

**(Corrected) MINUTES
REGULAR SESSION
MAYOR AND COUNCIL
COUNCIL CHAMBERS
WEDNESDAY, SEPTEMBER 7, 2011
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**

The meeting was called to order at 6:30 p.m.

2. **Roll Call**

Mayor Burnside, Vice Mayor Kovacovich, Councilors Buchanan, Whatley, Baker and German were present; Councilor George was present via telephone conference.

Also Present: Town Manager Russ Martin, Public Works Director Ron Long, Town Clerk Debbie Barber, and Recording Secretary Margaret Harper.

3. **Pledge of Allegiance**

The Pledge was led by Baker.

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 – August 17, 2011
- 2) Council/Manager Retreat – August 10, 2011
- 3) Executive Session – August 3, 2011

b) **Set Next Meeting, Date and Time:**

- 1) September 21, 2011 at 6:30 p.m. – Regular Session
- 2) September 28, 2011 at 6:30 p.m. – Council Hears Planning & Zoning Matters
- 3) October 5, 2011 at 6:30 p.m. – Regular Session
- 4) October 19, 2011 at 6:30 p.m. – Regular Session
- 5) October 26, 2011 at 6:30 p.m. – Council Hears Planning & Zoning Matters

c) **Possible approval of Resolution 2011-855, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, authorizing the submission of an application to ADOT Multimodal Planning Division for planning assistance for rural areas (PARA) and authorizing all actions necessary to implement and complete the activities outlined in said application. Staff Resource: Ron Long**

d) **Possible approval of the Intergovernmental Agreement (IGA) with Yavapai County Flood Control District in order to receive \$750,000 for improvements to the Finnie Flat/Cliffs Parkway Drainage channel. Staff Resource: Ron Long**

~~e) Possible approval of the appointments of Bob Kovacovich and Paul Aldredge as citizen representatives to the Public Safety Retirement Local Board. Staff Resource: David R. Smith~~

On a motion by Kovacovich, seconded by Baker, the Consent Agenda was unanimously approved as presented.

5. **Special Announcements & Presentations**

Approval of the Proclamation declaring September 11th as “A Day to Remember”, and memorializing those men, women, and children who lost their lives by the unprovoked attacks of September 11, 2001 upon America by foreign terrorists and that thrust the United States and other countries into a war it never envisioned either militarily or diplomatically. Staff Resource: Debbie Barber

Mayor Burnside announced the subject Proclamation honoring September 11, 2001. He also announced the action at the League of Cities and Towns presenting to Bob Kovacovich an award for his eighth consecutive year serving Town government.

6. **Council Informational Reports.**

Whatley commented on all the Council members attending the League of Cities and Towns retreat; it was well worth it was valuable for Camp Verde, and she was glad everyone was there to support Bob for his award. Whatley reminded everyone about the Camp Verde Volunteer Fair to be held in the gym on September 15 from 4:00 to 8:00 p.m.; volunteers are urged to participate. Whatley also discussed with the Town Manager the upcoming Spring Town Clean-Up Day.

Kovacovich thanked the League of Cities and Towns for a good conference held at a nice resort.

German first announced Councilor Baker's birthday today. German reported on her attendance at the Supervisors' meeting in Prescott regarding the Redistricting, which in her opinion was less of a meeting and more of a dog-and-pony show for a predetermined vote. She also attended the Regional Elected Officials meeting in Clarkdale where there was discussion on the Supervisors' vote as well as the Redistricting issue concerning Arizona Legislative District and our Congressional District. German also commented on her attendance at the League of Cities and Towns conference.

Buchanan added his support and thanks for attending the League conference; it was very good.

Baker reiterated the comment by German regarding the Supervisors' meeting being a dog-and-pony show; she added that everyone brought back wonderful information from the League of Cities and Towns conference that should be very help for the Town and its citizens. Baker also reminded everyone about the need for volunteers.

Burnside announced the 10th Anniversary Ceremony to be held at the Camp Verde Ramada at 12:00. Burnside said that the Big Park Regional Coordinating Council asked to remind everyone that on September 8 at 9:00 a.m. they will hold their regular meeting. Burnside also announced plans to train volunteers for the Arizona Off-Highway Vehicle Ambassador Program; the details will be posted on the website for those who may be interested. Burnside reported on attending the League Conference, and thanked Mel and Tracie Schimikowsky for their presentation on the Town of Camp Verde. Burnside commented on the GAMA meeting; information will be sent to the Town regarding a request to move elections to November instead of May and March. Burnside said that more cities and towns have been asked to be included into the Greater Arizona Mayors Association. Burnside asked Councilor Buchanan to arrange with Linda Buchanan a presentation on the recent Oregon Water Seminar. A chance meeting with Sen. McCain at the Farmer's Market was also described.

