

**AGENDA  
WORK SESSION  
COMMON COUNCIL  
TOWN OF CAMP VERDE  
CAMP VERDE TOWN HALL  
COUNCIL CHAMBERS  
WEDNESDAY, JANUARY 8, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call

**Discussion of the Following:**

3. 1997 Priorities/Goals
4. Adjournment

Posted by: \_\_\_\_\_

*D. Barber*

Date: \_\_\_\_\_

*1-3-97 - 9:45am*

*The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.*

**MINUTES  
WORK SESSION  
COMMON COUNCIL  
TOWN OF CAMP VERDE  
CAMP VERDE TOWN HALL  
COUNCIL CHAMBERS  
WEDNESDAY, JANUARY 8, 1997  
6:30 P.M.**

**Call To Order**

Mayor Rogers called the meeting to order at 6:32 p.m.

**Roll Call**

Carter Rogers, John Garello, Andy Ayres, Ray Larkey, and Bea Richmond were present. Pat Pigott and Bob Simbric were absent.

Dane Bullard, Town Manager; Doug Jones, Street Superintendent; Dan McGinn, Town Engineer; Thomas Ritz, Associate Planner; and Debbie Barber, Recording Secretary were also present.

**Discussion of the Following:**

**1997 Priorities/Goals**

Mayor Rogers opened the meeting by asking Council members to voice their concerns and ideas for the coming year. He stated that staff would note the items and bring them back to Council for prioritization.

Mayor Rogers listed the following:

1. Landfill transfer station
2. General Plan
3. Revisions to the Planning & Zoning Code
4. SR 260 Corridor Study
5. South Oasis Rd.
6. South Access Rd.
7. Getting the sewer extended to I-17
8. Camp Verde Water Company's water problems
9. Teen Center
10. Acquisition of land by the Tribe for commercial development

John Garello listed the following:

1. Sewer
2. Land fill
3. Streets
4. Street lights
5. Crosswalk
6. Flood and drainage issues

Bea Richmond stated she agreed but would like to add the following:

1. Capital expenditure for land acquisition
2. Sidewalk

Ray Larkey advised that his concerns had been covered, but he would like Council to be aware that he had been approached about having pecan trees donated to the Town to plant along the west side of Montezuma Castle Highway. He stated that Town employees would have to plant the trees.

Andy Ayres stated he would like to see the following:

1. USGS survey of arsenic contaminated water
2. Repairs for Reservation Loop Road with ½ cent sales tax. He also mentioned the possibility of 'partnering' to achieve improvements
3. Continuation of the pursuit of the two resolutions given to the League of Cities and Towns referencing the Casino

Dane Bullard stated the following:

1. Completion of road projects and future road improvement projects such as Camp Lincoln Road, with the County ½ cent sales tax
2. Completion of the General Plan
3. Landfill

Thomas Ritz stated:

1. Capital improvement planning
2. The new County Board of Supervisors may provide new opportunities for opening lines of communication

Doug Jones stated he would like to see the following:

1. The Rights-of-Way problems cleaned up
2. Improvements made to Reservation Loop Road and Highway 279

**Public Input:**

Henry Shill stated he would like to see the sewer extended, and the State of Arizona take over the 404 permitting process from the Army Corps of Engineers.

Woody Diehl said he would like to see the sewer extension and a traffic signal at Quarterhorse and SR 260.

C.A. McDonald said the Town should stay on top of the 260 Corridor study, and to keep SR 260 through Town as a by-pass would have a negative impact on Town businesses. He also stated that Quarterhorse needs improvements at the box, it's very dangerous. He suggested more maintenance on the streets to keep the shoulders from failing.

Nancy Jungling suggested the Council consider acquiring the old airport for a park. She said the Town lost the soccer tournament to Cottonwood this year due to lack of facilities. She said this loss hurts businesses. She also suggested construction of a sidewalk on Hollamon because the Town already has the right-of-way.

Tony Gioia commended the park and tree ideas. He stated the Town needs to have a Capital Improvement fund which would address many of the issues raised.

Margie Johnson commended the idea of the trees as the Town needs aesthetic improvements. She suggested contacting the Chamber of Commerce for their assistance. She said that trees need to be planted now because many of our large trees are nearing the end of their life span. She said the skate board park would be a good activity for the Kiwanis Club. She also suggested the Town develop a Master Plan for Town Hall improvements.

Jane Whitmire stated the issues discussed were important to Camp Verde's future. She stated that the ramp in the Council Chambers needed to be addressed, as she has observed many people stumble over it.

There was no other public input.

**Adjournment:**

The meeting was adjourned at 7:53 p.m.



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Deborah Barber, Recording Secretary

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Dane Bullard, Town Clerk

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Carter Rogers, Mayor



**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, JANUARY 15, 1997  
6:30 P.M.**

- 5. 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 so requests.**

- a) Approval of the Minutes:
  - 1) Work Session - January 8, 1997
  - 2) Regular Session - December 18, 1996
- b) Set Next Meeting, Date and Time:
  - 1) Council hears P&Z - January 22, 1997 at 6:30 p.m.
  - 2) Regular Session - February 5, 1996 at 6:30 p.m.
- c) Proclamation declaring April as *Heritage Preservation Month*

On a motion by Richmond, seconded by Ayres, the Council unanimously approved the Consent Agenda, as amended.

- 6. Priorities for 1997**

On a motion by Richmond, seconded by Larkey, the Council unanimously approved to consider the list, with addition of skateboard park, investigation of acquisition of airstrip for recreation, Hwy 260 Corridor Study from 0 to 1 year, as the 1997 List of Priorities.

- 7. Chamber of Commerce Roof Repair**

On a motion by Garelo, seconded by Pigott, the Council voted unanimously to award the Chamber of Commerce/Historical Society roof repair to ACS Roofing, Inc. in Cottonwood for a total amount of \$5,635.00, with the funds coming out of contingency. Councilor Pigott requested that the work not begin until April, or whenever the weather has warmed enough to permit a proper sealing of the three tab shingles.

- 8. Chamber of Commerce Report and Quarterly Drawdown Request of \$6,625**

On a motion by Ayres, seconded by Richmond, the Council unanimously approved the Chamber's quarterly drawdown request.

- 9. Lions Club Lease**

On a motion by Pigott, seconded by Larkey, Council unanimously approved to direct the Town Attorney to draft a lease, changing item 6.b restricting remodeling without first obtaining Council approval; stating the rental fee will be \$5.00 per year; to make provision requiring a 60-day notice by either party to nullify the contract; require property insurance; and to add a clause stating the building may not be sub-leased.

- 10. Authorization for Town Marshal to sign Communication Use Lease with the U.S. Forest Service**

On a motion by Garelo, seconded by Larkey, the Council unanimously approved authorization for the Marshal to sign the Communication Use Lease with the Forest Service

**11. Manager's Report**

There was no Manager's Report.

**12. Council/Staff Comments, Information Reports and Activity Updates**

Gary Lollman reported on the Basketball Tournament, Gun and Knife Show and Southwestern Days.

Councilor Ayres reported on the Verde Valley Transportation Organization. He stated the District Engineer from Flagstaff, Mr. Boren, had retired and would be missed on the committee.

Councilor Richmond gave a report on the Yavapai County Trails Committee, and advised the next meeting of the Verde Valley Watershed Association would be held in Chino Valley, next week.

Councilor Garello reported that he had met with ADOT representatives and there would be no crosswalks in Town. He stated that ADOT said they were too dangerous without signals. He stated we may be able to get one at Bashas. He also stated there would be no extension of parking allowed along SR 260 in Town. ADOT also felt this was too dangerous. Councilor Garello also reported that the Town had received a response from the letter he delivered to Senator McCain about concerns with the Tribe purchasing lands and placing them in trust. Senator McCain stated he had noted the Town's concerns.

Councilor Larkey asked if anything had been decided on the problem at SR 260 and Park Verde. Councilor Ayres noted that the County had to fund their own turning lane to their facilities, and the Town might also be required to do this. He reported that ADOT had assisted the County with drawing up plans. Mayor Rogers suggested that this area should be considered in ADOT's five year plan.

Mayor Rogers reported that he had spoken with new County Supervisor, Chip Davis. He stated he felt Mr. Davis would work with the Town on the landfill. He reminded Council that Davis was only one of three votes. Mayor Rogers also advised that he had met with Tom Foster over the traffic at Bank One and the Medical Center.

**13. Adjournment**

The meeting was adjourned at 7:30 p.m.

**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JANUARY 15, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

**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, except to set them for consideration at a future date.**

5. **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 so requests.**
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  - c) Proclamation declaring February as *Heritage Preservation Month*

**Discussion and Possible Action on the Following:  
(Public input is invited on items 6 and 7)**

6. Priorities for 1997
7. Chamber of Commerce Roof Repair
8. Chamber of Commerce Report and Quarterly Drawdown Request of \$6,625
9. Lions Club Lease of "Old Rock Building"

**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
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6. Priorities for 1997
7. Chamber of Commerce Roof Repair
8. Chamber of Commerce Report and Quarterly Drawdown Request of \$6,625
9. Lions Club Lease of "Old Rock Building"

10. Authorization for Town Marshal to sign Communication Use Lease with the U.S. Forest Service
11. Manager's Report
12. Council/Staff Comments, Information Reports and Activity Updates
13. Adjournment

Posted by: Melborah A. Barber

Date/Time: 1-10-97 - 3:30 p.m.

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**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JANUARY 15, 1997  
6:30 P.M.**

*(Minutes are a summary of the actions only; they are NOT verbatim.)*

**1. Call to Order**

Mayor Rogers called the meeting to order at 6:32 p.m.

**2. Roll Call**

Mayor Rogers, Councilors Pigott, Larkey, Richmond, Ayres, Garello and Simbric were present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Gary Lollman, Parks & Recreation Director; Carol Brown, Executive Secretary; and Debbie Barber, Recording Secretary were also present.

**3. Pledge of Allegiance**

Councilor Ayres led the pledge.

**4. Call to the Public for Items Not on the Agenda**

Jane Whitmire, referring to the Work Session Minutes of 1-8-97, stated that she did not say that she 'agreed' with the issues discussed by Council, but that she felt they were important to Camp Verde's future.

There was no other public input.

**5. 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 so requests.**

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- c) Proclamation declaring April as *Heritage Preservation Month*

On a motion by Richmond, seconded by Ayres, the Council unanimously approved the Consent Agenda, as amended.

**6. Priorities for 1997**

Councilor Garello stated that he did not believe the 260 Corridor Study should be a 'high' priority. He stated he felt there were many other more important issues than this study. He stated that he also felt the priority list should be numbered instead of being listed as high, medium and low.

Councilor Ayres stated the 260 Study is very important to the safety and welfare of the Town's citizens and should remain a high priority. He noted that his commendation of Lollman's efforts to develop a skateboard park had not been included on the list.

Councilor Richmond said that she did not believe the list should be numbered, as priorities might be too difficult for Council to agree upon. She said that the priorities change as circumstances change, for example a flood may occur, bringing this to the top of the list. She felt Council could agree on high, medium and low priorities.

Mayor Rogers stated acquisition of the old airport site as a park should be high on the list.

Councilor Simbric stated that anything which involves the people of Camp Verde should remain high on the list of priorities. He said the Town is sorely in need of recreational areas, and parks should be high on the list.

Councilor Larkey said that he did not believe the list should be numbered or categorized.

Councilor Garello stated again that he did not feel the 260 study should be a high priority.

Councilor Ayres stated the study would be completed soon and the time frame should be 0 to 1 year.

On a motion by Richmond, seconded by Larkey, the Council unanimously approved to consider the list, with addition of skateboard park, investigation of acquisition of airstrip for recreation, Hwy 260 Corridor Study from 0 to 1 year, as the 1997 List of Priorities. This list is attached and becomes a part of these minutes.

