

(Corrected) MINUTES
**TOWN OF CAMP VERDE
SPECIAL SESSION
MAYOR AND COUNCIL
473 S. MAIN STREET, SUITE 106
TUESDAY, APRIL 20, 2021 at 5:30 P.M.**

ZOOM MEETING LINK:

<https://us02web.zoom.us/j/87529111697?pwd=cWdidEdYOUNPTFJIRTNkWFhVVKNNZz09>

One Tap Mobile: 1-346-248-7799 or 1-669-900-9128

Meeting ID: 875 2911 1697

Passcode: 535905

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

1. Call to Order

Mayor Jenkins called the meeting to order at 5:30.

- 2. Roll Call.** Council Members Jackie Baker, Bill LeBeau, Cris McPhail Jessie Murdock (arrived at 538), Robin Whatley (via zoom), Vice Mayor Joe Butner, and Mayor Dee Jenkins.

Also Present

Russ Martin Town Manager, Town Clerk Cindy Pemberton, Marshal Cory Rowley (zoom), transcriptionist Dana Donahue

3. Pledge of Allegiance

Led by Cris McPhail

Town Clerk Cindy Pemberton read the Consent Agenda.

- 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.
Read by Cindy Pemberton Town Clerk

a) Approval of the Minutes:

- 1) Special Session – March 24, 2021

b) Set Next Meeting, Date and Time:

- 1) Regular Session – Wednesday, May 5, 2021 at 6:30 p.m.
2) Work Session – Friday, May 7, 2021 at 8:30 a.m.
3) Regular Session – Wednesday May 19, 2021 at 6:30 p.m.

- c) Possible Approval for the Finance Director to make the FY21 budget adjustments as attached on the Budget Change/Re-Appropriation Form Dated 4/7/2021.**

- d) **Possible Approval for the Finance Director to make the FY21 budget adjustments to wages as listed on the attached Budget Adjustments Form labeled BAFY21-04.**

Vice Mayor Butner motioned to approve the Consent agenda as written. Motion was seconded by Councilor Baker.

Roll Call Vote:

Councilor Baker- aye
Councilor LeBeau-aye
Councilor McPhail-aye
Councilor Whatley-aye
Vice Mayor Butner-aye
Mayor Jenkins-aye
Motion Passes 6-0

5. Special Announcements and Presentations

- **Proclamation Declaring April as Fair Housing Month.**
- **Proclamation Declaring May 2 - May 8, 2021 the 52nd Annual Professional Municipal Clerks Week.**
- **Proclamation Declaring Saturday April 24, 2021 as Camp Verde's Arbor/Earth Day Celebration.**
- **Presentation of the Verde Grown Initiative by the Economic Development Department and Local First Arizona. Staff Resource: Steve Ayers **This item has been pulled from the agenda and will be heard on May 5, 2021.****

Mayor Jenkins proclaimed April as fair housing month.

Mayor Jenkins proclaimed May 2-8 the Professional Clerks week.

Mayor Jenkins proclaimed Saturday April 24, 2021 Arbor/Earth birthday celebration.

6. Discussion and Consideration and Possible Adoption of Town Manager's Annual Goals. Staff Resource: Russ Martin

Russ Martin discussed the goals for the town. He stated we have not finished the goals. Most of the goals are in his job description and are addressed and reviewed as we go forward. He said he will be focusing on the pertinent goals, as per the memo. It is important to be transparent to the public about the goals. Staff

recommend council approve goals.

Councilor Baker requested more information about said goals. There are seven goals. Russ Martin stated there are certain goals the public and Council will want to know about.

Councilor Baker wanted more specifics. It appears the goals are fairly general. Russ Martin stated to read the memo. Council wanted to know what the most important goals were.

Russ Martin replied that the most important ones are;

1. Broadband and Internet. There is a larger progress needed. We could do more with social media and online payments.
2. Highway 260 project is important. When, how are we going to get it done...etc., is still undefined. Also, the water company.

Councilor Baker asked if those items did not make it to the goal list. How do we address them?

Mr. Martin stated reviews (Council) are an important method of measuring progress. His progress must be assessed on a regular basis. Overall, there is a lot of uncertainty and a lot to be discussed. There is a difference between the goals of the Town Manager and those outside of his job. He said his performance is always up for review. The Council is part of the process.

Councilor Baker asked many of the goals have been completed. Mr. Martin said many on the list have been done, such as the Risk Management position.

