

MINUTES
TOWN OF CAMP VERDE
REGULAR SESSION
MAYOR AND COUNCIL
473 S MAIN STREET, SUITE 106
WEDNESDAY, OCTOBER 7, 2020 at 6:30 P.M.

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

1. Call to Order

Vice Mayor Jenkins called the meeting to order at 6:33 p.m.

2. Roll Call

Vice Mayor Dee Jenkins, Councilor Bill LeBeau, Councilor Robin Whatley (zoom), Councilor Joe Butner, Councilor Jesse Murdock and Councilor Buck Buchanan are present. Mayor Charles German is absent.

Also Present

Town Manager Russ Martin, Town Clerk Cindy Pemberton and Rec Secretary Jennifer Reed.

3. Pledge of Allegiance

Vice Mayor Dee Jenkins 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. Regular Session – September 16, 2020

b) Set Next Meeting, Date and Time:

1. Regular Meeting – Wednesday October 21, 2020 at 6:30 p.m.
2. Regular Meeting – Wednesday November 4, 2020 at 6:30 p.m.

c) Possible Approval of Resolution 2020-1055, A Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, to authorize the application for a clean water state revolving fund loan from the Water Infrastructure Finance Authority of Arizona. Staff Resource: Mike Showers

d) Possible Approval of an Intergovernmental Agreement for Regional Emergency Operations Management and Disaster Services between Yavapai County and the Town of Camp Verde. Staff Resource: Marshal Corey Rowley

e) Possible Approval of Proposed PPE Grant Program to be administered by the Town of Camp Verde Economic Development Department. Staff Resource: Jessica Bryson

Motion made by Councilor LeBeau to approve the consent agenda. Second was made by Councilor Buchannan. Councilor Butner would like to pull Item 4E for further discussion. He would like an explanation as to who would fill out the application and how it will be administered. Jessica Bryson read through her proposal (see attached). Vice Mayor Jenkins suggested also adding a limitation by business; small business might need as much as a larger business. **Motion** carried unanimously with Vice Mayor Jenkins, Councilors Whatley, Murdock, Butner, LeBeau, and Buchanan approving.

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))**

Ron Poster- would like to thank the Council and volunteers, he visited and loved the new arena. He said some people don't get thanked and wanted to express his gratitude.

6. **Special Announcements and presentations**

- **Discussion of Attorney General's response to Open Meeting Law Violation on July 17, 2020. Staff Resource: Bill Sims and Cindy Pemberton**

Attorney Bill Sims reviewed the situation. The AG's Office was complimentary about how things came out. The situation came out of unintended consequences. Town Clerk Cindy Pemberton thanked Council members and everyone who attended the training, this helped the AG's decision and showed that we took proactive measures.

7. **Discussion, Consideration and Possible Direction on use of the land lease by the Camp Verde Arena Association (CVAA) for Kart Races.** Staff Resource: Russ Martin

Town Manager Russ Martin stated this item came from a request from CVAA. Council will consider the lease language and could talk about making the suggested changes.

President of CVAA Mary Phelps stated the language in the lease states the property is to be open to general public; allowing for different types of events. The lease doesn't say no go kart races. CVAA's job is to run, manage and bring in events to this location. She is concerned and read through the lease duties. She feels the Parks and Rec

Department doesn't want to hear about every single event. She would like to remove, under *Section 4: Duties of CVAA*, Paragraph F in the lease.

Councilor Whatley asked if the Town would be responsible to foot additional bills. Ms. Phelps stated CVAA is continuing to look for grants/sponsors to build that particular area. CVAA cannot say they will never come back to ask for money. After some discussion Councilor Whatley wants it to operate on its own and doesn't want the Town to be expected to pay more.

President of Arizona Carting Alliance, Randy Ricketts gave an overview of the club; it has existed for two years and has grown to almost 500 members. He also described the contributions the club has done in the surrounding communities.

Matt Scott a member of the Carting Alliance described the karts that are used in events.

Councilor Buchannan asked about the possible noise issue. Robbie Ellen, another member of the Alliance, said the noise from the carts are well under 98 decibels.

Councilor Murdock stated the Arena Association manages and runs the property, but it is up to the Town to own and to provide investments over the years. This is a CIP project that we need to continue to support. She has read over the information and said some of her frustration is not knowing what is going on the property. Ultimately it is the Town's property, and if there is any development out there; some kind of communication should come out about it. Ms. Murdock doesn't feel like we should remove anything from the lease agreement. She read Item 1 b and said she would like a little more communication with what is happening out there. She is proud of all the money that was spent, and thanked the Arena Association.

Councilor Butner asked if any of the area could be used as parking and not exclusive to racing area. Mr. Ricketts said the Pit area could be utilized for parking but the racing area would be exclusive to racing because of the set up. They are still discussing the actual size of the track. They would only expect to hold about 2 events a month.

Councilor Butner stated that priority would go to equestrian events.

Town Manager Russ Martin explained the special event permit process and said there is a reason the process is in place.

Ms. Phelps is frustrated about having to first go through town before they can secure an event.

No direction was given at this time.

