

**TOWN OF CAMP VERDE  
REGULAR SESSION  
MAYOR AND COUNCIL  
473 S. MAIN STREET, SUITE 106  
WEDNESDAY, MAY 2, 2018 at 6:30 P.M.**

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

**1. Call to Order**

Mayor German called the meeting to order at 6:30 p.m.

**2. Roll Call**

Mayor Charles German, Vice Mayor Jessie Murdock, Councilor Robin Whatley, Councilor Dee Jenkins, Councilor Brad Gordon, Councilor Jackie Baker and Councilor Buck Buchanan are present.

**Also Present**

Town Manager Russ Martin, Town Clerk Judy Morgan, State Park Manager Sheila Stubler, Risk Manager Carol Brown, Commander Brian Armstrong, and Recording Secretary Jennifer Reed.

**3. Pledge of Allegiance**

Mayor German led the Pledge.

**4. Consent Agenda** – All those items listed below may be enacted upon by one motion and approved as consent agenda items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council requests.

**a) Approval of the Minutes:**

- 1) Regular Session – April 18, 2018
- 2) Budget Session – April 20, 2018

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

- 1) Friday, May 4, 2018 at 8:00 a.m. – Special Budget Session
- 2) Wednesday, May 9, 2018 at 5:30 p.m. – Work Session
- 3) Wednesday, May 16, 2018 at 6:30 p.m. – Regular Session
- 4) Wednesday, May 23, 2018 at 6:30 p.m. – Council Hears P&Z Matters

**c) Request for authorization for the Marshal's Office to apply for grant funding from the Arizona Community Foundation (ACF) Sedona Animal Welfare Fund, and the Arizona Auto Theft Authority (AATA) to pay for equipment and capital improvement expenses to be incurred in FY2018-2019. [Staff Resources: Russ Martin, Brian Armstrong]**

**d) Approval of Facilities Use Agreement-Yavapai College. (Staff Resource: Michael Marshall)**

Mayor German pulled Item 4.d. Approval of Facilities Use Agreement-Yavapai College. Town Clerk Judy Morgan stated that Item 4.b.2. Work Session scheduled for May 9<sup>th</sup> has been cancelled as there are no items requested for the agenda.

Motion was made by Councilor Gordon to approve the consent agenda removing Items 4.b.2. and Item 4.d. Second was made by Councilor Baker. Motion carried unanimously.

Regarding Item 4.d. Approval of Facilities Use Agreement-Yavapai College, Town Manager Russ Martin explained there is already an agreement in place, which needs to be brought current. The life-guards are getting trained through Yavapai College. The attorney recommended a few typographical corrections and added additional wording to the Indemnification Clause (Item 8) (see redlined document).

Councilor Buchannan asked what is going on with the Town's swimming pool. Mr. Martin explained that Yavapai College is holding life-guard safety courses. The college is paying for those costs. Councilor Buchannan also asked about wages. Mr. Martin explained it is a job work force program.

Motion was made by Mayor German to approve the Facilities Use Agreement with Yavapai College. Second was made by Councilor Baker. Motion carried unanimously.

## **5. Special Announcements and presentations.**

### **5.1. Proclamation to declare May 15<sup>th</sup> of each year to be Peace Officers Memorial Day, and the calendar week of each year during which May 15<sup>th</sup> occurs as Police Week, which was originally proclaimed by the U.S. Congress and signed by President John F. Kennedy on October 1, 1962.** [Staff Resource: CDR Brian Armstrong]

Mayor German read the proclamation and declared it so.

### **5.2. Fort Verde State Park request for presentation of Certificates of Appreciation to volunteers serving on the Welcome Home Vietnam Veterans Day Steering Committee.** [Requested by Sheila Stubler, Park Manager]

State Park Manager Sheila Stubler acknowledge the people who helped make the Welcome Home Vietnam Day event a success by presenting Certificates of Appreciation to those who volunteered that were in attendance. She also acknowledged the Veterans who were present during the meeting.

