installation of football uprights for the Camp Verde Sports Complex. Staff Resource: Ken Krebbs Page 75

12. Call to the Public for items not on the Agenda. (Please complete Request to Speak Card and turn in to the Clerk.) 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. At the conclusion of an open call to the public, individual members of the public body may respond to criticism made by those who have addressed the public body, may ask staff to review a matter or may ask that a matter be put on a future agenda. However, members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. (Pursuant to A.R.S. §38-431.01(H))

13. Adjournment

Note: Upon a public majority vote of a quorum of the Town Council, the Council may hold an executive session, which will not be open to the public, regarding any item listed on the agenda but only for the following purposes: (1) Discussion or consideration of personnel matters (A.R.S. §38-431.03(A)(1)); (2) Discussion or consideration of records exempt by law (A.R.S. §38-431.03(A)(2)); (3) Discussion or consultation for legal advice with the attorneys of the public body. (A.R.S. §38-431.03(A)(3)); (4) Discussion or consultation with the attorneys of the public body in order to consider its position and instruct its attorneys regarding the public body's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation (A.R.S. § 38-431.03(A)(4)); (5) Discussion or consultation with designated representatives of the public body to consider its position and instruct its representatives regarding negotiations with employee organizations (A.R.S. §38-431.03(A)(5)); (6) Discussion, consultation or consideration for negotiations by the town or its designated representatives with members of a tribal council, or its designated representatives, of an Indian reservation located within or adjacent to the city (A.R.S. §38-431.03(A)(6)); (7) Discussion or consultation with designated representatives of the town to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property (A.R.S. §38-431.03(7)).

CERTIFICATION OF POSTING OF NOTICE

The undersigned hereby certifies that a copy of the foregoing notice was duly posted at the Town of Camp Verde and Bashes on 01-12-2023 at 2:00 p.m. in accordance with the statement filed by the Camp Verde Town Council with the Town Clerk

Cindy Pemberton

Cindy Pemberton, Town Clerk

Pursuant to A.R.S. §38-431.01 Meetings shall be open to the public - All meetings of any public body shall be public meetings and all persons so desiring shall be permitted to attend and listen to the deliberations and proceedings. All legal action of public bodies shall occur during a public meeting. The Town of Camp Verde Council Chambers is accessible to persons with disabilities. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk at 928-554-0021.

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Support your local merchants

**DRAFT MINUTES
TOWN OF CAMP VERDE
REGULAR SESSION
MAYOR AND COUNCIL
473 S. MAIN STREET, SUITE 106
WEDNESDAY, DECEMBER 21, 2022 at 6:30 P.M.**

ZOOM MEETING LINK:

<https://us02web.zoom.us/j/88447867342?pwd=YS9DU24zdIJ6Z0RLbk51RGNNWnJtZz09>

Phone: 1-346-248-7799 or 1-669-444-9171

Meeting ID: 884 4786 7342

Passcode: 400122

Note: Council member(s) may attend Council Sessions either in person, by telephone, or internet/video conferencing.

- 1. Call to Order**
- 2. Roll Call.** Council Members Jackie Baker, Wendy Escoffier, Cris McPhail, Jessie Murdock, Robin Whatley, Vice Mayor Marie Moore, and Mayor Dee Jenkins. All present.
- 3. Pledge of Allegiance** Councilor Escoffier led the pledge.

Mayor Jenkins said some of the items on the agenda will be tabled to a later session so that they have plenty of time to do an Executive Session, as there have been new items added to the Executive Session. Vice Mayor Moore asked that number 10 be set to a later date to speak more in depth on this item. She felt the public that was there to speak on it, deserved adequate time to speak. Councilor Murdock clarified that it is an item on the agenda, so they would need to make a motion for this.

Vice Mayor Moore made a **motion** to table item number 10 Discussion, Consideration, and Possible Approval of Ordinance 2022-A470, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, to amend Zoning Ordinance Section 203 – Use Districts to include a new overlay district. This district will provide flexibility in the areas of height, density, and intensity for an associated highway interchange location to the next available Council Meeting in January. The motion was seconded by Councilor Baker.

Roll Call Vote:

Councilor Baker: Aye
Councilor Escoffier: Aye
Councilor McPhail: Aye
Councilor Murdock: Aye
Councilor Whatley: Aye
Vice Mayor Moore: Aye

Mayor Jenkins: Aye
Motion Passed 7-0.

Mayor Jenkins thanked and apologized to attendees who showed up for item 10 and let them know it's in their best interest to move the item to a time where they'll get their full time to speak in January.

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 Resolution 2022-1101 a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, establishing Hours of Operation, Superseding 2022-1096.** Staff Resource Cindy Pemberton and John Knight
 - b. **Approval of Resolution 2022-1102, A Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona setting the 2022 Meeting Dates and Times for meetings of the Council and all Commission/Committees, and superseding Resolution 2022-1081.** Staff Resource: Cindy Pemberton
 - c. **Approval of Letter of Engagement for Pierce/Coleman Legal Firm for Municipal Law Services.** Staff Resource: Corey Rowley

Councilor Murdock asked the Clerk why there were no Draft Minutes to be approved at this meeting. Ms. Pemberton said that it's because their staff did not have time to review the meetings, however, Draft Minutes are available in their office if anybody would like a copy.

Councilor Escoffier wanted to pull item 4B from discussion because it is listed as setting the 2022 Meeting Dates. There was also an error where 2022 was used rather than 2023. She would like it to come back corrected. She would like to make a motion for this because she doesn't feel comfortable correcting the agenda since it had already been posted.

Vice Mayor Moore clarified that Councilor Escoffier was asking to pull 4B from discussion. Mayor Jenkins said if there were no further questions, Council can approve the Consent Agenda, minus 4B.

Vice Mayor Moore said that if they remove 4B, they will not have meetings set, so she wondered where this would leave them.

Ms. Pemberton recommended to Council to acknowledge the typo publicly, then let the Clerks Office correct the typo, so they can approve the meeting dates and proceed. If they were to pull this off, they would have to have a meeting before January 1st to address the meeting minutes.

Councilor Escoffier wanted to have an attorney available to correct the agenda. She said they can easily make a motion to correct the resolution, but it's correcting the agenda that

was her concern.

Councilor McPhail said that the resolution can have the 2022 typo in it because they're voting on it in 2022. Councilor Escoffier told her that was correct, but in the Agenda, it says they are setting the "2022 Meeting Dates", which is not correct. She wondered if you could correct an error on the Agenda while you're at the meeting. She thought it sounded like a good legal question.

Ms. Pemberton said they could ask the Town Attorney. Vice Mayor Moore agreed they should call him. Town Attorney Steve Coleman was on the line.

Councilor Murdock said that she would have no problem making a correction to the resolution, changing the date to 2023.

Mr. Coleman said he agrees. The agenda item refers to the correct number and the document is part of the agenda packet, so the public has had an opportunity to review the dates, and the actual meeting dates are correct within the document. He believes they can adopt the resolution and just note for the record that there is a typo and the intent was to adopt the 2023 schedule.

Mayor Jenkins told him that it was a little more detailed than that because there were several meeting dates that are incorrect as well that list 2022 for the commissions. She wondered if they must go through every incorrect date in order to make a motion. She went through the packet to show Mr. Coleman all the incorrect dates.

Mr. Coleman said that because there will be a meeting on January 4th, the most efficient thing to do would be to adopt this resolution and then have it be subject to corrections later because the Council Meetings are correct. On the January 4th Council Meeting, he recommends putting on the agenda an amended schedule correcting all the issues.

Mayor Jenkins said she was pleased with that.

Councilor Escoffier made a **motion** to approve the consent agenda items 4A and 4C and pull item 4B for separate consideration. Councilor Baker made a second motion.

Roll Call Vote:

Councilor Baker: Aye

Councilor Escoffier: Aye

Councilor McPhail: Aye

Councilor Murdock: Aye

Councilor Whatley: Aye

Vice Mayor Moore: Aye

Mayor Jenkins: Aye

Motion Passed 7-0

Mayor Jenkins went back to 4B.

Councilor Escoffier made a **motion**, to approve item 4B setting the 2023 meeting dates and times and noting that the resolution should read a resolution of the Mayor and

Common Council the Town of Camp Verde Yavapai County Arizona setting the 2023 meeting dates and times for meetings of the Council and all Commissions in superseding resolution 2021-1081 that we approve it and bring it back for amendment in January. Councilor McPhail made a second motion.

Councilor Baker made mention that they list two meetings per month for Council. She said often, however, because of all they must put on the schedule, the meetings are very long. In the past they have scheduled the second Wednesday of the month for a work session if needed. She wonders if they should set up more meetings than they have listed. She knows that 2 meetings a month won't work for everything.

Mayor Jenkins said that in years past they would end up cancelling the work session, which means the Clerks office would then have to do notices to cancel meetings. That's why they weren't scheduling the work sessions ahead of time, but instead as they needed them.

Councilor Baker said that they may need to address this in a better manner because what they're having to do is set more meetings that are not on the schedule because they are needed.

Mayor Jenkins didn't have an answer for her.

Councilor Escoffier said she was okay setting this the way it was and then, if need be, they can add additional meetings. It's easier for the Clerk, rather than continuously having to send out notices to cancel meetings.

Roll Call Vote:

Councilor Baker: Nay

Councilor Escoffier: Aye

Councilor McPhail: Aye

Councilor Murdock: Aye

Councilor Whatley: Aye

Vice Mayor Moore: Aye

Mayor Jenkins: Aye

Motion Passed 6-1

5. **Call to the Public for items not on the Agenda. (Please complete Request to Speak Card and turn in to the Clerk.)** 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. At the conclusion of an open call to the public, individual members of the public body may respond to criticism made by those who have addressed the public body, may ask staff to review a matter or may ask that a matter be put on a future agenda. However, members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action.

(Pursuant to ARS §38-431.01(H))

Jessica Oium asked to go first. She spoke regarding her property and the point system the Town has regarding horses on properties. She would like Council to review and change the current animal count and point system. She purchased her

property with five stalls and a hay barn back in April of 2011. The animal count became an ordinance in 2011. She would like to know if her property is grandfathered in. Nobody can tell her. All she has been told is that it will be investigated. She has six horses on her property, two of which are retired. She has a son who is part of FFA as well as multiple rodeo associations. Both of her children are involved in many rodeo events. These events require multiple horses. She also owns a dog breeding business. Current code says that this is too many animals on her one acre. Regarding her son's rodeo events, this limits what he's able to compete in. She said her horses are not out there free ranging and roaming. They are very dependent on her family to take care of them. Additionally, the current code system is not allowing them to raise their own meat. She believes the code is limiting not only her family, but many families in town who are involved in the same activities. In the past her family was approved for a youth permit for their horses. John Knight, however, says he is denying her application for a youth permit because the town code states "market animal" for the permit. There seems to be a misunderstanding between Mr. Knight and the Youth Permit. They have applied for a business license for her dog breeding and raising. Per current code, she should be able to be approved for this, however, she was denied this license by Mr. Knight who told her she does not meet the current code for this. She's been to court for her dog breeding business and the supposed breaking of Town code. Ms. Oium feels she has jumped through every hoop possible to be able to proceed forward on her property with her various animals. It has taken an emotional toll on her. There have also been instances where she has caught Town employees snooping over her privacy fence to check on her animals. She had scheduled visits with Community Development and found an employee in an unmarked vehicle unscheduled at her house. She is asking Council to address these issues because she feels she is being treated like a criminal due to breaking code.

Mayor Jenkins asked that staff take note of all of this and add a follow up to Mrs. Oium.

Debbie Roulette said she had a negative response on the raise. However, she wanted to say that she appreciates Mayor Jenkins and Vice Mayor Moore. They do not get paid enough for what they do, but they do so much.

Mary Phelps spoke regarding animal counts and youth permits. She said back in August of 2022, there were numerous people who showed up to the Planning and Zoning meeting regarding the right to farm. The meeting held many stories like Jessica Oium. It was brought up by the Commission that a committee be formed within the community with regards to the number count of animals, the right to farm, right to ag, non-conforming properties, and setbacks. During this time, Ms. Oium was bringing up her issues, and was told by John Knight that they would talk. Fast forward to now, and Mrs. Oium was here at this meeting to talk about the same issues, meaning this same item is not being taken care of. She has been at a previous Council Meetings asking that this committee be formed to start addressing some of these issues. Still to this day, she has not heard anything from Planning and Zoning or the Council regarding this. She feels a lot of these problems exist in the town of Camp Verde. She has done research in other towns that do not have animal counts, nor any regulations, minus sq. footage regulations. Wickenburg and Cave

Creek have a “Code of the West” that gives insight on how to avoid surprises and be a good neighbor in their rural, farm and ranching towns. She thinks they need to protect what they have in this Town, not the other way around.

Christa Brunori spoke regarding animal count and youth AG permits. She too agreed with those that spoke before her on the point system that the Town has. It’s an issue that keeps coming up in the Town. She believes it is now in the Council’s hand to make the change needed. She believes more people are being weaponized, than they are being protected. She would like to see this put on the agenda for a Council Meeting soon.

John Lacy spoke regarding Camp Verde and its original roots. He too agreed with those who spoke before him. He’s a proponent of saving their way of life, their Western Culture. He is a long time Verde Valley resident, and he’s seen what’s happened in other towns. He feels Camp Verde is the last vestige of how the Verde Valley used to be. He wants to protect what they have here. The Town is slowly leaving the way of life that so many who have lived there for so long are used to. New residents are coming in and wanting to change this Town to be like where they came from. To add a historical perspective to the Oium’s property. He has a coworker who had the property over 30 years ago. They were the ones who built the stalls, that now the city is saying is too many for that size of property. He feels that this means they should be able to have what already exists on their property.

Ms. Pemberton asked if Mayor Jenkins had any direction to staff on these cards. Mayor Jenkins said all of it is related, and after the first speaker she asked staff to follow up on the issue.

6. Special Announcements and Presentations:

- **None**

7. Discussion, Consideration and Possible Approval of the FY24 Budget Calendar;
Staff Resource: Mike Showers

Finance Director, Mike Showers said this is his second attempt to get a calendar that’s going to work for Council. He said basically everything is the same, but he added the 22nd for the Town Fees. There will be a work session for that. He added optional days as well. Two of those days might conflict with Planning and Zoning, however, Planning and Zoning said they could move their meeting.

Vice Mayor Moore thanked Mr. Showers for working the dates out and changing them to evenings. She also thanked him for creating a survey for the town. She said it’s a great way to get people involved.

Mr. Showers said they have had over 2% responses. Hopefully the word will continue to get out. Right now, it’s mostly social media and web page that people are seeing it. Councilor Escoffier wanted to thank Mr. Showers for the detailed timeline.

He told Councilor Baker, regarding her input on work sessions, he had 5 of the first 10 second and fourth Wednesdays scheduled in the budget calendar as budget times.

Councilor Murdock said she won’t be available on May 17th, which she knows is a big

one. If she has any notes or commentary, she'll send it with the Mayor and Clerk.

Vice Mayor Moore made a **motion** to approve the proposed budget calendar for FY2023-2024. Seconded by Councilor Baker.

Roll Call Vote:

Councilor Baker: Aye

Councilor Escoffier: Aye

Councilor McPhail: Aye

Councilor Murdock: Aye

Councilor Whatley: Aye

Vice Mayor Moore: Aye

Mayor Jenkins: Aye

Motion Passed 7-0

Vice Mayor Moore told Mr. Showers they will need him for another item this evening. He said he is picking up his daughter from the airport. Vice Mayor Moore told him they will muddle by without him and to drive safely.

8. **Discussion, Consideration and Possible Approval to accept or reject the FIRST AMMENDMENT TO LEASE AGREEMENT Between the Town of Camp Verde and Verde Lakes Recreation Corporation 2022 for Parcel 404-15-257C.** Staff Resource: Kathy Hellman

Ms. Hellman said that most of the Verde Lakes Recreation Board is here this evening. She said it's been something they've been working on for a while now. She believes the agenda item is straight forward. Councilor Escoffier had asked a question prior to the meeting regarding the lease agreement. Ms. Hellman let her know that she checked with the state librarian to see if anything would be affected by the SGIAC Grant, and they said it wouldn't. They are comfortable with the amendment. The 25-year lease on that property allows them to accept the grant. If the amendment is proven, they will still be going through the community assessment with the community development. They will go through with the steps they need to go through.

