

**(Corrected) MINUTES  
TOWN OF CAMP VERDE  
REGULAR SESSION  
MAYOR AND COUNCIL  
473 S. MAIN STREET, SUITE 106  
WEDNESDAY, JUNE 15, 2022 at 6:30 P.M.**

**ZOOM MEETING LINK:**

<https://us02web.zoom.us/j/83221685417?pwd=QUI0QktFZWVlK2JK0RiZ2VTNnk2Zz09>

**One Tap Mobile: 1-253-215-8782 or 346-248-7799**

**Meeting ID: 832 2168 5417**

**Passcode: 355464**

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

1. **Call to Order** Mayor Dee Jenkins called the meeting to order at 6:30 PM.
2. **Roll Call.** Council Members Jackie Baker, Cris McPhail, Marie Moore, Jessie Murdock, Robin Whatley, Vice Mayor Joe Butner, and Mayor Dee Jenkins.

Also in attendance:

Cindy Pemberton Town Clerk  
Corey Rowley Town Marshall  
Finance Director Mike Showers  
Town Manager Russ Martin  
Transcriptionist Jenny Buck

3. **Pledge of Allegiance** Vice Mayor Butner 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) Work Session – May 11, 2022 at 5:30 p.m.
  - b) **Set Next Meeting, Date and Time:**
    - 1) Regular Session – Wednesday July 6, 2022 at 6:30 p.m.
    - 2) Regular Session – July 20, 2022 at 6:30 p.m.
  - c) **Approval for the Finance Director to close all current bank accounts with Wells Fargo and open new accounts with Chase Bank.** Staff Resource Mike Showers.
  - d) **Notification and Approval of invoice for \$51,275.50 by Hennesy Mechanical that exceeded the \$50,000 financial operations guide after taxes requiring**

**Town Council approval for a pump rebuild in the Wastewater Division. Staff Resource Mike Showers**

- e) **Approval for the Finance Director to open a new fund titled (American Rescue Plan Act) ARPA Funding for tracking project expenses funded by ARPA Grant Funds. Staff Resource Mike Showers**
- f) **Approval for the Finance Director to make the attached budget adjustments labeled BAFY22-01 for the FY22 year reflecting the mid-year wage adjustments in every department and allocating the unused budget to contingency. Staff Resource Mike Showers**

Councilor Murdock requested that item F be pulled for a small discussion.

**Motion** was made by Councilor Whatley to approve the Consent Agenda pulling item F for further discussion. Second was made by Councilor McPhail.

**Roll Call Vote:**

Councilor Jackie Baker: aye  
Councilor Cris McPhail: aye  
Councilor Marie Moore: aye  
Councilor Jessie Murdock: aye  
Councilor Robin Whatley: aye  
Vice Mayor Joe Butner: aye  
Mayor Dee Jenkins: aye

**Motion** carried 7-0.

Councilor Murdock asked Mr. Showers to clarify if the budget adjustment is in reference to the continuation with what was approved last year.

Mr. Showers confirmed this and explained the purpose was to move items that were allocated and not give any departments extra unnecessary slush funds.

Councilor Baker asked what the balance in the contingency would be after this action.

Mr. Showers estimated 75k in contingency and that it would be approximately 150k. Nothing has been moved from the contingency yet. It is possible that the Town will go into the contingency after employee termination funds are expended.

**Motion** by Councilor Murdock to approve item F budget adjustments labeled BAFY22-01 for the fiscal year 2022. Second was made by Councilor Jackie Baker.

**Roll Call Vote:**

Councilor Jackie Baker: aye  
Councilor Cris McPhail: aye  
Councilor Marie Moore: aye  
Councilor Jessie Murdock : aye  
Councilor Robin Whatley: aye

Vice Mayor Joe Butner: aye  
Mayor Dee Jenkins: 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))

Deborah Barber addressed Council regarding a traffic safety issue. Ms. Barber lives in the Cliffs subdivision on Highland Lane. Their subdivision has made a huge investment which increased property value and the aesthetic of the road. Residents of the Views have been parking in the Town right of way. Ms. Barber made no less than six calls to the public works department and the Town. The response was to inform her that her complaint was a concern of the HOA and not a Town problem. Ms. Barber asked Council if the community is a metro Phoenix or small town where citizens matter. After the Town failed to act they made the decision to place three boulders to eliminate the issue. On the morning of May 8<sup>th</sup> a gentleman with heavy equipment removed the boulders. It was determined that the removal was the result of a call that was placed by a man who was a former VIP with the department and HOA president of The Views. The boulders are now missing and resulted in the destruction of the drainage ditch that was just fixed. Ms. Barber called Marshall Rowley who was empathetic and offered viable solutions. It took a single call from an unassociated HOA president to get a response from the Town. Ms. Barber believes all citizens deserve to be treated with respect and dignity. She stated that these events reflect on each Council member.

6. **Special Announcements and Presentations:**

- **Proclamations declaring June 30, 2022 a day to remember all of the Granite Mountain Hotshots that gave their life in the line of duty.**
- **Quarterly Report from Camp Verde Marshal's Office.** Staff Resource Corey Rowley

Mayor Dee Jenkins would like to proceed with the Proclamation for Granite Mountain Hot Shots the same way as last year and recognize each individual who gave their lives. Council proceeded to read the proclamation and then state the name of each person who lost their lives in the fire. Mayor Dee Jenkins declared today a day of

memory for the Granite Mountain Hotshots.