8. Presentation, Discussion and Possible Approval of a Quitclaim Deed to the Trust of Public Land relative to APN 404-20-024C, a parcel of land approximately .95 acres in size owned by the Town of Camp Verde, that would clarify title to the property by reason of abutment to meander land. Staff Resource: Steve Ayers

Economic Development Director Steve Ayers stated the Trust for Public Lands is working with the Coconino National Forest to transfer ownership of approximately 60 acres, known as the Toy Property, located at the confluence of the Verde River and

Beaver Creek. Directly adjacent to the Toy property lies a triangular parcel owned by the Town of Camp Verde, APN 404-20-024C. During the negotiations to transfer the land, the Forest Service objected to an exception in the Title Commitment (Exception #13) which reads, "The rights or claims of title, if any, by the Town of Camp Verde to that portion of Parcel 9 lying Southwesterly of Lot 5, as described in Deed recorded in Book 3892, page 667 of Official Records, by reason of abutment to meander land." Mr. Ayers read the definition of meander land; meaning a natural water way, subject to change over time.

The title company will delete Exception 13 from the TPL-USFS commitment based upon TPL receiving a quitclaim deed from the Town of Camp Verde, whereby the Town Quitclaims any portion of Parcel 9 lying northwesterly of the centerline of Beaver Creek. Mr. Ayers stated this means the Town won't go after any more additional land.

Motion made by Councilor Murdock to approve a quit claim deed to the Trust of Public Land relative to APN 404-20-024C, a parcel of land approximately .95 acres in size owned by the Town of Camp Verde, with the Town's attorney suggested addition. Second was made by Councilor Butner. **Motion** carried unanimously with Vice Mayor Jenkins, Councilors Whatley, Murdock, Butner, LeBeau, and Buchanan approving.

9. **Discussion, Consideration and Possible Approval of a budget adjustment of up to an additional \$50,000 in the Capital Improvement line item for the additional costs to equip 5 replacement vehicles for the Marshal's Office.** Staff Resource: Corey Rowley.

Marshal Rowley stated this is a Capital Improvement oversight on his part. CVMO was originally approved to purchase new patrol vehicles at a cost of \$300,000.00. The final vehicle pricing came in at \$316,727.33. The vehicles were ordered in an exigency situation due to low manufacture inventory. Due to the rush ordering, an oversight for additional necessary emergency equipment such as Toughbook computers for 4 vehicles totally \$14,301, 4 e-ticket Scanners totaling \$160.00, 4 Printers totaling 1,500.00, 4 docking stations totaling \$1,360.00 and 5 car radios \$11,100.34. With the oversight of the essential emergency equipment normally included in the original combined purchase request, we are seeking an additional \$45,148.67 above the original 300K approved from the Cares act. These requested funds will completely outfit 4 of the 5 vehicles purchased.

Councilor LeBeau wanted to clarify the amount CVMO is asking for. Mr. Martin stated he is having CVMO asks for up to \$50,000 to make sure it covers all costs.

Motion made by Councilor LeBeau to approve the budgeting of up to \$50,000 to properly outfit the remaining vehicles in the Marshal's order. Second was made by Councilor Buchanan. **Motion** carried unanimously with Vice Mayor Jenkins, Councilors Whatley, Murdock, Butner, LeBeau, and Buchanan approving.

10. **2020 Covid-19 Update – Staff Resource Russ Martin**

Financial Update-Russ

Mike Showers relayed to Mr. Martin that all signs show we are in the positive for last month but he is still finishing up the numbers and will get to Council at a later date.

Operational Update- Town Manager Russ Martin

- Phase 2 is working just fine. Reduced open hours which encourages people to make appointments.
- New mask wearing signs have been placed around Town buildings.

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 public to speak.

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 Butner attended the Az Jr. Rodeo and said it was tremendous. The Arena Association and volunteers are phenomenal. He also wanted to mention that Howard Parish passed away last week. The Calvary will do a rider-less horse presentation in the parade and during rodeo. His viewing is scheduled for later this month.

Councilor LeBeau also attended the Az Jr. Rodeo and said he hasn't seen that many people working so hard for no money. He was quite impressed.

Vice Mayor Jenkins attended a Yavapai College Zoom Meeting where they discussed the plan to put the Technical Center on the Clarkdale Campus. She also attended the FEMA Flood Control with Yavapai County Zoom Meeting and reported there are no changes to town flood maps. She also attended the PSPRS Meeting, the Colonial's Daughter Ceremony and the Fort Verde Days Rodeo Queen Pageant.

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:

- Working with the state about using the state park, for this weekend. He hasn't gotten clear direction but is still working on it.

- There are no special liquor licenses for this weekend. Dr. Christ is working on standards that special events will have to fall under, but are not done with those in time for this weekend.
- All Hands Meeting went well today, they used the gym for social distancing. Retirement discussions, engagement survey in November.
- Permanent Base Adjustment Meetings; Vice Mayor Jenkins and Counselor Whatley will meet early tomorrow morning at the library. If you haven't had yours, please call Mr. Martin and schedule a time.
- Still working on the paperwork for the Water Company Due Diligence Report. If you want a paper copy let Mr. Martin know or you can pick up thumb drive.

14. Adjournment

Vice Mayor Jenkins adjourned the meeting at 8:08 p.m.



Vice 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 October 7, 2020. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 5th day of November, 2020.



Cindy Pemberton, Town Clerk