**Public Input:**

Suzy Burnside advised that the Parks & Recreation Commission had not yet had the opportunity to comprise a priority list. She requested Council support of developing more parks and recreational areas in the Town.

**7. Chamber of Commerce Roof Repair**

On a motion by Garello, seconded by Pigott, the Council voted unanimously to re-roof the Chamber of Commerce/Historical Society building, and to award the contract to ACS Roofing, Inc. in Cottonwood for a total amount of \$5,635.00, with the funds coming out of contingency.

Councilor Pigott requested that the work not begin until April, or whenever the weather has warmed enough to permit a proper sealing of the three tab shingles.

There was no public input.

**8. Chamber of Commerce Report and Quarterly Drawdown Request of \$6,625**

Executive Director Ann Prigmore, presented the report and thanked Council for permitting Bob Lau, Community Development Director, more leeway. She stated they have a very good working relationship. She also advised there would be a Candidates Forum held on 2/28 at 6:30 p.m. in the Community Center.

On a motion by Ayres, seconded by Richmond, the Council unanimously approved the Chamber's quarterly drawdown request of \$6,625.

There was no public input.

**9. Lions Club Lease**

Wes Girard, Chairman of the Lions Club, advised Council the Club had recently re-roofed the building and they have taken very good care of it throughout the lease with the County. He said their club was covered by the nation-wide association insurance policy for sanctioned club activities.

On a motion by Pigott, seconded by Larkey, Council unanimously approved to direct the Town Attorney to draft a lease, changing item 6.b restricting remodeling without first obtaining Council approval; stating the rental fee will be \$5.00 per year; to make provision requiring a 60-day notice by either party to nullify the contract; require property insurance; and to add a clause stating the building may not be sub-leased.

**Public Input:**

Marshall Whitmire stated the Lions Club had obviously been responsible stewards of this historical building. He advised that it used to be a jail and one of the very early libraries. He suggested that before approving modifications, Council consider having the project reviewed by someone knowledgeable and experienced in historic preservation.

**10. Authorization for Town Marshal to sign Communication Use Lease with the U.S. Forest Service**

On a motion by Garello, seconded by Larkey, the Council unanimously approved authorization for the Marshal to sign the Communication Use Lease with the Forest Service.

There was no public input.

**11. Manager's Report**

There was no Manager's Report.

**12. Council/Staff Comments, Information Reports and Activity Updates**

Gary Lollman reported on the Basketball Tournament, Gun and Knife Show and Southwestern Days.

Councilor Ayres reported on the Verde Valley Transportation Organization. He stated the District Engineer from Flagstaff, Mr. Boren, had retired and would be missed on the committee.



Councilor Richmond gave a report on the Yavapai County Trails Committee, and advised the next meeting of the Verde Valley Watershed Association would be held in Chino Valley, next week.

Councilor Garello reported that he had met with ADOT representatives and there would be no crosswalks in Town. He stated that ADOT said they were too dangerous without signals. He stated we may be able to get one at Bashas. He also stated there would be no extension of parking allowed along SR 260 in Town. ADOT also felt this was too dangerous. Councilor Garello also reported that the Town had received a response from the letter he delivered to Senator McCain about concerns with the Tribe purchasing lands and placing them in trust. Senator McCain stated he had noted the Town's concerns.

Councilor Larkey asked if anything had been decided on the problem at SR 260 and Park Verde. Councilor Ayres noted that the County had to fund their own turning lane to their facilities, and the Town might also be required to do this. He reported that ADOT had assisted the County with drawing up plans. Mayor Rogers suggested that this area should be considered in ADOT's five year plan.

Mayor Rogers reported that he had spoken with new County Supervisor, Chip Davis. He stated he felt Mr. Davis would work with the Town on the landfill. He reminded Council that Davis was only one of three votes. Mayor Rogers also advised that he had met with Tom Foster over the traffic at Bank One and the Medical Center.

### 13. Adjournment

The meeting was adjourned at 7:30 p.m.

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Deborah Barber, Recording Secretary

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Dane Bullard, Town Clerk

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Carter Rogers, Mayor

### 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 the 15<sup>th</sup> of January, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 16<sup>th</sup> day of January, 1997.

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Deborah Barber, Recording Secretary

**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, FEBRUARY 5, 1997  
6:30 P.M.**

5. **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 so requests.**
- a) Approval of the Minutes:
    - 1) Regular Session - January 15, 1997
  - b) Set Next Meeting, Date and Time:
    - 1) Regular Session - February 19, 1997 at 6:30 p.m.
    - 2) Council Hears P&Z - February 26, 1997 at 6:30 p.m.
  - c) Proclamation declaring March as *Archaeology Awareness Month*
  - d) Proclamation declaring February 13 as *Pony Express Day*

On a motion by Ayres, seconded by Garelo, the Council unanimously approved the Consent Agenda, as presented. Mayor Rogers advised that February 13<sup>th</sup> was kick-off day for the Pony Express mail run and encouraged the public to support their efforts and attend the breakfast.

6. **Children's Library Office Addition**

On a motion by Garelo, seconded by Pigott, the Council unanimously approved to exceed the budgeted amount of \$4,000, and approve the bid submitted by Ashley Valley Builders of Prescott for \$9,744.37, with an additional \$300 for floor covering.

7. **Municipal Lease of Lions Club**

On a motion by Larkey, seconded by Pigott, the Council voted unanimously to approve the lease as submitted, with changes as recommended by the Town Attorney.

8. **Town Engineer's Report on Montezuma Castle Highway Project**

a) **Ted Luther, Red Star Engineering, Report on Project**

Dan McGinn and Ted Luther gave reports. There was no action required or taken on this item.

9. **Manager's Report**

There was no report.

10. **Council/Staff Comments, Information Reports and Activity Updates**

Councilor Richmond reported that the Verde Valley Watershed Association was not foundering, and that the organization had developed a good long range plan. She also reminded Council of the joint meeting on 2/6/97 with Planning & Zoning and Parks & Recreation Commissions.

Councilor Larkey and Attorney Ramsey reported on the meeting with Tom Bonomo of the U.S. Forest Service. They advised that it would take 2 to 5 years to get to the point of purchasing land for the landfill.

Carol Brown reminded Council of the intergovernmental meeting to be held February 20<sup>th</sup> in Clarkdale. The landfill is scheduled for discussion at this meeting, Mayor Rogers encouraged attendance.

11. **Adjournment**

The meeting was adjourned at 8:10 p.m.

**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, FEBRUARY 5, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

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5. **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 so requests.**
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  - c) **Proclamation declaring March as *Archaeology Awareness Month***
  - d) **Proclamation declaring February 13 as *Pony Express Day***

Discussion and Possible Action on the Following:  
**(Public input is invited on item(s): 6)**

6. Children's Library Office Addition

**Agenda 2-5-97**  
**Page 2**

7. Municipal Lease of Lions Club
8. Town Engineer's Report on Montezuma Castle Highway Project
  - a) Ted Luther, Red Star Engineering, Report on Project
9. Manager's Report
10. Council/Staff Comments, Information Reports and Activity Updates
11. Adjournment

Posted by: Debbie Barber

Date/Time: 1-31-97 - 3:00 p.m.

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**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, FEBRUARY 5, 1997  
6:30 P.M.**

*(Minutes are a summary of the actions only; they are NOT verbatim.)*

**1. Call to Order**

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

**2. Roll Call**

Mayor Rogers, Councilors Pigott, Larkey, Richmond, Ayres, Garelo and Simbric were present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Phyllis Hazekamp, Library Director; Cindy Clayton, Children's Librarian; Dan McGinn, Town Engineer; Doug Jones, Street Superintendent; Carol Brown, Executive Secretary; and Debbie Barber, Recording Secretary were also present.

**3. Pledge of Allegiance**

Councilor Richmond led the pledge.

**4. Call to the Public for Items Not on the Agenda**

There was no public input.

**5. 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 so requests.**

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On a motion by Ayres, seconded by Garelo, the Council unanimously approved the Consent Agenda, as presented. Mayor Rogers advised that February 13<sup>th</sup> was kick-off day for the Pony Express mail run and encouraged the public to support their efforts and attend the breakfast.

**6. Children's Library Office Addition**

Manager Bullard advised that the bids exceeded the budgeted amount of \$4,000 by \$5,500. Director Hazekamp presented Council with pictures of the office areas. Mayor Rogers and Councilor Garelo advised that they had visited the site, and had noted the crowded conditions. Councilor Garelo recommended the addition be approved.

Councilor Pigott inquired as to the growth experienced by the library. Director Hazekamp advised that circulation was at 21,000 in 1990 and she expected it to be approximately 40,000 this year. Councilor Pigott suggested that the Town might consider financing a new library/Sr. Citizen's Center with CDBG funds.

Cindy Clayton stated that she had 50 kids in attendance every week, and 100 in the summer reading program. She advised the addition would not only address added room, but safety conditions as well.

On a motion by Garelo, seconded by Pigott, the Council voted unanimously to exceed the budgeted amount by \$6,100, and award the contract to Ashley Valley Builders of Prescott for \$9,744.37, with an additional \$300 set aside for floor covering.

Councilor Pigott commended Manager Bullard, Library Director Hazekamp and town staff for being well prepared for the presentation.

**Public Input:**

Henry Shill encouraged Council to approve the request.

**7. Municipal Lease of Lions Club**

On a motion by Larkey, seconded by Pigott, the Council unanimously approved the Camp Verde Lions Club International lease, with the changes recommended by the Town Attorney.

**8. Town Engineer's Report on Montezuma Castle Highway Project**

**a) Ted Luther, Red Star Engineering Report on Project**

Dan McGinn, Town Engineer reported the following:

- Post Office - Right-of-Way issues are being pursued to alleviate the traffic congestion
- Oasis Road - Survey is complete, and rights-of-way acquisitions are being finalized. Construction should be completed in August.
- Verde Lakes Road Improvement Project with FEMA funds - The plans have been finalized, and the project let for bid. Completion is estimated for June. He advised that they are waiting for an extension approval, as the project was to have been completed in January. Manager Bullard advised that the State had indicated the approval was just a formality.
- Montezuma Castle Highway - McGinn advised the project was nearly complete. Clean-up remained to be done, and the schedule called for striping next week. He also commended the Street Department staff that had done work, and saved nearly \$7,000, and Combs Construction who had donated labor and materials to complete the job. He advised the project cost overruns were \$91,000, and Ted Luther was present to explain.

Councilor Larkey asked about the rumble strip. McGinn explained the machine used to create the rumble strip caused the asphalt to fail and/or be destroyed. He explained that signage, a 6" strip and delineators would be used instead of the rumble strip.

Councilor Richmond asked if the bike path would continue up the hill. McGinn advised that it would and be signed 'bike only' in paint.

Councilor Garelo asked Mr. McGinn if he had been following the contractors day by day. McGinn advised that he had.

Councilor Simbric asked if Combs Construction would replace the asphalt that failed. McGinn advised they would. Simbric stated the bike path compaction was not designed to carry traffic, and he had seen traffic on it. McGinn advised that temporary striping might alleviate this problem.

Ted Luther reported that some of the cost overruns were due to a typographical error in the subgrade prep category that was missed by his company, the contractor and Town staff. He stated the bid form should have been listed as square yards, not square feet. This also affected the AB quantities. He said the asphaltic concrete overlay was to be 2", not 3". He stated the extension of the box culvert had been approved without his consultation. He stated it was the contractor's responsibility to blue stake. Luther reported the change order had not been necessary, as his design met ADOT standards. He said the change did result in a safer road, and realized the change was made in the interest of time and safety and had been in the best interest of the Town. He also advised that he carried only the insurance required by the Town. He stated he did not have E&O coverage.