Marshall Rowley gave a bi-annual report since it is nearly July. Fuel costs created a huge deficit and overtime is up 29% due to COVID. The Department is heavy in compensated leave usage which causes overtime when someone needs to fill in. Marshall Rowley recommended a review of policies for leave. There was also some employee attrition. The Department was awarded four officers and will be at full staff in the next couple of months which has taken over a year to accomplish. There was some additional funds from employee wages, but those funds were reallocated for overtime and fuel. The Department has hired six employees since January. There are currently three vacancies for a deputy, civilian investigator, and dispatcher.

A data portal can be purchased for citizens to look at their neighborhood for any crime. This software will pull all kinds of statistics including: year to date last year to this year on accidents, arrests, citations, incidents, and warnings. It makes it possible to look at trends in areas of the community and peak times. Marshall Rowley presented a May 2022 overview that showed all the calls for that month. Also in the presentation was a pie chart depicting the COMM center activity for all call received, answer times, and calls by origination. Notably 98% of calls were answered within ten seconds.

Councilor Moore pointed out that the calls reflected in the data are more than just agency incoming calls, which made this statistic even more remarkable.

Marshal Rowley presented to Council pictures of the updates for the CVMO center that were completed. The Department chose a silver colored truck for Town patrol vehicles. This will ensure the vehicles perform better in the sun and environment of Camp Verde. The Department donated two vehicles to the academy for training cadets. All vehicles are now equipped with AEDS and Narcan and officers are trained in the administration of both. Two P.A.C.E. awards, one law enforcement supervisor of the year award, one civilian supervisor of the year award, six CPR lifesaving awards, and five lives saved with Narcan awards were given out and there are now some additional awards that have been granted. Marshal Rowley remarked on the award given to the teacher at Camp Verde Middle School and how important it is to recognize citizens who do extraordinary things.

The Department conducted joint training sessions with the Yavapai Apache Police Department. The munitions which were purchased have allowed them to have eight people perform training and it has been a huge success. The Department Truancy program was able to conduct a presentation to the Nation. They are planning some videos for social media sites for bridging social differences and the importance of school attendance. Next week the Department's digital radios are going on. Within the next month and half they can be fully digital and connected with the Yavapai Apache Police as well. Copper Canyon Fire could come on the system and it is built for future growth for the community. Deputy **Justin Ray** was selected for the FBI academy which is a huge honor since there are only six representatives selected from Arizona a year.

Councilor Baker thanked Marshal Rowley for his report and remarked on the 98% of calls answered in 10 seconds results.

Councilor Moore asked about the equipment for better response time so that incidents such as the one involving Officer Brogdon can be prevented.

Marshal Rowley stated that the technology the Department is implementing will allow dispatch to pinpoint where officers are. The project impacts the safety of officers and the public as well and involved an investment by the Town and the Yavapai Apache Tribe of 800k.

Mayor Dee Jenkins moved item 13 up on the agenda for the meeting.

**13. Possible approval of Resolution 2022-1091, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, Approving an Intergovernmental Agreement with the Yavapai Apache Nation Regarding a Fee to Trust Land Agreement that sets out specifics of Land Acquisition by the Yavapai Apache Nation.** Staff Resource Russ Martin

Mr. Martin mentioned that members of the Yavapai Apache Nation and the Town Attorney were in attendance to speak on the agenda item. This action is a culmination of seven to eight different Councils that all had to go through a 408 confidentiality requirement. All of the people who have been involved in the discussions have maintained confidentiality. Having that happen is a testament to the rules of law, how serious the issue is, how important it is to consider, and how much it means to the future. The Yavapai Apache Nation asked the Town to be included when they were under no obligation to. The Town is fortunate to be a party to this agreement. The agreement will take in approximately 2800- 3000 acres. It will take more action to get this done and may need to go to a Congressional action. These changes will not be immediate. The identified areas in the map which was included in the Council packet would be taken into Trust lands and treated from the taxation system on equal. Neutral non-competing taxation would be treated equally. The Town would receive the same taxation as if it was simple property. The area identified between General Crook and the area that is near Out of Africa is called out as an economic development that the Town has always identified. Tribal development are willing to share 1% sales tax and in addition the lands that are currently fee simple where revenue is collected per the current agreement that revenue will continue to be collected. Land use planning section 6 explains the cooperation between the Yavapai Apache Nation and the Town for land use to avoid incompatibilities. The two entities will meet and discuss these items going forward. The two entities will work together with community planning groups such as Save the Verde. If parties disagree then both entities have agreed to mediation. The Yavapai Apache Nation was under no obligation to afford the ability to mediate. There had to be an end date per the laws of the State. The agreement terms are fifty years but there is also a requirement that both parties must agree to end the arrangement or it automatically rolls over. Tonight we wanted to provide a general overview and publicly say thank you for the generosity of the Yavapai Apache Tribe.

Jon Huey, Chairman for the Yavapai Apache Council, thanked Council for allotting him time to speak and took a moment to congratulate Councilor Moore on her seat on Camp Verde Town Council. Chairman Huey was born and raised here. The goal of the Nation is to grow and provide support for the people. This action has been in process for over twenty years. Former Vice Chairman Norman Smith is present and worked on it quite a bit. Chairman Huey reflected on how times have changed and the work that the Yavapai Apache Nation has done together. He discussed how the communities share resources and his kids go to the public Camp Verde Schools and the Town youth attend events at the Nation. He believes that the Intergovernmental Agreement is a step forward from history and the past. He commended the attorneys for a great job and having to negotiate with two Councils. He ended by stating that he carries both Town of Camp Verde and the Yavapai Apache Nation in his heart and thanked the Council members and community leaders who got us here.

