

**MINUTES
MAYOR AND COUNCIL
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
473 S. Main Street, Room #106
WEDNESDAY, JANUARY 2, 2008
at 6:30 P.M.**

Minutes are a summary of the actions taken. They are not verbatim.
Public input is placed after Council motions to facilitate future research.
Public input, where appropriate, is heard prior to the motion.

1. Call to Order

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

2. Roll Call

Mayor Gioia, Councilors Elmer, Garrison, Kovacovich, and Smith were present. Vice Mayor Hauser was absent. There is one vacant seat.

Also Present:

Town Manager Michael Scannell, Town Attorney Bill Sims, Judge Mike Bluff, Court Administrator Jacque Daughety, Community Development Director Nancy Buckel, Parks Director Lynda Moore, and Town Clerk Deborah Barber

3. Pledge of Allegiance

Councilor Garrison led the pledge.

4. Consent Agenda – All those items listed below may be enacted upon by one motion and approved as consent agenda items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council requests.

a) Approval of the Minutes:

- 1) December 19, 2007 – Regular Session
- 2) December 19, 2007 – Executive Session – (Attorney Prepared)
- 3) December 12, 2007 – Council Hears Planning & Zoning

b) Set Next Meeting, Date and Time:

- 1) Regular Session – Wednesday, January 2, 2008 at 6:30 p.m.
- 2) Joint Quarterly Work Session – Wednesday, January 9, 2008 at 6:30 p.m.
- 3) Special Session – Wednesday, January 16, 2008 at 5:30 p.m.
- 4) Regular Session – Wednesday, January 16, 2008 at 6:30 p.m.
- 5) Council Hears Planning & Zoning – Wednesday, January 23, 2008 at 6:30 p.m.

On a motion by Kovacovich, seconded by Garrison, the Council voted unanimously to approve the Consent Agenda as presented with the addition of a Work Session on January 10, 2008 at 6:30 p.m. and changes to the 12-19-07 minutes, page 2, changing 'new' to 'news'.

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

Tom Nielson advised that he has volunteers ready to tear down the old Marshal's Office and to paint and repair the existing building for use as a bookstore. He asked that this be considered on the next agenda.

Linda German read a letter to Council that expressed her displeasure with Council's recent airing of differences. She encouraged Council to work together for a more productive 2008.

Sandy Ashton said that the Town needs a larger animal shelter, noting that there were 37 kittens under the age of 8 weeks at the shelter last spring.

There was no other public input.

6. **Council Informational Reports**

- **Councilor Garrison's Liaison Report regarding Camp Verde Sanitary District (District) meetings and possible discussion and/or determination of requests for placement on the District's standard agenda item for Council Updates/Reports.**

Councilor Smith said that he enjoyed the holiday events and lights and noted that he agreed with Mrs. German in looking forward to a better 2008.

Councilor Garrison advised that she had just gotten back from Indiana and was reminded why she loved Arizona. She wished everyone a good and productive 2008. Garrison had no report for the Sanitary District.

Councilor Kovacovich wished everyone a happy new year.

Mayor Gioia reported that former deputy marshal Chris Piper had passed away and that his services were scheduled for this Friday at 10:30 a.m. at First Baptist Church. He also noted that he discovered that it was possible to 'de-insure' someone else's vehicle. He warned the public to make sure that their information was up-to-date with Motor Vehicle.

7. **Discussion, consideration, and possible approval of Gene Neil, Esq. as an Assistant Magistrate for the Camp Verde Municipal Court for a two (2) year term, effective January 1, 2008, and setting an hourly pay rate of \$38.00 per hour.**

On a motion by Smith, seconded by Kovacovich, the Council voted unanimously to appoint Eugene Neil, Esq. as an Assistant Magistrate for the Camp Verde Municipal Court for a two-year term, effective January 1, 2008, and setting the hourly pay rate of \$38.00 per hour.

Judge Mike Bluff recommended that Mr. Neil be appointed as a third Assistant Magistrate and explained that this appointment would provide coverage for the court until a Magistrate could be appointed. He advised that Mr. Neil currently serves as an attorney for the City of Sedona and has expressed interest in applying for the Magistrate position.

There was no public input.

