MINUTES TOWN OF CAMP VERDE REGULAR SESSION MAYOR AND COUNCIL 473 S. MAIN STREET, SUITE 106 WEDNESDAY, JUNE 16, 2021 at 6:30 P.M.

ZOOM MEETING LINK:

https://us02web.zoom.us/j/82146750259?pwd=M0NwY29oa3dqWVBGY1NUb04zWGtlQT09

One Tap Mobile: 1-346-248-7799 or 1-669-900-9128 Meeting ID: 821 4675 0259

Passcode: 711351

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

- 1. Call to Order Mayor Dee Jenkins called the meeting to order at 6:30 PM.
- 2. Roll Call. Council Members Jackie Baker, Bill LeBeau (zoom), Cris McPhail, Jessie Murdock, Robin Whatley, Vice Mayor Joe Butner, and Mayor Dee Jenkins.
- 3. Pledge of Allegiance Councilor Baker led the pledge.

Town Clerk Cindy Pemberton requested that agenda item number ten be presented before item number nine on the agenda. There were no objections from council. (These items are switched in the meeting minutes.)

- 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 June 2, 2021
 - 2) Executive Session June 9, 2021 (Recorded and on File)
 - b) Set Next Meeting, Date and Time:
 - 1) Special Session June 23, 2021 at 5:30 p.m.
 - 2) Regular Session Wednesday July 7, 2021 at 6:30 p.m.
 - 3) Work Session Wednesday July 14, 2021 at 5:30 p.m.
 - 4) Regular Session Wednesday July 21, 2021 at 6:30 p.m.

Motion was made by Vice Mayor Butner to approve the consent agenda as presented. Second was made by Councilor Cris McPhail.

Roll Call Vote:

Councilor Baker: aye

Councilor McPhail: aye Vice Mayor Butner: aye Councilor Murdock: aye Councilor LeBeau: aye Mayor Jenkins: aye Councilor Whatley: aye

Motion carried 7-0.

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)

There were no comments from the public.

6. Special Announcements and Presentations

• Update by Yavapai County District 2 Supervisor James Gregory.

Yavapai County District 2 Supervisor James Gregory, now a Camp Verde resident, retired 24 years in law enforcement and decided to run for office presented an update for council. The County received a substantial amount of money and the county has determined a process to fund sewer, water, and other COVID related projects with a focus on infrastructure. The plan will also encompass unincorporated areas. There is 45.5 million dollars of funding. The County wants to ensure the funding is used responsibly for infrastructure.

During fire season there has been thirteen homes lost and damage to another twenty homes in Bagdad and there was an additional Cornville fire. Mr. Gregory wanted to point out that residents can sign up for Code Red to get notifications immediately when there is a fire. A lot of updates come from Code Red. It will let you know when you may need to evacuate and update the level under the three categories of: Ready, Set, and Go. The fires that start remotely are easier to get resources to contain. When fires start to close to town it is more difficult. The local fire department has done a good job with their response. The fire responders have not received the funding from the state they were expecting. The state is working on that right now. If the State doesn't come through with funding then the County will want to look at that funding. Mr. Gregory would like to show up on a quarterly basis to update and discuss items with council.

Mayor Jenkins inquired if the information on signing up for the COVID funding would

be on the County website

Mr. Gregory confirmed that the information is available on the website.

Mayor Jenkins wanted to mention that Mr. Gregory played an important part and was needed to get the COVID vaccine site established for Camp Verde.

- Public Hearing followed by Discussion, Consideration and Possible Approval for a Class 12 (Restaurant) Liquor License application # 149687 for Josh Kristopher McIver-Flew the Coop Nashville Hot Chicken Shack- located at 1620 State Route 260 #D, Camp Verde, AZ 86322. Staff Resource: Cindy Pemberton
 - Staff Comments
 - Public Hearing Open
 - Public Hearing Closed
 - Council Discussion

The Clerk's Office received the application from the Department of Liquor License and Control on May 12, 2021. As required by law the Clerk's Office posted the application at 564 S. Main Street for the required 20 days. All fees have been paid by the applicant and Town Staff have not received any comments or concerns from the public regarding the application.

Mayor Jenkins opened the public hearing.

There was no comment from the public.

Town Clerk Pemberton said Josh McIver, Owner, was present if council had any questions.

There were no questions from council.

Motion was made by Councilor Baker to approve the class 12 (Restaurant) Liquor License application # 149687 for Josh Kristopher McIver-Flew the Coop Nashville Hot Chicken Shack- located at 1620 State Route 260 #D, Camp Verde, AZ 86322. Second was made by Vice Mayor Butner.