Henry Smith Council Member of the Yavapai Apache Nation thanked Camp Verde Town Council for the work and conversations put into this item. He remarked that ultimately it is for both the youth and elders. He expressed his love for the community and to see everyone work together. He noted that it was an example of times to come and how things are going to get better.

Darlene Rubio Yavapai Apache Nation Council Member, former Vice Chair, and former employee of Camp Verde Vice Mayor Butner expressed her desire to walk in the footsteps of those who had spoken and echo their sentiments. Councilor Rubio was born and raised here and has seen a lot of change. She shared some fond memories of getting lollipops at the store as a child, watching as dirt roads were paved over time, and Pecan Lane was planted with more trees. These memories live in our hearts. The future is for us to build, to maintain, and to watch over. She asked those present to remember the makings of today, tomorrow, and the future. She congratulated the Verde Valley for its future growth.

Norman Smith former Vice Chairman of the Yavapai Apache Nation expressed his awareness that many people may not know the history of The People. Mr. Smith has learned this history through his family and his Grandmother. His Grandmother shared their history and although she did not understand numbers in English terms there were approximately 10k Yavapai people. Today there is less than 2k. The Yavapai people had 10 million acres under their domain which stretched from the Williams area in the North, Eastward to Payson, South to Phoenix, and to the Colorado River in the West. The Spanish began to encroach on their homeland and nearly obliterated The People. Then the military came in 1800. The Apache roamed the rim and came from Fossil Creek which is where Mr. Smith's father is from. Mr. Smith is both Yavapai and Apache. He has heard many stories about his people, who struggled to maintain their pride and integrity. In 1876 the military relocated The People to San Carlos and imprisoned them for thirty years. This should have destroyed them, but The People persevered and maintained a level of culture and identity. The government wanted to assimilate them into mainstream culture. Mr. Smith's Grandmother, Mary Quail, was never taught to read English in school. She knew Yavapai and the Bible. She learned this when Europeans came in and wanted to indoctrinate the Native people. She knew how to read the Bible and could tell the

stories in Yavapai and English of the destruction of The People. Around 1800 the military came in and raided a camp of around 300 people in the early spring. They almost wiped out The People. Mr. Smith's Great-Great Grandmother was an infant. The People ran to the edge of the cliff at Sycamore and as they were scrambling to get away they tossed her into the brush where she was left all day long. His Great-Great Grandmother never made a sound the whole time. Mr. Smith expressed that Sycamore Canyon is a sacred place and where his people and family started. He wouldn't be here if not for that heroic action for survival. They are here today asking to recover some of what was taken which originally spanned 10 million acres. The Nation had to pay for these recovered lands not only with their family's life, but also modern American dollars. They wouldn't have even been able to afford it if not for a decision in Washington to allow gaming on reservation lands. If it wasn't for the casino they couldn't afford it. Gaming allows The People to get some of the loss back, thankfully. The Yavapai and Apache don't have much from what they had before. The natural resources have been lost. Mines on the land have made millions but the Nation did not get any of this. Federal and State government benefited and the Yavapai and Apache got nothing. Mr. Smith sees this action as hope and a positive for the community. A lot of people looked down on the Native people like they were nothing. They all meant something to someone. Their leaders, chiefs, and medicine people were taken away and hung right above here at Overlook Acres. The only way the government could defeat The People was to take away their leaders. Mr. Smith noted that the complex across the street was named Wingfield and was named for his Grandfather and that he has served in the military in the 82<sup>nd</sup> from 1970 to 1976 ready to put his down life for everyone present. Mr. Smith thanked the Council for listening to his story and allowing him to inform those who may not know about the past.

Mayor Jenkins commented that when she was elected mayor and became part of negotiations team she had many years to catch up on. One thing that she came away with was absolute respect for the Nation and their sincerity for making sure that the agreement works for all parties.

Councilor Baker reflected on her experiences in 1985 when Tom Taylor took her out to meet Chairman Ted Smith who had drawings for the Casino which people thought would never happen. Later the Chairman became Elder Vincent Randall who made it clear that the Nation and Town were going to work together. Councilor Baker is both grateful and honored to be here tonight.

Andy Groseta resides in Cottonwood and is the owner of the Groseta Ranches. He noted that Mr. Smith's reflections were a hard act to follow. Mr. Groseta's family has been good friends with the Nation and many members have worked with them over the years. He grew up with many of them and agrees with the sentiments of the Nation. He wanted to speak on this agenda item as a property owner and ranch owner wearing his business hat. Mr. Groseta just read about the proposed agreement this afternoon. The land is 2800-3000 acres which takes in about 1/3 of soft pasture on the ranch and impacts their operation. They currently hold a forest permit for utilizing the area. He understands the nature of the confidentiality and has served on boards, but the item is now public. It is a major action by the Town and Tribe and he

doesn't believe the public knows anything about it. He respectfully asks Council to table the item, not to kick the can down the road, but to further vet the issue and allow citizens in Town to actually hear the information. He recommends 45-60 days to open the item up and present facts so that citizens are aware of what is going on. He feels this item is a major action and the information is owed to the community. The item has a financial impact to their operation. He remarked that there may be an opportunity to get together with the Nation to work something out. He also mentioned that he had heard implications to sales tax with the agreement, but not property tax. The lands held by the National Forest Service in the County generate revenue that trickle down to schools and roads. He requests a hearing where questions can be asked and answered. Mr. Groseta ended with expressing his respect for the Yavapai Apache Nation.