George thanked the Town for his opportunity to attend the League Conference; it was very educational for him. He especially liked the Tri-City Forum. On September 28 he will attend the Verde Valley Transportation planning meeting.

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

(Commented from the following individuals are summarized.)

Howard Parrish commented on the events honoring the Tenth Anniversary of 9/11 and his memory of the one person from Arizona that got killed in the Towers.

Barb Goetting thanked everyone who has come to her restaurant that opened last Friday and will be open 7 days a week from 11:30 to 9:00, with weekends open until 12:00; she also thanked the Town and staff for their help in getting through the development stage.

Rabbi Roy Birnbaum, from the American Seminary here in Town, with roots in Israel, again thanked the Town and the community for their cooperation, kindness, and help in getting a Temple established in Camp Verde. He also commented on his personal experience helping at the 9/11 Ground Zero area.

There was no further public input.

8. **Presentation by Melissa Meno relative to the "Value the Verde Ecotourism Initiative" followed by discussion, consideration, and possible endorsement of the efforts of the Sustainable Arizona "Value the Verde Initiative".**

Sponsor: Mayor Burnside

On a motion by Baker, seconded by German, the Council unanimously voted to endorse the efforts of the Sustainable Arizona "Value the Verde Initiative."

Melissa Meno gave a presentation on the efforts of Sustainable Arizona and the Value the Verde Ecotourism Initiative project currently underway, which is focusing on the tourism industry for the Verde Valley, with participation of the Chambers of Cottonwood, Clarkdale, Jerome, Camp Verde and Sedona. Sustainable Arizona is looking for endorsement and support of the Verde Compact, with the Town and local businesses signing on and committing to conserve and protect water resources, reducing waste, and being energy efficient. The presentation was followed by brief comments of support from Council members.

There was no public input.

9. **Presentation by Yavapai Cattle Growers Association followed by discussion and possible endorsement of the ACGA Save Arizona's Forest Environment (SAFE) Plan.** Sponsor: Mayor Burnside

A motion by Burnside to approve the draft Resolution No. 1779 that was approved by the Yavapai County Board of Supervisors was removed after further discussion.

On a motion by Burnside, seconded by Baker, the Council **voted 6-1** to prepare the subject resolution for the September 21st Council agenda in order to provide sufficient public notice; **with George opposed.**

Paul Groseta gave an overview of the SAFE Plan and its goal to create jobs and streamline Forest Service policymaking decisions. Mr. Groseta reviewed the effects of the recent devastating wildfires fueled in part from lack of management of the forests, as well as the economic value of the loss in livestock production, and the impact on ranches from the Endangered Species Act and NEPA policies. Mr. Groseta pointed out the list of proposed action items supporting the SAFE Goal, in particular suspending NEPA regulations for forage and timber management for 5 years. Congressional legislation will be necessary to accomplish those actions, and Congressman Gosar from this District is currently working on that goal, and the endorsement of local communities, Counties and other organizations is needed. The Yavapai Board of Supervisors has endorsed the Plan by passing Resolution No. 1779; the National Public Lands Council meeting in Utah has endorsed the Plan as well. When the legislation is ready for Congressman Gosar to present to Congress, it is hoped that there will be a list of Counties and local governments that support the Plan outlining what needs to be done by the Forest Service.

The Council members discussed with Mr. Groseta the proposed action items, or ideas, and the lengthy and restrictive NEPA process. There was some concern expressed that perhaps input first should be sought from the Forest Service before considering support for the Plan. In response to a request from Burnside, Councilor German shared the experience of her husband who worked for the Forest Service in Timber Management, and the huge financial impact on the State when the timber industry was shut down, the loss of summer jobs for the youth cleaning slash, and the resulting neglect fueling the recent devastating wildfires. In response to further questions regarding the role of the Forest Service, Mr. Groseta pointed out that Congressional legislation is needed to streamline Forest Service policy and allow more freedom to properly manage the land, and Congressman Gosar is working on such legislation.