Vice Mayor Butner moved to approve Town Manager Annual Goals as set forth on pages 47 and 48. Russ Martin asked if that included page 49. Vice Mayor Butner stated the annual goals are on pages 47 and 48. Russ Martin stated that page 49 was a summary.

Town Clerk Cindy Pemberton stated the motion stands.
Second by Councilor Whatley.

Council Murdock stated we have a list of goals. She feels we should not disregard the memo Mr. Martin sent to Council. Mr. Martin presented the Council with what he felt he could accomplish in a year, not the list we presented him. We could still review the goals quarterly. Councilor Murdock did not feel Council should be disregarding the memo Russ Martin sent to them.

Council LeBeau was recognized by Mayor Jenkins. He stated he needed clarification on what we are approving. Are we approving the goals we gave to the manager? Or the ones he gave to us?

Mayor Jenkins replied that the motion was to approve the goals on pages 47 of 49 and 48 of 49. Is that correct? Town Clerk Cindy Pemberton stated yes, that is

correct.

Councilor Baker declared a point of order stating here was a motion on the table without a second, Town Clerk Cindy Pemberton stated there was a second by Councilor Whatley.

Vice Mayor Butner states the goals listed on pages 47 and 48 are what we are discussing. I made the motion in that fashion to be clear about the managers goals.

Councilor Whatley asked Mr. Martin on page 49, if the goals have been reiterated on pages 47 and 48. Mr. Martin replied not in full detail. Councilor Whatley asked if he added to what the memo was.

Mayor Jenkins stated page 49 is Mr. Martin's summary and pages 47 and 48 are the goals. Councilor Whatley stated she did not see the difference.

Vice Mayor Butner declared a point of order stating now is not the time to discuss this with the Russ Martin. Now is the time for the Council to make their comments, is that correct? Town Clerk Cindy Pemberton stated yes.

Councilor Whatley said would like to withdraw her second until this has been figured out. Town Clerk Cindy Pemberton declared a withdraw is not possible and the second is a standing vote. Ms. Pemberton stated you will have to stand your motion and allow the motion to proceed or make a different motion if it fails.

Councilor McPhail asked Vice Mayor Butner if he would be willing to add the memo in addition.

Vice Mayor Butner said the memo Mr. Martin compiled is a distillation of the goals the Council set for him. The Council gave Mr. Martin the goals as set forth on pages 47 and 48. He may not be able to complete them all. He has completed at least one of the goals. This is a nice checklist of goals. We don't need a lesser type of description; we need a complete set of goals. Then we will judge him accordingly.

Councilor Baker said the hard part is the word "goals". Some are just in the Town Manager job description. She said goals should be what is additional to the manager job goals. There are additional goals that he may want to accomplish. I feel that goals are those that are beyond the ordinary job description of a town manager. The memo was very helpful. It lined things out.

Mayor Jenkins call for a Vote on motion (pages 47 48)

Councilor Baker-aye

Councilor LeBeau-aye

Councilor McPhail-aye

Councilor Murdock-no

Councilor Whatley-no

Vice Mayor Butner-aye
Mayor Jenkins-aye
Motion passes 5-2

7. Covid-19 Update. Staff Resource: Russ Martin

Town offices are open. The Pecan and Wine festival was also approved. Yavapai County is at 3% Covid positive. The positive rates are up and down but are now down. Vaccinations are readily available. Everything is pretty much operational. We are financially doing very well. The sales tax generated on-line is coming to us due to Covid and the Wayfair decision. We are open to phase 3. RV parks are very busy. Our largest months are March and April. Finance Director Mike Showers thinks we are 700k over, which may be on the low end. Restaurants are full and hotels are doing well. We may have record highs. There is a lot of construction in the area. We may have some additional record highs.

8. Legislative Update. Staff Resource: Russ Martin

There was a judgement that all sales tax generated online, (Wayfair decision) will be sent to the area of origin. The legislature is looking to do a flat tax over the next couple of years. This is the proposal on the table. The state budget is in limbo because of this. A flat tax will affect the next two years. Three years from now the flat tax will be implemented. It will be less money in the long run. We share 214K in shared revenue. The bottom line is we will have less money.

This is referred to as the Wayfair decision. The less money would have a significant impact on the town, less 413K if the flat tax goes through. We are currently getting 1.5m right now and will drop to just over a million in the next two years. It will have an effect on town services. The League of Cities would like to be whole and up our share by adjusting our percentage. There is a lot of change coming. The legislature must get through budget issues. Town Clerk Cindy Pemberton said SB1492 was recently passed and she will be emailing to the council. It regards various election laws.