Tony Goia has been here thirty years and was present when some of the details and ideas of this started in negotiation with the Town. Mr. Goia remarked that these were very involved and sometimes heated discussions. He commented that some of the people involved now were in High School at the time it was started. He learned from Chairman Randall and that set him on the path to learning local history. His former belief was that it would be better if everyone lived the same way where there were no walls between and where everyone did the same things. He now understands that everyone has a right to live the way they want as long as it isn't hurting other people. When Mr. Goia was working on another issue in Washington they invited the Nation's leaders to come and introduced them to people who could move their cause forward. They were the workers who could move this forward for the Nation. They shared ideas and networking. Even though it was a rocky road before that, the wounds started to heal slowly as best they could. Now there is a community that works together for all of us. Mr. Goia expressed his pride in everyone who has brought it to this point and thanked the public in attendance, the Nation members, and Council.

Councilor Moore stated that she has known Mr. Groseta most of her life and understands what it may mean to a ranching family. She took the opportunity to clarify her understanding that the land agreements go forth with or without Camp Verde's involvement. Her understanding is that Yavapai Apache Nation invited the Town into the agreement and granted the ability to get sales tax. This agreement allows both entities to come together as a whole community. She asked Mr. Martin for clarification that the Yavapai Apache Nation moves forward regardless of Camp Verde's involvement.

Mr. Martin stated that the Yavapai Apache Nation has given the Town of Camp Verde their best. He stated that it is out of their grace that Camp Verde is in this conversation to begin with. Time-wise the Nation was given the understanding would an agreement would be reached sooner. We have been formally discussing this for months and years. Whether or not Council passes this item does not stop their process. There is no benefit to holding anything off and Mr. Martin would not anticipate that any changes would be made.

Councilor Baker commented that she has also known Mr. Groseta a long time and respects his suggestion. This negotiation has been an ongoing discussion and



coming to agreement had to be confidential because of the nature. Councilor Baker expressed her respect for public concerns and believes that when they learn about this and they will understand. If there are concerns with the public, such as Mr. Groseta's, she believes they will be able to work with the Nation. This item is not really something that Council can wait on.

Councilor McPhail emphasized that it was the spirit of this resolution which was profound. This means that the Town of Camp Verde and the Yavapai Apache Nation stand side by side. The fight of Yavapai Apache Nation is now the fight of Camp Verde and vice versa. Both are fighting together for good and right ideas which we all believe in.

**Motion** by Councilor Cris McPhail to approve resolution 2022-1091, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, Approving an Intergovernmental Agreement with the Yavapai Apache Nation Regarding a Fee to Trust Land Agreement that sets out specifics of Land Acquisition by the Yavapai Apache Nation. Second was made by Councilor Robin Whatley.

**Roll Call Vote:**

Councilor Jackie Baker: aye  
Councilor Cris McPhail: aye  
Councilor Marie Moore: aye  
Councilor Jessie Murdock: aye  
Councilor Robin Whatley: aye  
Vice Mayor Joe Butner: aye  
Mayor Dee Jenkins: aye

**Motion** carried 7-0.

Mayor Dee Jenkins called a ten minute break at 7:53 PM.

Mayor Dee Jenkins called the meeting back to order at 8:04 PM.

**7. Presentation and Discussion of the Camp Verde's Fiscal Year 21 Audit.**

Mr. Showers introduced Scott Graff, Colby & Powell, PLC, the auditor in attendance for the complete audit.

Mr. Graff went over details of the audit results for the period year end July 1, 2020 to June 30, 2021. Camp Verde obtained a certificate of achievement for excellence in financial reporting. In order to achieve this the Town must elect to do additional work and go beyond the requirements to provide full disclosure and transparency. Many of the reports are typically not required unless you are attempting to get this award. The Town of Camp Verde has received this award for five straight years which is going above and beyond. Mr. Graff offered his congratulations. The results of the audit can be found on page 1 of the audit which is 62 of the packet. Mr. Graff went over management and auditors responsibilities. The audit checks the financial statement with appropriate disclosures and checks and balances. Also, that it is free from error

or fraud misstatements. The auditor is responsible to express an opinion after performing audit requirements. There is reasonable assurance the financial statements are free of material misstatements. The Opinion paragraph is the most important. Mr. Graff congratulated the Town on the clean opinion on the financial statement. The Town of Camp Verde expended money greater than 750k on federal programs. This added a required audit on federal programs which tests that program's expenditures to ensure they meet the compliance requirements within the program. Town spent 1.2 million in COVID relief funds. That was selected and there were no findings of any reportable deficiency or questioned costs.

Mayor Jenkins typically emails finance with questions or comments regarding the audit. In the interest of transparency to the citizens she has elected to ask these questions in Council session. She asked Mr. Showers to verify that the current audit company, Colby & Powell, PLC have been the auditors for many consecutive years.