Roll Call Vote:

Councilor Baker: aye Councilor McPhail: aye Vice Mayor Butner: aye Councilor Murdock: aye Councilor LeBeau: aye Councilor Whatley: aye Mayor Jenkins: aye 8. DISCUSSION, CONSIDERATION, AND POSSIBLE APPROVAL OF ORDINANCE 2021-A463, AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CAMPVERDE, ARIZONA, FOR AN APPLICATION SUBMITTED BY LUKE SEFTON, SEFTON ENGINEERING, ON BEHALF OF THE PROPERTY OWNER, OPPORTUNITY ZONE DEVELOPMENT COMPANY, LLC, FOR A ZONING MAP CHANGE. THE REQUEST IS FOR A CHANGE FROM C2-PAD (COMMERCIAL: GENERAL SALES AND SERVCES, PLANNED AREA DEVELOPMENT) TO M1 (INDUSTRIAL: GENERAL) ON PARCEL 403-15-008, IN CAMP VERDE, YAVAPAI COUNTY, ARIZONA, AND PROVIDING THAT THIS ORDINANCE SHALL BE EFFECTIVE THIRTY (30) DAYS AFTER ITS PASSAGE AND APPROVAL ACCORDING TO LAW. Staff Resource: Melinda Lee

Development Director Melinda Lee explained the application is a request from Sefton Engineering to change the zoning on 403-15-008. The request is to accommodate the interest of two contractors who wish to relocate to that property. The contractors want to do some outdoor activities that go beyond the C3 district. It will also be processing and storing the materials. The request is in compliance with the Town General Plan. The General Plan is not clear if these would be an acceptable use in this particular area on the 260 corridor. This is why the Department considered some exceptions. Staff believes that the contractors will be able to meet the fencing requirements for the visual break. Staff requests approval from council with the conditions set forth. The conditions include a wall along the 260 frontage and fences in areas where the property would share a boundary to a residential parcel, including parcels that are changed to residential in the future. The properties on either side are currently C2. If that should change barriers would need to be provided. The applicants are aware of the requirements. Additionally, the typical signage doesn't apply to this project because of the wall barrier requirements. In order to provide the companies with advertisement signage, the submitted request also allows for signage to be placed on the front wall which will require special authorization from council.

Councilor Whatley was concerned about the fence on 260. She stated the renderings looked like a vertical wall. She wanted to confirm the wall would be brick.

Ms. Lee confirmed the intent would be a brick wall.

Councilor McPhail commented that the wall is described as a slump stone which is a black wall with relief in the plans. Councilor McPhail would like to know if this would be the requirement in the other potential future areas. She would not like to see a wooden fence or chain link with slats in the other areas. She would like to see the wall be substantial.

Ms. Lee mentioned that those walls would potentially be separate sections over time and not all at once. The request would be difficult to achieve.

Councilor McPhail mentioned it should be screened with landscaping.

Ms. Lee stated that there are some landscaping requirements with that zoning.

Councilor Baker mentioned that Council needed to aware of the industrial area and make sure that shielding things is addressed from the beginning.

Mayor Jenkins asked if there were any blue cards for public comment.

Ms. Pemberton confirmed there are none.

David Nicolella represented Sefton Engineering as Luke Sefton was unable to make it to the Council session. Mr. Nicolella mentioned that there was considerable improvement to the property with the turn lane which has enough room to accommodate backup of trailers if needed. Mr. Nicolella wanted to make Council aware that there is only one residential parcel that is currently adjacent with the property. Currently visibility is obscured by an embankment and the residential parcel sets 40 feet below the site. Sefton Engineering met with the property owner who was not concerned about anything as visibility is already obscured. Mr. Nicolella wanted to assure Council that the wall is not going to be a traditional contractor block wall but will look really nice.

Motion by Councilor Murdock to approve the item as presented with special exceptions to items listed one and two in the motion. Second was made by Vice Mayor Butner.

Roll Call Vote:

Councilor Baker: aye Councilor LeBeau: aye Councilor McPhail: aye Councilor Murdock: aye Councilor Whatley: aye Vice Mayor Butner: aye Mayor Jenkins: aye

Motion carried 7-0.