Councilor Escoffier asked if the lease didn't renew, would the improvements revert to the property owners. Ms. Hellman said yes. Councilor Escoffier also asked if they'll be seeing the grant application come back to them anytime soon. Ms. Hellman said she hopes so, but it was pulled from this agenda ahead of time because of time constraints. Councilor Escoffier is anxious to see it and approve it.

Councilor Baker asked her if the 25-year requirement is standard with grants.

She said no, they require you to own the property, but a 25-year lease satisfies that requirement instead.

Councilor Baker asked if Mr. Moore and Ms. Duncan, who are the Verde Lakes Recreation Corporation, are here this evening.

Ms. Hellman said that Mr. Moore was here, wondering if Councilor Baker needed to speak with them? She said no.

Deborah Moody wanted to speak on this item. She thanked them for their willingness to follow through with the library. It's Verde Lakes' 50th anniversary, and her family has been a part of it since the beginning. There has been struggle out there for generations

with children and adults getting into trouble. Bringing the library to Verde Lakes will open a full new future for them. She thanked them again for letting Verde Lakes be a part of what Camp Verde is all about. Her family would have chosen to give the property to the town, if it wasn't for the corporation.

Councilor Baker made a **motion** to accept the first amendment to lease agreement between the Town of Camp Verde and Verde Lakes Recreation Corporation 2022. Councilor Escoffier made a second motion.

Roll Call Vote:

Councilor Baker: Aye

Councilor Escoffier: Aye

Councilor McPhail: Aye

Councilor Murdock: Aye

Councilor Whatley: Aye

Vice Mayor Moore: Aye

Mayor Jenkins: Aye

Motion Passed 7-0.

9. Discussion, Consideration, and Possible Direction to staff regarding budgeted hiring schedule. Resource: Vice Mayor Moore

Councilor Moore said that it's not a hiring freeze she's asking for. She wants to discuss unfulfilled and filled positions that are approved for the fiscal year. The ones that are still open are Deputy Town Manager, IT Manager, Storm Water Tech, Civil Engineer, and Library Manager. The Library Manager has been posted, closed, and an applicant has been accepted.

She wants discussion about the finance portion for this. They don't have an updated monthly financial report, and they haven't gotten one since September. She's looking for direction on this and a discussion on what their priority is with these positions. She wonders if they want their Interim Manager to deal with this, or should they wait until they hire their actual manager.

Councilor McPhail thanked her for bringing this up and said they can't assume staff knows the direction until Council discusses it. She crunched some numbers, and she thought maybe they should put the hiring of the Deputy Town Manager on hold. They will have an interim, and their full-time real manager. She feels who they hire full time should have a say in who the Deputy Town Manager is. Her estimate is it's about \$130,000. Additionally, she thinks they can take care of their unforeseen issues they'll be discussing later if they don't go out for a Deputy Town Manager. She thinks there is a need for the other positions.

Mayor Jenkins said that her thought process wasn't necessarily about the money. She's already run the numbers and knew they were going to use the savings. They're in a transition period right now. She would like to hold off on positions that aren't necessary until they have an Interim Manager in to look at things and give their opinion. She said a few of these positions would report to the Interim Manager.

Councilor Baker agrees with Mayor Jenkins. She thought they already decided not to move forward with a Deputy Town Manager.

Councilor McPhail agreed. They're moving forward quickly, so it's okay to put Deputy Town Manager, Storm Water Tech, Civil Engineer, and IT Manager positions on hold while they wait for the Interim Manager. Because the Library Manager position has

been filled, they need to move forward with that one.

Vice Mayor Moore said she recalls things a little differently. She said there was an issue back in September with the Civil Engineer position. It came back to them as an Assistant Engineer, and they asked them to come back to them with an Engineer description and salary. Though there's no recorded minutes or video of this conversation they had back in October, she recollected that they had a discussion that the money they're boosting to the Engineer, would come from holding back on the Library Manager position. She said they can put a stop to the hiring of this position. The Civil Engineer job is posted. She wants to know if they are stopping all the not posted positions or stopping all the unfulfilled positions. She'd like to know what Council recollects of that conversation. She would like to know where they're at with things that are not recorded in the minutes. She also feels it's bothersome to not have updated financials in front of her to see where they stand.

Councilor Murdock wants to hold off on the Deputy Town Manager Position. She thinks they need to continue seeking IT Manager, Storm Water Manager, and Civil Engineer. They've had a hard time looking, so she feels they need to keep it open. She asked if there were any applications received for any of these positions. It was clarified to her that IT and Storm Water are not posted, but they have not received applications on the other. She thought they were holding off on the Library Manager position as well. She remembers visiting that topic but deciding to wait to see how things were going since they had other positions they were seeking. She doesn't want this to come across as a hiring or wage freeze. There's a consensus that some of these positions need to be investigated.

Vice Mayor Jenkins said on two of the positions the job description isn't even approved yet.

Councilor McPhail said that her recollection was that they were going to wait until January for the Library Manager.

Councilor Escoffier said she wasn't part of the meeting where they discussed the Library Manager positions, but she recalls from the audience that there was a swap between the Library Manager and Community Development Planner. She would support holding off on these until the Interim City Manager is in place.

Vice Mayor Moore said she wants to be very clear for staff. She gets frustrated when there is a lot of discussion, but things aren't clear. She wants to know if they are going to hold off on the Deputy Town Manager, IT Manager, and Storm Water Tech because they aren't posted. The Civil Engineer position is posted, and Library Manager has a selection, so are they going to move forward with those, or stop what they're doing on all the positions until Interim Manager is in place.

Councilor Murdock said she doesn't want to stop the job descriptions on the ones that need them approved. She would like to see the Deputy Town Manager position removed. She would like to continue moving forward on the IT Manager job description approval. She would also like to see Storm Water Tech and Civil Engineer job description approval. She asked for a current update of where they are at with the Library Manager position.

Kathy Hellman gave an update on the Library Manager position. She said the position has been opened. They had an interview, made an offer, and that offer has been

accepted. The offer letter has already gone out.

Ms. Pemberton said there were 3 individuals online that would like to speak about the situation.

Mr. Showers said they have sent out the October Monthly financial. She should have received that. The November one isn't due. The quarterly report has been posted online and was set to be given tonight, but it was pulled off the agenda due to time constraints. He said they have the most relevant financial information in front of them to see how things are progressing at this point. He said if they'd like to see any other specific items regarding making hiring decisions, they will get that to them.

Vice Mayor Moore and the rest of Council said they never received the October Monthly Financials. Ms. Pemberton said it was sent December 5th. Mr. Showers said he will have Ms. Pemberton send it again. Ms. Pemberton resent the email.

Director of Public Works, Ken Krebbs called in because he doesn't feel the pay scale is correct for the Civil Engineer. He's working closely with the new Utilities Director, and both have been researching the positions. They both agree they don't think they can bring the proper person in at that pay scale. He would like to take their time and work together on this. He doesn't want to stop the proceeding of that position, but he wants to make sure it is filled correctly.

Camp Verde, on the chat, wanted to know the rationale for holding off on hiring the Library Manager position. Council inquired who this person was, however, their name just said, "Camp Verde". Vice Mayor Moore said the rationale is that they have positions they created this year, and that position was talked about to be held off on during a meeting in October. There are no minutes or recordings of that conversation, but majority remember that it was put off till sometime in the New Year. It was, however, posted and filled, though all are not in agreement.

Councilor Murdock asked whether it was okay to have discourse between the online comments and Vice Mayor Moore. Ms. Pemberton told her that normally she can read the comments, and Council isn't able to respond, but in this case, Council is able to defend themselves.

Councilor Murdock asked Mr. Krebbs if it's possible to contract out with a Civil Engineering firm. At what point are they at that they need a Civil Engineer to review their daily and weekly plans, as well as projects moving forward? He said they can absolutely contract out, but he'd need to go out and check on prices to see how cost effective it is. They've had two applicants so far. He wants to make sure they hire the right person and take their time on it. He's here to serve Council and wants to make sure he does it correctly.

Councilor Murdock thanked him and said she just wanted to see where they were at with that position and explore different things.

Mr. Krebbs said there's a lot of liability with that position and he wants to make sure they're covered.

Councilor Whatley said her recollection was that they gave the library two different positions. She was happy that they said yes to those positions. She believes that it was posted and filled because they gave the okay for it.

Mayor Jenkins summarized that the Deputy Town Manager is on an indefinite hold. The IT Manager, Storm Water Tech, and Civil Engineer positions need to have their job descriptions revamped or brought to Council. The Library Manager position has been filled. She did not support this job during the Work Session or Budget Meeting, nor does she support it now, but what's done is done. They need to do the right thing.

Councilor Baker wanted to thank Mayor Jenkins for summarizing that. She said the discussion regarding the Civil Engineer and contracting out for it really points out the good reason to hold off on all of this until they have the Interim Town Manager or a permanent Town Manager.

Vice Mayor Moore made a **motion** to direct staff to come back to Council with appropriate job descriptions and salaries for the IT Manager, Storm Water Tech, and Civil Engineer Positions. The Deputy Town Manager position will be put on a definite hold. Motion was seconded by Councilor Whatley.

Roll Call Vote:

Councilor Baker: Aye
Councilor Escoffier: Aye
Councilor McPhail: Aye
Councilor Murdock: Aye
Councilor Whatley: Aye
Vice Mayor Moore: Aye
Mayor Jenkins: Aye

Motion Passed 7-0.

10. **Discussion, Consideration, and Possible Approval of Ordinance 2022-A470, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, to amend Zoning Ordinance Section 203 – Use Districts to include a new overlay district. This district will provide flexibility in the areas of height, density, and intensity for an associated highway interchange location.** Staff Resource: John Knight, Director

This agenda item is being skipped.

11. **Call to the Public for items not on the Agenda. (Please complete Request to Speak Card and turn in to the Clerk.)** 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. At the conclusion of an open call to the public, individual members of the public body may respond to criticism made by those who have addressed the public body, may ask staff to review a matter or may ask that a matter be put on a future agenda. However, members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for

discussion and legal action. (Pursuant to A.R.S. §38-431.01(H))

No cards.

- 12. Council Informational Reports.** These reports are relative to the committee meetings that Council members attend. The Committees are: Copper Canyon Fire & Medical District, Yavapai College Governing Board, Yavapai Apache Nation, Intergovernmental Association, NACOG Regional Council, Verde Valley Regional Economic Organization (VVREO), League Resolutions Committee, Arizona Municipal Risk Retention Pool, Verde Valley Transportation Org, Verde Valley Transit Committee, Verde Valley Water Users, Verde Valley Homeless Coalition, Verde Front, Verde Valley Steering Committee of MAT Force, Public Safety Personnel Retirement Board, Phillip England Center for the Performing Arts Foundation. 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.

Council Reports are being skipped.

Mayor Jenkins said her plan was to go into Executive Session by 8p.m.

Vice Mayor Moore asked to skip this so they can take a restroom break before Executive Session.

- 13. 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.

The Manager and Staff Reports were skipped.

- 14. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING SEPARATION AGREEMENT FOR TOWN MANAGER RUSS MARTIN. COUNCIL MAY VOTE TO ADJOURN INTO EXECUTIVE SESSION PURSUANT TO A.R.S. §38. 431.01 (A)(3) FOR LEGAL ADVICE ON THIS AGENDA ITEM.” RECESS INTO AND HOLD EXECUTIVE SESSISON PURSUANT TO A.R.S. §38. 431.01 (A)(3) FOR LEGAL ADVICE ON THIS AGENDA ITEM.”**

Council member McPhail made a motion to enter into Executive Session.

Council member Baker seconded the motion.

Roll Call Vote:

Councilor Baker: Aye

Councilor Escoffier: Aye

Councilor McPhail: Aye

Councilor Murdock: Aye

Councilor Whatley: Aye

Vice Mayor Moore: Aye

Mayor Jenkins: Aye

Motion Passed 7-0.

- **Recess into and hold Executive Session pursuant to A.R.S. §38.431.03 (A)(2) and (A)(3).**

Council entered into Executive Session at 8:00 pm.

- **Reconvened Open Session at 8:24 pm**

Council member McPhail made a motion to approve the separation agreement with Russ Martin. Motion was seconded by Council member Baker

Roll Call Vote:

Councilor Baker: Aye
Councilor Escoffier: Aye
Councilor McPhail: Aye
Councilor Murdock: Aye
Councilor Whatley: Aye
Vice Mayor Moore: Aye
Mayor Jenkins: Aye

Motion Passed 7-0.

15. DISCUSSION AND/OR ACTION REGARDING AN AGREEMENT WITH INTERIM PUBLIC MANAGEMENT FOR INTERIM TOWN MANAGER SERVICES. NOTE COUNCIL MAY, BY MAJORITY VOTE, RECESS THE MEETING, HOLD AN EXECUTIVE SESSION WITH STAFF AND THEN RECONVENE FOR DISCUSSION AND POSSIBLE ACTION ON THIS ITEM AS COVERED UNDER A.R.S. 38-431.03 (A)(1) AND (A)(4). STAFF RESOURCE: HEATHER VINSON AND STEVE COLEMAN

- **RECESS INTO AND HOLD EXECUTIVE SESSION PURSUANT TO A.R.S. §38.431.03 (A)(1) AND (A)(4).**

Council member Whatley made a motion to enter into Executive Session.
Council member McPhail seconded the motion.

Roll Call Vote:

Councilor Baker: Aye
Councilor Escoffier: Aye
Councilor McPhail: Aye
Councilor Murdock: Aye
Councilor Whatley: Aye
Vice Mayor Moore: Aye
Mayor Jenkins: Aye

Motion Passed 7-0.

Council entered into Executive Session at 8:26 pm

- **Reconvened Open Session at 8:36 pm**

Council member McPhail made a motion to approve the professional service agreement with IPM for the placement of Gayle Mabery as Interim Town Manager. Council member Escoffier seconded the motion.

Roll Call Vote:

Councilor Baker: Aye
Councilor Escoffier: Aye
Councilor McPhail: Aye
Councilor Murdock: Aye
Councilor Whatley: Aye
Vice Mayor Moore: Aye
Mayor Jenkins: Aye

Motion Passed 7-0.

16. **Consideration and action to adjourn into executive session for advice from the Town's attorneys on legal issues relating to or arising from the recruitment process for interim Town Manager, pursuant to A.R.S. § 38-431.03(A)(3), and for consultation with and instruction to the Town's attorneys regarding the Town's position on a possible notice of claim or legal action relating to surveying and planning services, pursuant to A.R.S. § 38-431.03(A)(4). Staff Resources – Stephen B. Coleman and Cathy Bowman.**

Council member McPhail made a motion to recess for a short break and then enter into Executive Session. Council member Baker seconded the motion.

Roll Call Vote:

Councilor Baker: Aye
Councilor Escoffier: Aye
Councilor McPhail: Aye
Councilor Murdock: Aye
Councilor Whatley: Aye
Vice Mayor Moore: Aye
Mayor Jenkins: Aye

Motion Passed 7-0

Executive Session began at 8:46 p.m. After a recess restroom break that started at 8:37 pm.

- **Recess into and hold Executive Session pursuant to A.R.S. §38.431.03 (A)(2) and (A)(3).**

• **Reconvened Open Session at 9:38 pm**

No action taken.

- 17. Discussion, Consideration, Consultation and Direction to staff regarding the purchase of real property. Note Council may, by majority vote, recess the meeting, hold an executive session with staff and then reconvene for discussion and possible action on this item as covered under A.R.S. 38-431.03 (A)(7). Staff Resource: Steve Ayers and Heather Vinson**

Council member McPhail made a motion to enter into Executive Session.
Council member Escoffier seconded the motion.