Mr. Showers stated that the Town has used them since 2011.

Mayor Jenkins recommended limiting firms from performing the audit for consecutive years and switching firms from time to time.

Mayor Jenkins noted that there are many instances where it states the audit doesn't include verification of internal control unless something was identified. She was surprised by this and asked if the Town has ever had an audit of internal controls.

Mr. Showers couldn't recall a time that there was a specific audit. He stated that the Town has had internal control discussions in the past. The Town has a decent amount of checks in policies.

Mayor Jenkins doesn't recall any audit where all that is done is checking internal controls. Sedona completes and publishes information on internal controls and all the funds. Her suggestion would be to have audit for internal controls at some time.

Mayor Jenkins asked about p. 65 Homestead parkway she didn't see a mention and believed there was a state grant.

Mr. Showers confirmed that there were two. Mr. Showers explained p. 65 is completed by him and is intended to give highlights of things that happened during the year. He did not believe that the grants were a highlight, so they weren't put it in. This page is literally his opinion. He wanted to clarify this so that no implication or inference would be made due to the omission.

Mayor Dee Jenkins pointed out that there was mention of Water Company purchase in major initiatives for Y2022.

Mayor Jenkins asked for further explanation on funds labeled Custodial Other. Mr. Showers explained the rules on labeling and showing custodial funds changed this year. The new change for requirements to reporting for fiduciary items now require them to be reported as custodial and there are different types. Mr. Showers

referred to p.156 which requires two reports one is a summary and the other a break out report with the detail of what the funds are. This is the first year that this requirement was implemented.

Mayor Jenkins referenced P. 76 and wanted to confirm the far left column that reads 2019 was mislabeled.

Mr. Showers stated it should read 2020.

Mayor Jenkins asked for explanation on the valuation of the Equestrian Center asset. Specifically, how donated assets were valued.

Mr. Showers explained that the donated portion is generally not considered as part of the financials. Only the direct expenditures were included.

Mayor Jenkins noted that this would make the value less than the full value of the improvements.

Mr. Showers responded that for the most part generally donated items are not recognized and given a value. The assets in a government entity have to be recorded twice. The items are taken away to avoid the idea of the value being erroneously created.

Mayor Jenkins asked Mr. Sims, Town Attorney, for an explanation of P.109 outstanding legal issues of consequence.

Mr. Sims stated that auditors do not have the legal expertise require a note coming from management and contact attorneys through letters to represent what the litigation may mean to the Town. The litigation probability of unfavorable outcome is looked out and depending on the assessment there may be a requirement to have more information in the financial statements including possible litigation costs.

Mayor Jenkins commented there had been a budget and an adjusted budget because of overage and there are two on p. 125. She would like to know if the Finance Department has a place where department heads are receiving their financial information so that they can monitor their expenditures and budget.

Mr. Showers stated that the Town departments have access to this information every minute of the day. He noted that there are a few department heads that contact him right away if anything is miscoded and are monitoring quite closely. There are others that he has to let know where their financials stand regularly throughout the year.

Mayor Jenkins asked if Mr. Showers had obtained insight into the Library's budget last year.

Mr. Showers stated that Kathy Hellman does a fantastic job at what she does. She does not like to leave money on the table or stop spending money on books. Things got away a little bit and the Library has never been over before.

Mayor Jenkins noted that maybe a bigger budget for books is needed.

Mr. Showers responded that budgeting and forecasting ahead of time can be challenging for departments. Once the budget is set they are stuck with the magic eight ball number. The Town does hold departments accountable, but it is also structured to have the ability to cover costs if departments are doing what they need to do to be successful.

Mr. Martin has given the departments direction to control their budget and code it. They have been instructed let him know, email, and document when they find there is a need to buy unexpected items.

Mayor Jenkins requested an explanation for P.150 item CI Fund Non Major in the amount of 153k.

Mr. Showers Capital Improvement Fund Non-Major are less than 10%. Major are 10% of revenues or expenses. In the audit it includes liabilities and assets. The final numbers are looked at to qualify as Major or Non-Major. Major are shown right in front. The general fund is always major. Non-major items are grouped together.

Mayor Jenkins asked about FTE numbers changing and why it would it be restated next year once there is an approved audit.

Mr. Showers explained that there can be a misstatement in an audit. There is an entire process to show how you missed a major item. There are also certain times where showing a true progression and picture requires an adjustment. Mr. Showers gave an example of when Council was looking at employee numbers and adjustments were made to provide Council with a true picture.

Mr. Graff spoke on internal control. Auditors rely on internal control and are required to have an understanding of the internal controls in place and do testing of internal controls. The purpose is not to do an audit on internal controls, but to determine where the high risk areas are for the audit. When control deficiencies are found the auditor's responsibility is to present that in findings to put into the report. Material weaknesses would also be reported to Town Council. This is his 23<sup>rd</sup> year of doing audits and he does them for 24 different cities and towns. He is not aware of anyone that has ever had an audit specifically on internal controls. This would be done because there might be a major issue found where something is wrong.

Mayor Jenkins replied that both Cottonwood and Sedona do audits on internal controls. She also restated that the Town should switch up the auditor and not use the same auditor for consecutive years.

Mr. Graff informed Council that Colby & Powell, PLC utilizes different levels of staff and not the same people are providing audit work. He remarked that their organization would love to stay with the Town, but understands if a change is made.