Councilor Ayres asked if the asphaltic concrete increase was attributed to a 3" depth. Luther explained that some areas are thicker than others, some places were more than 3", and some places had been covered that were not figured in the project.

Councilor Richmond asked about the curb and gutter in front of Babe's Restaurant. McGinn explained that the Town chose this method as most cost effective.

Council Garelo stated the project should not have overrun \$91,300, and asked how it could have happened, whose fault it was, and where the money will come from. Luther stated the project had been intended as an overlay. He said the realignment had resulted in a much safer road. Manager Bullard advised the money would come from HURF, but that Council had previously instructed staff to pursue E&O claim, and this was being done. Attorney Ramsey stated that even though the Town had not required Professional Liability Insurance, Red Star Engineering had agreed to indemnify the Town.

Councilor Simbric asked about the 137,000 square feet of subgrade preparation. Luther advised it should have been square yards. He added that someone had moved the center line over creating the need for additional fill on the east side. McGinn advised moving the center line had resulted in a savings. Luther explained it had been his intent to keep overlay standard except in two areas. Councilor Simbric asked Mr. Luther if he had actually 'walked' the job. Luther replied that he had on several occasions.

Councilor Pigott asked Mr. Luther if he had provided the Town with E&O Insurance. Luther replied that he had supplied only what the Town had required. Pigott, referring to the minutes of the January, 1996 meeting, stated that Todd Rockwell had requested Council not require E&O insurance, as it was too expensive. Council approved his request. Pigott then asked Mr. Luther if his general liability would cover these errors. Mr. Luther stated that he was unsure. He stated the culvert had been extended four feet without his consultation. He stated he was still unclear as to why this was done.

Doug Jones advised that during construction, it was discovered that US West had a 12 duct run and they were unsure of the width or depth of the run. It was determined the additional four feet would clear the run. He said the project was not blue staked until construction began.

Councilor Pigott asked Mr. Luther how costs could be determined before blue staking was done. Mr. Luther advised it was common practice to have the contractor do the blue staking.

Councilor Larkey asked how the Town could recover some of the overrun. Manager Bullard stated Red Star Engineering had agreed to indemnify the Town. He explained the overrun was approximately \$82,000.

Mr. Luther recommended the Council consider doing lump sum bids in the future to avoid these problems.

Mayor Rogers stated if the Council had known the costs were going to exceed estimates, they may have chosen a different alternate. He said he might have expected a \$20,000 overage, but not \$91,000.

Mr. Luther stated he had been surprised Council had chosen to go with all three alternates. He said the Town had a much better and safer road than was initially intended.

Councilor Ayres stated that he must act in the best interest of the constituents, and he felt that Mr. Luther's service was not rendered as contracted. He said that a 28% difference is too hard to take.

Mr. Luther stated that he came before Council to try to explain his side. He said that he would reduce his consulting fee to the Town.

Jim Combs, President of Combs Construction, stated he had submitted his bid per specifications. He advised he had asked Mr. Luther to define the cubic yard fill, and had received no answer. He assured Council that all problems had been brought to the attention of McGinn, Jones and Bullard. He said that in defense of Mr. Luther, the money would have been spent anyway. He stated that his company had contributed approximately \$10,000 worth of materials and labor at no cost to the Town. He stated the project had been designed with a method known for an error ratio of four feet, and the overrun matched this ratio. He urged Council not to consider using lump sum bidding process. He also expressed appreciation with the partnering concept.

**9. Manager's Report**

There was no report.



**10. Council/Staff Comments, Information Reports and Activity Updates**

Councilor Richmond reported the Verde Valley Watershed Association was not foundering, and that the organization had developed a good long range plan. She also reminded Council of the joint meeting on 2/6/97 with the Planning & Zoning and Parks and Recreation Commissions.

Councilor Larkey and Attorney Ramsey reported on the meeting with Tom Bonomo of the U.S. Forest Service. They advised it would take 2 to 5 years to get to the point of purchasing the land for a landfill.

Carol Brown reminded Council of the intergovernmental meeting to be held February 20<sup>th</sup> in Clarkdale. The landfill is scheduled for discussion at this meeting and Mayor Rogers encouraged attendance.

**13. Adjournment**

The meeting was adjourned at 8:10 p.m.

*Deborah Barber*

Deborah Barber, Recording Secretary

\_\_\_\_\_  
Dane Bullard, Town Clerk

\_\_\_\_\_  
Carter Rogers, Mayor

**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 the 5<sup>th</sup> of February, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 6<sup>th</sup> day of February, 1997.

*Deborah Barber*

Deborah Barber, Recording Secretary

**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, FEBRUARY 19, 1997  
6:30 P.M.**

5. **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 so requests.**
- a) Approval of the Minutes:
    - 1) Regular Session - February 5, 1997
  - b) Set Next Meeting, Date and Time:
    - 1) Regular Session - March 5, 1997 at 6:30 p.m.
    - 2) Council Hears P&Z - February 26, 1997 at 6:30 p.m.

On a motion by Simbric, seconded by Richmond, the Council unanimously approved the Consent Agenda, with an amendment to the minutes.

6. **Parks and Recreation Commission's Request to have meeting agendas posted at Bashas' and Post Office locations.**

On a motion by Garello, seconded by Simbric, the Council voted unanimously to approve the Parks and Recreation Commission's request to have monthly meeting agendas posted at Bashas' and Post Office locations.

7. **Appointment of Parks and Recreation Commissioner.**

On a motion by Richmond, seconded by Simbric, the Council voted unanimously to table this item until the Parks and Recreation Commission had an opportunity to interview two additional applicants.

8. **Application for Bashas' Liquor License (Class 9).**

On a motion by Richmond, seconded by Garello, the Council voted unanimously to recommend approval of the Bashas' Application for Liquor License (Class 9).

9. **Authorization for Town Marshal to sign Criminal Justice Enhancement Fund, Contract #96-805.**

On a motion by Garello, seconded by Simbric, the Council unanimously approved authorization for the Marshal to sign the Criminal Justice Enhancement Fund Contract #96-805.

10. **Advanced Approvals.**

On a motion by Pigott, seconded by Simbric, the Council voted unanimously to nullify the contract with ACS Roofing, pay the 25% restocking charge, and to place the item on the agenda for consideration at a future date.

On a motion by Pigott, seconded by Simbric, the Council voted unanimously to approve a \$500.00 payment to Mr. Scott for services rendered on roof repair of the Chamber of Commerce building.

**11. Manager's Report.**

**a) Montezuma Castle Highway Report.**

The Manager gave an update on the Montezuma Castle Highway project.

**12. Council/Staff Comments, Informational Reports, and Activity Updates.**

**a) Marshal's Report on Automated Records Management Network**

Councilor Richmond stated her concerns with the safety of the bike path on the Montezuma Castle Highway. She also reported the Verde Valley Watershed Association had met in Council Chambers on 2/18, and encouraged future Council members to continue work with this Association and the Yavapai Trails Committee.

Councilor Garello directed questions to the Manager about the cost overruns on Montezuma Castle Highway and the progress of the landfill. At this time, Councilor Garello permitted Mr. and Mrs. Morgan to direct their complaint about a right-of-way issue to Council. Mr. and Mrs. Morgan spoke to Council. Councilor Garello directed staff to put this item on the agenda, as the Morgans had been asking for consideration for four months.

Marshal Wischmeyer gave a report to Council on the grants the Marshal's Office was seeking, and the Spillman System.

Councilor Ayres reported the Verde Valley Transportation Organization advised there would be no new road projects are being considered in the near future with the ½ cent sales tax. He advised that plans for construction on 179 were going along well.

Councilor Pigott stated that he felt the Maintenance staff should have investigated the roof conditions of the Chamber building more effectively before placing the project out for bid, and this would have save the \$1,000.

**13. Adjournment**

The meeting was adjourned at 8:48 p.m.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, FEBRUARY 19, 1997  
6:30 P.M.**

*(Minutes are a summary of the actions only; they are NOT verbatim.)*

**1. Call to Order**

Vice-Mayor Ayres called the meeting to order at 6:31 p.m.

**2. Roll Call**

Vice-Mayor Ayres, Councilors Pigott, Richmond, Garello and Simbric were present. Mayor Rogers and Councilor Ray Larkey were absent.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Dan McGinn, Town Engineer; Marshal Wischmeyer; Suzy Burnside, Parks & Rec Commissioner; Carol Brown, Executive Secretary; and Debbie Barber, Recording Secretary were also present. Gary Lollman, Parks & Recreation/Maintenance Director joined the meeting at 7:00 p.m.

**3. Pledge of Allegiance**

Councilor Garello led the pledge.

**4. Call to the Public for Items Not on the Agenda**

Howard Parrish commended the Marshal's Office for their quick response to a 911 call he accidentally made. He stated it was a good department.

There was no other public input at this time.

**5. 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 so requests.**

a) Approval of the Minutes:

1) Regular Session - February 5, 1997

b) Set Next Meeting, Date and Time:

1) Regular Session - March 5, 1997 at 6:30 p.m.

2) Council Hears P&Z - February 26, 1997 at 6:30 p.m.

On a motion by Simbric, seconded by Richmond, the Council unanimously approved the Consent Agenda, with a correction to the minutes of 2/19/97 that was requested by Garello.

**6. Parks and Recreation Commission's request to have meeting agendas posted at Bashas' and Post Office locations.**

Suzy Burnside, Parks & Recreation Commission Chairman, thanked the Council for their consideration of this item, and presented the request.

On a motion by Garello, seconded by Simbric, the Council unanimously approved Parks & Recreation Commission's request to post monthly meeting agendas at Bashas' and the Post Office.

There was no public input.

**7. Appointment of Parks & Recreation Commissioner.**

Suzy Burnside advised Council that the Commission had received two additional applications, and that they had not yet had the opportunity to conduct interviews. She requested that Council table the item at this time.

On a motion by Richmond, seconded by Simbric, the Council unanimously approved to table this item.

**8. Application for Bashas' Liquor License (Class 9).**

Manager Bullard explained this request was for a transfer from the old Bashas' location to the new location.

On a motion by Richmond, seconded by Garello, the Council voted unanimously to recommend approval of Bashas' Liquor License application.

**9. Authorization for Town Marshal to sign Criminal Justice Enhancement Fund, Contract #96-805.**

On a motion by Garello, seconded by Simbric, the Council voted unanimously to approve authorization for the Town Marshal to sign Criminal Justice Enhancement Fund, Contract #96-805.

**10. Advanced Approvals.**

Manager Bullard reported that ACS Roofing had found wood shingles under two layers of asphalt shingles when removing the roof covering. The wood shingles were attached to sheathing that had two inch gaps between. Ken Scott of ACS had submitted a change order request for approximately \$8,000. He advised that Council could approve the change order, or wait until the new budget and rebid the project.

Mr. Scott advised Council that he had submitted the bid three years ago, and he had contacted Gary Lollman to let him know that his company would do the work at the prices three years ago. He advised Council that his crew had already put up scaffolding, and during removal they discovered the wood shingles. He said that this is something that could not have been anticipated without actually removing the shingles. He expressed concern that further damage would result from the scaffolding holes, if the project was rebid at a later date. He also advised that if the project was rebid, his prices would go up to the present standards.

Councilor Pigott asked Attorney Ramsey for an opinion about buying the materials from ACS. Attorney Ramsey stated he had a conflict of interest, and could not advise Council.

Mr. Scott stated the major cost is due to the price of the plywood, and he assured Council that he was offering a very good deal, as the change order was also billed at prices agreed upon three years ago. He also advised that he had purchased white shingles that he could not use, and requested Council reimburse him for the materials, or pay the 25% restocking charge to the supplier.

Councilor Richmond advised that the Council represents the Town, and there are already people who are upset with the cost overruns on another project.