Roll Call Vote:

Councilor Baker: Aye
Councilor Escoffier: Aye
Councilor McPhail: Aye
Councilor Murdock: Aye
Councilor Whatley: Aye
Vice Mayor Moore: Aye
Mayor Jenkins: Aye

Motion Passed 7-0

Executive Session began at 9:42 pm

- **Recess into and hold Executive Session pursuant to A.R.S. §38.431.03 (A)(7).**
- **Reconvened Open Session at 9:59 pm**

No action taken.

- 18. Adjournment at 10:00 pm**

Mayor Dee Jenkins

Attest: Attorney Steve Coleman

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 December 21, 2022. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this _____ day of _____, 2023.

Steve Coleman, Attorney

Note: Upon a public majority vote of a quorum of the Town Council, the Council may hold an executive session, which will not be open to the public, regarding any item listed on the agenda but only for the following purposes:

(1) Discussion or consideration of personnel matters (A.R.S. §38-431.03(A)(1)); (2) Discussion or consideration of records exempt by law (A.R.S. §38-431.03(A)(2)); (3) Discussion or consultation for legal advice with the attorneys of the public body. (A.R.S. §38-431.03(A)(3)); (4) Discussion or consultation with the attorneys of the public body in order to consider its position and instruct its attorneys regarding the public body's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation (A.R.S. § 38-431.03(A)(4)); (5) Discussion or consultation with designated representatives of the public body to consider its position and instruct its representatives regarding negotiations with employee organizations (A.R.S. §38-431.03(A)(5)); (6) Discussion, consultation or consideration for negotiations by the town or its designated representatives with members of a tribal council, or its designated representatives, of an Indian reservation located within or adjacent to the city (A.R.S. §38-431.03(A)(6)); (7) Discussion or consultation with designated representatives of the town to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property (A.R.S. §38-431.03(7)).

Pursuant to A.R.S. §38-431.01 Meetings shall be open to the public - All meetings of any public body shall be public meetings and all persons so desiring shall be permitted to attend and listen to the deliberations and proceedings. All legal action of public bodies shall occur during a public meeting. The Town of Camp Verde Council Chambers is accessible to persons with disabilities. Those with special accessibility or accommodation needs, such as large typeface

print, may request these at the Office of the Town Clerk at 928-554-0021.

CERTIFICATION OF POSTING OF NOTICE

The undersigned hereby certifies that a copy of the foregoing notice was duly posted at the Town of Camp Verde and Bashas on 12-16-2022 at 11:00 a.m. in accordance with the statement filed by the Camp Verde Town Council with the Town Clerk

Cindy Pemberton

Cindy Pemberton, Town Clerk



Support your local merchants

**DRAFT MINUTES
TOWN OF CAMP VERDE
REGULAR SESSION
MAYOR AND COUNCIL
473 S. MAIN STREET, SUITE 106
WEDNESDAY, JANUARY 4, 2023 at 6:30 P.M.**

ZOOM MEETING LINK:

<https://us02web.zoom.us/j/83424391469?pwd=bis3b01FWDd6RHJzVy9KR2hoNVpyUT09>

One Tap Mobile: 1-253-215-8782 or 1-346-248-7799

Meeting ID: 834 2439 1469

Passcode: 716039

Note: Council member(s) may attend Council Sessions either in person, by telephone, or internet/video conferencing.

1. **Call to Order** Mayor Jenkins called the meeting to order at 6:30 P.M.
2. **Roll Call.** Council Members Jackie Baker (Absent), Wendy Escoffier, Cris McPhail, Jessie Murdock, Robin Whatley, Vice Mayor Marie Moore, and Mayor Dee Jenkins.
3. **Pledge of Allegiance** Vice Mayor Moore led the Pledge of Allegiance.

Mayor Jenkins introduced the Interim Town Manager, Gail Mabery, who comes with great credentials. She also introduced Trish Stuhan, who is from Pierce Coleman Attorneys, the attorney firm they've recently engaged. Additionally, Mayor Jenkins stated, Ms. Mabery asked to take out Agenda Item 11.

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 – November 2, 2022
- 2) Work Session – November 9, 2022
- 3) Special Executive Session – November 16, 2022
- 4) Regular Session – November 16, 2022
- 5) Special Executive Session – November 18, 2022
- 6) Special Executive Session – November 23, 2022
- 7) Regular Meeting – December 7, 2022

b) Set Next Meeting, Date and Time:

- 1) Work Session- Wednesday January 11, 2023 at 5:30 p.m.
- 2) Regular Session – Wednesday January 18, 2023 at 6:30 p.m.
- 3) Work Session – Wednesday January 25, 2023 at 5:30 p.m.

4) Regular Session – Wednesday February 1, 2023 at 6:30 p.m.

Mayor Jenkins informed Council that before a motion is made, please take note that corrections were previously submitted to the Clerk's Office.

c) ***Approval of Resolution 2022-1102, A Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona setting the 2023 Meeting Dates and Times for meetings of the Council and all Commission/Committees, and superseding Resolution 2021-1081. Staff Resource: Cindy Pemberton and John Knight***

d) ***Approval and Possible Adoption of 2023 policy statement that authorizes the Mayor, as the Town Chief Elected Official to support or oppose bills introduced during Legislative Sessions when they affect the Town's interest and require an immediate response. (Town Code Section 2-2-4F) Staff Resource: Town Clerk Cindy Pemberton***

Councilor Escoffier had some corrections to the November 16th and December 7th meeting. For the November 16th meeting, she said that on Item 14, the last sentence said, "5 members instead of 7" and it should say "allowing a minimum of 5 members up to 7 members".

For the December 7th meeting, it said "Mayor Jenkins said option C is not an option", and she feels it should include "because she believes the decision to go past 10PM should be made by the entire Council".

Ms. Pemberton agreed with Councilor Escoffier's first correction.

Ms. Pemberton read the transcript of December 7th verbatim and inquired how Mayor Jenkins wished to move forward.

Councilor Escoffier said she would like to know what Mayor Jenkins thought.

Mayor Jenkins said she agreed with Councilor Escoffier and would like to see it be verbatim, as it looks better to give context on why she said that.

Councilor Escoffier made a motion to approve item 4 Consent Agenda with the changes noted for the minutes. There was a second by Councilor McPhail.

Roll Call Vote:

Councilor Baker: Absent

Councilor Escoffier: Aye

Councilor McPhail: Aye

Councilor Murdock: Aye

Councilor Whatley: Aye

Vice Mayor Moore: Aye

Mayor Jenkins: Aye

Motion Passed 6-0.

5. **Call to the Public for items not on the Agenda. (Please complete Request to Speak Card and turn in to the Clerk.)** 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. At the conclusion of an open

call to the public, individual members of the public body may respond to criticism made by those who have addressed the public body, may ask staff to review a matter or may ask that a matter be put on a future agenda. However, members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. (Pursuant to ARS §38-431.01(H))

Steven Magoon spoke regarding animal counts. They moved to this area with their animals to enjoy the rural lifestyle. Their experience on their property has been very difficult because of a neighbor across the street who continuously breaks code with his animal count. Since said neighbor bought the property in April of 2021 there have been as many as 20 animals penned up on 2.3 acres, 150 ft from his house. 18 months ago, they filed their first complaint with the Town's compliance officer, who made a special arrangement with the property owner, stating he could have excessive animals on the property to rope with his friends and family, but they had to be removed the same day. Mr. Magoon feels that this neighbor was given a special use permit, without the benefit of review or a hearing. It is to his understanding that this agreement was never registered in any way with the Town. The way the neighbor took to removing his animals at night was to illegally clear adjacent forest service land. This land is closer to Mr. Magoon's home. Further complaints regarding the property being used as a feed lot resulted in Mr. Magoon being told that his neighbor followed the agreement because the animals were not on his property 24/7. He took that matter to the forest service, and it took seven months for the forest service to get the animals removed. The animals were moved to another, adjacent property owner's parcel, and would then be moved at night. When Mr. Magoon filed another complaint, he again told that his neighbor was being compliant with his special use permit. The case was closed. The neighbor held an informational gathering meeting to answer questions brought forth by effected neighbors. This meeting took place on November 17th, one day after the Arena Del Loma meeting. His neighbors were invited to speak, but it seemed that every roping enthusiast was summoned as well. At this meeting, Mr. Magoon was called names and told to move. The animals that he speaks of have never been on more than 3.5 acres. Other neighbors have spoken up, saying they'd give their points over to these animals.

Mayor Jenkins told him his letter would be given to the Manager for review.

David Grondin, a long-term resident of the Verde Valley, spoke on zoning violations. He spoke in support of Mr. Magoon. He lives adjacent to the property that Mr. Magoon is speaking of. The properties all lie within the areas known as Quarterhorse Rancho Verde Character Area. This area is under section B, and the goal is to maintain the rural residential and agricultural character of the area. He gave background of the town of Camp Verde and when it incorporated. The reason for this incorporation was to control its own destiny. In so doing, it inherited the property zoning restrictions already in place for residential districts as established by the County. He believed there was code manipulation to favor certain property owners of site-specific restrictions. He also believes his and Mr. Magoon's neighbor is violating these restrictions and is wrongly being allowed to do so. He said it opens an ugly can of worms. He is a board member of the Sierra Verde

Property Owner's Association and believes the Town of Camp Verde has put themselves in a double jeopardy because residents are being allowed to do things that violate Sierra Verde Property Owner Associations CCNR's.

Mayor Jenkins told him he can give the letter to the Clerk so she can make copies for everyone.

6. Special Announcements and Presentations:

- **None**

7. Council Informational Reports. These reports are relative to the committee meetings that Council members attend. The Committees are: Copper Canyon Fire & Medical District, Yavapai College Governing Board, Yavapai Apache Nation, Intergovernmental Association, NACOG Regional Council, Verde Valley Regional Economic Organization (VVREO), League Resolutions Committee, Arizona Municipal Risk Retention Pool, Verde Valley Transportation Org, Verde Valley Transit Committee, Verde Valley Water Users, Verde Valley Homeless Coalition, Verde Front, Verde Valley Steering Committee of MAT Force, Public Safety Personnel Retirement Board, Phillip England Center for the Performing Arts Foundation. In addition, individual members may provide brief summaries of current events. The Council will have no discussion or act on any of these items, except that they may request that the item be placed on a future agenda.

Mayor Jenkins said they moved this to the beginning of the meeting so the public would be able to hear it.

Councilor Whatley said the Philip England Center for Performing Arts is trying to bring cultural events to the town. The next one is on Sunday, January 8th at 3pm. Uptown Big Band will be performing. Also, on February 5th at 3:00 p.m. there will be a presentation by Dr. Luis Crandel, discussing the Yavapai Apache Scouts. She said the Director of Lowell Observatory is coming to talk about the dark skies on March 5th at 3:00 p.m.

Councilor McPhail said that she continues to attend teen game night. She also attended the Economic Development interviews with Mayor Jenkins. She is the liaison of the Yavapai Apache Nation. She shared that on the agenda of Yavapai-Apache Council, they are getting consultants to help them with their land exchange. They believe the land exchange will be complete in two years.

Vice Mayor Moore said that on Dec 14th she attended the Verde Front Leadership Council Meeting. She was pleasantly surprised. It covers a lot of outdoor recreation. She looked forward to being a representative on behalf of the Town and encourage the public to attend.

Councilor Escoffier said on Dec 15th and 16th she attended the Arizona League of Cities training for newly elected officials. She thought it was a great training and very worthwhile.

Councilor Murdock had nothing.

Mayor Jenkins attended the bi-weekly Verde Valley Mayor/Manager meeting. She finds it to be quite informative. She also attended the monthly meeting of the Yavapai-Apache Nation and the Town of Camp Verde. She also attended the Economic Development interviews. She was very impressed. She said January 16th is MLK and Chandler Plante has requested that she speak at the town event. She hopes to see a great turn out.

8. **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 act on any such item, except that an individual Council member may request that the item be placed on a future agenda.

Interim Town Manager Gail Mabery spoke about a ten-question budget survey posted on the Town website and encouraged people to weigh in and answer the questions. She said they are still seeking applicants for the newly created Parks and Recreation Commission. For anyone interested serving, the application is on the website.

She said typically the regular session Council Meetings are twice a month, but there will be lots of extra meetings between now and the next five months because they are going into budget and interviews for the Town Manager. She said Town offices will be closed on Monday, January 16th for MLK Day.

Corey Rowley said this week they hired a new deputy. He gave an update on their K9, Gunner, and the various drugs he detected this week. He's been successful with getting drugs out of the community since they've had him.

9. **Discussion, Consideration, and Possible Approval of Ordinance 2022-A470, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, to amend Zoning Ordinance Section 203 – Use Districts to include a new overlay district. This district will provide flexibility in the areas of height, density, and intensity for an associated highway interchange location.** Staff Resource: John Knight

John Knight, Community Development Director, prepared a PowerPoint. He stated they are looking for an Overlay Zone that would make sense around the area where they believe the greatest intensity of usage should occur in Camp Verde. There was some previous interest in building a higher building in that area. An Overlay Zone is an additional district on top of the existing zoning district. An Overlay Zone allows you to make modifications to the standards, but not to the uses. For example, you can modify the height.

He read through the history of a height amendment that was approved by Council early last spring for Verde Commercial Property. The discussion at the time was if they were going to approve it for Verde Commercial, which was done through a PAD process, they should consider it for another adjacent user. At the time, Council did not specify a specific height, but said the height would be greater than what was currently allowed, which was 40'.

A Hotel Developer approached Council in April with the intent to construct a hotel over

40'. This hotel would have a rooftop bar restaurant. At the time, they proposed a code amendment, not an Overlay Zone after discussing it with the Town Manager and Town Attorney. This amendment went to the Planning and Zoning Commission (P&Z), and they did not get support from them. The motion at the Planning Commission was 2-3, so they brought it back to Council. Council then sent it back to the Planning and Zoning Commission. It was discussed with the Town Attorney on how to proceed with this, and the Overlay Zone was suggested.

They have made it through the Commission with a 5-1 vote of approval.

He spoke of the vacant land behind Burger King, which would be the site for the proposed hotel. Examples were given of other areas of vacant land that could possibly be used for commercial purposes. Some of these areas were closer to the Medical Center.

There was concern brought up at a P&Z meeting on the height blocking the views for some residential homes.

They tried to address this issue by creating an additional setback for properties that are adjacent to residential. Standard height today is limited to 40'. If for some reason that residential was re-zoned, then they wouldn't have that restriction.

The proposed ordinance is written to be restricted in height to that 40' back when they're adjacent to residential. Commercial to commercial, they wouldn't have that restriction.

Mayor Jenkins asked him about the extra 10 feet. She said it's approval upon request, it's not built in that they automatically get the extra 10' when they turn in their plans. She wondered when they would tell someone they couldn't have the extra 10'.

He said they created some standards on when someone might get that extra 10'. It's not intended for additional floor area, but if they did have additional parapet wall, elevator tower, etc they'd be able to have the flexibility. They can submit those standards to Council, or they could just set it at 65' so it's easier to administer.

Mayor Jenkins told Council she met with Mr. Knight and the Manager. When Council first sent this to P&Z it was to respond to two hotels, south of 260 toward I17. They were not addressing anything north of 260, meaning the Homestead area. Her proposal would be to draw the line and do nothing north of 260. She wants the overlay district to go from Vince's Autobody down to Verde Commercial. She feels this addresses Council's initial direction and protects the homeowners in the residential areas.

Councilor Escoffier asked Mr. Knight what the height limit is for signs in this area.

He said the limit is 50' near the interchange. The hotel would be another 15' above that. He mentioned that at the Manager's request, he put together a map as an alternate for consideration and discussion. He wants to think of this as a phase request. He doesn't feel like it's going to create some heartburn amongst property owners or developers in the area, however, he knows it will for homeowners.

Councilor Whatley said she agrees with Mayor Jenkins' plan. If the signs are 50ft, she can't imagine buildings being larger than that. If they're going to do this, she would like to keep it on the other side of 260.