9. Review of 'Best Practices Guidelines', a working document for Council and all Town Boards, Commissions, and Committees. Staff Resource Cindy Pemberton

Town Clerk Cindy Pemberton informed Council that the agenda item is a review of the Best Practices Guidelines document which will be a working administrative document and was discussed with Council during the May 5th session. During that discussion it was determined that current policy was redundant because the policy items already existed in the Town Code and the Arizona State Statutes. The Town Code and Arizona State Statutes are enforceable and protect the Council and

Board Members. Council has been provided with the draft document of the Best Practices Guidelines of standard operating procedures for Council and Board to review and provide feedback to the Town Clerk. The Best Practices Guidelines will be brought before Council again on July 7th for additional review. The Best Practices Guidelines will be an administrative document that doesn't require official approval or action by Council to amend, but no changes will occur without review and consent from Council.

Councilor Murdock mentioned that the agenda is generally read out by Ms. Pemberton and inquired if this was example of what would be included in the Guidelines.

Ms. Pemberton commented this was a good example of something that is unnecessary in the current policy. The reading of the agenda should be something that can be determined by the wishes of the Mayor and Council.

Instead of using policies some future changes would be made by way ordinance, so that it becomes part of Town Code. An example would background checks on applicants for board commissions and committees which was something that Council had indicated they would like to see in the January retreat. We already have in Town codes certain criteria for applicants, such as the minimum age of eighteen. There was only that one item found which was not currently in Town Code or covered by the Arizona State Statutes.

Vice Mayor Butner wished to discuss the form to get an item on the agenda. He inquired if there would be an exception to the form requirement when things come up to be placed on the agenda during session.

Ms. Pemberton explained that any Council Member can contact the Clerk's Office to add any item requested by Council without the form requirement.

Councilor Baker wanted to clarify that the idea is to move from Town Council established Policies and Procedures to a Best Practices Guidelines document that Staff is administering and overseeing. Ms. Baker requested clarification that once it is determined how the documents are changing that future changes would be put as an agenda item going forward.

Ms. Pemberton stated that wouldn't necessarily be the case. Ms. Pemberton stated that council is very involved with this and that Council's input on the document is needed. Ms. Pemberton requested that Council to reach out to give input for this document. July 7th the Best Practices Guidelines will be brought to council for additional review.

10. Discussion, Consideration, and Possible Approval or Resolution 2021-1067, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona Superseding Resolutions 98-403, 99-426, 99-432, 2000-447, 02-538, 03-568, 08-745, 08-751, and 2009-766, 2011-844 and 2017-973 rescinding all previous Town Council Policies and Procedures for

Council and all Town Boards, Commissions, and Committees and Replacing it with a 'Best Practices'. Staff Resource: Cindy Pemberton

Town Clerk Cindy Pemberton explained this agenda item is a resolution rescinding all the prior resolutions and replacing them with the Best Practices Guidelines document addressed in the prior agenda item.

Councilor Baker wanted to understand why Council would vote to cancel the Resolutions before the Best Practices Guidelines are in order.

Ms. Pemberton stated that the decision was made when the administrative Best Practices Guidelines document was implemented for Council's review. The purpose for making a motion on this was because removal of the Resolutions must be done through an action and approved by council.

Town Manager Russ Martin clarified that the Best Practices Guidelines is an administrative document. Although it is in draft form, it is available now and is ready to be used as an administrative document. Although there is a review scheduled by Council in July, there may not be changes at that time. Council will know when changes are being made, but it will not require action by Council to approve.

Mayor Jenkins stated that the Best Practices Guidelines felt all-encompassing and Ms. Pemberton did a great job addressing items.

Motion by Vice Mayor Butner to approve the 2021-1067 resolution, Superseding Resolutions 98-403, 99-426, 99-432, 2000-447, 02-538, 03-568, 08-745, 08-751, and 2009-766, 2011-844 and 2017-973 rescinding all previous Town Council Policies and Procedures for Council and all Town Boards, Commissions, and Committees and Replacing it with a 'Best Practices'. Second was made by Mayor Dee Jenkins.

Roll Call Vote:

Councilor Baker: no Councilor LeBeau: aye Councilor McPhail: aye Councilor Murdock: aye Councilor Whatley: aye Vice Mayor Butner: aye Mayor Jenkins: aye

Motion carried 6-1.

11. Discussion, consideration and possible approval of Professional Services for Engineering Design Services for the Northbound Sewer Collection System Expansion Project pursuant to Project 20-144 to Rick Engineering Company,

not to exceed in the amount of One Million Two Hundred Thousand Dollars (\$1,200,000.00) Staff Resource: Troy Odell, P.E., Dorie Blair

Troy Odell presented the item as an approval of the proposed contract with Rick Engineering for professional services to design the sewer expansion to Hayfield along the 260 corridor. The proposal is for the main trunk sewer line and does not include the offshoots. The off shoots would come later as districts are approved. The request is for 1.2 million in financing to be approved by Council. The Town advertised statewide and received nine statements of qualifications back. Out of the three top options Rick Engineering Company was selected and brought a sub-contractor, NCS Engineering, to design the lift station portion of the project. Rick Engineering has provided Council with a scope of services. Mr. Odell is recommending approval of the 1.2 million in funding for the scope of services presented.