Burnside proposed a motion, which was subsequently withdrawn, to adopt a resolution similar to Resolution 1779 approved by the Board of Supervisors, which he read into the record verbatim. Town Manager Martin suggested that in order for the public to have better notice of the proposed resolution, the issue be brought back to Council at the next regular meeting; action was taken accordingly.

There was no public input.

10. **Presentation, discussion, and possible direction to staff to draft a comment letter regarding the US Fish and Wildlife proposal to increase the critical habitat of the Southwestern Willow Flycatcher.** Sponsor: Mayor Burnside

On a motion by German, seconded by Baker, the Council **voted 5-2** to direct staff to draft a comment letter opposing the

US Fish and Wildlife proposal to increase the critical habitat of the Southwestern Willow Flycatcher; with Whatley and George opposed.

Paul Groseta outlined the proposal by the U.S. Fish and Wildlife to include 2,090 floodplain miles encompassing 5 states into the 2005 designated 737 river miles of Flycatcher critical habitat. Mr. Groseta reviewed the history of the different studies and protected habitats for the Southwestern Willow Flycatcher affecting rights on private lands. Mr. Groseta believes that the issue of the Flycatcher is another example of federal government bureaucracy resulting in the ultimate goal of putting ranchers out of business, essentially taking water and property rights. Mr. Groseta said he is asking the Town to support opposition to the proposal to increase the habitat areas, impacting more private properties, grazing and farming land, and irrigation districts. The members briefly discussed the issue, noting that the Flycatcher seems to be thriving and adapting, with the majority of the Council opposed to even more governmental bureaucracy pertaining to the Southwestern Willow Flycatcher.

There was no public input.

11. Discussion, consideration, and possible direction to staff relative to the off-premise canvassing ordinance recently passed with a presentation by Sedona Pines, LLC who is affected by the enforcement of the ordinance.

Staff Resource: Russ Martin

Staff was directed to work with the representatives of Sedona Pines, LLC, prior to any enforcement action by staff or the Town Manager, to try to determine what can be done to come into compliance with this particular ordinance that is Town Code, in the Business section, not land use, and to take into consideration the options that have been suggested by the representatives; the issue will be brought back to Council within the next 30-60 days for further direction.

Town Manager Martin explained that this item is the result of a conversation he had with a business in Town with tourist information, located at Hwy 260 and I-17. The recent Code revisions established a code that is similar to the City of Sedona's off-premises canvassing ordinance, the main goal of which is to ensure that a business is operating in a way that makes sure that the public community is aware of what they are getting themselves into when they walk in the door. Martin said he spoke with the gentlemen who are present at this meeting representing the business as well as the landlord and management company. Martin said the issue is presented as an opportunity for them to request any changes, or otherwise, that they feel they need to be able to operate their business in this community in a proper way. Several conversations have been held with them for several weeks; nothing in the agenda packet has been provided by them, although they had been invited to submit whatever information they so chose to do. Martin said the bottom line is that this is a deceptive business practice; the ordinance has been passed by the Town to eliminate such deceptive business practice and to curtail that type of practice in an effort to protect the consumer. Martin said at this point he would like to allow their attorney and their representatives to explain what they do at that location and how they think this particular ordinance could be either reworked or other types of opportunities could be available to work with them and to direct staff accordingly. The meeting was then opened for input from the representatives and the public.

PUBLIC INPUT

(Comments from the following individuals are summarized.)

Dave Gordon introduced himself as the attorney representing Verde Valley Property, LLC, the owners of the Kokopelli Plaza located at the junction of I-17 and 260, who lease a small suite to Sedona Pines. Mr. Gordon understands that the issue arises from a complaint about a tourist being directed away from Camp Verde and told there is more to see in Sedona. Mr. Gordon believes that the ordinance just passed effectively puts his client out of business, preventing him from conducting an off-premise business in the Town limits. He said that his client wants to work with the Town to resolve the issue; he added that he confirmed with the Town Attorney that when the ordinance was passed this was a legal use of the property, and believes as a result they have now become a non-conforming use. It is his legal opinion that the Town is not in a position to be able to put this company out of business when it was a prior non-conforming use; it is protected under the State Law of Arizona. His client would like to see this resolved and anticipates having a long and good relationship with the Town of Camp Verde. He does not believe that the Town has the ability to move forward with the ordinance. His client has been conducting the business in that building for at least six years and Mr. Gordon believes his client therefore has a vested right of use of that property, essentially grandfathered in so long as they continue to do what

they are currently doing. *(Note: Additional input is included in the Council discussion summary.)*