8. **Discussion, Consideration, and Possible Approval of purchasing Two dump trucks for the Streets Division, not to exceed the amount of \$525,000.00, also, approving the Wastewater Division to purchase the Streets 2000 Freightliner Dump Truck with Pup Trailer in the amount of \$75,000.00 reducing the amount needed for the Streets division purchase. Staff Resource Stacey Perry and Chet Teague**

Stacey Perry presented for the Wastewater Division who desires to obtain two more dump trucks. They have only been able to locate two available right now, a Mack and an International. These may be the only two available. There is a Volvo that may be possible to obtain in December. All of the 2022-2023 trucks have been sold. Numbers are so low they are selling two years out now. With microchip and other part shortages there is nothing available. If purchased today they may get them next year in approximately September. Mr. Perry was able to source these two through contacts at dealership.

Councilor Moore remarked that the shortages are making things extremely difficult. She asked Mr. Perry what the department has now that they want to replace. She also understood that they were interested in hauling millings with the vehicles.

Mr. Perry stated that he has been attending preconstruction meetings and the only millings in the next five years that will be available are the ones they would like to haul. The Department is on a time crunch to obtain them. The first loads the Town will be allowed load off and stockpile. They'll be able to haul the rest from the rest area. The pre-millings are in the mornings and they can get as much as they can haul. Currently there zero millings, cold, or hot mix available to the Town.

Councilor Moore asked when it would be starting.

Mr. Perry replied that they had been planning to start this week but it has been delayed.

Councilor Moore noted that the purchase would not have an effect on the Town's ability to get the millings due to the timeline.

Mr. Perry informed Council that the Mack will be done in two weeks and he was able to find a chassis to start building. The International will be done about July 1<sup>st</sup>. The Mack is an 18 wheel and the International is a 16 wheel truck. Currently the department has a belly dump, 12 wheel, and 14 wheel. The goal is to have all five trucks hauling as much as possible. Mr. Teague has agreed to this plan as long as the sludge is taken care of.

Councilor Moore inquired if the goal is to haul as many millings as possible if Town should consider a JOC hauler.

Mr. Perry this was not on the table due to fuel prices and it evens itself out.

Councilor Baker wanted to know if for nearly half a million what kind of cost it would

be if the Town hired the hauling done instead. Contracting it out may help a local person get some work.

Mr. Perry stated that it could be an option, but the Town is going to need the trucks eventually.

Councilor Moore referenced that there may be nothing else available for a few years.

Councilor Baker mentioned that the expense is one heck of a lot of money that could perhaps help someone else as well.

Mr. Perry explained that contractors have been unavailable and are quite busy at the present time.

Councilor Murdock expressed her desire to advocate for this agenda item. To come across free millings is almost unheard of right now. I see you have projects in line. The discussion has been about immediate uses, but the Town will have these for ten to fifteen years. There is a cost and a lifespan for equipment. She would like to advocate for these now because it is unknown when the Town will be able to get them in the future.

Mr. Perry stated that the Town needs big trucks to get material from yards and plants.

Vice Mayor Butner asked Mr. Perry if they had tried to arrange to have the millings hauled over to the Town storage.

Mr. Perry said they tried but they have a limited number of funds. The contractors from the valley are helping them out. They put in for a pug mill and got denied.

Councilor Murdock asked how the Town would pay and if the Department is selling other equipment.

Mr. Perry stated that there were several that needed to be auctioned off.

Councilor McPhail asked Mr. Martin if the Town has half a million for the expenditure.

Mr. Martin said there is half in their current balance. If Council wants to approve both the Town would need to look into a short term interest loan. Mr. Martin would argue the Town doesn't have funds for both.

Councilor Murdock inquired if the Town would be able to get the oil for chip seal. She remarked that the Town could be paying a million dollars for the chip seal that was supposed to be 600k.

Mr. Perry responded that there is no oil or cold mix available. Cold pack has increased from 150 a ton to 650 a ton in last two years. Now they can only find some in Albuquerque. Millings are the next best choice. The Town has been using them on 279, shoulders, and repairing. Currently the Town has zero and zero are available.

Councilor McPhail noted Council may consider authorizing one and asking staff to secure financing with the goal of purchasing a second.

Mr. Martin informed Council that getting to threshold with funds would need to be addressed down the road.

Mr. Perry noted that millings can be very good if topped. The Library was millings that had cold mix applied.

Councilor Moore stated to Council that they can take the price of the Library parking lot and get enough millings to cut costs from other projects.

Mr. Perry stated that the Town would get enough if they have enough trucks. Sept 1<sup>st</sup> the operation shuts off and they can't start again March 20<sup>th</sup>. There will only be a small amount of time to get the free millings. He was estimating the Town could get around 15k tons with 5 trucks running. They will have 84k tons available. Once they go back to Williams they can no longer obtain them.

Mr. Martin asked Mr. Perry to give estimates on the amount of material.

Mr. Perry stated the new trucks can haul 125 tons a day. The two trucks they have now about 60-70 tons. The additional trucks would mean approximately an extra 200k or 2000 tons extra. He believes this may somehow cover the cost of the additional truck.

Mayor Jenkins asked about the Towns ability to store the millings and if they have a life expectancy.

Mr. Perry replied the millings should be good for 15 years. The Town has plenty of storage and he would take all 84k tons if possible. There are so many roads that could use it.