Vice Mayor Moore said she took some time to drive down there. She wasn't understanding where the concerns were coming from. She thought they were talking about a different area. Once it was explained to her, she was very concerned because

that was never what she had intended; for this to be anywhere near the houses. The Town is very much in need of houses, and she would not want to buy a house if there was a 65' building 40' from the home. She said it's important that we grow, but it's more important that we protect our residents and neighborhoods. The homeowners down there knew what surrounded them when they bought their home, but we don't need to have a new, tall building intermixed. She agrees with Mayor Jenkins' plan to keep it on the other side. She asked him why the R1L70 that's running along I17 is not included in the rezone?

Mr. Knight said they've had several rezones in that area, and he anticipates that it's only a matter of time before that gets rezoned as commercial.

Councilor Moore questioned the larger chunk.

Mr. Knight said that was big enough on its own that it could stay residential, though he doubted it would. They went back and forth on whether to include those properties, but in the end, they drew the line. He hasn't been approached yet by that property owner, but he feels it's a short matter of time before they do. He believes the property owners will sometime come in for re-zone.

Vice Mayor Moore said that her mind may change at some point in her life. She doesn't foresee wanting to expand to the Bashas' side of 260. Yes, the town is going to grow, but we don't need to have a mini-Phoenix right there.

Councilor McPhail said she's in favor of a measured approach. The area shown on the alternative is a great start. They are not supporting encroaching on the residential areas. She wondered how to change the motion in order to vote to have the alternative.

Ms. Stuhan said all they would need to do was make the motion as amended.

Councilor Escoffier said this area is the gateway to our community, so it's important they get it right. She said it will really alter the community. She's traveled the country a lot, and her opinion is when you see big buildings in an area, you stop for your food, and that's it. You don't go in and see the historic downtown. She doesn't think she can support this.

Councilor Murdock thought long and hard about it. It's going to be a big turning point in where the community is going. Ideally, she would like to draw people in more to the Town. She mentioned the boutique style hotels that are nestled into neighborhoods. Neighbors are in support of that. She wants to be conscious in changing the landscape of a neighborhood. She said she has been elected to protect the town. She is support in Mayor Jenkins' amended map. She thinks baby steps are appropriate for this, as they're trying to make several transitions in the town.

Councilor Escoffier said she knows they need growth, it's important for the community to survive. The growth needs to be done thoughtfully and correctly. It should not be done to appease developers. She said they know the developers will come.

Mr. Knight said there's a section in the ordinance about the 40' setback. If Council wants to move toward the alternate approach, they might not need that provision. He said they may want to consider removing that part of the ordinance and bring it back as a consent item agenda.

Attorney Stuhan said they don't have to bring it back as a consent agenda item. It can

just be communicated in the motion.

Mr. Knight said if Council wants to move in the westside direction of 260, he doesn't think they'll need that 40' buffer set back provision.

Mayor Jenkins asked if there were any cards on this item.

She let the speakers know that if they're speaking on behalf of a group, it's still 3 minutes, however, the others can also speak for 3 minutes.

Ed Davidson said he's an adjoining residential property owner. Overall, the group he's with is against this. There are 9 of them here this evening. They are willing to compromise, but he's thankful that they are moving it away from their properties. He thanked them.

Thomas Burkhart said he'll leave it alone.

Richard Rodriguez explained his satisfaction by telling them that this is why they voted for them.

Councilor Whatley said she is going along with Councilor Escoffier's hesitation with this. Just because they put it up to 65', doesn't mean that every building going along 260 is going to be that tall. She has some trepidation on this. When she was driving that way earlier, she noticed how tall the signs are, she cannot imagine building anything that tall. She does know they are growing, and if they're going to grow tall, that's the place to do it.

Councilor McPhail **moved** to approve Ordinance 2022-A470 as amended with the alternate boundary map and striking 3A, an Ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, to amend Zoning Ordinance Section 203 – Use Districts to include a new overlay district. This district will provide flexibility in the areas of height, density, and intensity for an associated highway interchange location. Second was made by Vice Mayor Moore.

Councilor Escoffier said that she would prefer if they're going to increase the height in these areas, they do it with a pad, and do some negotiations with developers instead of just wholesale. That's her opinion, but she knows she one of seven.

Roll Call Vote:

Councilor Baker: Absent

Councilor Escoffier: Nay

Councilor McPhail: Aye

Councilor Murdock: Aye

Councilor Whatley: Aye

Vice Mayor Moore: Aye

Mayor Jenkins: Aye

Motion Passed 5-1

10. Approval of 2023 Camp Verde Unified School District school resource officer IGA. Staff Resource: Corey Rowley

Mr. Rowley said that this is a grant that was written by the school district for a school resource officer. They've been working hard to get one at the schools. They have assigned a deputy up there temporarily. If the grant does not renew, it is in their budget to keep someone up there because the school is paying for part of it. He was hoping they could replace this officer with another officer, but the contract says that they are responsible to pay the officer through the summer months. He said the officer they're wanting to put up there is experienced.

Mayor Jenkins wanted to know, for the record, if this was approved by Risk Management? Mr. Rowley said yes. They've been involved with this process.

Mayor Jenkins asked whether this would replace the school resource officer volunteer. He said no, he would like to get one resource officer at each school. He said they are still working with Risk on how to get the retired officer volunteers up there at no cost to the town, except workers comp.

Councilor Murdock said she works for the school district in the Middle School Office. She said it's a best-case scenario for the school. She told a story of an emergency that took place at one of the schools that could have been life changing for many people involved. She raved about the wonderful support of the school resource officer and the paramedics who showed up. They saved the life of a child. She thanked Mr. Rowley for working hard on this.

Councilor Escoffier made a **motion** to approve the 2023 Camp Verde Unified School District Resource Officer IGA. The motion was a second by Vice Mayor Moore.

Roll Call Vote:

Councilor Baker: Absent

Councilor Escoffier: Aye

Councilor McPhail: Aye

Councilor Murdock: Aye

Councilor Whatley: Aye

Vice Mayor Moore: Aye

Mayor Jenkins: Aye

Motion Passed 6-0.

11. **Discussion, Consideration and Possible Approval to establish an IT Department or Division consisting of adding an IT System Administrator and IT System Tech job descriptions and wage scale with funding from Town Manager's budget.** Staff Resource: Corey Rowley

This item was pulled from the agenda.

12. **Discussion, Consideration and Possible Approval of Body camera contract with LensLock. The request would be for an amount not to exceed \$136,652.45 for the 5-year and 2-month term of the agreement.** Staff Resource: Corey Rowley

Mr. Rowley said this had been a very long process. About three years ago they went into agreement with Motorola for the body cameras in CV Marshal's Office, Yavapai-Apache, and Clarkdale. They were going to be the first group in Arizona to go to that body camera that was supposed to integrate with their record management system, which is owned by Motorola. Unfortunately, despite all efforts, this agreement failed.

They sought out other companies, and he ended up running into Jody Fanning, who said they need to look at LensLock before they approach Council about WatchGuard. They got Risk involved, and consensus is, it's a much better product. All the pricing is within a couple thousand dollars. The difference with LensLock is the technology called redaction, which is the process of taking out certain parts of the footage- faces, license plates, house numbers, etc. It's essentially a full-time job for one of his staff members to do it on their own. LensLock would provide redaction for them in the contract. It also integrates with their current record management system. They have it in their budget this year, but it will affect next year's budget.

Councilor Whatley said that when she looks at an agenda item, she first looks at the little boxes to see who has looked this item over. She informed him that the box is not checked for Risk Management, though he had said they looked at it. It also isn't checked that the Town Attorney has looked at it either.

Mr. Rowley apologized and said it was an oversight. All have looked at it.

Ms. Stuhan said, for the record, she didn't approve it, but the prior attorney did.

Vice Mayor Moore asked if the Tribe is going to get on board with this as well.

Mr. Rowley said that because they separated out, the Tribe has decided to stay with WatchGuard because it's a difficult process to go with another vendor.

Vice Mayor Moore moved to approve a contract for body worn cameras to be awarded to LensLock not to exceed \$9,500 this current budget season, and to follow the contract pricing here after for the remainder of the contract. Councilor McPhail seconded.

Roll Call Vote:

Councilor Baker: Absent

Councilor Escoffier: Aye

Councilor McPhail: Aye

Councilor Murdock: Aye

Councilor Whatley: Aye

Vice Mayor Moore: Aye

Mayor Jenkins: Aye

Motion Passed 6-0

- 13. Discussion, Consideration and Possible Approval to accept the Arizona State Library, Archives and Public Records States Grants-in-Aid Construction 2022 grant to build the canopy for the automated library branch in the amount of \$50,000.00 and allocating \$50,000.00 in matching funds from the general fund. Staff Resource: Kathy Hellman**

Ms. Hellman gave an overview of this project because it's been over a year since they've talked about this. She prepared a power point. They are proposing a 24-Hour Library Branch in Verde Lakes. A 24- hour Library Branch would be a fully automated, self-service branch library. 24 hours doesn't mean it has to be operational for 24hrs a day in a community with housing. It can be dawn to dusk, like the parks. She gave examples of where this library would be going in Verde Lakes. She also gave specific details on what the functions of this library would be, including Wi-Fi. The library would have security

cameras that could be monitored from the Marshall's Office. The 25-year lease agreement from Verde Lakes makes it possible for them to receive this grant. If they go with the 24 hour library from Envisionware, along with the unit, they get shipping, installation, training and support, plus a site plan and prep guide.

The grant in front of them is a \$50,000 grant, with a \$50,000 match. It is solely for the canopy. For the concrete pad, there is a quote for \$86,000. The Envisionware machine itself is around \$180,000. She's not sure how much it would cost to put broadband out on the property. The purchase of a new library code would be \$550. Annual maintenance and subscription, starting in year two, would be \$16,500. Utility fees would be around \$8,500. The town would be required to bring internet out there to the site. They would also need to have site planned according to Envisionware's specifications. Someone would need to be contracted to build the concrete slab. Ms. Hellman told them that possible funding for bringing broadband to the library could come from E-Rate funding in as much as 80%.

If they decide tonight to move forward on the canopy, then they will be able to move forward on the project. She would like to know tonight if that is the case, so she knows whether to keep working on it.

She spoke to Finance Director Mike Showers about the ARPA funds, which they could also use for the broadband connection. ARPA funds could also be used to purchase the entire machine. She said they have over \$2 million in ARPA. She explained what they need to do if they chose to move forward with this project. There is a lot of work yet to be done, but the timeline to accept the grant is approaching.

Councilor McPhail clarified to the public that this project came out of some work that was done from an intern here who was working on her Masters, and from a land survey. It would be the first step in revitalizing Verde Lakes. She explained the amount of people and homes in Verde Lakes, including her homes. They went door to door with the survey and had paper copy and digital copy. 70/75 people could not do the survey online because they didn't have \$60 a month to pay for Wi-Fi for their home. Another thing that came out of that survey is that people do not have transportation out in Verde Lakes. They can't get to the library. The residents in Verde Lakes are very supportive of this unit. The concern wasn't the library itself, but the location, which has since been solved. How are they going to monitor the library? There will be live cameras that go directly into dispatch.

Mr. Rowley said they need to purchase the cameras, but they have the capability.

Councilor McPhail continued by giving examples of all the benefits this library would bring to the youth of Verde Lakes. The youth was a concern that was brought up at a previous meeting. Councilor McPhail supports this full heartedly.

Councilor Murdock said she doesn't remember seeing the cost for the unit. She thinks the cost of this has far exceeded what she thought would be their portion of just matching the grant. She can think of many other ways to put \$250,000 into the community of Verde Lakes and get other return. She mentioned even doing a community bus service.

Councilor McPhail said there is a bus service out there with several different stops provided by the Yavapai Apache Nation. She asked about the broadband connection, wondering how much that would cost and what it would entail to get that.

Ms. Hellman said she thought broadband ran along 260, as it must be in Dollar General.

Councilor Murdock said she's not sure where she's at with this. She knew about the \$50,000 match but wasn't aware of the high price tag on the rest of it.

Ms. Hellman told her that while it had been over a year since this was presented, she used the same slideshow as she did back then, just with an updated location.

Councilor Escoffier said that she thought she read in there somewhere about getting additional grant money. She was wondering if they get money from the Yavapai County Library District.

Ms. Hellman said they do receive money from them.

Councilor Escoffier asked if they'd help fund the project.

Ms. Hellman said no that money comes every year. She's open to applying for additional grants, but Town Finance Director Mike Showers thought using ARPA funds would be a really good idea for this. The original intent of the ARPA funds was to provide access to underserved communities. She said this project was one that could get done without taxing town staff. It's an outside entity coming in to complete it.

Vice Mayor Moore said she backs up Councilor Murdock. She thought they were just matching a \$50,000 grant, which she previously was unsure about because they don't own the property. She wants to know where their priorities are lying. Is this a priority to those residents over other CIP projects that have already been funded? She doesn't like to give up free money and lose the \$50,000 grant, but \$50,000 to the high price cost to do this is almost nothing. She wonders if there will be other grants available and they should wait on this project. She feels like there's a whole lot of irons in the fire, but the fire's not burning hot enough to keep them going. There are so many projects they've got going on, but they haven't moved forward with them. She would like a list of CIP projects and where they are at with them. If they're going to do this, she would like to see it get done. She doesn't want this to be just another started project that doesn't get done. She supports this but isn't wanting to move forward with it. She asked when the grant expires.

Ms. Hellman said the grant money needs to be spent by the end of the fiscal year.

Vice Mayor Moore asked her if they could still accept the grant, though they aren't ready to start the project?

Ms. Hellman said if they aren't ready to start the project, they aren't ready to accept the grant. She wanted to make this completely clear. She apologized if they felt they didn't have the right information before.

Vice Mayor Moore said as of right now, with the information she has, she's not ready to accept the grant.

Councilor Whatley said that as an educator, she doesn't see how you go wrong with a library. There's a lot of talk about what kids are going to do when they're causing trouble. This is a concrete alternative, and a good one. Verde Lakes has always been underserved in the Town of Camp Verde. They are part of us, and we need to start accepting this and putting money out there. She would like to see this process move forward.

Mayor Jenkins asked why there were two quotes given. One is for \$180k and one is for \$118k. She also did not realize that it would be a quarter of a million-dollar project. The \$50,000 figure has been in her mind. She asked for an explanation on the two quotes.

Ms. Hellman said there are two quotes because there are two different types of machines. She wanted to provide both so that they can see that there are options. One has larger capabilities.

Mayor Jenkins said that with the ARPA funds, a lot of them have been earmarked for CIP projects. She isn't sure where they are with CIP projects, but those ARPA funds have previously been assigned to projects. This took place a year ago, so she's not sure what those costs look like today. She asked Mr. Showers if he's prepared to answer how many ARPA funds they have.

Finance Director Mike Showers said he appreciates the conversation they've been having. They have not assigned all the ARPA funds, so ARPA funding is there if they choose to go that route. They need to spend or have those funds under contract by December 2024. He said the real question that Mayor and Council need to look at now is- is this a project they want to go through with now amidst everything they're looking at doing?

Councilor Murdock said that she doesn't want her lack of understanding to come across like she doesn't support Verde Lakes. They've worked hard to make some forward progress toward a partnership with Verde Lakes Recreation Association. She suggested going in and speaking to give other options on ways to improve out there for young people. She asked how many students come off the bus to the library. Is there an influx of kids after school?

Ms. Hellman said there is. They are also trying to increase that by working with the school to implement tutoring. The problem doesn't seem to lie in kids being dropped off, but parents picking up.

Councilor Murdock said she'd like some ballpark estimated information sent to the Clerk's Office on broadband. She feels they have plenty of time if they're dealing with the fiscal year.

Ms. Hellman said that does give them time, but as far as this project goes, it's a huge project. She wants direction from Council to either go forward and work on it, or not. The State Library needs to know whether to allocate that money so they can give it out elsewhere.

Councilor McPhail said they've been pulling wire throughout Verde Lakes for internet, though it's not done efficiently. She said she's willing to table this item to a later meeting date in order to provide more information. She believes Jim Watters is more than capable of getting this done. The Volunteer Landscape Architect would even take it on.