Councilor Ayres asked Mr. Scott if the gaps could be filled in with strips of plywood rather than re-sheathing the entire roof. Mr. Scott advised that doing so would result in the shingles not laying flat, and therefore affecting the integrity of the roof. He advised that the shingles were three-tab 20 year shingles.

After further discussion, it was determined the problem might be solved with filling the gaps, using heavier felt and a better shingle.

On a motion by Pigott, seconded by Simbric, the Council unanimously approved to nullify the contract with ACS Roofing, pay a 25% restocking fee to the supplier, and place this item on the agenda to reconsider at a later time.

On a motion by Pigott, seconded by Simbric, the Council voted unanimously to approve payment of \$500.00 to ACS Roofing for services rendered.

**11. Manager's Report**

a) Montezuma Castle Highway Report.

Manager Bullard reported that the Mayor had requested this item to update the Council on the liability. He reported the project was 99% complete. He advised that staff is still pursuing an E & O claim, and that because Mr. Luther failed to fulfill contractual obligations, he would not receive the final payment. He advised that if Mr. Luther had been on site as agreed, the shortages would have been brought to the Town's attention in a more timely manner.

Councilor Richmond reported that she had used the bike path and was extremely concerned with the safety. She felt it should say bike path at each diamond, and that it was a terrible oversight to have included the path up the hill. She stated that the lack of a divider on the path is extremely dangerous and that something should be done very soon to discourage vehicular traffic on the path.

Manager Bullard explained that the rumble strip machine caused the asphalt to fail, and it was determined that delineators will be placed on the line by Town staff. McGinn explained the original plans called only for pavement markers.

Councilor Simbric stated he had also seen cars go up the hill. He suggested that staff research the cost of a guardrail or something along those lines, and come back to Council with cost estimates.

Councilor Garelo asked why Council was not made aware of the overrun issues prior to 2/5/97. Manager Bullard explained that he had met with Ted Luther in late December, and there were no cost estimates at that time. He explained that Luther was supposed to have been on site and notify the Town of any problems. Manager Bullard had been made aware of the problems and cost overruns on January 21, and immediately scheduled the matter to be heard at the next Council meeting of February 5. He explained that construction was well underway, the road was torn up and had to be completed, therefore there was no other choice than to approve the changes.

Councilor Garelo asked who authorized the deletion of the rumble strip. Manager Bullard explained the strip was deleted because it was tearing up the asphalt. He explained it would cost even more to repair it, thus it was determined to use delineators that would be installed by Town staff. Councilor Garelo stated that if the contractor had done the job properly, the asphalt would not have come up.

Councilor Garelo asked Engineer McGinn if the Town had kept accurate records of the amount of fill 'load for load'. McGinn explained that cross sections sample had been done and they were all correct, but it was not done on a load for load basis. McGinn explained that slips for AC and ABC were all accurate.

Councilor Garelo asked McGinn if compaction tests had been performed. McGinn explained that indeed the tests were performed and all tests were a minimum of 100%. Garelo stated that if the contractor had done the compaction properly, it would not have failed.

Councilor Garelo asked Manager Bullard if Combs Construction had posted performance and payment bonds. Manager Bullard said they had. Garelo asked if Red Star had posted bonds. Bullard explained Red Star had posted only the bonds that Council required. Garelo asked if either contractor had E & O insurance. Bullard advised that Red Star did not.

Garelo stated that all this information should have been made available to the Council. He stated there should be a meeting held with Council to determine an across the board procedures established for contracts so that no changes could be made.

Manager Bullard stated that he would like to clear up misunderstandings and misconceptions. He said that of the \$85,000 cost overrun, \$55,000 was attributed to the bike path. He explained that if just the road had been constructed, the project would have been within budget constraints. He stated that all costs had been accounted for.

Pigott asked Bullard how much of the cost overruns were attributed to the Engineer's estimates. Bullard explained: \$17,000 for compaction; \$11,000 for the box culvert; \$16,000 for the subgrade prep; and \$9,000 for piping, for a total of approximately \$55,000. Pigott asked if Council had required E & O insurance, would the Town have been reimbursed for the error.

Attorney Ramsey explained that the fine print of the policy would have to be read. He stated that because the design had been changed resulting in a wider road and the overrun was not directly tied to quantities, so he was not sure that E & O would have paid the claim.

Councilor Pigott stated that an engineer has the ability to determine within 10% of quantities that are needed for a project. He stated that he blames the Council and not staff, until someone proves to him that staff screwed up. He said when a road is completely torn up, it is not good management to call a Council meeting to fix it.

Councilor Richmond asked how much Luther had been paid. Manager Bullard said that out of the approximate \$20,000 contract, Luther had been paid \$8,000. He further explained that because Luther had not been on site as required, he had not fulfilled the contractual obligations, and would not be paid the remaining balance. Councilor Richmond asked if this amount had been subtracted from the overruns. Bullard stated that it had not.

Councilor Garello stated that he disagreed with Councilor Pigott. He said the engineer should have known about the fill.

Councilor Simbric said that talk on the street indicated that Combs Construction knew about the shortages when they bid the project. He said that anyone who bid the job would know the overruns were there.

Vice-Mayor Ayres stated the Council was sworn to protect the health, safety, and welfare of the public. He said aesthetics became an important issue with this project, and it took 1 ½ years to labor and decide on which option to take. He said he has seen several studies done on the airport which took sizable amounts of funding, and we have nothing to show for it. He said cost overruns were approved on Grandpa Wash just to salvage the grant program. He stated he did not wish to see this become political animosity.

Councilor Richmond disputed Ayres aesthetics statement, she said she felt that safety had been the utmost consideration and not aesthetics.

**Public Input:**

Lynn Reddell asked if the road was safe without the rumble strip, and if sand used to cover cracks would also be a safety concern.



Woody Diehl stated there was a hazard at Camp Lincoln with the catch basin.

Mike Punkoney asked if Council had indeed dropped the required insurance and bonds. Councilor Pigott stated that the Council approved the request to lower the requirements. Punkoney stated that the Council was at fault.

Vice-Mayor Ayres stated to Mr. Punkoney: "That is your opinion."

Ray Massey said that he applauded Pigott's accepting responsibility. He also suggested that Council get an independent legal opinion on the Chamber roof before rebidding the project.

At this time, Councilor Garello opened the floor to the Morgans. Garello explained the Morgans had attempted on several occasions over a period of four months to have their right-of-way issue heard before Council, and had received the run-around by staff.

Mr. Morgan explained their problem with the Town having a 40 or 50' right-of-way on their parking lot, and they have tried for four months to get it on the agenda.

Councilor Garello directed staff to work with these people and place this matter on the agenda.

Councilor Garello asked Manager Bullard for an update on the landfill. Bullard explained that staff is still working with the Forest Service, and is also researching available grants.

**12. Council/Staff comments, informational reports and activity updates.**  
**a) Marshal's Report on Automated Records Management Network.**

Marshal Wischmeyer reported on the status of the grant applications the Marshal's Office was seeking. A copy of this report is attached, and becomes a part of these minutes.

Councilor Richmond reported that the Verde Valley Watershed Association had met in Council Chambers last evening, and were working on policies and procedures. She encouraged new Council members to continue in this organization and the Yavapai Trails Committee.

**13. Adjournment**

The meeting was adjourned at 8:48 p.m.

Deborah Barber  
Deborah Barber, Recording Secretary

\_\_\_\_\_  
Dane Bullard, Town Clerk

\_\_\_\_\_  
Andy Ayres, Vice-Mayor

**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 the 19<sup>th</sup> of February, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 20<sup>th</sup> day of February, 1997.

*Deborah Barber*

\_\_\_\_\_  
Deborah Barber, Recording Secretary

**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, MARCH 5, 1997  
6:30 P.M.**

5. **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 so requests.**

- a) **Approval of the Minutes:**
  - 1) Regular Session - February 19, 1997
- b) **Set Next Meeting, Date and Time:**
  - 1) Regular Session - March 19, 1997 at 6:30 p.m.
  - 2) Canvass Votes/Council Hears P&Z - March 26, 1997 at 6:30 p.m.

On a motion by Richmond, seconded by Simbric, the Council unanimously approved the Consent Agenda, canceling the Council Hears P&Z portion of the March 26<sup>th</sup> meeting.

6. **Appointment of Library Commissioner.**

On a motion by Ayres, seconded by Larkey, the Council voted unanimously to accept the resignations of John Short and Rebecca Santo, with a letter of appreciation.

On a motion by Larkey, seconded by Richmond, the Council after taking a vote, appointed Roger Doering and Betty Kirby to fill the vacant positions. The Council voted as follows:

Roger Doering - Ayres, Larkey, Richmond, Rogers  
Betty Kirby - Larkey, Garello, Simbric, Rogers  
Vada Lavato - Garello  
Michael Luksich - Simbric, Ayres, Richmond

On a motion by Simbric, seconded by Garello, the Council voted unanimously to appoint Doering to fill the position that expires in 9/97, and Kirby to fill the position that expires 9/99.

7. **Marshal's Office Records Computer System.**

There was no action required on this item, however, Councilor Garello directed Marshal Wischmeyer to bring back to Council the anticipated annual costs of the upkeep and maintenance of the Spillman System; the agreement between the Towns of Camp Verde, Clarkdale and the City of Cottonwood, and explanation as to how the \$19,600 grant which is to be used for computer hardware and overtime will tie into the Spillman System. He advised the Marshal that he should have this information available at the time he requests Council commitment to the proposal.

8. **Manager's Report.**

The Manager reported that the Town had received confirmation from FEMA authorizing extension of the Verde Lakes road project to June, 1997.

9. **Council/Staff Comments, Informational Reports, and Activity Updates.**

Mayor Rogers advised that the ADOT Highway 260 meeting held at the school had started at 6:30 p.m.

10. **Adjournment**

The meeting was adjourned at 6:50 p.m.

**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, MARCH 5, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

**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, except to set them for consideration at a future date.**

5. **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 so requests.**

**a) Approval of the Minutes:**

- 1) Regular Session - February 19, 1997

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

- 1) Regular Session - March 19, 1997 at 6:30 p.m.
- 2) Canvass Votes/Council Hears P&Z - March 26, 1997 at 6:30 p.m.

**Discussion and Possible Action on the Following:  
(Public input is invited on item(s): 6 & 7)**

6. Appointment of Library Commissioner
7. Marshal's Office Records Computer System
8. Manager's Report
9. Council/Staff Comments, Information Reports and Activity Updates
10. Adjournment

Posted by: Robin Barber

Date/Time: 2-28-97 12:00 p.m.

*The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.*

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, MARCH 5, 1997  
6:30 P.M.**

*(Minutes are a summary of the actions only; they are NOT verbatim.)*

**1. Call to Order**

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

**2. Roll Call**

Mayor Rogers, Councilors Larkey, Richmond, Ayres, Garelo and Simbric were present. Councilor Pigott was absent.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; John Wischmeyer, Town Marshal; Carol Brown, Executive Secretary; and Debbie Barber, Recording Secretary were also present.

**3. Pledge of Allegiance**

Vice-Mayor Ayres led the pledge.

**4. Call to the Public for Items Not on the Agenda**

Mayor Rogers reminded Council of the ADOT SR 260 meeting at 6:30 p.m.

Bob Dinegar voiced his concerns with the Council's approval of funding for the non-profit Adult Literacy Program. He stated he was very concerned that approval was given in spite of the fact the Town Attorney and Town Manager had recommended denial of the funding request. He asked if a contract had been signed for repayment of the loan, and when and how the funds would be repaid.

Mayor Rogers explained that it was not a loan, that approval for funding was given to sustain the program through June, 1997. If and when grant funds were received, the funding would cease at that time.