Gregory Penrod, Chief Operations Officer for Sedona Pines Resort in Sedona, referred to the complaint that was discussed, adding that he is very supportive of this area, contrary to what was stated in the complaint. Mr. Penrod reviewed in detail how the Sedona staff is trained in connection with marketing time-shares, including developing a Code of Ethics and a standard of operation. He commented on providing statistics for the City of Sedona on the number of employees and millions of marketing dollars spent in the Verde Valley on activities in support of this area. Mr. Penrod referred to the number of years he has been with the Kokopelli Trading Post and in that area, distributing tens of thousands of maps every year and booking a tremendous amount of activities for tourists, submitting those statistics to the City of Sedona and the Sedona Chamber. A tremendous amount of time is spent each year with the Sedona Chamber of Commerce and the Forest Service developing and paying for training sessions. Mr. Penrod said that tourists' questions are answered, expensive free maps are distributed, activities or hotels are booked, and lastly the opportunities are offered to take a tour. He challenged everyone to come in and see for themselves to see how they will be treated. Mr. Penrod added that his staff is monitored by the Sedona Compliance Officer to make sure there are no complaints. With the thousands of tourists in the City of Sedona, even one complaint is treated very seriously. As a voluntary effort, the sales disclosure has now been placed on the door at the Kokopelli location. Mr. Penrod said that his business from the start has been in complete compliance with the necessary occupancy and signage permits. In response to a question, he stated that he would be completely agreeable to having staff trained by the Camp Verde Chamber and the Forest Service as to what is available in Camp Verde. *(Note: Additional input is included in the Council discussion summary.)*

Murray Lichty commented that he really should have boots on after what he had just heard, because it was the biggest line of baloney he ever heard. Mr. Lichty said he went to the business today as a tourist, seeking information on Camp Verde, and receiving absolutely none. He was steered away from Camp Verde and given two maps of Sedona. He said he feels that they are very deceptive and not in Camp Verde's interest. The ordinance should stay in place; the business should have signs stating it is a real estate operation selling time-shares, instead of indicating Tourist Information.

Carly Androus said she agreed with everything that Mr. Lichty said; she has heard from others their similar experience to what he related. She checked it out for herself and at that time was told there is nothing of interest in Camp Verde, no reason to go there. That is a blatant lie.

Gary Thompson, of the Camp Verde Chamber of Commerce, said that the ordinance is what is needed, and they definitely are duping the public with their blue sign that says, "Tourism," when they are definitely not discussing tourism anywhere near Camp Verde. The Chamber has received dozens of complaints, written and verbal. Mr. Thompson added that the business is based in Sedona, and they have no financial reason to promote Camp Verde, so he doubts that they will no matter what they say. The Chamber has been talking with them for years about the problem and was basically blown off until the ordinance was passed.

Dave Freeman, from the Chamber of Commerce and originally a tourist of Camp Verde, said that all the things that have been said are absolutely true; he can personally verify because it happened to him as well when he first arrived here. Since being involved with the Chamber, dozens of people have come through the Visitors Center, puzzled about why they have been denied information about Camp Verde and had Sedona recommended to them. It is absolutely wrong to solicit customers, pervert information, distract and redirect everybody under the guise of tourist information where there is none whatsoever, but simply a sales promotion. Whatever the representatives tell the Council is just meant to appease and try to smooth things out, but it will be business as usual. *(Mr. Penrod interjected defense of his marketing strategies and stressed how his business has strongly promoted Out of Africa from its start in Camp Verde.)*

Nikki Miller pointed out that not everyone who stops in that business office can afford a tour; it would be easy to suggest places in Camp Verde that are free. If the business continues there, they should give Camp Verde kudos and it does not cost anything.

Jonathan Earle, Marketing Director for Sedona Pines, said he had asked Tracie for some pictures of Camp Verde to put on the wall, to no avail. He personally went to the Camp Verde Chamber and picked up some maps that are now being

displayed at the business; some of the things being said here are not true. And yes, the employees are commissioned, but give the business the opportunity to educate the staff on Camp Verde, and it would benefit the Town by being able to remain where it is; they would love to help the Town.

Sheila Stubler, a civil servant off duty and a resident of Camp Verde, said the bottom line is customer service; when customers come through and ask what there is to do here, they should be provided correct information, and Camp Verde has a lot to offer.