Ms. Hellman understand that one of Council's goals is to get broadband to all the parks in Camp Verde. She asked if that would be using ARPA funds? This project would allow you to get broadband out to a park using E-Rate money that you wouldn't have access to if it wasn't a library site.

Mayor Jenkins said it's been discussed, but no decision has been made.

Councilor Escoffier said that she thinks everybody is in support of having a library out there, the problem is they don't want to be continually looking at CIP projects in a non-serious manner. She asked if they could build the canopy and wait on the rest?

Ms. Hellman said it would be frowned upon. There wouldn't be a point in doing that. It would be deceitful.

Ms. Mabery said that one of the challenges with the grant is that the project must be complete by June 30th. Ms. Hellman clarified that it's JUST the canopy that needs to be completed.

The other option would be that if they're committed to the project, but they're not ready to bite off the commitment, they could decline the grant, move forward with the canopy under CIP or ARPA funds. It would be set and ready to go so they could budget and apply for other grants that would help pay the cost of the library.

Ms. Hellman said it would have to be a different grant because this grant is only for construction.

Councilor Murdock asked if there are examples of areas where these library units are used. Are they in rural areas? More urban areas with more foot traffic?

Ms. Hellman said that she did ask, and surprisingly they are in more rural areas, outside, like they plan to do.

Ms. Pemberton read some of the comments from the Zoom Chat.

ZoomerUser said: "Why can't an actual structure be built for that amount of money?"

Donna Moody said: "Yes. Stops by Dollar General. Yes, please get this for the low high school graduation rate to change this year. Please table this to reschedule to get more information.

Mayor Jenkins said she believes they are all up there to support Verde Lakes. She, however, doesn't feel she's in a position where she'd vote on this without additional information.

Ms. Hellman asked what additional information she would like?

Mayor Jenkins said she'd like more information on broadband and would like to consider this in context with the other CIP projects. Where does this stand?

Councilor Whatley said it sounds like everyone is for this. She said she has a really hard time saying goodbye to \$50,000. If they're going to go ahead with this anyway, then it's an added \$50,000 to the bill that they could have had paid.

Vice Mayor Moore asked if the same grant is available every year.

Ms. Hellman said, yes, the construction grant can be applied for every year.

Councilor Whatley said that if they apply for the same grant, would they even give it to them again if they denied it?

Ms. Hellman said she has no idea, but she wouldn't think they would.

Councilor Escoffier said she thinks there will be an opportunity to seek out additional grant funding during the timeframe if they delay this. She understands Councilor Whatley's concern in turning down \$50,000, but what if the broadband costs \$500,000? There are many unknowns.

Mayor Jenkins asked Council what they want to do with this agenda item?

Councilor Murdock asked if she's looking for specific direction for the staff to stop pursuing this, or are they looking for a consensus?

Ms. Stuhan said it can be a motion to accept, or they can decline it. She thinks they have enough there to not accept it but give staff direction to come back with additional information. It's within the open meeting law. They have flexibility to act and provide direction.

Councilor Murdock said she's not sure she wants to walk away with nothing being on the record except them not being sure and no further direction.

Mayor Jenkins said that if a motion is going to be made, she'd like to see this as part of CIP budget with complete information and handle it as a normal process through CIP.

Vice Mayor Moore wanted to be cautious in making it part of the CIP because she said it's very likely that getting the broadband out there is going to be extremely expensive. She said she also sees it online quite frequently that people in Verde Lakes are complaining about their internet. Will that affect this? She worries about so many things with this deal. She wanted to know the total cost of putting internet out there, as well as whether that internet will be good enough to run this.

Councilor Whatley said if they do the E-Rate thing, there's a hub at the Camp Verde Public Library. If broadband could be brought out to the location of the library hub, it will be the best internet out there. The community can sit in the parking lot and use that Wi-Fi.

Ms. Hellman said the library has a fiber optic cable coming into the library, she's not sure if that's available at the property in Verde Lakes. They can investigate it with Sudden Link, but she's been cautious about doing so because there had been no decision made to go forward. If they are leaning toward that way, she can put the energy into it, otherwise she has many other projects she could work on.

Councilor Murdock **moved** to direct staff to stop moving forward with Arizona State Library, Archives and Public Records States Grants-in-Aid Construction of the 2022 grant to build the canopy for the automated library branch in the amount of \$50,000.00 and allocating \$50,000.00 in matching funds from the general fund.
There was a second by Vice Mayor Moore.

Councilor Escoffier clarified that with this motion, would they also not be directing staff to include this project in a future CIP?

Vice Mayor Moore said that Ms. Hellman wanted to either go forward tonight, or not at all. Ms. Hellman said she just wants to know what they want her to do. She doesn't want to keep pushing a project that Council isn't fully on board with.

Ms. Mabery said that her understanding is if Council doesn't go forward tonight with the grant, they still have the possibility to put this in a future CIP project, with more information.

Councilor Murdock said she's not going to amend her motion, but staff always has the option to bring projects back to Council.

Roll Call Vote:

Councilor Baker: Absent

Councilor Escoffier: Aye

Councilor McPhail: Nay

Councilor Murdock: Aye

Councilor Whatley: Nay

Vice Mayor Moore: Aye

Mayor Jenkins: Aye

Motion Passed 4-2

- 14. Call to the Public for items not on the Agenda. (Please complete Request to Speak Card and turn in to the Clerk.)** 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. At the conclusion of an open call to the public, individual members of the public body may respond to criticism made by those who have addressed the public body, may ask staff to review a matter or may ask that a matter be put on a future agenda. However, members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. (Pursuant to A.R.S. §38-431.01(H))

No cards.

- 15. Adjournment**
Mayor Jenkins adjourned the meeting at 8:29 p.m.

Mayor Dee Jenkins

Attest: Town Clerk Cindy Pemberton

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 January 4, 2023. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this _____ day of _____, 2023.

Cindy Pemberton, Town Clerk

Note: Upon a public majority vote of a quorum of the Town Council, the Council may hold an executive session, which will not be open to the public, regarding any item listed on the agenda but only for the following purposes: (1) Discussion or consideration of personnel matters (A.R.S. §38-431.03(A)(1)); (2) Discussion or consideration of records exempt by law (A.R.S. §38-431.03(A)(2)); (3) Discussion or consultation for legal advice with the attorneys of the public body. (A.R.S. §38-431.03(A)(3)); (4) Discussion or consultation with the attorneys of the public body in order to consider its position and instruct its attorneys regarding the public body's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation (A.R.S. § 38-431.03(A)(4)); (5) Discussion or consultation with designated representatives of the public body to consider its position and instruct its representatives regarding negotiations with employee organizations (A.R.S. §38-431.03(A)(5)); (6) Discussion, consultation or consideration for negotiations by the town or its designated representatives with members of a tribal council, or its designated representatives, of an Indian reservation located within or adjacent to the city (A.R.S. §38-431.03(A)(6)); (7) Discussion or consultation with designated representatives of the town to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property (A.R.S. §38-431.03(7)).

CERTIFICATION OF POSTING OF NOTICE

The undersigned hereby certifies that a copy of the foregoing notice was duly posted at the Town of Camp Verde and Bashas on 12-29-2022 at 2:00 p.m. in accordance with the statement filed by the Camp Verde Town Council with the Town Clerk

Cindy Pemberton

Cindy Pemberton, Town Clerk

Pursuant to A.R.S. §38-431.01 Meetings shall be open to the public - All meetings of any public body shall be public meetings and all persons so desiring shall be permitted to attend and listen to the deliberations and proceedings. All legal action of public bodies shall occur during a public meeting. The Town of Camp Verde Council Chambers is accessible to persons with disabilities. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk at 928-554-0021.

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Agenda Item Submission Form – Section I

Meeting Date: January 18, 2023

- ☒ Consent Agenda ☐ Decision Agenda ☐ Executive Session Requested
☐ Presentation Only ☐ Action/Presentation ☐ Special Session

Requesting Department: Marshal's Office

Staff Resource/Contact Person: Marshal Rowley

Agenda Title (be exact): Approval of funding disbursement for the One Arizona Distribution of Opioid Settlement agreement for years one and two, to Yavapai County Community Health Services for PANT funding to allocate .97% of the total of \$335,282.70 to Camp Verde's jurisdiction in the amount of \$3,252.24.

List Attached Documents: Opioid Settlement Funds and Allocation Options/Letter

Estimated Presentation Time:

Estimated Discussion Time: 5 minutes

Reviews and comments Completed by:

- ☒ Town Manager: Gayle Mabery ☒ Department Head: Corey Rowley
☐ Town Attorney Comments: _____
☐ Risk Management: _____
☐ Finance Department
 Fiscal Impact:
 Budget Code: _____ Amount Remaining: _____
 Comments:

Background Information: The state of Arizona will be distributing funds to each city as the result of an Opioid Settlement. Local Police executives would like city settlement monies allocated to the Yavapai County Community Health Services who will distribute the funds to PANT. Due to lack of seizures and forfeitures PANT needs additional funding. Camp Verde is slated to receive approximately \$4,500.00. Local Police leaders would like the council to approve funding allocation under option 2 of the letter provided with the packet.

Recommended Action (Motion): Approval of Funding disbursement for the One Arizona Distribution of Opioid Settlement agreement for years one and two, to Yavapai County Community Health Services for PANT funding to allocate .97% of the total of \$335,282.70 to the Camp Verdes jurisdiction in the amount of \$3,252.24.



Yavapai County Community Health Services



Our Mission: "Yavapai County Community Health Services will provide leadership, information, and services that contribute to improving the health and well-being of Yavapai County residents."

December 16, 2022

Mayor Dee Jenkins
Town of Camp Verde
395 S. Main
Camp Verde, AZ 86322

Dear Mayor Jenkins,

The One Arizona Distribution of Opioid Settlement Agreement funding has commenced and as pursuant to Section B.3 of the Settlement Agreement to which you agreed; the Yavapai County Health Department serves as the lead agency responsible for distribution of the funds. Payments from Janssen have been received for Year 1 and Year 2 and this funding is in addition to the amount the Cities and Towns were previously notified of in the letter dated November 28, 2022.

Pursuant to Section C.3 of the Agreement, Participating Counties and their constituent Participating Cities and Towns may distribute the funds allocated to the Region or Multicounty Region amongst themselves in any manner they choose. If a county and its cities and towns cannot agree on how to allocate the funds, the default allocation in Exhibit C of the Agreement will apply and are calculated below.

The default allocation amounts for your jurisdiction are as follows:

Town of Camp Verde has been allocated .97% of the total \$135,446.90 first disbursement to Yavapai County. The default allocation for your jurisdiction would be \$1,313.83.

Town of Camp Verde has been allocated .97% of the total \$335,282.70 second disbursement to Yavapai County. The default allocation for your jurisdiction would be \$3,252.24.

Thank you,

Leslie Horton, Director
Yavapai County Community Health Services

January 18, 2023

Yavapai County Community Health Services
Attention: Leslie Horton
1090 Commerce Drive
Prescott, AZ 86305

RE: Arizona Opioid Settlement Agreement

Hello Ms. Horton,

Attached is a letter explaining an additional funding disbursement for the One Arizona Distribution of Opioid Settlement Agreement for years one and two.

At the December 14th meeting it was determined that Cities and Towns would advise CHS by February 15, 2023 of the path that they have chosen to receive or allocate the percentage of funding they are designated to receive by the One Arizona Distribution of Opioid Settlement Agreement. Below are the two options for your choosing:

The Town Council of the Town of Camp Verde has chosen to receive the 0.97% of the funding with the following option:

Option 2 The City/Town of Camp Verde asks that the Yavapai County Community Health Services department apply the full default percentage allocation of \$1,313.83 for year one and \$3,252.24 for year two towards one or more of the agreement strategies as may be approved by the County Board of Supervisors in the future. This approval will be good for funding received in calendar year 2022 and calendar year 2023 with approval of funding opportunities to be reviewed annually in January of each year starting in 2024.

Thank you for the opportunity to submit our proposal for consideration.

Respectfully,

Dee Jenkins
Mayor Town of Camp Verde



Agenda Item Submission Form – Section I

Meeting Date: January 18, 2023

- ☐ Consent Agenda ☐ Decision Agenda ☐ Executive Session Requested
☐ Presentation Only ☒ Action/Presentation

Requesting Department:

Staff Resource/Contact Person: Mayor Dee Jenkins

Agenda Title (be exact): Presentation by Mr. Gioia followed by discussion and possible approval of Resolution 2023-1101, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, supporting Wild and Scenic Protection for the Upper Verde River and its Tributaries and a Letter of Support Designating The Upper Verde a Wild and Scenic River.

List Attached Documents: Resolution and Letter of Support

Estimated Presentation Time: 10 minutes

Estimated Discussion Time: 5 minutes

Reviews and comments Completed by:

- ☐ Town Manager: N/A ☐ Department Head: _____
☐ Town Attorney Comments: _____
☐ Risk Management: N/A _____
☐ Finance Department
Fiscal Impact:
Budget Code: _____ Amount Remaining: _____
Comments: _____

Background Information: Past Mayor, long time resident and involved citizen Mr. Tony Gioia is requesting Council support for the initiative to protect The Upper Verde River and its Tributaries. Tony will give a Power Point presentation of the Wild and Scenic Rivers Act overview.

Recommended Action (Motion): To approve Resolution 2023-1101, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, supporting Wild and Scenic Protection for The Upper Verde River and its Tributaries and a Letter of Support Designating The Upper Verde a Wild and Scenic River.

Instructions to the Clerk: Agenda item documents and Power Point presentation previously forwarded to the Clerk.



RESOLUTION 2023-1101

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CAMP VERDE, YAVAPAI COUNTY, ARIZONA, SUPPORTING THE UPPER VERDE RIVER AND ITS TRIBUTATARIES.

WHEREAS, The Upper Verde River and its tributaries, located between the Verde headwaters and the Town of Clarkdale in central Arizona in the Prescott and Coconino National Forests, is an important and unique public resource that provides numerous benefits to the human and natural communities; and

WHEREAS, Central Arizona is one of the most rapidly growing areas in the United States, and increasing urbanization pressures threaten the natural wild character and environment that makes the area special and valuable; and

WHEREAS, the protection of The Upper Verde River and its tributaries as a National Wild and Scenic River will help to protect and restore the Yavapai Apache Nation's ancestral lands and cultural history in the watershed. Additionally, this will expand recreational opportunities for camping, birding, boating, fishing, horseback riding, hiking and other recreational activities.

WHEREAS, Fish experts agree The Upper Verde River and its tributaries are one of the best native fish refuges in the Southwest.

WHEREAS, Arizona tourism contributes tens of billions of dollars a year to the State's economy, with wildlife viewing and associated activities contributing billions of dollars annually and creating numerous jobs in Arizona; and

NOW THEREFORE BE IT RESOLVED, that the Mayor and Common Council of the Town of Camp Verde hereby requests the United States Congress pass legislation to designate the Upper Verde and its critical tributaries as a "*Wild and Scenic River*" this year in order to permanently protect this unique special place for present and future generations. Copies of this resolution shall be sent to the United States Arizona Congressional Legislators and select key Legislators at the appropriate time.

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona on 18th day of January 2023.

Dee Jenkins, Mayor

Date: _____

Attest:

Approved as to form:

Cindy Pemberton, Town Clerk

Town Attorney



Statement of Support for Designating the Upper Verde a Wild and Scenic River

The Verde River is an extraordinary ribbon of life through the heart of Arizona. The Upper Verde – extending from east of Paulden to the town of Clarkdale – is one of the most clean, healthy, economically important, and culturally significant free-flowing rivers remaining in Arizona.

The Upper Verde River provides:

- Important habitat for fish, wildlife, and birds
- A wide range of recreation opportunities including hunting, fishing, hiking, swimming, birding, paddling, horseback riding, and a scenic railway
- Stunning geology and scenery
- Clean water for downstream users - farms and ranches, cities, and Indigenous communities

We deeply value the Verde River and the community values that depend on it. We support keeping the Upper Verde River free-flowing for families, future generations, wildlife, and the vitality of Arizona's economy.

