

MINUTES
COUNCIL HEARS PLANING & ZONING MATTERS
MAYOR AND COUNCIL
473 S. MAIN STREET, SUITE 106
THURSDAY, MARCH 23, 2016 at 6:30 P.M.

1. Call To Order

Mayor German called the meeting to order at 6:30 p.m.

2. Roll Call

Mayor Charlie German, Vice Mayor Bruce George, Councilors Robin Whatley, Brad Gordon, Jackie Baker, Jessie Jones-Murdock, Carol German.

Also present are Town Manager Russ Martin, Town Clerk Virginia Jones, Community Development Director Mike Jenkins, Assistant Planner Kendall Welch, and Recording Secretary Janet E. Turner.

3. Pledge of Allegiance

Mayor German led the pledge.

4. Consent Agenda – All those items listed below may be enacted upon by one motion as Consent Agenda Items. Any item may be removed from the Consent Agenda and a separate item if a member of Commission so requests.

a. Approval of Minutes:

- 1) Regular Session – March 2, 2016
- 2) Work Session – March 9, 2016

b. Set Next Meeting, Date and Time:

- 1) Wednesday, March 30, 2016 at 6:30 p.m. – General Plan
- 2) Wednesday, April 6, 2016 at 6:30 p.m. Regular Session
- 3) Wednesday, April 13, 2016 at 6:30 p.m. Work Session
- 4) Friday, April 15, 2016 at 8:00 a.m. Budget
- 5) Wednesday, April 20, 2016 at 6:30 p.m. Regular Session
- 6) Friday, April 22, at 8:00 a.m. Budget
- 7) Wednesday, April 27, 2016 at 6:30 p.m. Council Hears Planning & Zoning Matters

Item B(1) added March 30 Executive Session at 5:30 p.m.

On motion by Vice Mayor George, seconded by Councilor Baker, Council unanimously approved the Consent Agenda.

5. Special Announcements and Presentations:

There are no announcements or presentations.

6. Call to the Public for Items Not on the Agenda.

As a private citizen Jackie Baker addressed the Council with a statement (see attachment) regarding Vice Mayor George's statement at the March 16 meeting.

7. **Discussion, consideration, and possible approval of Resolution 2016-961, a Resolution of the Town of Camp Verde, Yavapai County, Arizona, declaring and adopting the results of the Special Recall Election held on March 8, 2016.** Staff Resource: Virginia Jones.

On a motion by Councilor Baker, seconded by Councilor German, Council voted unanimously to accept and adopt the results of the Special Recall Election, Resolution 2016-961.

8. **Public Hearing, Discussion, and Possible approval of Resolution 2016955, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, on Use Permit 20150388, an application submitted by Mr. Reg Destree of Destree Development, agent for 407-09-011 South Property LLC, owner of parcel 407-09-160A, which is 10.00 acres. The property owner is requesting a Use Permit to place an eighty-foot (80'), multi-carrier, monopole, wireless tower, owned by SBA Communications, on parcel 407-09-160A, located in Camp Verde, Yavapai County, Arizona. A Transmitter station and tower for Automatic Transmitting is an allowed used under the M1 (Industrial; General) zoning district in the current planning and zoning ordinance with a Use Permit. All Use permit approvals for a new wireless communication facility, if granted, shall be granted for a maximum period of ten (10) years.** Staff Resource: Mike Jenkins

- Staff Presentation
- **Declare Public Hearing Open**
- Call for Applicants Statement
- Call for Public Input (either in favor or against)
- Call for Applicant's Rebuttal (if appropriate)
- **Declare Public Hearing Closed**
- Call for Council Discussion (may ask questions of applicant)
- Call for Staff Comments
- Call for Motion
- Call for Discussion of Motion
- Call for Question

Community Development Director Mike Jenkins stated that Mr. Reg Destree has requested a Use Permit for parcel 407-09-011 for the purpose of constructing an 80 foot multi-carrier, wireless tower that is owned by SBA Communications, This is an allowable use under M1 (Industrial: General) zoning district. Mr. Jenkins also reported that no property owners within 1,000 feet of the site have responded to multiple mailed notifications or attended neighborhood meetings.

Mr. Reg Destree reported there is nothing new to report since there has been no feedback or public input.

Public hearing closed.

On motion by Councilor Whatley, seconded by Vice Mayor Bruce George, Council voted unanimously to approve Resolution 2016-955, with the stipulations that the Planning and Zoning Commission recommended that are included in the Resolution.

9. **Discussion, consideration and possible direction to staff relative to the Camp Verde Water Company, to include but not limited to, future development of Highway 260 and the Camp Verde Water Franchise Agreement.**

Item brought to Council level by Mayor German who thanked staff for their work. Town Manager Russ Martin provided a status update. It is hoped the Franchise Agreement will be ready by May 1 to have it on the August ballot.