8. **Discussion, consideration, and possible approval of Harry Cipriano as Presiding Magistrate for the Camp Verde Municipal Court, replacing Michael Bluff, effective January 1, 2008, until such time Town Council appoints a new Presiding Magistrate.**

On a motion by Smith, seconded by Kovacovich, the Council voted unanimously to appoint Harry Cipriano as Presiding Magistrate for the Camp Verde Municipal Court, replacing Michael Bluff, effective January 1, 2008, until such time as Council appoints a new Presiding Magistrate.

Judge Bluff recommended appointment of Mr. Cipriano as the Presiding Judge until a permanent replacement was made. He explained that Mr. Cipriano was experienced in working with the Town's court and staff and that he would make an excellent replacement. He said that Mr. Cipriano had expressed that he was not interested in serving in this position on a permanent basis.

There was no public input.

9. **Discussion, consideration, and possible direction to staff regarding the advertisement for the position of Presiding Town Magistrate, to serve on a part-time basis, at a recommended annual salary of \$55,000 per year, for a minimum two (2) year term.**

On a motion by Smith, seconded by Kovacovich, the Council voted unanimously to direct staff to advertise for the position of Presiding Town Magistrate, setting the position as part-time, at \$55,000 for a two-year term.

Judge Bluff explained that he was recommending that Council designate the Magistrate position as a part-time position to ensure quality candidates. Bluff also advised that the Court staff was exemplary and it had been a pleasure working with them. In closing, Bluff noted that he had himself been an elected official and understood how difficult it was for Council members at times. He encouraged them to 'hang in there' and said that it had been a pleasure working for the Town. Council offered their appreciation for his service.

There was no public input.

10. **Presentation, update, and discussion of Black Bridge Park and the SLIF grant.** (Staff Resource: Lynda Moore)
Council took no action on this item.

Director Moore displayed a PowerPoint presentation that outlined work that had been completed, work that needed to be completed, cost estimates, and some potential issues if the new library is constructed in its present location. Parking space requirements, portable vs. permanent structure restrooms, and potential locations of the road were discussed. Smith noted that Yavapai County would not let anything be constructed in the floodway, so it was likely better to go with the portable option. Smith also explained to the public that the parking space requirement was the Town's and that we could not waive requirements that we impose on others.

Public Input

Robin Whatley expressed concern that the determination of the road should be brought before the Parks Commission and she asked the Manager what his rationale was in making this determination. She also said that she did not understand the rush because the Town is not in a position to actually begin construction of a library at any time in the foreseeable future.

Michael Scannell responded that he has not made any determinations about the park. He explained that there needed to be a reasonable understanding of exactly where the new library would be sited before determining the park amenities. The Town Engineer discovered that the architect had noted that overflow parking would be in the park. Scannell advised that that might or might not be acceptable with the granting agencies or the benefactors that donated the land. He advised that before anything happens, it would come before the Council for a debate and decision. He said that staff was not cutting a road or making decisions. He closed with saying that he would not tolerate being accused of doing things that he has not done.

Paul Clawson said there was no need for 126 parking spaces at the library, noting that there are seldom more than 10 to 20 vehicles there in a day. He suggested that the area be looked at in a 'singular' fashion as opposed to two separate projects, the park and the library.

11. **Discussion, consideration, and possible selection of the name "Rezzonico Black Bridge Park and Babbitt Trails", currently know as Black Bridge Park.**
Council directed staff to consult the Rezzonico family to determine if it was acceptable to name the park a shorter name such as, Black Bridge Park, with appreciation noted on the sign to the Rezzonico and Babbitt families.

Council members felt that the proposed name was too long and that people would always call it Black Bridge Park. Council discussed the option of placing a 'thank you' to the families on the sign.

12. **Discussion, consideration, and possible notification to Bob Blevins, owner of a First Street parcel in Camp Verde concerning the following: a) the property is ineligible for the Brownfields Project Development Program; and b) the Town wishes to waive its interest in acquisition of this land.**
Council directed the Manager to notify Mr. Blevins that the Town will waive interest in acquisition of this property.

Scannell advised that Council directed this research in September 2007 and Dave Smith reported that the property was ineligible for Brownfields monies. He recommended that Council decide if they wish to pursue the acquisition of this property.