Sincerely,

Name: _____

Position: _____

Organization Name: _____

Location: _____

Date: _____

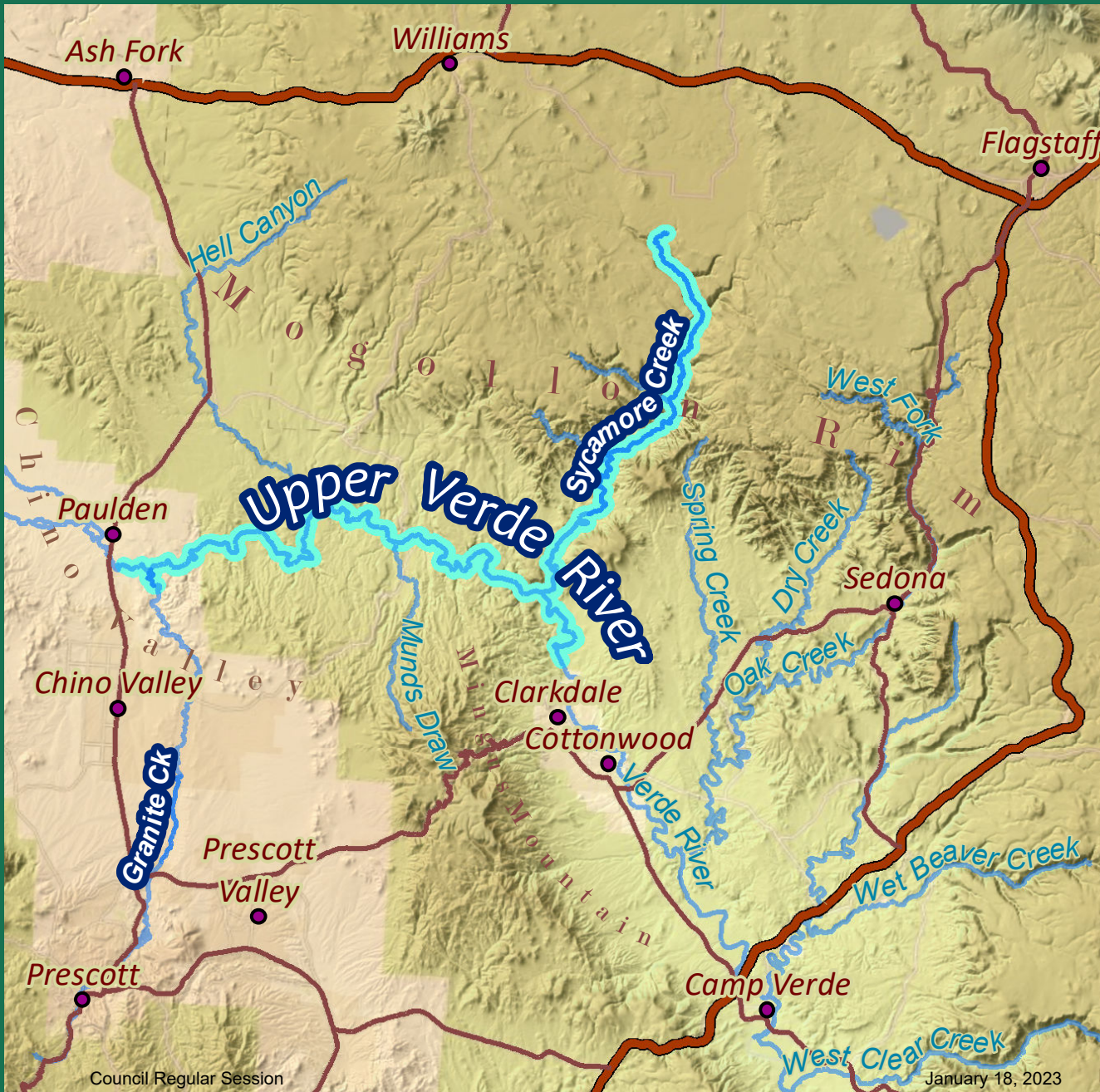


Upper Verde Wild and Scenic River



Coalition Members

- Local Businesses
- Yavapai Apache Nation
- Non-profits



Proposed Reaches for Designation

- Upper Verde: 44.5 miles
- Granite Creek: 1.6 miles
- Sycamore Creek: 28 miles
- Total: 74.1 river miles
- ~23,712 acres riverside lands



Wild and Scenic Rivers Act: Overview

- Highest form of federal protection for rivers
- Protects free-flowing rivers with significant values
- Currently, designated in two ways:
 - Congressional
 - State
- National Wild and Scenic Rivers System *(to date)*
 - 226 river segments comprising 13,413 river miles across 41 states and the Commonwealth of Puerto Rico

The Wild and Scenic Rivers Act: River Protections

Preserves free-flowing
character (e.g.,
prevents large dams)

Ensures water
quality is
maintained or
enhanced

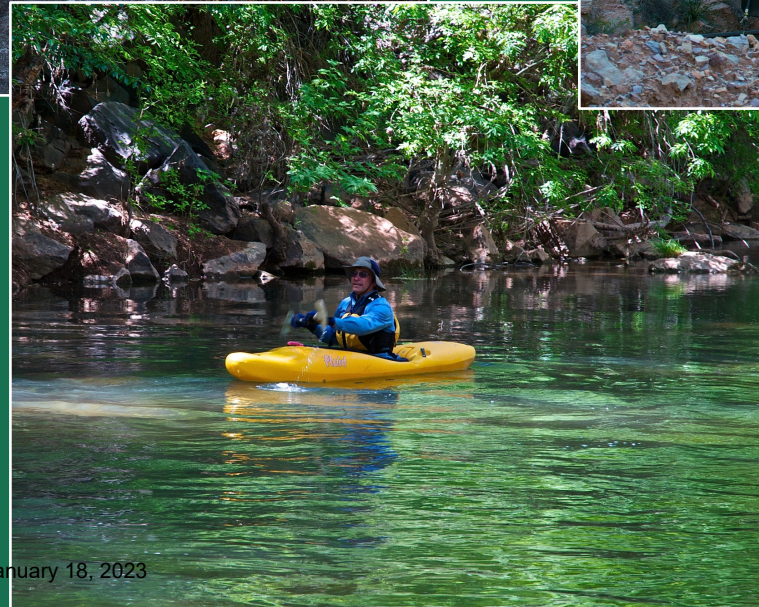
Protects a set of
outstanding
values unique to
each river

Creates a junior,
federally reserved
water right

Requires the
development of a
Comprehensive River
Management Plan



Outstanding Values:



Building community support

- Community meetings
- Business support



Approach Arizona
Congressional delegation
in Spring 2023



Continued outreach and
collaboration to draft legislation



Introduce Upper Verde Wild
and Scenic legislation

Does your business belong on this list? Become a supporter today!		
Cody Lundin, Aboriginal Living Skills, Prescott	Herbal Wisdom Institute, Dewey	Rancho Tres Brisas Cattle Ranch, Camp Verde
Absolute Bikes, Sedona	High Gear Bicycles, Prescott	Raven Cafe, Prescott
Acklin Brothers Construction, Prescott	Hike Shack, Prescott	Raven Productions & Sound Studio, Prescott
Acklin Properties, Inc., Prescott	Ian Russell Gallery of Fine Art, Prescott	Red Rock Treks, Sedona
Arizona Field Optics, Prescott	Immersion Resole, Prescott	Rusing Medical Properties LLC, Prescott
Arts Prescott Gallery, Prescott	Iron Clad Bicycles, Prescott	Rusing Square/Rusing Properties, Prescott
Bikesmith Cyclery, Prescott	Jay's Bird Barn, Prescott	Smelter Town Brewery, Clarkdale
Cambium Wealth and Legacy Strategies, Camp Verde, Cottonwood, and Prescott	Julie Ann's Bakery, Inc., Prescott	Soul Ride Bike Shop, Prescott
Camp Grounds Tea & Coffee, Prescott	Kindred Spirit Jewelry, Prescott	Square Root Vineyard Vacation Rentals, Cornville
Cantlon Computer Consulting, Chino Valley and Prescott	Lifestyles of Arizona Real Estate, Broker Erica Woolsey, Sedona	The Cactus Pad AirBnB, LLC, Cottonwood
Chambers Realty Group, Camp Verde	Mile High Photos LLC, Prescott	The Melting Point Glass Blowing, Sedona
Chateau Tumbleweed Winery and Tasting Room, Clarkdale	Natural History Institute, Prescott	VineBuds Vineyard Specialists, Verde Valley
Children's Garden Preschool, Prescott	Ogg's Hogan, Prescott	Virgin Cheese, Clarkdale
Clarkdale Kayak Company, Clarkdale	Old Sage Book Shop, Prescott	Visiting Angels of Northern Arizona, Prescott
Dancing Skeleton Foods, Prescott	Old Town Red Rooster Café, Cottonwood	
Deanna's Group, Prescott	Origins Bed & Breakfast, Cottonwood	
First Class Charter & Tours, Sedona	Park Hotel, Clarkdale	
	Peregrine Book Company, Prescott	

Council Regular Session

January 18, 2023



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The Upper Verde remains a refuge for wildlife and a sanctuary for people to enjoy and appreciate.



**UPPER
VERDE**
WILD & SCENIC RIVER

Council Regular Session

**Support the
designation of the
Upper Verde Wild
and Scenic River!**

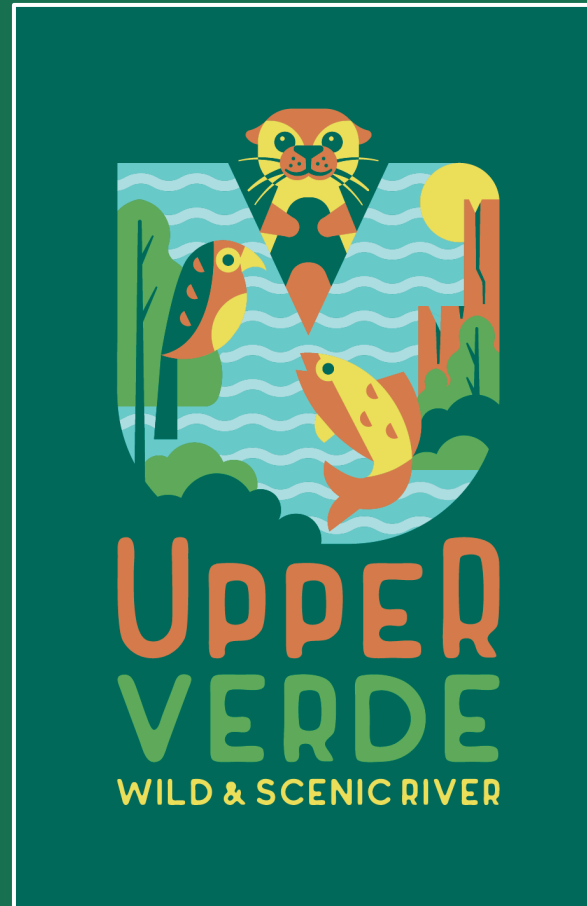
www.wildverderiver.org

January 18, 2023



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We welcome your feedback and questions!



Possible ways to be involved and next steps:

- Support letters
- Community meetings
- Outstandingly Remarkable Values description





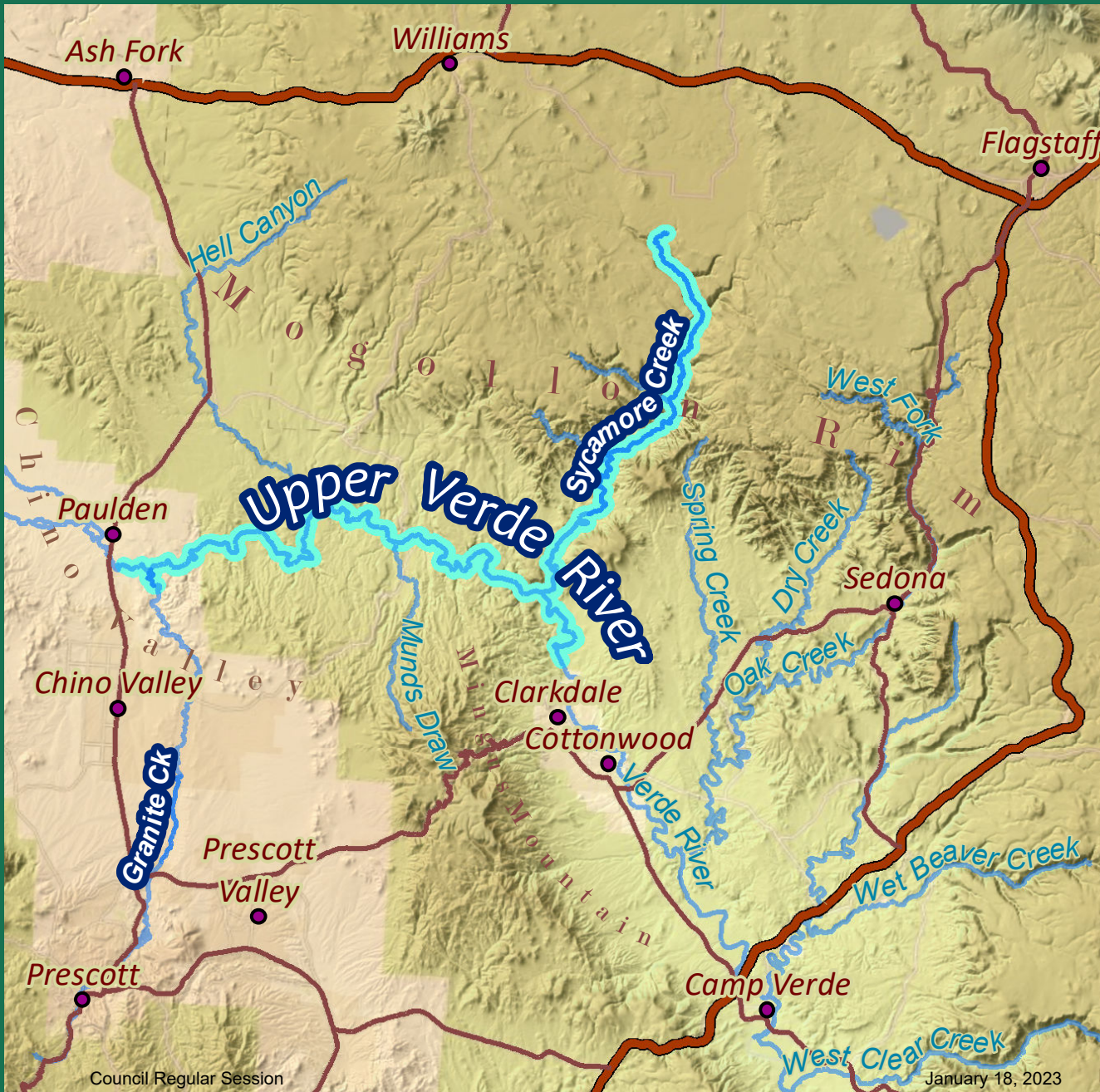
Upper Verde Wild and Scenic River



**UPPER
VERDE**
WILD & SCENIC RIVER

Coalition Members

- Local Businesses
- Yavapai Apache Nation
- Non-profits



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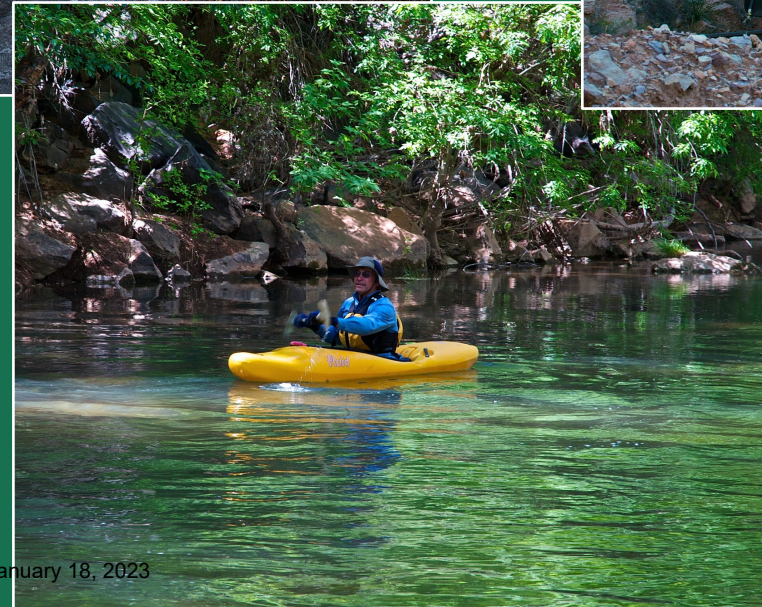
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Outstanding Values:



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Acklin Properties, Inc., Prescott	Ian Russell Gallery of Fine Art, Prescott	Red Rock Treks, Sedona
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Council Regular Session

January 18, 2023



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The Upper Verde remains a refuge for wildlife and a sanctuary for people to enjoy and appreciate.