Mayor German noted that he asked for this Agenda Item regarding the water company. He noted that we are currently working with the water company as if we had a franchise in place, but the Franchise Agreement must be ready for the August Ballot by the first of May or Council will have to determine if we are going to continue the agreement or ask them to abide by the rules that other companies who do not have a franchise agreement must abide by.

Mr. Martin explained that he is keeping in touch with both the Town Attorney and the Water Company to move the item to Council. Mr. Martin noted that if we do not have to have another election in November the Water Company would be responsible for the full cost of the Franchise election.

Council requested the Manager contact the water company to let them know the conversation Council had and let them know that we cannot continue to operate without a franchise agreement. Mr. Martin stated he will keep Council informed as it moves forward.

10. **Discussion, consideration and possible direction to staff relative to proposed legislation by the 52nd State Legislature during its second regular session that convened on January 11, 2016.** Staff Resource: Russ Martin

Manager Russ Martin updated Council regarding Senate Bill 1487 that allows the state to withhold shared revenue from cities and towns that are found by the Attorney General to have violated state Law. House Bill 2517 limits municipalities, counties and state agencies from adopting any regulations that applies to business except for purposes of public health, safety and welfare.

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

Event Organizer Marie De Clue thanked the Council on behalf of the Verde Valley Senior Center for \$500 in contributions resulting from the 8th 1st annual "March-a-Mile for Meals" held Saturday, March 19, 2016, which will benefit Meals-on-Wheels.

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

Councilor German – Nothing to report.

Councilor Jones-Murdock – Participated in March-a-Mile for Meals, commented there was a nice turn out and thanked Marie De Clue; also attended the Spring Pecan and Wine Heritage Festival.

Councilor Baker – Gathered up money for March-a-Mile for Meals but did not walk this year citing health concerns; delivered the award to former Councilor Bob Kovacovich from the previous meeting.

Mayor German – Attended Verde River Runoff Canoe & Kayak Race and participated in the March-a-Mile for Meals, both events held on March 19, 2016. Mayor German stated he had the opportunity on Wednesday, March 23, to go out with staff and view the Bullpen Wash Project, review culverts, assessments, etc., (noted that one from Washington, D.C., was absolutely ecstatic how well it was done) and talk with the Corps of Engineers about future projects.

Vice Mayor George – Participated in March-a-Mile for Meals; welcomed people at the gate and cautioned them about alcoholic beverages.

Councilor Gordon – Picked up trash in the Council's adopted mile; attended awards dinner; attended Verde Valley Land Group and listened to presentations about recreational plans upstate, people from Flagstaff, beekeepers, etc.

Councilor Whatley – Participated in March-a-Mile for Meals and the "microburst" commenting it was too bad for the vendors that were negatively impacted by it; had a great time.

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.

Town Manager Russ Martin thanked the Council for the opportunity of being able to get away for a short vacation.

14. **Adjournment**

Mayor German adjourned the meeting at 7:29 p.m.



Charles German, Mayor



Janet Turner -Recording Secretary

CERTIFICATION

I hereby certify that the foregoing Minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Council Hears Planning & Zoning Matters by the Mayor and Common Council of the Town Council of Camp Verde, Arizona, held on March 23, 2016. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 2nd day of April, 2016



Virginia Jones-Town Clerk

*Rec'd by Justice Dukes
Call to public*

March 23, 2026

As a Town Councilor and a private citizen of the Town of Camp Verde, I would like to state the following regarding Vice Mayor George's statement at the March 16th meeting.

I question the propriety of his action to pull the minutes of March 2, 2016. It is my understanding that such an action should be to clarify or correct something, not to state his objection.

I was misquoted by Vice Mayor George regarding the September 2, 2015 meeting when he stated I said that I made several calls to the Attorney. In reviewing that ENTIRE meeting on our WEB Site, I said that I had made A call to the Attorney to make sure we could vote on the agenda item that was being discussed at that meeting.

Regarding Councilor George's reference to the Manager's memo of January 2, 2015, and items 2 D & E, I don't have a clue as to what he is citing. Where is the memo and what are ITEMS 2 D AND E?

To my knowledge NO ONE has ever "been left in the dark" on issues that concern the entire Council or the business of this Town. Regarding his statement "about ...things going on that only one or two know about has been disastrous to Council as a whole and has cost us thousands of dollars in legal fees." Once again, where is the documentation to support these allegations? They are simply not true. Talk about being left in the dark, let me list a few real issues: (a) Council correspondence policies are not currently being followed. (b) talk about attorney fees, how about a Council Member going to Phoenix to confer with the Town's contracted water attorney. I asked about the cost and the authorization of this meeting and the Manager responded by memo that he had authorized it and I have not as yet received the cost.

In the past couple of years, there have been many bold accusations directed toward me and, (might I add Councilor German as well), ALL of which have been shown to be without MERIT. I resolve to no longer passively accept any accusations or innuendos of impropriety by me. I am finished turning the other cheek.