9. 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))

None

10. Council Information 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.

Councilor Baker reported the Pecan and Wine festival was very good. The visitors were very happy to have an event to attend. They were very complementary. Councilor McPhail reported she attended tribal council meetings and the Verde Valley transportation meeting via zoom recently. She also attended the Yavapai College governing board meeting. Earth day will be this Saturday partially on zoom, it can be found on the town website. There are goody bags available. 22 tribes of Arizona have been contacted and have provided some promotional material for the Earth Day. She said the Pecan and Wine festival was big success, congratulated staff. The vendors were very happy, and several sold out. Mayor Jenkins asked where is Earth day. Councilor McPhail said it will be at Veterans Memorial Park at Montezuma Castle.

Vice Mayor Butner stated he and Councilor Baker had lunch with Terry Drew, the NACOG representative. Very productive. Discussed employment programs where NACOG pays wages to prospective town employees for three to six months and covers the employees in terms of workmen's comp etc. As many as ten to fifteen people could work under this program for the town. Also, there is a group of people that are skilled, professional people that could help with town projects, such as Verde Lakes bridge. It could be in the next six months that there will be a federal infrastructure bill that we could make use of for our own infrastructure.

Councilor LeBeau reported The Pecan and Wine festival was very well attended. Kudos to staff. There was also a roping event at the arena that was well attended.

Councilor Whatley had nothing to report at this time.

Mayor Jenkins reported she attended several meetings. The county is ramping down on its COVID meetings. Russ Martin and Mayor Jenkins attended the annual spring meeting with the Forest Service. Discussed drainage issues, mainly from their land to ours. She also attended Verde Valley Mayor Manager meetings discussing COVID 19, broadband and infrastructure and GAMA and housing and VVREO. Reliable, highspeed broadband is a hot topic right now. Mayor Jenkins attended the Verde Valley Solutions Group about affordable housing for the valley. Broadband is a big topic. She attended a GAMA meeting where Senator Kelly spoke. He allowed each mayor to speak. The group also spoke to Senator Sinema, they spoke about COVID and the relief packages. The Camp Verde J and J (vaccine) in the gym clinic was very successful. It was three weeks in a row. Mayor Jenkins attended all three. April 8th was the last Camp Verde clinic. The Pecan and Wine festival was very well done and thank you staff. Earth Day, please go if you can. Thank you for those of

you that are attending ribbon cutting ceremonies. We will give you these dates. We are all welcome to go. Councilor McPhail said thank you, Mayor Jenkins for getting the vaccines here

11. 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.

Russ Martin reported he received the housing study in his email. He will get with solutions group and get Council up to speed on the study. Perhaps by May a presentation will be available. The Town is waiting for direction from the Treasury. He attended the zoom meeting. It might be a few weeks before we get the money and what opportunities that might create. The treasury is meeting with the League of Cities and Towns and will let us know. We hired a new Risk Manager. She will be here in a month. She starts May 17. Very well-rounded background and good experience.

12. Discussion and Consultation for legal advice regarding the Yavapai Apache Water Settlement. Staff Resource: Russ Martin. The Council may, by majority vote, recess the special meeting, hold an executive session and then reconvene the Regular meeting for discussion and possible action on this item as covered under A.R.S. 38-431.03; (A)(2); (A)(3); (A)(4); (A)(5); (A)(6); and (A)(7).

Town Manager Martin asked that the council revert to Executive session. He will get Attorney Steve Wene on the phone.

Councilor Baker made a motion to move into executive session. The motion was seconded by Council McPhail.

Roll Call Vote:

Councilor Baker-aye
Councilor LeBeau-aye
Councilor McPhail-aye
Councilor Murdock-aye
Vice Mayor Butner- aye
Mayor Jenkins-aye

Vote passes 6-0

Mayor Jenkins-We are in executive session at 6:20pm.

Reconvened into Special Session at 7:40 p.m.

13. Adjournment

Mayor Jenkins adjourned the meeting at 7:40 p.m.

Dee Jenkins

Mayor Dee Jenkins

Cindy Pemberton

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 Special Session of the Town Council of Camp Verde, Arizona, held on April 20, 2021. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 16th day of May, 2021.

Cindy Pemberton

Cindy Pemberton, Town Clerk