Council Regular Session

Support the
designation of the
Upper Verde Wild
and Scenic River!

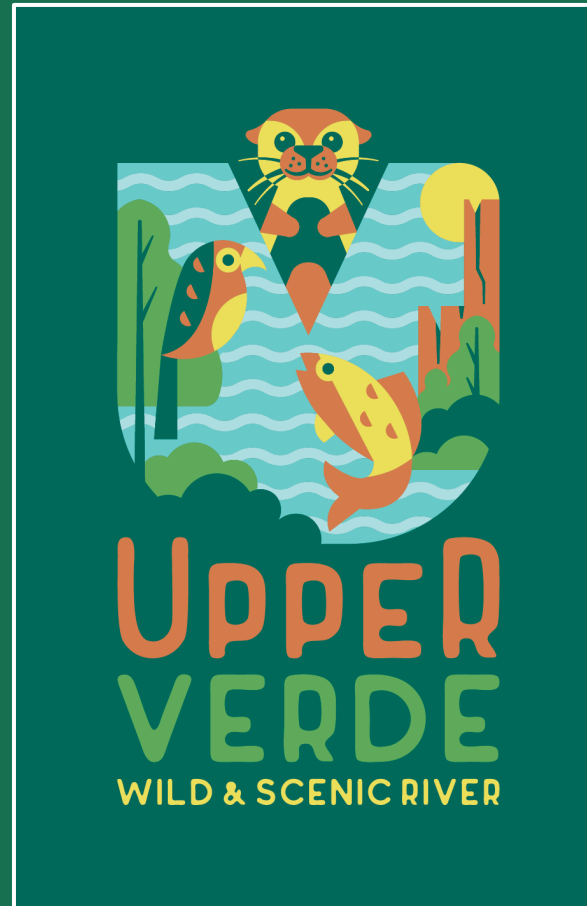
www.wildverderiver.org

January 18, 2023



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We welcome your feedback and questions!



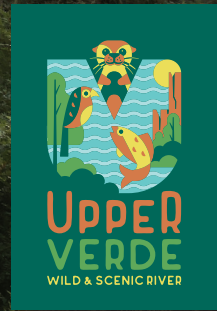
Possible ways to be involved and next steps:

- Support letters
- Community meetings
- Outstandingly Remarkable Values description





Together, we can keep the Upper Verde Wild!



RECOGNITION AS A WILD AND SCENIC RIVER WILL:

- Ensure clean water keeps flowing downstream to towns, cities, and farms
- Conserve scenery, fish and wildlife habitat, and cultural sites
- Assure access for recreation, hunting, fishing, and traditional uses
- Protect the free-flowing character of the river as it is today
- Protect uses of private property, water rights, and existing grazing permits
- Provide more resources for monitoring and management
- Create opportunities for public involvement in river management
- Keep the river clean, healthy, and free-flowing for future generations!



FOR MORE INFORMATION ON HOW YOU CAN SUPPORT: WWW.WILDVERDERIVER.ORG

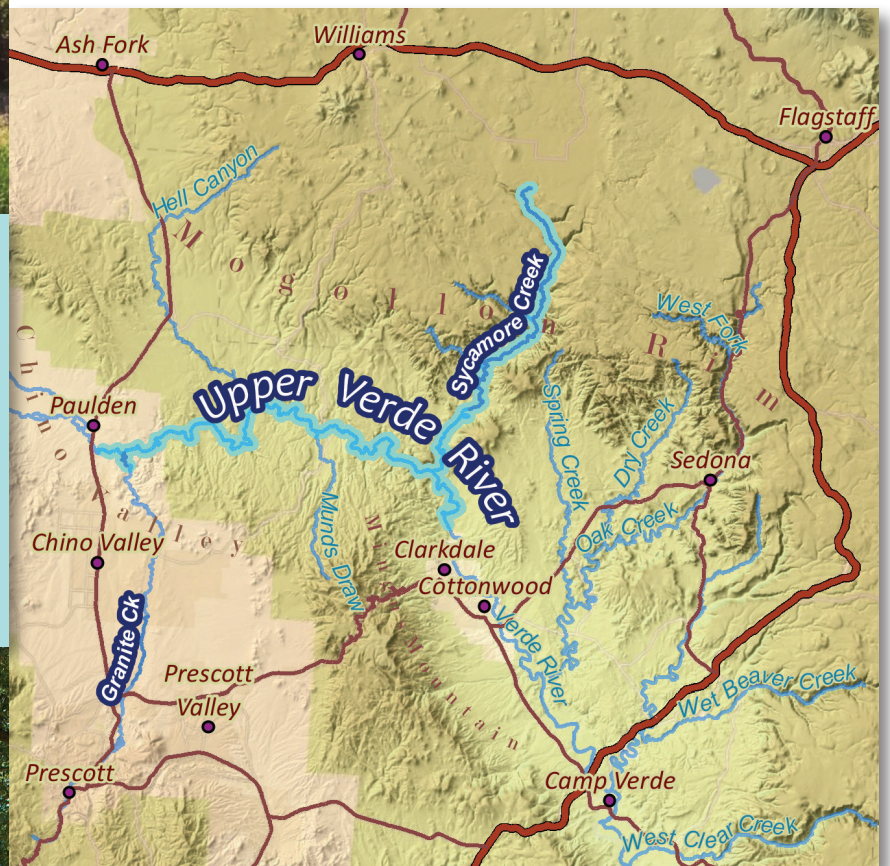


The Verde River is an extraordinary ribbon of life through the heart of Arizona. The Upper Verde - extending from east of Paulden to the town of Clarkdale - is one of the most clean, healthy, economically important, and culturally significant free-flowing rivers remaining in Arizona.



THE UPPER VERDE RIVER PROVIDES:

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- Stunning geology and scenery
- Clean water for downstream users - farms and ranches, cities, and Indigenous communities



Rivers are the lifeblood of Arizona's desert landscapes but most have been lost, destroyed, or degraded.

Today, the Upper Verde River faces unprecedented threats from drought, diminished flow, pollution, unmanaged recreation, and invasive species.

Thankfully, the Upper Verde remains a refuge for wildlife and a sanctuary for people to enjoy and appreciate.

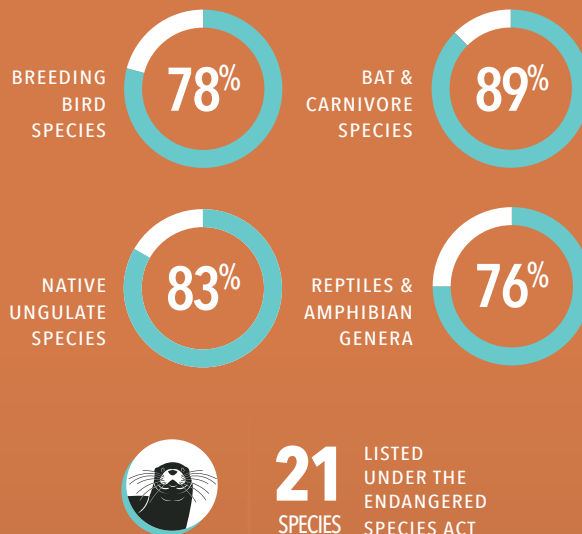
LET'S KEEP THE UPPER VERDE WILD!

WWW.WILDVERDERIVER.ORG

SUPPORTING COMMUNITY VALUES

WILDLIFE

Although the Verde River watershed comprises only 5.8% of the land area in Arizona, the Verde River supports a surprisingly large fraction of Arizona's vertebrate species:



CULTURAL AND HISTORIC

The Verde River and its springs are an essential spiritual and cultural foundation for the Yavapai-Apache Nation. The river corridor contains Indigenous rock art, structures, and other cultural resources. The Upper Verde is also listed as an Arizona Heritage Water.

QUALITY OF LIFE, RECREATION & SCENERY

Clean air, open spaces and bodies of water, and opportunities to view the natural world enhance our daily living. The Upper Verde is a wonderful place for people to hike, hunt, fish, camp, backpack, kayak, canoe, view wildlife, photograph, ride horses, rock climb, and birdwatch.

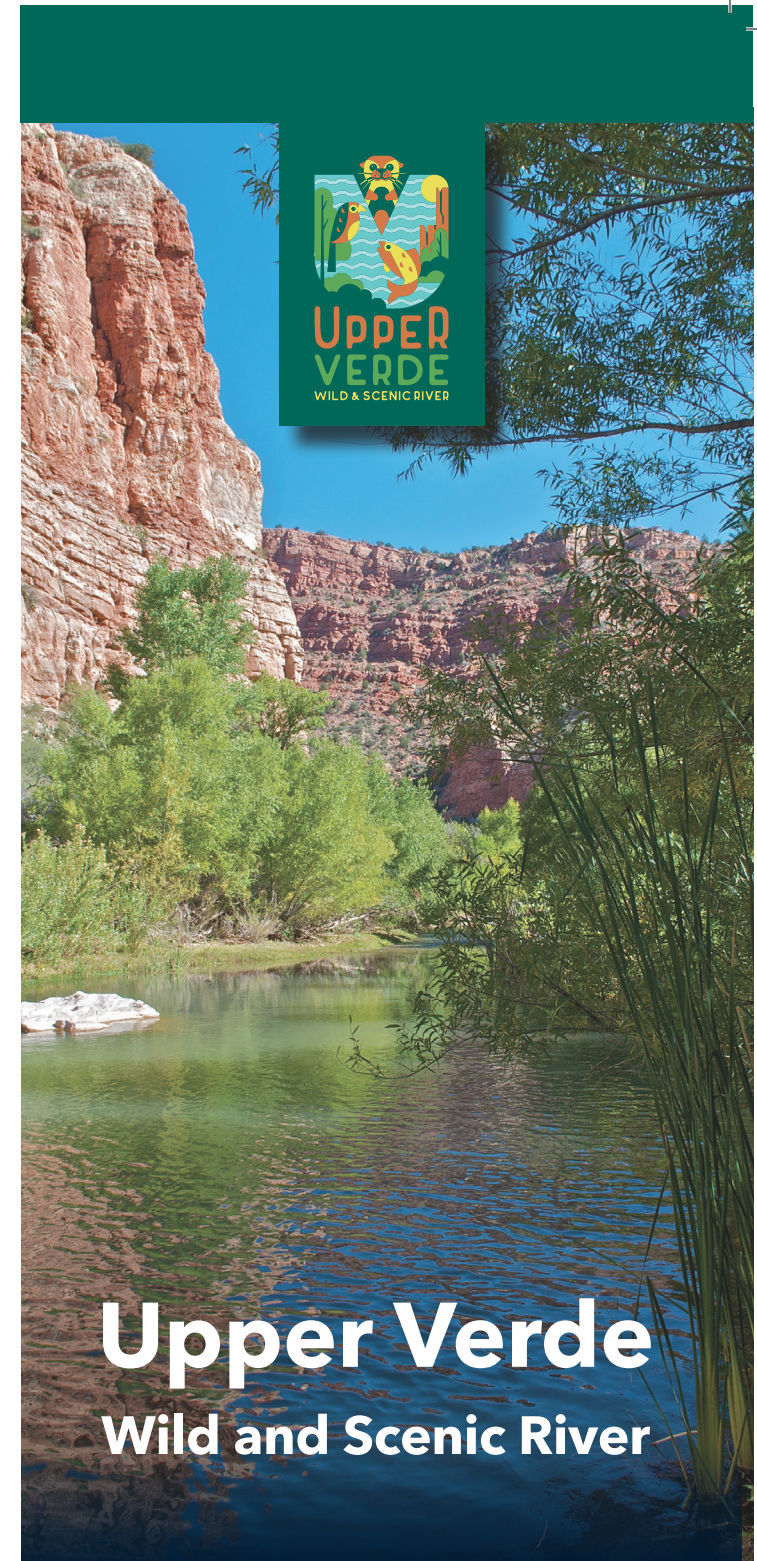
In Arizona, over 750,000 people participate in water recreation, 490,000 participate in fishing, and 920,000 people watch wildlife along the Colorado River and its tributaries, including the Verde River (Southwick Associates, 2012).

97% of sportsmen, polled nationally, agree that ensuring access for recreational activities, such as hunting, fishing, and hiking is important (TRCP, 2017). Hunters and anglers have been strong supporters of Wild and Scenic designations in Montana, Idaho, and Wyoming in recent years as designation guarantees access while supporting wildlife management and habitat restoration.

UNIQUENESS

Of Arizona's six major perennial rivers, the Gila, Salt, and Santa Cruz Rivers have been consumed by dams and groundwater pumping. The Colorado is overallocated and rarely flows to the Gulf of California, and the San Pedro is struggling for life. The Verde River is the longest surviving, living river in Arizona.

**UPPER
VERDE**
WILD & SCENIC RIVER



Upper Verde
Wild and Scenic River

UPPER VERDE RIVER

The Upper Verde River is one of the most ecologically healthy and economically important free-flowing rivers remaining in Arizona. Extending from its headwaters near Paulden to the town of Clarkdale, the Upper Verde provides abundant wildlife and fish habitat, remarkable recreation opportunities, and clean water for downstream users - from urban communities to farmers and other irrigators. The river faces unprecedented threats from drought, diminished flow, pollution, unmanaged recreation, and invasive species.



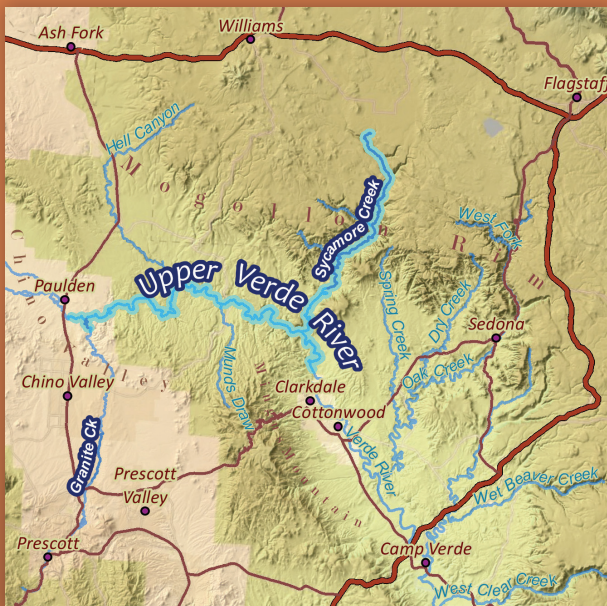
SUPPORTING COMMUNITY VALUES

ECONOMY

The Upper Verde sustains important agricultural and recreation economies. Natural areas are proven to benefit local economies.

In Yavapai County, 216,000 Arizona residents participate in outdoor recreation on or along waterways, creating an annual economic impact of \$1 billion and generating 9,400 jobs (Arizona Audubon Report, 2019).

The Verde sustains over 700 jobs and over \$100 million in economic value in the Verde Valley, plus 40% of Phoenix area's surface water supply (TNC, 2011).



WHAT WOULD DESIGNATION AS A WILD AND SCENIC RIVER DO?