Mr. Dinegar recommended that Council immediately cease funding of the program, and find out how the Town could be repaid for the money that has been spent. He said he wanted an answer at the next meeting.

There was no other public input.

**5. 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 so requests.**

- a) Approval of the Minutes:
  - 1) Regular Session - February 19, 1997
  
- b) Set Next Meeting, Date and Time:
  - 1) Regular Session - March 19, 1997 at 6:30 p.m.
  - 2) Canvass Votes/Council Hears P&Z - March 26, 1997 at 6:30 p.m.

On a motion by Richmond, seconded by Simbric, the Council unanimously approved the Consent Agenda, canceling the Council Hears P&Z portion of the March 26<sup>th</sup> meeting.

**6. Appointment of Library Commissioner.**

Gwen Gunnell, Library Commission Chairman, advised Council that the Commission had met and recommended the appointments of Roger Doering and Betty Kirby to fill the vacant positions. Councilor Richmond expressed her surprise that Mr. Luksich had received no votes with his outstanding experience. Mrs. Gunnell explained that Doering and Kirby had attended all the meetings. Manager Bullard advised the Mr. Luksich had phoned that he was unavailable to attend the meeting. Mayor Rogers asked Council if they desired to accept the Commission's recommendation. Councilor Garello stated that he wanted to vote individually.

On a motion by Ayres, seconded by Larkey, the Council voted unanimously to accept the resignations of John Short and Rebecca Santo, with regret and a letter of appreciation.

On a motion by Larkey, seconded by Richmond, the Council after taking a vote, appointed Roger Doering and Betty Kirby to fill the vacant positions. The Council voted as follows:

Roger Doering - Ayres, Larkey, Richmond, Rogers  
Betty Kirby - Larkey, Garello, Simbric, Rogers  
Vada Lavato - Garello  
Michael Luksich - Simbric, Ayres, Richmond

On a motion by Simbric, seconded by Garello, the Council voted unanimously to appoint Doering to fill the position that expires in 9/97, and Kirby to fill the position that expires 9/99.

There was no public input.

**7. Marshal's Office Records Computer System.**

There was no action required on this item, however, Councilor Garello directed Marshal Wischmeyer to bring back to Council the anticipated annual costs of the upkeep and maintenance of the Spillman System; the agreement between the Towns of Camp Verde, Clarkdale and the City of Cottonwood, and explanation as to how the \$19,600 grant which is to be used for computer hardware and overtime will tie into the Spillman System. He advised the Marshal that he should have this information available at the time he requests Council commitment to the proposal.

There was no public input.

**8. Manager's Report**

The Manager reported that the Town had received confirmation from FEMA authorizing extension of the Verde Lakes road project to June, 1997.

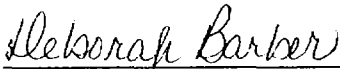
**9. Council/Staff comments, informational reports and activity updates.**

Mayor Rogers advised the ADOT, Highway 260 meeting which began at 6:30 p.m., was being held at the school.

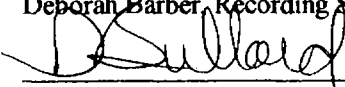
There were no other reports.

**10. Adjournment**

The meeting was adjourned at 6:50 p.m.



Deborah Barber, Recording Secretary



Dane Bullard, Town Clerk

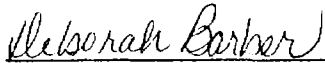


Carter Rogers, Mayor

**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 the 5<sup>th</sup> of March, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 6<sup>th</sup> day of March, 1997.



Deborah Barber, Recording Secretary

**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, MARCH 19, 1997  
6:30 P.M.**

5. **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 so requests.**
- a) Approval of the Minutes:
    - 1) Regular Session - March 5, 1997
  - b) Set Next Meeting, Date and Time:
    - 1) Canvass Votes - March 26, 1997 at 6:30 p.m.
    - 2) Regular Session - April 2, 1997 at 6:30 p.m.
    - 3) Regular Session - April 16, 1997 at 6:30 p.m. (Pulled by Garello)
    - 4) Council Hears P&Z - April 23, 1997 at 6:30 p.m.

On a motion by Larkey, seconded by Richmond, the Council unanimously approved the Consent Agenda.

On a motion by Pigott, seconded by Simbric, the Council unanimously approved the Regular Session of April 16, 1997 at 6:30 p.m., with an Executive Session immediately following the Regular Session.

6. **Request for roadway abandonment of a portion of E. Cliffhouse Dr. by Wilse and Gimmie Morgan.**  
On a motion by Richmond, seconded by Larkey, the Council voted unanimously to deny the request for abandonment.
7. **Statement of position on Clean Air Act - Class I Designation over Tribal lands.**  
On a motion by Richmond, seconded by Garello, the Council voted unanimously to direct the Town Manager to draft a statement of position supporting the Clean Air Act that will be sent to State Legislators, Chambers of Commerce, EPA, the Tribe and cities and towns valley-wide, and bring back to Council for approval.
8. **Appointment of Parks & Recreation Commissioner.**  
The Council voted as follows:  
Gary Thompson: Pigott, Larkey and Ayres  
Jennifer Dutton: Richmond  
Elida Proper: Garello, Simbric
9. **Award of roadway project 97-001 Verde Lakes Roadway Improvement (FEMA).**  
On a motion by Garello, seconded by Simbric, the Council unanimously approved award of the Roadway Project #97-001 Verde Lakes Roadway Improvement (FEMA) to Combs Construction for \$133,790.
10. **CVMO Records computer systems and related grants.**  
On a motion by Garello, seconded by Pigott, the Council unanimously approved to table the Spillman Data System until all information is presented to Council.
11. **Authorization for Mayor to sign annual school resource grant.**  
On a motion by Simbric, seconded by Pigott, the Council unanimously approved to table this item until the next meeting on March 26<sup>th</sup>.



**12. Appointment of Town Engineer to Verde Valley Transportation Organization Technical Subcommittee.**

On a motion by Pigott, seconded by Larkey, the Council unanimously approved to appoint the Town Engineer to the Verde Valley Transportation Organization Technical Subcommittee.

**13. Manager's Report.**

Manager Bullard reported that he had received the expenditure limits and that the preliminary budget process would begin soon.

**14. Council/Staff Comments, Informational Reports, and Activity Updates.**

Councilor Richmond inquired as to when the reflectors would be put up on Montezuma Castle Highway and Engineer McGinn advised they had been put on backorder, but were expected to arrive around April 1<sup>st</sup>. She stated her concerns that staff consult an expert before pruning or cutting down vegetation. Council Richmond reported on the Verde Valley Watershed Association and the Yavapai Trails Committee.

Garello asked Manager Bullard where the Town was on the Montezuma Castle Highway overrun. Manager Bullard explained that the figures presented earlier were the final figures and that nothing had changed. Councilor Garello stated he would like to know in a memo or report to Council exactly how much money had come from contingency this year. He stated that he knew the overrun, the money for the Adult Literacy Program, and the VVREDAC had all been taken from contingency. Manager Bullard explained the VVREDAC was in the budget, and did not come from contingency, and that the overruns came from HURF funds. He stated the only item taken from contingency this year was funding for Adult Literacy.

Engineer McGinn stated the Verde Lakes contract called for million/two million dollars in insurance coverage, and stipulations had been implemented with regard to overruns. Garello said this should be standard.

**15. Adjournment.**

The meeting was adjourned at 9:15 p.m.

**12. Appointment of Town Engineer to Verde Valley Transportation Organization Technical Subcommittee.**

On a motion by Pigott, seconded by Larkey, the Council unanimously approved to appoint the Town Engineer to the Verde Valley Transportation Organization Technical Subcommittee.

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**15. Adjournment.**

The meeting was adjourned at 9:15 p.m.

**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, MARCH 19, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

**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, except to set them for consideration at a future date.**

5. **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 so requests.**

a) **Approval of the Minutes:**

- 1) Regular Session - March 5, 1997

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

- 1) Canvass Votes - March 26, 1997 at 6:30 p.m.
- 2) Regular Session - April 2, 1997 at 6:30 p.m.
- 3) Regular Session - April 16, 1997 at 6:30 p.m.
- 4) Council hears P&Z - April 23, 1997 at 6:30 p.m.

Discussion and Possible Action on the Following:

***(Public input is invited on item(s): 6 & 7)***

6. Request for Roadway Abandonment of a Portion of E. Cliffhouse Drive by Wilse and Gimmie Morgan.
7. Statement of Position on Clean Air Act - Class I Designation over Tribal Lands.

**Agenda 3-19-97**

**Page 2**

8. Appointment of Parks & Recreation Commissioner.
9. Award of Roadway Project 97-001 Verde Lakes Roadway Improvement (FEMA).
10. CVMO Records Computer System and Related Grants.
11. Authorization for Mayor to Sign Annual School Resource Grant.
12. Appointment of Town Engineer to Verde Valley Transportation Organization Technical Subcommittee.
13. Manager's Report.
14. Council/Staff Comments, Information Reports and Activity Updates.
15. Adjournment to Executive Session.

Posted by: D. Barber

Date/Time: 3/14/97 - 3:00 p.m.

*The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.*

**AGENDA  
EXECUTIVE SESSION  
A.R.S. §38-431.03.A.1  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, MARCH 19, 1997  
IMMEDIATELY FOLLOWING 6:30 P.M. REGULAR SESSION**

1. Call to Order
2. Roll Call

Discussion of the Following:

3. Town Manager's Review and Direction
4. Adjournment

*Cancelled*

Posted by: *D. Barber*

Date/Time: *3/14/97 - 3:00 p.m.*

*The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.*

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, MARCH 19, 1997  
6:30 P.M.**

*(Minutes are a summary of the actions only; they are NOT verbatim.)*

**1. Call to Order**

Vice-Mayor Ayres called the meeting to order at 6:30 p.m.

**2. Roll Call**

Vice-Mayor Ayres, Councilors Pigott, Larkey, Richmond, Garello and Simbric were present. Mayor Rogers was absent.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Brenda Hauser, Councilor-elect; John Wischmeyer, Town Marshal; Dan McGinn, Town Engineer; Carol Brown, Executive Secretary; and Debbie Barber, Recording Secretary were also present.

**3. Pledge of Allegiance**

Councilor Richmond led the pledge.

**4. Call to the Public for Items Not on the Agenda**

Ann Prigmore, Chamber Director, introduced Joann Hale as the new Chamber Director.

Stan Bullard of the Camp Verde Water System advised the Arizona Corporation Commission had approved a rate increase of approximately 30% over the next year, at which time the water treatment plant should be complete. He explained that after the arsenic was removed from the water, the Commission would consider a permanent rate structure. He stated the company had been authorized up to \$600,000 for the treatment plant, but that no lenders had yet been found.

Councilor Garello asked Mr. Bullard about the work taking place in the Verde Ditch. Bullard explained there had been a water main break.

There was no other public input.

**5. 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 so requests.**

- a) Approval of the Minutes:
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On a motion by Larkey, seconded by Richmond, the Council unanimously approved the Consent Agenda.

On a motion by Pigott, seconded by Simbric, the Council unanimously approved the Regular Session of April 16, 1997 at 6:30 p.m., with an Executive Session immediately following the Regular Session.

**6. Request for roadway abandonment of a portion of E. Cliffhouse Dr. by Wilse and Gimmie Morgan.**

Manager Bullard explained the Morgans were requesting the abandonment to install a hydroponic greenhouse on the Busy Bee property. He introduced Mr. and Mrs. Morgan. Mr. Morgan gave a slide presentation to Council and answered questions from Council. He advised there was enough room to place the structure on the property, but insufficient space to position the structure in the direction needed to obtain maximum productivity from the vegetables. He stated they needed only four square feet of the right-of-way to accomplish this. He said they would be willing to take the chance of having the structure removed if a water main break occurred.