Councilor Baker wanted to confirm there was two phases.

Mr. Odell stated that phase two is everything north of Hayfield. Phase one will be accomplished with this but not going past Hayfield. The scope includes bidding, asbuilt plans, and post construction services to Hayfield Draw.

Councilor Whatley inquired when plans would include sewer lines to service Salt Mine Road and Black Bridge Loop areas.

Mr. Martin stated that it may not be viable to ever do those two areas because of the associated cost vs the potential revenue for those lines. There may be some available funding to look at that would allow the Town to plan work on those areas even though they don't pencil out.

Rick Engineering, Dale Miller Public Works Principal for the State of Arizona, was present to give Council a short presentation on the proposed scope. Rick Engineering is highly experienced in sanitary sewer design and has access to a small user friendly public works group in the Phoenix where extra resources are available for the project.

Ram Narasimhan, president of NCS Engineering which is the primary sub-consultant on the lift station design also presented. NCS Engineering has been an Arizona firm for 24 years. They will complete electrical structural design, a computer model of area, and sewer system. Their goal is to provide plans that will serve Camp Verde well in future, but still make it affordable.

Mr. Miller stated that he recognized that the amount feels like a large number for a contract for engineering services. He wanted to present to Council to give them a feeling of the magnitude of the project. There are 8.5 miles of sewer line to design, with 2.8 miles of force main, and lift stations. The plans include modifications to lift station two, as well as two new lift stations (three and four). There are nine crossing of SR 260 in the project. Mr. Miller provided Council with a scope of services and schedule which gives and overview of when individual parts of the design will be completed. The completion date through permitting is 10-2022. Surveying, aerial

mapping, concept design, preliminary, design, final design, and ongoing utility coordination are all included in the overview. Mr. Miller appreciates being selected by the Town of Camp Verde and feels confident that the Town will be pleased with the results.

Councilor Baker inquired if sewer infrastructure was put in place when the 260 project was being done.

Mr. Odell confirmed that infrastructure was added to continue the line at Out of Africa, by the Jail, and the Cherry Road roundabouts on the previous projects.

Councilor McPhail wished to thank Mr. Miller for the scope. Ms. McPhail stated that the scope was very thorough and inclusive. She remarked that the Town will have biddable drawings, additional help in the bidding process on the project, and an electronic version of the plans for use in the future.

Motion by Councilor McPhail for approval of Professional Services Agreement for Engineering Design Services for the Northbound Sewer Collection System Expansion Project pursuant to Project 20-144 to Rick Engineering Company, not to exceed in the amount of One Million Two Hundred Thousand Dollars (\$1,200,000.00). Second was made by Councilor Baker.

Roll Call Vote:

Councilor Baker: aye Councilor LeBeau: aye Councilor McPhail: aye Councilor Murdock: aye Councilor Whatley: aye Vice Mayor Butner: aye Mayor Jenkins: aye

Motion carried 7-0.

12. Discussion & Consideration & Possible Direction for the Project Delivery Methods for the remaining work in Phase 1B of the Sports Complex. Staff Resource: Ron Long

Ron Long Public Works Director would like to be prepared for when the funding from the land and water conservation fund grant is available. It may be as early as this month or in July. The Department staff was directed to value engineer projects in the past due to limited funding. Moving ahead the Department would like to put items back on Tierre Verde's contract. The items that were changed will be left that way, but the items that were deleted the Department would like to possibly return to the contract. The items in question were awarded originally in the contract and then deleted by change order. Those items could be put back on via change order. Negotiations with the contractor would need to be completed to determine what the prices would be at now in order to add the items back in. The items could be put back to bid if necessary. Mr. Long recommends that the Town negotiates with the

current contractor to start.

Mayor Jenkins stated that she has a list of the items and would like to know when there will be some information on the price changes. She inquired if Mr. Long was just seeking direction to proceed from council.

Mr. Long confirmed that he didn't want to go into negotiations without direction from council.

Councilor Baker wanted to make sure that the items would not make the new estimate as much as the original three million.

Mr. Long stated that the deleted items will need to be rebid and prices will be affected by the changes in the economy. It has been almost a year since the changes were made. He believes it will be more than what the bid was originally when the items were taken out, but not that significant.