Gioia asked Scannell to convey Council's appreciation for his work on this matter.

13. **Discussion, consideration, and possible approval of two new deputy positions.**

Council directed staff to identify suitable candidates for the academy as early as March or April, but to hold offer of employment until such time as it can be determined that the budget will support additional officers. Marshal Smith will be sensitive to the difference in timelines for the budget vs. academy enrollment and keep Council apprised.

Councilor Smith said that he requested this item because the need for additional officers had been brought up during the budget sessions and because of the difference in budget dates and academy enrollment deadlines that this matter needed to be addressed now. He said that the Town was at least 4 to 6 officers short of the national standard. Council discussed the needs, budgetary impacts, and possible funding sources.

14. **Discussion, consideration, and possible direction to staff regarding hiring a facilitator to work with Council.**

Council directed staff to contact Mr. Decker to determine his availability and fees, and report back to Council.

Councilor Garrison explained that she requested this item because she believes that Council needs a 'referee', noting that she believed that some of the harsh, negative campaigning had spilled over into Council's relationship as a whole. She said that sometimes one must open the wound and clean it out before it can heal. She said that she understood that Mr. Decker still owed the Town 2 hours and that she would like to collect those two hours.

Council members discussed the matter at length, noting that the public had chastised them about getting along and not airing their differences in a public meeting. Councilor Kovacovich said that it was time for Council to meet with the Manager, set priorities, and start moving in a positive direction. Councilor Elmer agreed and said that he would not be opposed to hiring someone, but he would first like to know if the public would support paying for someone to help them "get along". Councilor Smith said that he would like to know if Mr. Decker could attend a retreat to train Council on how it is supposed to be done and how to set priorities. Mayor Gioia said that Mr. Decker had already done that and it was determined that everyone's priorities were similar in nature.

Public Input:

Tom Nielson said that he was getting sick of listening to Council members talk about things like this that are not important to the Town. He said that when he was on Council, the County gave them a book that explained how Council members were supposed to act and what they were supposed to do. After Mr. Nielson learned that Council had received the training material, he said that he did not understand what the problem was.

Paul Clawson said that Council had training and noted that Elmer was a successful businessman, as was the Mayor. He said that they had the skills necessary to move forward and the public is not interested in spending money in helping Council members get along. There were other more important issues to address.

Nancy Floyd said that she disagreed and that she felt it was a good idea and that it would provide a level playing field.

On a motion by Smith, seconded by Kovacovich, the Council voted unanimously to go into executive session for legal advice on items 15 & 16. All other items were heard prior to 15 & 16.

15. **Consultation with the Town Attorney for legal advice concerning the development agreements with Steve Coury and Thomas Griffith.**
Council took no action on this item.
16. **Discussion, consideration, and possible direction to staff and/or discussion or consultation with the Town Attorney for legal advice concerning the Town's financial procedures.**
Council took no action on this item.
17. **Call to the Public for Items not on the Agenda.**
Nancy Floyd asked what the procedure was to notify the public of candidates who submitted letters of interest for the vacant Council seat. The Mayor advised her to check with the Clerk's Office.

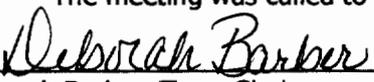
There will be no Public Input on the following items:

18. **Advanced Approvals of Town Expenditures**
 - a) **There are no advanced approvals.**
19. **Manager/Staff Report**
 - a) **Update and discussion concerning the Assignment Agreement between Camp Verde Sanitary District and Koch Financial Corporation.**

Scannell reported that an Assignment Agreement pledging payment directly to Koch Financial had been signed without Council approval. He noted that the IGA indicated that the pledged annual payments of \$135,000 were to be made to a trustee. He explained that the Town must be more vigilant in executing public documents and that there needed to be a mechanism in which all documents are housed in the office of the Town Clerk.

The meeting was recessed at 8:33 p.m.

20. **Adjournment**
The meeting was called to order at 10:00 p.m. and adjourned at 10:01 p.m.



Deborah Barber, Town Clerk

CERTIFICATION

I hereby certify that the foregoing Minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 2nd day of January 2008. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 18 day of January, 2008.



Deborah Barber, Town Clerk