Town Manager Russ Martin stated the event happened because of State Park Manager Sheila Stubler and the Fort (Verde).

### **5.3. Presentation by Chandler Plante to the Town of Camp Verde, a check for handicap accessible swing equipment at Butler Park.** [Staff Resource: Russ Martin]

Chandler Plante stated he collected the funds for the swing equipment but wanted to thank the Camp Verde and Cottonwood Communities for their efforts. He read a message from a mom of a handicap child. She was very appreciative of the new equipment. Mr. Plante stated the swing set is not only for the community but for visitors too. He personally wanted to thanked Councilor Jenkins and Commander Armstrong who also helped collect money. He handed out information and a picture of the equipment. He stated his next project is to do a fundraiser for supplies for the school district.

### **5.4. Building Safety Month, May 2018 Proclamation.** [Staff Resource: Robert Foreman]

Mayor German read the proclamation and declared it so.

## **6. Call to the Public for items not on the Agenda. (Please complete Request to Speak Card and turn in to the Clerk.)**

Ron Posten attended the Camp Verde Days and Cornfest Meeting. He stated in support of holding the Cornfest and looking to find more volunteers to make that possible. He spoke on considering the purchase of a corn roaster. He recommended promoting Fort Verde Days more; more Town involvement to make the events happen and consider holding the Cornfest so as not to drop 100 years of history for a sports complex.

**7. Business. Legal action can be taken.**

**7.1. Public Hearing followed by discussion, consideration and possible approval of a Class 13 (In-State Farm Winery) Liquor License Application for NAJAR Cellars, LLC – Allan Martin Sanchez, located at 4626 Old Highway 279, Bay #6, Camp Verde, AZ.** [Staff Resource: Virginia Jones, Judy Morgan]

**7.1.1. Staff Report-** Town Clerk Judy Morgan the property was posted, according to law.

**7.1.2. Open Public Hearing 6:55 p.m.**

Allen Martin Sanchez introduced himself as the owner/manager of NAJAR Cellars and as a tenant of the co-op. He appreciates the opportunity to be part of the town.

There were no other public comments.

**7.1.3. Close Public Hearing 6:56 p.m.**

**7.1.4. Council Discussion**

Vice Mayor Jesse Murdock asked what drew him into the co-op. Mr. Sanchez said he started out as a student of Yavapai College. That's where he heard of the co-op. He stated there is not a lot of these types of facilities available for new winemakers. He is a hydrologist and geologist and saw a connection in the soil, the earth and the vines. Mr. Sanchez stated that his grandfather was a wine maker, and this will be his legacy for his children. He feels like he has the right attitude for this business and has put in the hours and worked hard. Mr. Sanchez stated that he won an award as the emerging winemaker at the college for his Rose. He would like to see more wine tasting rooms in the community.

Motion made by Vice Mayor Murdock to approve a Class 13 (In-State Farm Winery) Liquor License Application for NAJAR Cellars, LLC – Allan Martin Sanchez, located at 4626 Old Highway 279, Bay #6, Camp Verde, AZ. Second was made by Councilor Baker. Motion carried unanimously.

**~~7.2. Camp Verde Public Safety Association's request to consider expanding Marshal's residency to Verde Valley.~~** [Staff Resource: Dave Freeman] removed from agenda 5/1/2018

**7.3. Discussion, consideration, possible approval of the attached settlement proposal from John and Cheryl Wischmeyer ("Wischmeyers") and provide direction relative to modification of the existing plans for the buffer zone at the Camp Verde Sports Complex in order to settle a pending legal action between the Wischmeyers and Mayor Charles German.** (Staff Resource: Russ Martin)

Town Manager Russ Martin stated the attorney would like to speak to the Council so an Executive Session is recommended.

Motion made by Councilor Gordon to adjourn into Executive Session. Second was made by Vice Mayor Murdock. Motion carried 6-1 with Councilor Baker opposing.