Stan Bullard of Camp Verde Water System explained that he had become aware of this request by reading the newspaper, and that he had hurriedly prepared information for Council. He said that if this situation occurred in the future, it would be appreciated if the Water Company were notified in advance. He said that if the Town had abandoned the property, the Company would not have legal access to the line. He explained the water line was located within 5 feet of the property line and followed the property line along the curve. He stated the Water Company would not permit structures to be located within 6 feet of the line on either side to enable repairs to be made. He stated that if a structure were located on a line with a break, the structure would probably sustain major damage in order for the Company to repair the break. He also advised that the Franchise Agreement with the Town would require the Town to finance the move of water lines if they abandoned this parcel. He estimated the cost for moving the line to be between \$5,000 and \$12,000.

Councilor Pigott asked Mr. Morgan if the structure could be placed correctly, if the 10' setbacks were eliminated. Mr. Morgan said that it could. Pigott suggested that Mr. Morgan request a variance.

Vice-Mayor Ayres said he was puzzled as to why commercial property would appraise at only \$250. Mr. Morgan explained the appraisal had been performed by Dick Reynolds, a local realtor in Town. He stated the appraisal was low because no structures could be placed in the area.

Councilor Garello asked Mr. Bullard what the \$5,000-12,000 included. Mr. Bullard said that was the estimated cost to move the line. He said that if the Town wanted to move the line, the Water Company had no objection to the abandonment of the right-of-way.

On a motion by Richmond, seconded by Larkey, the Council voted unanimously to deny the request for abandonment.

**Public Input:**

Chuck Castle said that if the water line had been put in correctly, there would be no problems with locating a green house on top of it.

Larry Belasine asked what effect the abandonment would have on adjoining properties.

Ray Massey asked that the water line be shown to him on the overhead projector.

Tony Gioia said the Town came into possession of the property because of a now defunct project. He said the project is appropriate for the area as it brings more agri-business and tourism to the Town. He encouraged Council to find a way to make the proposal work.

Woody Diehl said the water line should be moved.

Hank Hoover asked what would happen to property values of neighbors.

Henry Shill encouraged Council to consider a variance on the set-backs as it cost too much to move the water line.

Tom Shaw said it was ridiculous for the Town to spend that much money when the Morgans have sufficient room to place the structure on their property.

Walter Cox said it would be better to let them have more property for parking at the rear of the business, rather than off Montezuma Castle Highway.

John Wischmeyer, speaking as a citizen and not as Marshal, voiced his concerns with using tax payer dollars for commercial development, and then paying to move the water line. He encouraged Council not to consider approving the request.

Councilor Garello said the Town should consider a 5 year lease or 5 year lease with option. He said the Town has approved right of way abandonments in the past, and just approved leasing a building and land to the Lions Club for only \$5.00 a year. He said this business was a benefit to the Town, they have received a permit to build and they are only asking for a small portion to appropriately place the greenhouse. He said the business uses no chemicals or pesticides and that Council should give serious consideration to fresh tomatoes year around.

Councilor Simbric stated he agreed the Morgans' business was good. He asked the Morgans if they would be willing to pay for moving the water line. He stated that all abandonments approved by Council had been done in the best interest of the Town, and not for individual interest.



Councilor Garelo said that if the Town felt the property could be used for parking, then it should be leased.

Councilor Richmond said it would serve no purpose to abandon the right of way because the Morgans could not build on it. She asked if the variance process could be sped up. Manager Bullard explained the variance process takes several weeks.

Gimmie Morgan asked Stan Bullard if they could hire a contractor to move the line. Bullard said they could, but he would have to be approved by the Water Company and meet various requirements. He said the Water Company would also have to oversee all the work.

Councilor Larkey said Council could not approve to build on a water line.

Councilor Richmond stated she would like to see a meeting set now to expedite the variance process.

**7. Statement of position on Clean Air Act - Class I Designation over Tribal lands.**

Manager Bullard explained that portions of the Town and the Verde Valley are already under this designation and there has been no visible impact. He said that Clarkdale had reversed their decision to be involved in the lawsuit, and are now supporting the Clean Air Act. He stated only large new businesses coming in would be impacted.

Vice-Mayor Ayres stated the process began approximate four (4) years ago when Phoenix Cement proposed burning tires to fuel the cement plant operation.

Councilor Richmond stated she had attended the intergovernmental meeting where Clarkdale reversed their position because Sycamore Canyon had been under the designation for years with no impact. She stated it was groundless to object, as we are already protected.

On a motion by Richmond, seconded by Garelo, the Council voted unanimously to direct the Town Manager to draft a statement of position supporting the Clean Air Act that will be sent to State Legislators, Chambers of Commerce, EPA, the Tribe and cities and towns valley-wide, and bring back to Council for approval.

**Public Input:**

Ann Prigmore stated the Chamber had developed a very good relationship with the Tribe. She said they were very involved with community activities and had agreed to give donations to various events. She said they came back and voiced concerns with giving money to the Chamber when the State Chamber of Commerce was suing them over this designation. She stated the Chamber wished the Council to reconsider their position in this suit, and that it was important for the community to be united, and that we all wanted clean air. She urged the Council to support the clean air act.

Heather Mauch stated she agreed.

Nancy Jungling said this was a moot point until someone comes up with the money to study air quality.

Tony Gioia stated we should do all we can to maintain clean air quality.

Henry Shill said 1/2 the stuff in the air was dust from the dirt roads. He said the Town needed to pave the roads.

Hank Hoover said the Fort had records of this valley being known as the Valley of Smokes. The smoke was result of fires used by the Indians.

Tom Shaw said that years ago, the Smelter had a 'smoke easement'. He said the valley wouldn't meet EPA guidelines, even if there were no homes here.

Councilor Simbric said that from its inception everyone agreed that clean air was an important issue. He said the protest had become more of a political issue. The Tribe was taking a small area in the center of Town and telling the rest of us how to live.

Vice-Mayor Ayres stated he felt it was more of a concern for the unknown.

Manager Bullard stated the recommendation was to draft a letter stating the Council's position and copy the state legislators.

**8. Appointment of Parks & Recreation Commissioner.**

Suzy Burnside reported the Parks and Recreation Commission recommended Gary Thompson. She advised that all three candidates were present to answer questions. Councilor Garello said he wanted to hear from Elida Proper. Vice-Mayor Ayres asked that all candidates speak. Elida Proper, Jennifer Dutton and Gary Thompson gave short speeches on their qualifications.

The Council voted as follows:

Gary Thompson:	Pigott, Larkey and Ayres
Jennifer Dutton:	Richmond
Elida Proper:	Garello, Simbric

There was no public input.

**9. Award of roadway project 97-001 Verde Lakes Roadway Improvement (FEMA).**

Manager Bullard explained this project was to complete the roads that had been damaged in the 1993 flood. Engineer McGinn explained an extension to 6/29/97. He said Engineer's project estimates were \$200,700, and that Combs Construction was low bidder at \$133,790.

Councilor Pigott asked McGinn, for the record, why the bid opening date been extended by three days. McGinn explained the opening date was 2/28 at 4:00 p.m., and he had become concerned that no bids had been received by early afternoon. He had been contacted by two contractors who were unable to get here because I-17 had been closed due to the snow. He advised he had consulted with the Consulting Engineer and the Town Attorney and determined to make an addendum extending the bid opening. He said all contractors were notified by phone and by fax, and all contractors had signed acknowledging they had received the addendum.

Councilor Garello said the Town needed to have a standard policy on insurance requirements, bid bonds, and material bonds. He asked McGinn if Combs construction had posted a 10% bid bond and 100% material bond. Councilor Pigott clarified that it was a Performance Bond. McGinn confirmed Combs Construction had the required bonds. Garello stated he did not want to have the same problems we had with Montezuma Castle Highway.

Councilor Garello told Manager Bullard that he wanted to set a standard policy on insurance and bond requirements for any contractors coming into Town. Manager Bullard explained that Council had already approved MAG spec requirements. Garello said he wanted a memo stating the required limits.

Councilor Simbric asked why Combs had been so low. McGinn stated they had been low on the unit prices.

On a motion by Garello, seconded by Simbric, the Council unanimously approved award of the Roadway Project #97-001 Verde Lakes Roadway Improvement (FEMA) to Combs Construction for \$133,790.

**11. Authorization for Mayor to sign annual school resource grant.**

Marshal Wischmeyer asked that Pat Kaminsky be allowed to go first.

Pat Kaminsky explained this was the same grant that had been approved by Council last year for the Resource Officer, Rick Watkins, to be on campus. She said that last year the grant did not pay benefits for this position, and the Town had paid them. She explained that she included the benefits in this year's request, but the Town would have to pick up the ½ percent raise, as the grant allowed only 2% increase.

Councilor Pigott asked for a copy of the grant application. Pat Kaminsky explained she did not have a copy available. He said he did not feel comfortable approving the request without having the opportunity to review everything involved.

On a motion by Simbric, seconded by Pigott, the Council unanimously approved to table this item until the next meeting on March 26<sup>th</sup>.

**10. CVMO Records computer systems and related grants.**

Marshal Wischmeyer presented a slide indicating the costs to be borne by the communities of Clarkdale, Cottonwood, and Camp Verde in the event the grant was not received. Camp Verde's costs were approximately \$36,000 for the Spillman System. He explained that it would cost in excess of \$60,000 to do this if partnering were not involved. He explained that Cottonwood and Clarkdale Councils had committed to the project, and he was before Council to request their commitment to the project.

Councilor Garello asked for the annual maintenance costs and the number of new personnel needed to run the system. Wischmeyer explained there should be no maintenance costs, as normally the system has one year warranties, but there may be a need to purchase updated and/or new programs. He also stated there would be no new personnel needed to operate the system. Garello stated he felt Council should wait on making a decision until they had seen the agreement between the Towns, and to see if a grant would be received.

Councilor Richmond expressed concerns of appearance if Camp Verde "dragged our feet".

Councilor Garello said he wanted to see the agreement before committing to the project.

Councilor Richmond said Council would not see the agreement until the three towns agreed to commit, and an agreement was developed for approval.

Councilor Pigott stated his concern was not with what Cottonwood and Clarkdale thought of Camp Verde since they backed out on the landfill. He said that he had spoken with Pat Spence's office, and their Council had approved only \$44,000 of the \$64,000 they needed to commit to. He asked Wischmeyer if the Town would be responsible for the remaining \$20,000, or if Clarkdale would share in the amount. He said he felt we should try to hold off until after the 1<sup>st</sup> to find out if the grant is awarded.

Wischmeyer explained that he was not aware that Cottonwood had not committed to the entire amount, and that he would not be before Council if he had known. He suggested that Council table the matter.

Councilor Garello asked if the \$19,600 grant already approved could be used for the Spillman System. Wischmeyer explained that it could be used as a cash match for the federal grant, and that he had received approval from DPS to use it this way.

On a motion by Garello, seconded by Pigott, the Council unanimously approved to table the Spillman Data System until all information is presented to Council.

**12. Appointment of Town Engineer to Verde Valley Transportation Organization Technical Subcommittee.**

Vice-Mayor Ayres advised that HURF funds are now channeled through the State thus eliminating many federal regulations. He explained NACOG would be administering the funds, and they had requested the committee to prioritize projects. He felt the Town Engineer position was the logical representative from the Town. He explained the committee would be working on a regional basis.

On a motion by Pigott, seconded by Larkey, the Council unanimously approved to appoint the Town Engineer to the Verde Valley Transportation Organization Technical Subcommittee.

**13. Manager's Report.**

Manager Bullard reported that he had received the expenditure limits and that the preliminary budget process would begin soon.