Melissa Preston commented on the questions that had been asked about whether Out of Africa is in Camp Verde, and Cliff Castle as well.

Bob Walsh, Construction Manager for the Sedona Pines Resort, said it puzzles him to note that there is a very good opportunity for two communities to work together, regardless of the past. Camp Verde is failing to take advantage of a situation where this community could be benefitted by the enormous amount of traffic; they are not in competition but are supplying a service to each community. *(Mr. Freeman objected that the business is in competition, contrary to what Mr. Walsh said because tourists are being directed to Sedona.)*

George Young commented on radio advertising describing the Cliff Castle Casino as "just south of Sedona."

There was no further public input.

Mr. Penrod gave a general response to the statements by the speakers, saying that he is very keen on supporting local markets, and is looking at two sites in this area for another time share resort; if the Town wants to fight him, now is the time to fight, but his company has employed a phenomenal amount of people through these current economic times. He apologized for not supporting Camp Verde, and pledged to produce maps and provide photographs, at their expense, of areas of interest, and hand out those maps and thousands of site passes every year at no cost. He challenged everyone to check the business out next week to see if they are honoring their word; they will also have training sessions for all 32 Off-Premises Canvassing offices on the Fort and all areas of interest that the Town Manager presents to them.

A recess was called at 8:29 p.m.; the meeting was called back to order at 8:39 p.m.

COUNCIL DISCUSSION

Mayor Burnside thanked everyone for their input and commented that the Council discussion is the time to request further information from the principals if they so choose. Buchanan expressed his displeasure with what he described as the Sedona Pines Resort perpetuating a sham on the public, and his personal experience when he contacted that place of business; he feels strongly that he is obligated to support the ordinance. Baker said that the Council is hearing the complete opposite tonight of what has been experienced over a long period of time in trying to cooperate with the business and help each other. Baker cited for the representatives language in the ordinance that requires a business to have signage that makes the operation clear to the public, and asked how this ordinance will "put them out of business." **Mr. Gordon** responded that with approval of the ordinance, legislation has been put in place that will prevent any new company from coming in and trying to be an off-premise canvassing operation, and listed certain limits that are imposed, and cited a section from the Zoning Code. Mr. Gordon interpreted that to provide that an activity that was recognized prior to the adoption of the ordinance shall be able to continue to operate under provision of law; a new ordinance by a city or town cannot be applied retroactively and put somebody out of business, pursuant to a ruling by the Arizona Supreme Court. **Mr. Gordon** suggested that it would behoove everyone to sit down and make this work; Sedona Pines will not go away tomorrow just because the Town does not like it being there. Baker asked why the business would object to having signage that properly reflects the nature of its operation. **Mr. Penrod** commented that a sign has been placed on the door indicating that it is a sales solicitation, and he would be willing to put it on the window if it is permitted by the signage ordinance. "And if you want we would indicate that we are sponsored by Sedona Pines, we are a time-share developer, we would like you to take a tour of our property." Mr. Penrod said that he had only been notified of the ordinance change when it was handed to him and he was told that "we'll have to put you out of business, you cannot occupy this business in this building," and Mr. Penrod replied that "we would agree to disagree on that." Mr. Penrod again volunteered that maps

of Camp Verde will be in the business this week.

German referred to Mr. Gordon toeing a fine line in speaking about "land use"; there may be a difference of opinion in talking with the Town Attorney and the Planning & Zoning Department, and that will definitely be looked into. German pointed out that businesses are hanging on by a thread in this Town, and tourists being turned away from Camp Verde hurts everyone. She said that Camp Verde has its own sanctioned Visitors Center, and we need to have people encouraged to come here. What is being said here must be investigated further; the ordinance must be enforced, without exceptions. Any discussions should include the Planning & Zoning Department and some local people as well. Whatley said that no matter what the good intentions are, the sign out there is deceptive and misleading; people are being railroaded up to Sedona; the sign needs to go, it is not visitor information, it is a business. Kovacovich noted that the issue cannot be resolved tonight, more discussion is needed, and it is interesting that nothing happened until the Town changed the ordinance. George commented that the whole issue is ridiculous; changes must be made, and he agrees with the other Council members. Burnside first wanted to make it absolutely clear that Camp Verde does not deliberately try to run a business out of business. Speaking to the representatives, Burnside said he appreciated the voluntary offer to train employees on what Camp Verde has to offer; however, it would also help to be more courteous to the Town the business is in. As for the reference to a "non-conforming use," that applies to land use. The issue at hand is consumer protection of the citizens as well as the tourists that come to this Town; it should be clear that the business is a sales solicitation group selling time-shares at the Sedona Pines. Burnside suggested that a meeting be arranged with Town staff, not necessarily with attorneys, but to try to figure out what can be done. This is not a land use issue; it is a Town Code issue. The existing business license misrepresents the operation as a "tourist business." Burnside would recommend sending the issue back to staff, the Town is going to honor this ordinance; if something does not fit it can be brought back and readdressed. The representatives are now totally aware of it, and now the Council would like to see what steps can be offered to help Camp Verde and maintain the business that has been established.