**Motion** by Councilor Jessie Murdock to approve the purchase of one dump truck for the Streets Division not to exceed the Vangaard amount of 300k also directing staff to look into a loan finance option for a secondary truck which would be the International not to exceed the amount of 245k also approving the Wastewater Division to purchase the Streets 2000 Freightliner Dump Truck with Pup Trailer in the amount of \$75,000.00. Second was made by Councilor Jackie Baker.

**Roll Call Vote:**

Councilor Jackie Baker: aye  
Councilor Cris McPhail: aye  
Councilor Marie Moore: aye  
Councilor Jessie Murdock: aye  
Councilor Robin Whatley: aye  
Vice Mayor Joe Butner: aye

Mayor Dee Jenkins: aye

**Motion** carried 7-0.

**9. Discussion, Consideration and Possible Approval-of The Town of Camp Verde FY23 Proposed Tentative Budget. Staff Resource Mike Showers**

Councilor Moore had some questions for Mr. Showers. When Council was going through the budget they had asked for a breakdown of COLA and MERIT. She doesn't see where that's at. Her understanding was they would get a breakdown if Council was to consider moving some things.

Mr. Showers stated there is no way to guess MERIT except the high end. MERIT is undefined other than a max of 3% of total. The budget simply takes 6% figure as an increase with the understanding that the actual will be somewhat less. The estimates are 3%, or 210k, for COLA and 3%, or 210K, for MERIT.

Mr. Martin stated that direction is for recommendations for increases to be in by Monday and they will put into cost at that time. The final budget in July will have a much more accurate budget.

Mayor Jenkins stated she asked for a summary so she could see everything that had changed according to the last meeting. She was looking for every number on one piece of paper. What it was and how it was changed. What changed in those budgets and how much was COLA and MERIT. Also, how much in new employee positions vs the MERIT vs COLA.

Mr. Showers stated that the MERIT and COLA follows the sheet in the last meeting. The increases are just that percent. Every department is increased except for water.

Mr. Martin stated that Council received the summary page requested at the last meeting.

Mayor Dee Jenkins inquired on the library manager role.

Mr. Martin explained that the direction moving forward was tentatively that position. Until the job description comes in front of Council and is passed the job can't be implemented. If the discussion Council is seeking is in reference to one position he would prefer Council wait until the job description approval is on the agenda. It is set in motion until the final budget is approved and Council could reduce the number based on their decision. This agenda item is to approve the preliminary and tentative budget.

Councilor Moore asked where the additional for Meals on Wheels was in the budget.

Mr. Showers recalled it was 20k.

Councilor McPhail believed it was 60k that would be used as a community fund for



requests from various organizations.

Mr. Martin stated there is a Non-departmental catch all fund of 50k that this type of request would be funded from.

Mayor Jenkins recalled that the Town was going to check if contracted employees would get the COLA.

Mr. Martin did not check on this yet and he will, but it is budgeted.

Mr. Showers gave an overview of the budget for Council. It is a 58 million dollar budget this year. 38 million of which are capital with one single federal grant of 22 million. They may not get it, but it was included in case it is approved. There are 2.5 million in debt service, 7.6 million wages, 1.7 million healthcare, and 123 potential employees included 11 new full time positions. There are a few key things which are not set in stone. There is an extra \$132,745 in operating transfers into debt fund for potential vehicles. 5 are approved and there are 6 potentials. It adds 784k of operating transfer from general funds to the park funds for potential grants. The Town will be unable to max out the grant of 2.75 million without putting money in. The budget also includes 420k in wages and ERE increases, 900k wages and ERE of new positions, and the 20k discussed. Estimated fund balance of 5.4 million at end of year. 1.5 million dollars is expected in the policies at the end of the year. General fund and HEERF are expected by policy, but not required by law. It is what the Town shoots for to keep in good position.

Mr. Showers plans on keeping the format presented and sticking in for next year's budget. CIP is made up of about 1.3 million which includes 342k of expected rollover. It has new monies 965k. This includes 250k plopping in, 350k marshals vehicles, 365k potential other vehicles, and 169k operating transfer from Arizona Cares CBDG grant that may be happening next year. The parks 5.4 million with 1.9 million estimated carry forward. The nine special revenue funds are generally budgeted to fully expend whatever fund is in there. The federal 22 million ADOT grant has a huge impact this year and would take the budget down to 36 million without it. The 3.5 million grant from EDA for the sewer is expected. Sewer from federal grants 5.3 million in capital expenditures coming from two different grants which is why their number is so big. It is grant in expense or it is nothing. On the connection fees Mr. Showers was never given a budget, so he plugged in 200k which seems like a reasonable number. He received a last minute request for an emergency fund for water in case there are problems with operating the newly obtained water company. He has put in 300k for emergency capital expenditures.

Councilor Moore asked if the emergency fund was a conservative number.

Mr. Showers stated it would cover the cost of several pumps.

Mayor Jenkins asked if all funds available were included.

Mr. Shower stated there were more available didn't put in full amount.

**Motion** by Councilor Cris McPhail to approve The Town of Camp Verde FY23 Proposed Tentative Budget. Second was made by Councilor Robin Whatley.