**14. Council/Staff Comments, Informational Reports, and Activity Updates.**

Councilor Richmond inquired as to when the reflectors would be put up on Montezuma Castle Highway and Engineer McGinn advised they had been put on backorder, but were expected to arrive around April 1<sup>st</sup>. She stated her concerns that staff consult an expert before pruning or cutting down vegetation. She also reported on the Verde Valley Watershed Association and the Yavapai Trails Committee.

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Engineer McGinn advised the Verde Lakes contract called for million/two million dollars in insurance coverage, and stipulations had been implemented with regard to overruns. Garello said this should be standard.

**15. Adjournment.**

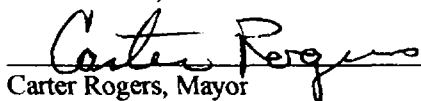
The meeting was adjourned at 9:15 p.m.

  
\_\_\_\_\_

Deborah Barber, Recording Secretary

  
\_\_\_\_\_

Dane Bullard, Town Clerk

  
\_\_\_\_\_

Carter Rogers, Mayor

**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 the 19<sup>th</sup> of March, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 20<sup>th</sup> day of March, 1997.

  
\_\_\_\_\_

Deborah Barber, Recording Secretary

**ACTIONS TAKEN  
SPECIAL SESSION  
WEDNESDAY, MARCH 26, 1997  
6:30 P.M.**

**Discussion and Possible Action on the Following:**

**5. Resolution 97-370 - Resolution to Canvass Vote**

On a motion by Simbric, seconded by Richmond, the Council unanimously approved Resolution 97-370.

**6. Resolution 97-371 -Resolution to Submit Grant Proposal for Mobile Traffic Monitor Trailer.**

On a motion by Richmond, seconded by Larkey, the Council voted unanimously to approve Resolution 97-371, with changes as noted.

**7. Approval of Statement of Position regarding Clean Air Act - Class I Designation over Tribal Lands.**

On a motion by Richmond, seconded by Simbric, the Council voted unanimously to approve the Statement of Position regarding Clean Air Act - Class I Designation over Tribal Lands, as presented.

**8. Authorization for Mayor to sign annual school Resource Grant.**

On a motion by Simbric, seconded by Richmond, the Council voted unanimously to authorize the Mayor to sign the annual school Resource Grants for the Officer at the Middle School, Resolution 97-372.

**9. Authorization for Mayor to sign contract for Project #97-001 Verde Lakes Roadway Improvements.**

On a motion by Richmond, seconded by Pigott, the Council unanimously to authorize the Mayor to sign the contract for Project #97-001.

**10. CVMO Records computer systems and related grants.**

On a motion by Pigott, seconded by Simbric, the Council voted unanimously to hold this item in abeyance.

**11. Adjournment.**

The meeting was adjourned at 7:04 p.m.

**AGENDA  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, MARCH 26, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

**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, except to set them for consideration at a future date.**

Discussion and Possible Action on the Following:

5. Resolution 97-370 - Resolution to Canvass Vote
6. Resolution 97-371 - Resolution to Submit Grant Proposal for Mobile Traffic Monitor Trailer
7. Approval of Statement of Position regarding Clean Air Act - Class I Designation over Tribal Lands
8. Authorization for Mayor to sign annual school Resource Grant
9. Authorization for Mayor to sign contract for Project #97-001 Verde Lakes Roadway Improvements
10. CVMO Records computer system
11. Adjournment

Posted by: Deborah Barber

Date/Time: 3-21-97 - 2:00 p.m.

*The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.*

**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, MARCH 26, 1997  
6:30 P.M.**

*(Minutes are a summary of the actions only; they are NOT verbatim.)*

**1. Call to Order**

Vice-Mayor Ayres called the meeting to order at 6:31 p.m.

**2. Roll Call**

Vice-Mayor Ayres, Councilors Pigott, Larkey, Richmond, and Simbric were present. Mayor Rogers and John Garello were absent.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; John Wischmeyer, Town Marshal; Carol Brown, Executive Secretary; and Debbie Barber, Recording Secretary were also present.

**3. Pledge of Allegiance**

Councilor Simbric led the pledge.

**4. Call to the Public for Items Not on the Agenda**

There was no public input.

Discussion and Possible Action on the Following:

**5. Resolution 97-370 - Resolution to Canvass Vote**

On a motion by Simbric, seconded by Richmond, the Council voted unanimously to adopt Resolution 97-370.

**6. Resolution 97-371 - Resolution to Submit Grant Proposal for Mobile Traffic Monitor Trailer.**

On a motion by Richmond, seconded by Larkey, the Council voted unanimously to adopt Resolution 97-371, with a change to paragraph #5 as follows, ... and the Town Marshal or his appointed agent shall conduct all negotiations. The Mayor shall execute and submit all documents, and any other necessary transactions in connection with such grant if awarded to the Town.



**7. Approval of Statement of Position regarding Clean Air Act - Class I Designation over Tribal Lands.**

On a motion by Richmond, seconded by Simbric, Council unanimously approved the State of Position regarding Clean Air Act - Class I Designation over Tribal Lands, as presented.

**8. Authorization for Mayor to sign annual School Resource Grant.**

On a motion by Simbric, seconded by Richmond, the Council unanimously approved to authorize the Mayor to sign the annual school resource grant for the Officer at the Middle School, Resolution 97-372.

**9. Authorization for Mayor to sign contract for Project #97-001 Verde Lakes Roadway Improvements.**

On a motion by Richmond, seconded by Pigott, the Council voted unanimously to authorize the Mayor to sign contract for Project 97-001.

**10. CVMO Records computer system.**

Marshal Wischmeyer explained he was back because Cottonwood had amended the amount they were spending, however, the amendment did not affect the percentages they were committed to. He explained Cottonwood had eliminated some of the equipment to save on costs. He stated that Camp Verde's share remained at \$36,103.

Councilor Larkey asked if the equipment that was eliminated would negatively impact the system. Marshal Wischmeyer advised that it would not. He said they already had some of the equipment.

Councilor Pigott said the problem he has had during the last three meetings was with the status of the pending grants. He said Council had been concerned about getting an extension on the grant. He asked Wischmeyer if he had called to request an extension.

Wischmeyer said he was not the Grants Administrator, Gayle Mayberry was, and that she told him we could continue discussing this, and we would have the possibility of losing the funds.

Pigott stated he called the Arizona Criminal Justice Commission and spoke with Gerald Hardt, the person in charge of the grant. Pigott said that Hardt gave Prescott an extension until June 30, to work it into their budget. Pigott asked Hardt if the Town accepted the grant and received funds from the other grant, and had to turn the money back in, how would that affect the Town. Hardt said that might affect the Town's grant receiving capabilities. Pigott said that Hardt's concern was that the money must be spent by Dec. 30, 1997. Pigott said there should not be a problem waiting to see if we are awarded the other grants. Pigott said that he could not understand why someone had not taken the initiative to call and request an extension to protect the taxpayers of Camp Verde, Cottonwood and Clarkdale. Pigott said it took him five minutes to talk to Hardt, and Hardt faxed a letter granting an extension through the end of April.

Marshal Wischmeyer asked Pigott when he got the letter. Pigott said he received it on Monday. He thanked Pigott for letting him know. Pigott expressed his displeasure in staff not following through. He said that someone else should have requested the extension, not a Council person.

Marshal Wischmeyer said that once again, he was the victim of receiving information from someone else.

Vice-Mayor Ayres said the system would not only enhance the response time, but the data base capabilities of data gathering will expedite the law abiding process, and might also save a law officer's life. He went onto ask if the Town would be connected to the County through fiber optics or phone lines. Wischmeyer stated phone lines.

Pigott stated that he thought it was a great program, and he felt we should try to enhance the computer system. He said his concern was spending \$36,000 when we may not have to. He said the Marshal indicated we should know the by 1<sup>st</sup> part of April on the other grants, and that waiting will not jeopardize the grant we already have. He said he did not see why we should rush into it, when we might receive a grant that would pay for the whole system.

Marshal Wischmeyer asked Council to commit to the system, regardless of whether or not we get the other grants.

Pigott said that committing now meant the other Towns would start the process, we would have to come up with \$25,000 match money, and then possibly have to return the other money. This is something to be concerned about.


**Public Input:**


Mike Sakal asked what would happen to the grant money if the Town didn't get the other grants. Wischmeyer said that Cottonwood and Clarkdale would have the money and get into the system. Vice-Mayor Ayres said they might not be able to afford it.

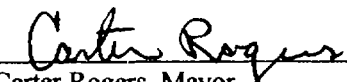
On a motion by Pigott, seconded by Simbric, the Council voted unanimously to hold this item in abeyance until other grant funding is clarified.

**11. Adjournment.**

The meeting was adjourned at 7:04 p.m.

  
\_\_\_\_\_  
Deborah Barber, Recording Secretary

  
\_\_\_\_\_  
Dane Bullard, Town Clerk

  
\_\_\_\_\_  
Carter Rogers, Mayor

**CERTIFICATION**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 26<sup>th</sup> of March, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 27<sup>h</sup> day of March, 1997.

Deborah Barber  
Deborah Barber, Recording Secretary

**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, APRIL 2, 1997  
6:30 P.M.**

5. **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 so requests.**

- a) Approval of the Minutes:
  - 1) Regular Session - March 19, 1997
  - 2) Special Session - March 26, 1997
- b) Set Next Meeting, Date and Time:
  - 1) Regular Session - April 16, 1997 at 6:30 p.m.
  - 2) Council Hears P&Z - April 23, 1997 at 6:30 p.m.

On a motion by Richmond, seconded by Larkey, the Council unanimously approved the Consent Agenda.

6. **Shepard-Wesnitzer, Inc. proposal to provide engineering services for the final roadway design and alignment for Oasis Road, total contract price is \$8,400.**

On a motion by Garello, seconded by Ayres, the Council voted unanimously to approve the Shepard-Wesnitzer, Inc. proposal to provide engineering services for the final roadway design and alignment for Oasis Road, total contract price of \$8,400, contingent upon acquisition of rights-of-way from property owners.

7. **Library Commission's Quarterly Report.**

There was no action taken or required on this item.

8. **Appointment of Zoning Inspector as EPA Task Force Representative.**

On a motion by Larkey, seconded by Richmond, the Council voted unanimously to appoint the Zoning Inspector, Bruce Billstrand as the Town's Environmental Task Force Representative.

9. **Request for additional funding by General Plan Committee.**

- 9.b **Council Direction to General Plan Committee.**

On a motion by Pigott, seconded by Larkey, the Council voted as follows to deny the funding request, and direct the General Plan Committee to submit the draft General Plan to P&Z Commission on the meeting 4/3/97, at which time the ad hoc General Plan Committee will be dissolved; Planning & Zoning Commission will take the General Plan through the process required by Arizona Revised Statutes. Pigott, Larkey, Garello voted yes, Richmond, Ayres and Simbric voted no. The motion passed with Mayor Rogers' yes vote.

On a motion by Larkey, seconded by Richmond, the Council voted unanimously to send letters of commendation and appreciation to the members of the General Plan Committee.

10. **Request by Tempe for donation to plant a tree at the Arizona Grove of Cities and Towns.**

On a motion by Ayres, seconded by Larkey, the Council unanimously denied Tempe's request and determined to spend the \$200 to plant a tree in our Town, with a letter to advise the Mayor of Tempe of this decision.

**11. Manager's Report.**

There was no Manager's report.

**12. Council/Staff Comments, Informational Reports, and Activity Updates.**

There were no reports.

**13. Adjournment.**

The meeting was adjourned at 9:00 p.m.

**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, APRIL 2, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

**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, except to set them for consideration at a future date.**

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**a) Approval of the Minutes:**

- 1) Regular Session - March 19, 1997
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**b) Set Next Meeting, Date and Time:**

- 1) Regular Session - April 16, 1997 at 6:30 p.m.
- 2) Council Hears P&Z - April 23, 1997 at 6:30 p.m.