Martin said that he would plan to sit down with the principals prior to any enforcement action on the part of staff or administration and work with them to determine what they can do to come into compliance with this ordinance. It is not land use, but is Town Code, a business ordinance. The options that have been put on the table may be worthwhile; the difficulty is the time frame and the serious nature of how this is affecting the consumer on a daily basis with the continuing lack of proper staff training, proper signage and clarity as to the operation. Further information will be needed, including discussion with their attorney, in order to determine what they need to do to be able to comply with the ordinance. Martin added that he anticipates bringing the issue back to Council in the next 30 to 60 days.

Burnside suggested a gentlemen's agreement with Mr. Penrod, in the interim, regarding the issues of providing proper signage, maps, and support of Camp Verde merchants and attractions. There was further input from Mr. Penrod on what has been done to this date, together with further discussion. It was finally agreed that this was not the time for negotiations; the Town will stay with the ordinance, the Town Manager and staff will work with the representatives, and the matter will be brought back to Council within 30 to 60 days, as discussed. Mr. Penrod added a comment that another alternative, after checking with their land manager, would be to just move out, what with the bad feelings in this Town.

- 11a. PUBLIC HEARING, FOLLOWED BY DISCUSSION, CONSIDERATION, AND POSSIBLE ENDORSEMENT OF THE CAMP VERDE PROMOTIONS APPLICATION FOR A BINGO LICENSE.** Staff Resource: Russ Martin
On a motion by Baker, seconded by Whatley, the Council unanimously endorsed the Camp Verde Promotions application for a Bingo License to be used in connection with Fort Verde Days, and possibly the rest of the year while that license is in force.

Martin commented that the proposed action would be important to the community, and invited the representatives from Camp Verde Promotions attendance to answer questions. Burnside asked for clarification of the term of the license, whether it was just for Camp Verde Days, or for the rest of the year.

PUBLIC INPUT

(Comments from the following individual are summarized.)

Carly Androus responded to the question from Burnside, explaining that at this time her group is hoping to raise some needed funds by doing something for Fort Verde Days, and perhaps hold another fund-raiser or two during the term of the license.

There was no further public input.

12. **Discussion, consideration, and possible direction to staff to prepare changes to Article 12-3, Section 4 of the Town Code, allowing staff to place Regulatory Signs such as "No Parking" as necessary for public safety, without initial Council approval.** Staff Resource: Russ Martin/Ron Long

On a motion by German, seconded by Buchanan, the Council **voted 6-1** to direct staff to prepare changes to Article 12-3, Section 4 of the Town Code, as per Option 1, as discussed; **with Burnside opposed.**

Martin explained that the current Code does not provide for specific "No Parking" signs to be called out for Council approval; other regulatory signs that govern traffic and safe movement of traffic are handled by staff pursuant to proper safety engineering standards and protection of the public. Staff is suggesting that the Code be changed to allow the placing of "No Parking" signs to be in the same category as the other types of moving violations or safety issues. The members discussed with Martin the need for the signs on a temporary basis, depending on protecting the public in situations that may require immediate action, as well as permanent placement. There was some agreement that such decisions should be left up to staff, since the Marshal's Office and Public Works have more knowledge and training in the placement of signs where needed. Burnside objected to changing the Code, except for temporary emergency No Parking situations; decisions regulating traffic signage have traditionally been the responsibility of the Council. Public Works Director Ron Long explained why Council decision is needed on some street issues. However, Long outlined two options that staff had proposed in order to allow more consistency in the Town Code and timely responses to valid safety concerns; staff would research and confirm the need for the certain signage. Option 1 would provide for the Marshal's Office and Public Works to handle the placement of such regulatory signage. Long said that staff is looking for direction to make the changes as suggested.