**Roll Call Vote:**

Councilor Jackie Baker: aye  
Councilor Cris McPhail: aye  
Councilor Marie Moore: aye  
Councilor Jessie Murdock: aye  
Councilor Robin Whatley: aye  
Vice Mayor Joe Butner: aye  
Mayor Dee Jenkins: aye

**Motion** carried 7-0.

10. **Discussion, Consideration and Possible Approval of Resolution 2022-1090, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adopting fees for Town services for Fiscal Year 2022-23 and superseding Resolution 2021-1065.** Staff Resource Mike Showers

Councilor Moore requested the item be moved to another meeting for time to discuss further. She had concerns on some permits that residents may not be aligned with and believes a guideline should be established for deferrals on fees for certain situations.

Mr. Martin stated the law only requires this on increasing and Council would not need a vote for reducing and could be discussed in a work session. State law also requires a 60 day notice which would delay this item's implementation. Council could remove fees. There is a risk that there is someone who has to now pay a fee that didn't need to before implementation.

**Motion** by Councilor Marie Moore by to approve Resolution 2022-1090, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adopting fees for Town services for Fiscal Year 2022-23 and superseding Resolution 2021-1065 with the Mayor and common council coming together for a work session in the near future to discuss possible fee removals and waiver possibilities. Second was made by Councilor Jackie Baker.

**Roll Call Vote:**

Councilor Jackie Baker: aye  
Councilor Cris McPhail: aye  
Councilor Marie Moore: aye  
Councilor Jessie Murdock: aye  
Councilor Robin Whatley: aye  
Vice Mayor Joe Butner: aye  
Mayor Dee Jenkins: aye

**Motion** carried 7-0.

11. **Discussion, Consideration and Possible Approval of FY23 Special Assessment Levy of \$222,057.00 for annual payments against the Camp Verde Sanitary District's WIFA (Water Infrastructure Finance Authority) note 91075, acting as the Trustee to the Camp Verde Sanitary District.** Staff Resource Mike Showers

Mayor Jenkins inquired if this was a standard item.

Mr. Showers confirmed the item was a standard payment of debt.

**Motion** by Councilor Jackie Baker to approve the FY23 Special Assessment Levy of \$222,057.00 for annual payments against the Camp Verde Sanitary District's WIFA (Water Infrastructure Finance Authority) note 91075, acting as the Trustee to the Camp Verde Sanitary District. Second was made by Councilor Marie Moore.

**Roll Call Vote:**

Councilor Jackie Baker: aye  
Councilor Cris McPhail: aye  
Councilor Marie Moore: aye  
Councilor Jessie Murdock: aye  
Councilor Robin Whatley: aye  
Vice Mayor Joe Butner: aye  
Mayor Dee Jenkins: aye

**Motion** carried 7-0.

12. **Discussion, Consideration and Possible Approval of the FY23 debt levy certification to Yavapai County for \$671,670, acting as the Trustee to the Camp Verde Sanitary District.** Staff Resource Mike Showers

Mr. Showers stated this was also standard debt that needs to be paid.

**Motion** by Councilor Marie Moore to approve the FY23 debt levy certification to Yavapai County for \$671,670, acting as the Trustee to the Camp Verde Sanitary District. Second was made by Councilor Jackie Baker.

**Roll Call Vote:**

Councilor Jackie Baker: aye  
Councilor Cris McPhail: aye  
Councilor Marie Moore: aye  
Councilor Jessie Murdock: aye  
Councilor Robin Whatley: aye  
Vice Mayor Joe Butner: aye  
Mayor Dee Jenkins: aye

**Motion** carried 7-0.

13. **Possible approval of Resolution 2022-1091, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, Approving an Intergovernmental Agreement with the Yavapai Apache Nation Regarding a Fee to Trust Land Agreement that sets out specifics of Land Acquisition by the Yavapai Apache Nation.** Staff Resource Russ Martin

This agenda item was moved up in the meeting following agenda item 6 at Mayor Dee Jenkin's request.

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 cards 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 Whatley attended the Center for the Arts Foundation. They are talking about hosting the Kingdom of the Spiders the day before Halloween.

Councilor McPhail attended Yavapai Apache Tribal Council meeting, a teen pizza party at the Library on Monday afternoon, and teen game night.

16. **Legislative Update**

Town Clerk Pemberton has a four page document for Council review as it relates to the legislative season. They are on day 157 of the legislative season and the budget has not been passed. They will be going back on the 20<sup>th</sup> and she has a significant amount of bills to review which she will email to Council.

17. **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.

Mr. Martin had nothing to report in light of the time.

Town Clerk Pemberton reminded Council that chamber upgrades are happening Monday. There will be new voting components and she will contact Council members individually to schedule time to get used to new system.

**18. Discussion or Consultation by Town Risk Manager regarding potential notice of claims. The Council may, by majority vote, recess the Regular Session, hold an Executive Session and then reconvene the special session for discussion and possible action on this item as covered by A.R.S. §38.43103 (A) (3); and (A)(4)**

- **Recess into and hold Executive Session pursuant to A.R.S. §38.43103 (A) (3); and (A)(4)**
- **Reconvene Open Session**

Mr. Martin informed Council that they have not drafted final letter regarding claims or potential claims regarding the sewer line at 260. They will hopefully bringing to Council in final form on July 6<sup>th</sup>.

**19. Adjournment** Mayor Dee Jenkins adjourned the meeting at 10:00 PM.


  
\_\_\_\_\_  
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 June 15, 2022. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 14<sup>th</sup> day of July, 2022.

  
\_\_\_\_\_  
Cindy Pemberton, Town Clerk