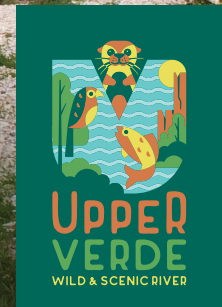
Recognition as a Wild and Scenic River would protect the free-flowing character of the river as it is today. Designation would prevent future large dams and diversions within the Upper Verde's canyons, as well as ensure clean water supplies. It would conserve important community values like scenery, wildlife, recreation, access to hunting and fishing, and Verde Valley agriculture. Existing grazing permits, water rights, and uses of private property would not be restricted. In fact, a Wild and Scenic River would secure continued access for recreation and traditional uses. A Wild and

Scenic Upper Verde would bring more resources for management, protect our water supplies, and maintain the river and its remarkable ecosystem as it is for future generations.

Per the Wild and Scenic Rivers Act, our nation's highest river protection law, designation would recognize and protect the following Outstandingly Remarkable Values present in the Upper Verde: scenery, fish, wildlife, historic/cultural, recreation, and geology.

Rivers are the lifeblood of Arizona's desert landscapes but most have been lost, destroyed, or degraded. The Upper Verde remains a refuge for wildlife and nature for people to enjoy and appreciate. Let's keep it that way!

Frequently Asked Questions about the Wild and Scenic Rivers Act



WHY DID CONGRESS PASS THE WILD AND SCENIC RIVERS ACT?

Congress passed the Wild and Scenic Rivers Act at the height of the modern dam-building era in order to ensure that the construction of new dams on rivers is balanced with the protection of select freeflowing rivers that possess nationally significant values. This landmark law is the highest form of protection for rivers in the United States. In the words of Congress: "It is hereby declared to be the policy of the United States that certain selected rivers of the Nation which, with their immediate environments, possess outstandingly remarkable scenic, recreational, geologic, fish and wildlife, historic, cultural or other similar values, shall be preserved in free-flowing condition, and that they and their immediate environments shall be protected for the benefit and enjoyment of present and future generations."

HOW DOES THE WILD AND SCENIC RIVERS ACT PROTECT RIVERS?

The Wild and Scenic Rivers Act protects rivers in five major ways:

- It bans new federally-licensed dams and harmful water development projects.
- It ensures water quality is maintained and, where possible, enhanced.
- It protects each river's outstanding values (e.g., scenery, culture, wildlife, recreation, etc.).
- It creates a junior, federally-reserved water right for the minimum flow necessary to maintain a river's outstanding values.
- It requires the development of a Comprehensive River Management Plan to guide management along designated rivers for a period of 10-20 years.

HOW MANY RIVERS ARE IN THE NATIONAL WILD AND SCENIC RIVERS SYSTEM?

As of March 2019, the National Wild and Scenic Rivers System includes 226 river segments comprising 13,413 river miles across 41 states and the Commonwealth of Puerto Rico. This is less than one half of one percent of rivers in the United States. By comparison, more than 90,000 dams across the country have modified over 700,000 miles, or about 17% of U.S. rivers. The top six states in terms of Wild and Scenic river mileage are Alaska (3,210 miles), California (1,971 miles), Oregon (1,839 miles), Idaho (890 miles), Michigan (625 miles), and Wyoming (408 miles). Arizona has 57.3 miles designated as Wild and Scenic, which is less than 1/10th of 1% of the state's total river miles.

HOW ARE RIVERS ADDED TO THE NATIONAL WILD AND SCENIC RIVERS SYSTEM?

Typically, a river becomes designated Wild and Scenic first by being categorized as “eligible” for designation by the federal land management agency that oversees it, although Congress has designated many rivers that were not previously found eligible for protection. Any section of river that is free-flowing and possesses one or more “outstandingly remarkable values” (ORVs) can be found eligible for Wild and Scenic protection. Rivers can be added to the National Wild and Scenic Rivers System in one of two ways. The most common way is for Congress to pass legislation that is signed into law by the President. The less traditional way is for the Governor of a state to petition the Secretary of the Interior to add a river to the system, but that is only allowed in states that have their own state-protected river systems.

HOW WIDE ARE WILD AND SCENIC RIVER CORRIDORS?

Wild and Scenic corridor boundaries are established to protect a river’s free-flowing condition, water quality, and the outstanding values for which it was designated. Generally, the corridor averages 320 acres per mile, which if applied uniformly along the entire designated segment, is a quarter-mile (1,320 feet) from the ordinary high water mark on each side of the river. Boundaries may be wider or narrower but are not to exceed the 320 acre average per mile without approval by Congress.

DOES THE WILD AND SCENIC RIVERS ACT RESTRICT DEVELOPMENT ON PRIVATE LANDS WITHIN DESIGNATED RIVER CORRIDORS?

No. Under the Act, the federal government has no authority to regulate or zone private lands. Land use controls on private lands are solely a matter of state and local zoning. Although the Act includes provisions encouraging the protection of river values through state and local land use planning, there are no binding provisions on local governments. In the absence of state or local river protection provisions, the federal government may seek to protect values by providing technical assistance, entering into agreements with landowners and/or through easements, exchanges, or the purchase of private lands.

IS LIVESTOCK GRAZING ALLOWED IN WILD AND SCENIC RIVER CORRIDORS?

Generally, livestock grazing and related infrastructure are not affected by Wild and Scenic designation, with the caveat that agricultural practices cannot significantly harm ORVs. Practices similar in nature and intensity to those present in the river corridor at the time of designation are fine.

ARE MOTORIZED VEHICLES ALLOWED IN WILD AND SCENIC RIVER CORRIDORS?

Unlike the Wilderness Act, the Wild and Scenic Rivers Act does not prohibit the use of motorized vehicles on land or on water within designated river corridors. In fact, several of the most well-known Wild and Scenic rivers in the country allow jet boating (e.g., Rogue, Snake, and Salmon rivers).

HOW DOES WILD AND SCENIC DESIGNATION AFFECT PUBLIC ACCESS TO RIVERS FOR FISHING, HUNTING, CAMPING, AND OTHER FORMS OF RECREATION?

Wild and Scenic designation neither limits the public from accessing public lands within designated river corridors nor opens private lands to public access. Designation has no effect on fishing and hunting, as those activities are regulated under state laws. Where hunting and fishing were allowed prior to designation, they may continue.

HOW DOES WILD AND SCENIC DESIGNATION AFFECT WATER RIGHTS?

Wild and Scenic designation has no effect on existing valid water rights or interstate water compacts. In prior appropriation states such as those in the West, any new Wild and Scenic water rights claimed under state law would have a priority date as of the river’s date of designation by Congress and would be considered junior to existing water rights.

To learn more about the Wild and Scenic Rivers Act and the National Wild and Scenic Rivers System, visit www.rivers.gov. To view a more comprehensive list of questions and answers about the Wild and Scenic Rivers Act, visit <https://www.rivers.gov/documents/q-a.pdf>

January 18, 2023

To Whom it May Concern:

RE: Statement of Support-Designating the Upper Verde a Wild and Scenic River

The Verde River is an extraordinary ribbon of life through the heart of Arizona. The Upper Verde – extending from east of Paulden to the Town of Clarkdale – is one of the most clean, healthy, economically important, and culturally significant free-flowing rivers remaining in Arizona.

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We deeply value the Verde River and the community values that depend on it. We support keeping the Upper Verde River free-flowing for families, future generations, wildlife, and the vitality of Arizona's economy.

Sincerely,

Dee Jenkins
Mayor



Agenda Item Submission Form – Section I

Meeting Date:

- ☐ Consent Agenda
- ☒ Decision Agenda
- ☐ Executive Session Requested
- ☐ Presentation Only
- ☐ Action/Presentation

Requesting Department: Clerks Office

Staff Resource/Contact Person: Cindy Pemberton

Agenda Title (be exact): Discussion, Consideration and Possible Action to Appoint three (3) Council Members to serve as representatives on a Board and Commission Interview Subcommittee. The Committee will be responsible for interviewing Board and Commission candidates and providing recommendations to the Town Council relating to appointment of members of Boards and Commissions. Staff Resource: Cindy Pemberton.

List Attached Documents:

Estimated Presentation Time:

Estimated Discussion Time:

Reviews and comments Completed by:

- ☐ Town Manager: Gayle Mabery
- ☐ Department Head: _____
- ☐ Town Attorney Comments: _____
- ☐ Risk Management: N/A
- ☐ Finance Department
- ☐ Fiscal Impact:
- ☐ Budget Code: _____ Amount Remaining: _____
- ☐ Comments:

Background Information: Interim Town Manager Gayle Mabery, Mayor Jenkins and Vice Mayor Moore suggested it would be appropriate to establish a three-person subcommittee to interview candidates and bring a recommendation to the Council once interviews occur. This will alleviate the need for individual applicants for Boards and Commissions to be interviewed during Regular Council meetings, which can be a difficult process when numerous applicants are involved.

Of immediate concern is the need to appoint seven members to the newly created Parks and Recreation Commission. Should the Council move forward with the suggested process, then staff will work with the appointed Council Members and the Parks and Recreation Commission applicants to schedule interviews.

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Agenda Item Submission Form – Section I

Meeting Date:

- ☐ Consent Agenda ☒ Decision Agenda ☐ Executive Session Requested
☐ Presentation Only ☐ Action/Presentation ☐ Pre-Session Agenda

Requesting Department: **Public Works**

Staff Resource/Contact Person: *Public Works Director Ken Krebbs*

Agenda Title (be exact): *Discussion, Consideration and Possible Ratification of Approval of Change Order #CO-12, in the amount of \$113,803.59, to the Town's contract with Tierra Verde Builders for the completion of the infields and top dressing of the outfield, and installation of football uprights for the Camp Verde Sports Complex.*

List Attached Documents: Change Order #CO-12; Morning Dew change order line item costs; Pur Solar change order.

Estimated Presentation Time: 5 minutes

Estimated Discussion Time: 5 minutes

Reviews Completed by:

- ☒ **Department Head:** Ken Krebbs ☐ **Town Attorney Comments:** N/A-Original contract reviewed.
☒ **Finance Department** N/A
Fiscal Impact: None
Budget Code: 04-800-20-804000 **Amount Remaining:** Approximately \$1.2 million
Comments:

Background Information: The completion of the infields of the baseball/softball fields at the Camp Verde Sports Complex has been delayed due to supply chain issues and the availability of the special material needed for infield construction. The supplies are now available, but prices have increased since the project was originally bid. The subcontractors undertaking this project will mobilize at the site on Monday, January 16th. In order to keep the project moving forward, and not risk the opportunity to secure these supplies or the company's mobilization, staff worked with the Mayor to authorize an emergency approval of the Change Order (which complies with our Financial Operations Guide). Doing so will allow the work on the infields, and the top dressing on the outfield to proceed early the week of January 16th.

Funding for this change order is not anticipated to be allowed from the grant and would have to be entirely from current available loan funds.

Recommended Action (Motion): *Staff recommends that Council ratify the approval of Change Order #CO-12, in the amount of \$113,803.59, to the Town's contract with Tierra Verde Builders for the completion of the infields and top dressing of the outfield, installation of football uprights for the Camp Verde Sports Complex.*

Instructions to the Clerk:



PO Box 1659 Cottonwood, AZ 86326

YOUR LOCAL CONTRACTOR FOR OVER 45 YEARS

COTTONWOOD OFFICE
928.639.1267

PRESOTT VALLEY OFFICE
928.788.0285

WWW.PURSOLARAZ.COM
ROC# 278724



THIS IS A CHANGE ORDER

E-mail

Office@pursolaraz.com

CUSTOMER

Tierra Verde Builders
400 Finnie Flat Rd
Suite 1-C
Camp Verde, AZ 86322

PROJECT:

CV Sports Complex

CHANGE ORDER

5231

TECHNICIAN

Tommy

DATE

8/16/2022

Qty	Description	Cost	Total
1	Received and inventoried town ordered Musco Lighting Package	1,995.00	1,995.00

PUR SOLAR, INC. DBA PUR SOLAR & ELECTRICAL
THIS CHAGNE ORDER IS ONLY GOOD FOR 24 HOURS FROM THE DATE ON THIS
CHANGE ORDER. PLEASE SIGN AND SEND BACK VIA EMAIL. ONCE SIGNED
THE WORK WILL BE SCHEDULED AND WILL PROCEED AT OUR EARLIEST TIME
AVAILABLE. THANK YOU

SIGNATURE/ DATE: _____

Ben Bassous

Tierra Verde Builders

08/18/2022

January 18, 2023

Total

\$1,995.00



TIERRA VERDE BUILDERS
PO BOX 2898
CAMP VERDE, AZ 86322, ARIZONA

Sales: Chris Lloyd
Additional costs to complete
Camp Verde, AZ 86322, Arizona

Est ID: EST3617684
Date: Jan-09-2023

infield mix cost increase	\$14,811.28
----------------------------------	--------------------

Cost increase from base and alt 1 bids.

Base bid item #98, Bid alt. 1 bid item #ALT1-55

This is the cost IN ADDITION to the original bid costs.

base installation cost increase	\$1,971.66
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Cost increase from base and alt 1 bids.

Base bid item #101, Bid alt. 1 bid item #ALT1-56

This is the cost IN ADDITION to the original bid costs.

regrade, remove grass/weeds, etc. from infield mix areas	\$40,195.28
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Cut sod edge for clean/straight transition between sod/infield mix.

Remove all sod/weeds/deleterious material that has grown within infield mix areas.

Laser grade infield mix areas for installation of infield mix.

Additional chemical weed treatment.

Please note: Since the field has sat fallow for a few years, the grass has grown within the infield mix area. We will sod cut/till and apply chemical weed killer. This will NOT totally contral the grass that is growing within the infield mix areas. The Towship will need to know that the roots may try and grow within the infield mix area and they will need to treat this with Chemical post-emergent controls throughout the growing season.

topdressing sod areas, 150 tons of sand/field	\$31,715.91
--	--------------------

This is Highly recommended since sod was installed a few years ago.

The two baseball field sod areas will be de-thatched in 2-3 directions. Material to be removed.

Each field will be topdressed and laser graded with 150 tons of topdressing mix (sand/mulch/topsoil mix).

This should be done mid-end of February and then the field should get it's Spring fertilizer application.

The Spring fertilizer application is NOT included in this proposal.

	Subtotal	\$88,694.13
	Taxes	\$0.00
	Estimate Total	\$88,694.13

Contract Payment Summary

PO #

Contract #

Please note, these costs do NOT include additional survey costs, tax or bonds.

Contractor: _____
Chris Lloyd

Client: _____

Signature Date: 01/10/2023 _____

Signature Date: _____

Morning Dew Landscaping, Inc.
2684 E. Huntington Dr.
Flagstaff, AZ 86004, Arizona
86004

P.928-779-3125

www.morningdewlandscaping.com
info@morningdewlandscaping.com

page 2 of 2



RESIDENTIAL AND COMMERCIAL CONTRACTOR
PO BOX 2898 CAMP VERDE, AZ 86322 (928) 567-2477
ROC#261021

Change Order

Project: Town of Camp Verde Sports Complex 1-B
1000 State Route 260
Camp Verde, AZ 86322

Change Order: CO-12
Date: 01/11/2022
Contract Date: 3/03/2020

To: Town of Camp Verde
395 S Main Street
Camp Verde, AZ 86322

Not valid until signed by Owner and Contractor

The Contract is to be changed as follows:

- Unloaded and Inventoried Musco Lighting Package - \$1,995.00
- Infield Mix Cost increase - \$14,811.28
- Base Installation Increase - \$1,971.66
- Regrade, Remove grass/weeds from Infield Areas - \$40,195.28
- Topdressing Sod areas of Baseball Outfields - \$33,715.91
- Increase for Football Uprights Foundations - \$1,600.00
- Surveying Increases and Fuel Surcharges - \$485.00
- Contractor mark-up - \$9,477.41
- Bonding @ 2.5% - \$2,606.29
- Sales Tax - \$6,945.76

Original Contract Sum: **\$3,382,566.00**

Net Change by this Change Order: **\$113,803.59**

New Contract Sum: **\$TBD**

Tierra Verde Builders
Contractor

Town of Camp Verde - Owner
Owner

Signed _____

Date _____