There was no public input.

13. **Discussion, consideration, and possible direction to staff relative to funding for construction of the Camp Verde Library that may include, but not limited to, completing the application to the USDA and/or applying for State Aid.**

Staff Resource: Russ Martin/Gerry Laurito

On a motion by German, seconded by Baker, the Council unanimously directed staff to complete the application to the USDA for funding the construction of a Library in the amount of \$1.6 million as well as an application for State Grants-in-Aid Fund through the Arizona State Library.

Martin said that this item is in follow-up to a meeting held in 2010 in connection with a pre-application approval. The Council is now being asked for direction to proceed to submit a formal application to the USDA for funding in the amount of \$1.6 million that will provide the opportunity to consider the best situation for the Library. Martin acknowledged the limited amount of money that the USDA does have for granting, and wanted to make sure the public is aware of that. The application process will take some time, and in the interim the Town will be preparing reports reflecting its financial situation. This proposal anticipates the sale of the Cliffs Parkway property, and expanding fund raising efforts. In addition, there is a possible State Aid Grant to consider. The Town's finances and funding possibilities were briefly discussed; Martin confirmed that the Town would have the final decision on whether to accept the monies, if granted.

PUBLIC INPUT

(Comments from the following individuals are summarized.)

Linda Harkness referred to the chart outlining the private donations for the Library in the approximate amount of \$1 million; those donations were made in good faith, and the Town should go ahead and go for the loan and as much funding as possible.

Jim Ash, Treasurer of the Camp Verde Library Endowment, spoke about his long history of appearing before the Council

requesting a new Library. The existing library is very crowded and inadequate; libraries are most important for a community, and there is now an opportunity to make a commitment and get a new Library started.

Karen Heuman said she has been involved with the Library for over 4 years; it is time for the Town to do something about providing the needed new Library.

There was no further public input.

In response to some concern about obligating the Town financially at this time, Martin confirmed that this is only an application at this point. Any request for funding will be brought back for any further decision; it will also be up to the Town to select which grant or grants to apply for.

Councilors Baker and German requested the following items:

14. **Discussion, consideration and possible approval of a letter to the Department of Justice relative to the Yavapai County redistricting process.**

On a motion by Baker, seconded by Kovacovich, the Council unanimously approved the draft letter be sent to the Department of Justice relative to the Yavapai County Redistricting process.

Martin said that two revised draft letters had been included in the agenda packet, the first of which was a request to the Department of Justice to reconsider keeping the Town of Camp Verde in one district in connection with the redistricting process.

15. **Discussion, consideration, and possible approval of a letter to the Arizona State Independent Redistricting Commission relative to the Legislative and Congressional redistricting. Council may also approve of endorsement of letter submitted by Supervisor Chip Davis**

On a motion by Whatley, seconded by German, the Council unanimously approved the draft letter to be sent to the Arizona State Independent Redistricting Commission, and endorsed the letter from Supervisor Davis.

Martin reviewed the intent of the draft letter regarding keeping the Yavapai County communities in the same District, and the need for all voices to be heard. He also pointed out the draft letter from Supervisor Davis. The members briefly discussed the importance of strongly protesting and trying to prevent the redistricting as proposed.

16. **Call to the Public for items not on the agenda.**
(Comments from the following individual are summarized.)

Justin Wertz commented on his participation in Council meetings, and wished everyone well.

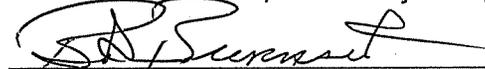
There was no further public input.

17. **Manager/Staff Report**

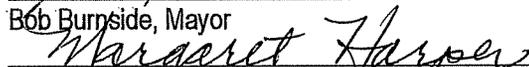
Martin announced the opportunity given to him by Station KVRD to speak; he said he will do his best to represent the Town well, and outlined several subjects he will be covering; Burnside suggested he also mention the upcoming FFA Pie and Labor Auction.

18. **Adjournment**

On a motion by German, seconded by Baker, the meeting was adjourned at 10:18 p.m.



Bob Burnside, Mayor


Margaret Harper, Recording Secretary

CERTIFICATION

I hereby certify that the foregoing Minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 7th day of September 2011. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 26 day of Sept., 2011.

Deborah Barber
Debbie Barber, Town Clerk