**7.3.1. Recess into and hold an Executive Session pursuant to A.R.S. § 38-431.03 (a)(4) for discussion or consultation with the attorneys of the public body in order to consider its position and instruct its attorneys regarding the public body's position in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation.**

Council recessed into Executive Session at 7:03 p.m.

**7.3.2. Reconvene Open Session.**

Open Session was reconvened at 7:49 p.m.

Motion made by Vice Mayor Murdock approve the attached settlement proposal from John and Cheryl Wischmeyer ("Wischmeyers") and provide direction relative to modification of the existing plans for the buffer zone at the Camp Verde Sports Complex in order to settle a pending legal action between the Wischmeyer's and Mayor Charles German. Second was made by Councilor Jenkins.

Councilor Gordon appreciates the work of the Town Manager, and the comments from the Mayor. He feels the Wischmeyer's didn't get anything more than they would have gotten and said it sets a poor precedence for the Town. This basically lets property owners dictate what happens on their properties. There should not be any litigation as far as he is concerned.

Mayor German stated that the litigation should have been dismissed when it came before the Judge. There is no evidence against him on any of the charges. He is willing to agree to this in the interest of having the park built. He stated the Mayor is only one of seven policy makers. He has no statutory or special authority to make this agreement. With that being said, he will vote in favor of the agreement.

Councilor Baker thanked the Manager, the Attorney and all who were involved. It wound up giving the town a good area along the park, and they have discussed the issues and come up with a good plan for everyone. This should be attractive to the property owners and the park.

Call for the question: Motion carried with a 5-2 vote in favor. Mayor German, Vice Mayor Murdock, Councilors Buchanan, Jenkins, and Baker for and Councilors Gordon and Whatley opposed.

**8. Call to the Public for items not on the agenda. (Please complete Request to Speak Card and turn in to the Clerk.)**

There were no comments from the Public.

**9. Council Informational Reports.**

Councilor Whatley- attended the Camp Verde Promotions meeting. She stated there was a good turn out and it was well organized. She stated they will need a lot of people to step up for Fort Verde Days.

Councilor Jenkins- attended the Camp Verde Promotions meeting. She understands the need for volunteers.

Councilor Gordon- attended the Camp Verde Promotions meeting.

Councilor Baker- attended the Camp Verde Promotions meeting. There is a great need for volunteers. She directed a comment to Chandler Plante suggesting he could get the Youth Council involved.

**10. Manager/Staff Report**

Town Manager Russ Martin reported:

- Camp Verde will be hosting the Semi-Annual Yavapai County Supervisors Meeting. This will include leaders from Yavapai County, Yavapai-Apache Nation, Mayors and Managers from all of communities in Yavapai County. Every community will be represented.
- Friday, May 4, 2018 at 8 a.m. there will be a Budget Work Session which will include CIP Projects, where he will be looking to get good discussion. Please ask any questions before the meeting because the department heads will not be present.
- The State is raising fees on cars as a way to backfill what was swept from Highway User Revenue Fund (HURF).
- They are hoping to narrow down the candidates for the Town's Marshal Position by Friday.

Vice Mayor Murdock asked to schedule a Highway Cleanup Day, for Saturday May 12<sup>th</sup> at about 8:30 a.m. Members will meet at Sierra Verde Dr.

**11. Adjournment**

Mayor adjourned the meeting at 8:04 p.m.



Mayor Charles German

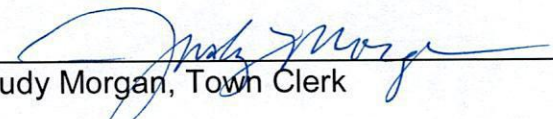


Attest: Town Clerk Judy Morgan

**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 Council Meeting of the Town Council of Camp Verde, Arizona, held on May 2, 2018. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 22nd day of May, 2018.

  
Judy Morgan, Town Clerk