Councilor Murdock mentioned that she would like to see Town funds used to pay for thing usable by public like fields, and not asphalt.

Motion made by Councilor McPhail to direct staff to negotiate costs for the improvements that were removed from the Tierre Verde Builders contract by change order one, and add selected items back to the Tierre Verde Builders contract. Second was made by Councilor Baker.

Roll Call Vote:

Councilor Baker: aye Councilor LeBeau: aye Councilor McPhail: aye Councilor Murdock: aye Councilor Whatley: aye Vice Mayor Butner: aye Mayor Jenkins: aye

Motion carried 7-0.

13. Legislative Update. Staff Resource Russ Martin

Town Manager Russ Martin stated that there is still no movement to the budget and no update at this time.

Councilor Jesse Murdock mentioned that she is now hearing campaign ads to push for certain things on the budget.

Mr. Martin by the time it is discussed again there will have to be a budget for the State or the State would shut down. Mr. Martin will inform Council as soon as possible.

14. 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 comments from the public.

15. Council Informational 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 has attended some ribbon cuttings such as Montana Mercantile and Stitches in Basha's shopping center. Ms. Baker encourages visits to the new businesses.

Councilor McPhail continues to attend Yavapai Apache Tribal Council Meetings.

Mayor Jenkins attended the Yavapai County Mayor and Manager's meeting with Town Manager Russ Martin in Prescott June 3rd. The event was an opportunity to meet and great with a few updates. June 3rd Mayor Dee Jenkins also attending a Zoom budget finance meeting. There is an item before the budget finance committee that will affect Camp Verde if it passes. The suggestion is to allow cities and towns to amend budgets after they have been approved. That will mean that the budgets will no longer require the place holders to be put in place for potential spending. Mayor Jenkins attended the SRP meet and great with Mr. Martin and one with Yavapai Apache Nation. Mayor Jenkins will allow Town Manager Russ Martin to address the meeting they attended on broadband for the Verde Valley. Mayor Jenkins wanted to reiterate Councilor Jackie Baker's comments on ribbon cutting ceremonies and had the opportunity to attend two, one for ReMax and Flew the Coop Restaurant. There has been quite a few over the past month. If Council is interested in being involved contact Mayor Jenkins. Mayor Jenkins also attended the regular Yavapai County meeting and wanted to inform council that the information for the COVID update showed that all of the numbers looked good.

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 got a chance to meet quite a few people at the Manager's meeting. He had the opportunity to sit next to Prescott Mayor Greg Mengarelli and discuss Camp Verde's new sports complex and arena. Mengarelli made comment that the arena has its place in county wide conversations, which is something for Camp Verde to be very proud of.

The broadband meeting attended by Mayor Jenkins and Mr. Martin was regarding rural grant money to bring backbone to Village of Oak Creek. The impact for Camp Verde is simply that there will be more lines and connections that may be built off from in the future.

Mr. Martin commented that due to COVID precautions summer camp is closed but there are plans to re-open as of Monday. The program is full and is the only summer camp accredited and certified in the state.

Mr. Martin stated that COVID numbers are way down and the opportunity for vaccination is way open. Information will be available as the town receives it on recommended booster requirements and any other updates.

Mr. Martin wanted to remind Council that next week's 5:30 PM meeting will be to discuss budget and salary structure. He reminded Council to call over the weekend to Financial Director Mike Showers or Mr. Martin with any additional questions they may have prior to the meeting.

- 17. Discussion of the Magistrates Contract including wage consideration. The Council may, by majority vote, recess the special meeting, hold an executive session and then reconvene the Special meeting for discussion and possible action on this item as covered under A.R.S. 38-431.03 (A)(1); (A)(2) and (A)(3).
- **18. Motion** by Mayor Jenkins to hold an executive **ses**sion. Second was made by Councilor McPhail.

Roll Call Vote:

Councilor Baker: aye Councilor McPhail: aye Vice Mayor Butner: aye Councilor Murdock: aye Councilor LeBeau: aye Councilor Whatley: aye Mayor Jenkins: aye

Motion carried 7-0.

Mayor Jenkins transferred the session to executive session at 7:46 PM. Council reconvened Regular Session at 8:07 p.m.

Adjournment Mayor Dee Jenkins adjourned the meeting at 8:07 p.m. 19.

Mayor Dee Jenkins

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 June 16, 2021. I further certify that the meeting was duly called and held, and that a quorum was present.

Cindy Remberton, Town Clerk