Discussion and Possible Action on the Following:  
***(Public input is invited on item(s): 9 & 10)***

6. Shepard-Wesnitzer, Inc. proposal to provide engineering services for the final roadway design and alignment for Oasis Road, total contract price is \$8,400.
7. Library Commission's Quarterly Report.

8. Appointment of Zoning Inspector as EPA Task Force representative.
9. Request for additional funding by General Plan Committee.
10. Request by Tempe for donation to plant a tree at the Arizona Grove of Cities and Towns.
11. Manager's Report.
12. Council/Staff Comments, Information Reports and Activity Updates.
13. Adjournment.

Posted by: Deborah Barber

Date/Time: March 28, 1997 - 11:00a.m.

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**SUPPLEMENTAL  
AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, APRIL 2, 1997  
6:30 P.M.**

9.a. Council Direction to General Plan Committee

Posted by: Elisaveth Barber

Date/Time: 4-1-97 - 8:30 a.m.

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**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, APRIL 2, 1997  
6:30 P.M.**

*(Minutes are a summary of the actions only; they are NOT verbatim.)*

**1. Call to Order**

Mayor Rogers called the meeting to order at 6:31 p.m.

**2. Roll Call**

Mayor Rogers, Councilors Pigott, Larkey, Richmond, Ayres, Garello and Simbric were present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Brenda Hauser, Councilor-elect; Bob Lau, Community Development Director; Dan McGinn, Town Engineer; Carol Brown, Executive Secretary; and Debbie Barber, Recording Secretary were also present.

**3. Pledge of Allegiance**

Councilor Simbric led the pledge.

**4. Call to the Public for Items Not on the Agenda**

C.A. McDonald asked where the Town was on the landfill issue.

Manager Bullard explained the Town is working with the Forest Service to prepare an RFP for a consultant to begin the first stage of the NEPA process.

There was no other public input.

**5. 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 so requests.**

- a) Approval of the Minutes:
  - 1) Regular Session - March 19, 1997
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- b) Set Next Meeting, Date and Time:
  - 1) Regular Session - April 16, 1997 at 6:30 p.m.
  - 2) Council Hears P&Z - April 23, 1997 at 6:30 p.m.

On a motion by Richmond, seconded by Larkey, the Council unanimously approved the Consent Agenda.

6. **Shepard-Wesnitzer, Inc. proposal to provide engineering services for the final roadway design and alignment for Oasis Road, total contract price is \$8,400.**

On a motion by Garello, seconded by Ayres, the Council voted unanimously to approve the Shepard-Wesnitzer, Inc. proposal to provide engineering services for the final roadway design and alignment for Oasis Road, total contract price of \$8,400, contingent upon acquisition of rights-of-way from property owners.

Councilor Garello stated the Town has a full time engineer and a street department that should be able to do these jobs without having to hire outside engineering. He stated the Council did not abide by the advertised job description, and hired unqualified personnel which will cost the Town an additional \$8,000. He then read the job qualifications from the advertisement. He stated he wanted to go on record that if Council had followed the qualifications, we would not have to go out to bid on engineering projects.

Councilor Richmond asked if this project had begun prior to McGinn's hire. Manager Bullard stated that it had. He also said that staff could prepare the bid documents and save \$2,000.

Councilor Pigott asked McGinn if his department had sufficient equipment to prepare the project. McGinn answered that the CAAD system was antiquated. Pigott then asked if McGinn felt comfortable doing the job, and should Council consider retrofitting the Department to enable staff to perform the necessary duties. McGinn stated he felt he could do the job, however he could not say how long it would take. He said that it would be much more expensive to buy the equipment than to bid the job. He advised that he could prepare the bid documents.

Councilor Simbric noted that surveys were not part of the contract. McGinn explained the surveys had been completed by True North. Simbric asked who was responsible for construction staking. McGinn advised that staking could be required by the contractor in the bid documents, or it could be bid out. Simbric said he felt it should be part of the engineering contract.

McGinn said that staff would be performing much of the construction, excluding paving, guardrails, and striping in order for the project to come in under \$90,000. He advised there were still two property owners that had not signed off on the right-of-way. He suggested Council approve the matter contingent upon acquisition of the rights-of-way.

Councilor Richmond moved approval of the Shepard-Wesnitzer, Inc. proposal to provide a final plan and profile sheets for the final roadway design and alignment for Oasis Road, total contract price of \$6,400, contingent upon resolution of the rights-of-way. Councilor Larkey seconded the motion.

Councilor Simbric stated he was concerned that Shepard-Wesnitzer provided E&O insurance bond, and that elimination of the bid documents may affect liability. He said he didn't feel the \$2,000 savings was worth the risk.

Councilor Richmond withdrew her motion, Larkey withdrew his second.

McGinn stated that quantities are not an issue with this project, because Town Forces will be performing the work.

**7. Library Commission's Quarterly Report.**

There was no action taken or required on this item.

Chairman Gwen Gunnell gave the report to the Council. She stated the primary item of interest was the presentation by the County on the PAC system. She advised this system is currently used by Cottonwood, Prescott, Prescott Valley, and many other schools and cities throughout the county.

Councilor Ayres asked if the Children's Library use was increasing. Gunnell replied that it was.

Councilor Garello asked Gunnell how the Adult Literacy Program was coming with their grants.

Gunnell responded that this was not an agenda item, and she had not prepared this information.

Councilor Garello asked again how she was coming on the grants.

Gunnell responded that they had recently sent out four applications.

**8. Appointment of Zoning Inspector as EPA Task Force Representative.**

On a motion by Larkey, seconded by Richmond, the Council voted unanimously to appoint the Zoning Inspector, Bruce Billstrand as the Town's Environmental Task Force Representative.

Community Development Director, Bob Lau, explained the Attorney General's office recommended the Town appoint a staff member as a liaison in the event that environmental dumping occurred. He said that though he had no documentation, it had been discussed at the meeting that Towns could be held liable and fined if they did not respond to a reported environmental problem. Lau said he recommended the Zoning Inspector because he is out in the field and is more likely to discover dumping.

Councilor Richmond asked if the Task Force was already formed. Lau explained it was in the process of being formed.

Councilor Garello said he wanted Bruce to keep a record of all complaints he received for Council review.

Councilor Ayres said he was concerned with the landfill and illegal dumping and he thought it would be nice to pull in the newspapers and make it a Town-wide effort to report illegal dumping.

**9. Request for additional funding by General Plan Committee.**

**9.b Council Direction to General Plan Committee.**

Steve Thompson, Chairman of the General Plan Committee explained he was before Council to request an additional \$2,000 in order to have the Draft General Plan printed in its entirety in a new Camp Verde Newspaper which will be mailed to 7,000 boxes throughout the Verde Valley. He

said he had been approached by the Journal and the Bugle who offered to print the Plan as a supplement to the newspapers for \$1,600. Thompson stated that the Committee felt it important to get the plan out to the public simultaneously with the Planning & Zoning Commission's review.

Councilor Richmond questioned some of the expense items. Mr. Thompson explained them.

Councilor Garelo stated he was against the mailing, as a large portion of the public would throw it away without ever looking at it. He stated that all that was needed was advertising in the Bugle and the Journal, that the draft plan is available at Town Hall. He said that people interested in the General Plan will pick up a copy. He stated that spending \$2,000 to reach 20% of interested persons was unreasonable.

Councilor Ayres asked how many of the original 43 members remained active on the Committee. Thompson said about 50% are workers, and serious about getting the job done. Councilor Ayres said that in light of previous confrontations over general plans in Camp Verde, the public should be given every opportunity to survey the Committee's handiwork. He felt the expense should be laid out so that everyone had an opportunity to review the plan, whether they threw it in the trash or not. He asked if Linda Edwards was still involved. Thompson said that Edwards told the Committee that she had never witnessed such attempts to reach the public.

Councilor Larkey asked if we were getting the cart before the horse. He stated the plan should be packaged up and sent to P&Z for review and then to the public. He said that if there were P&Z issues with the plan, they should be cleaned up before going to the public. Thompson stated he was unaware of any problems with Planning and Zoning. Larkey clarified that IF there were problems, they should be solved before going to the public.

Councilor Garelo asked Thompson how it was planned - going to the public before P&Z, then back to Council. Thompson said, if the plan went to (Council) and it had not had some public exposure and some things came out of this exposure and negated some of the time spent. I do not understand, the Committee had been mandated to bring a finished document. The Commission had been very emphatic that they did not want a plan that was piecemeal, but finished.

Councilor Simbric, there is real value in going to the public with this at the same time it is presented to the Planning & Zoning Commission. What better place than to bring to the public and let them appear at the meetings if they so choose. It makes no sense to take it to P&Z and let them do their magic on it, and then take it to the public, and then have some kind of lack of cooperation or controversy. Putting it before the public at the same time it went to P&Z was excellent timing. I hope whatever Council is sitting when the plan came before them that the plan was ready for adoption, that problems have been worked out and has gone throughout the P&Z process. I am in favor of putting this in the newspapers to let the public be aware that the plan is going before P&Z, and here is the opportunity to express their opinion.

Councilor Pigott asked Thompson what he meant by saying the Committee had been directed to prepare a final plan. Thompson said, that is a good point, the Commission Chairman had told him to bring back a finished plan. He said the Committee is going to the Commission tomorrow with a plan that they are very proud of. Pigott reaffirmed Thompson's statements of public and town department involvement throughout the process.

Pigott stated, I think the Committee did a good job. He asked Thompson again, are you taking the plan to the Commission tomorrow. Thompson said, the plan isn't finished until it's adopted. It is as finished as it can be.

Councilor Ayres said, the plan isn't finished until we are all gone. This Council in the not too distant past has fallen flat on issues mainly due to presentation. A lot of good issues have fallen to the wayside due to lack of presentation or understanding the public needs to be more of a player. He said we should learn from our mistakes, and use whatever vehicle necessary to inform the public.

Thompson said, I heard on the radio, the issue of the agricultural character element of the master plan. The green indicates 10,000 acres of forest land, and some think it means that they can only use their land to grow tomatoes. The plan articulates the meaning of agricultural character. It is residential use, commercial use, public facility and recreational use, and open space and natural areas. No one tells anyone what do with their land, unless enough resistance from proper channels disallow them to do it. The agricultural character was a way to say Camp Verde was a small town, and we want to keep it rural, at the same time commerce has to develop and business has to go on. If they don't, we become static and the Town dies. The plan is not here to prevent things from happening. We surveyed communities several years after their plans were adopted, and those kinds of things were stimulated. There is a vitality and a sense of common mission, all the great things that make a small town a small town. If you don't agree with the map, don't run and think that it is a bad thing. If you look at the plan and read it, you'll (understand).

**Public Input:**

Tap Parsons said that he would like to point out the general plan has been completed, and that direction to the Committee was to bring something to the Council, their recommendation as far as the General Plan is concerned. They have that. He said the next thing to do was to turn this over to the Council to be sent to the Planning & Zoning Commission for their review and adjustments and then have the public hearings.

Jackie Baker asked, when Council approved \$10,000 to fund the Committee, were there any requirements as to how to spend the money. Manager Bullard explained the committee was budgeted under P&Z Dept. and treated like any other departmental expenditures. Baker asked, didn't we didn't have a general plan once before under Laura Kuhn. What happened with all the maps and information from that plan, and how much money was spent on it?

Mayor Rogers said there was a land use and transportation plan, not a general plan. The maps should have been received by the Committee.

Milton Pate said, I was on that committee, and we didn't spend a penny of Town money to develop it, we did it ourselves. We met in churches, coffee shops, Overlook Acres, and everywhere else. The plan was drafted, accepted, and they had a copy available because he made it available (to the Committee) and they didn't pay any attention to it.

Jackie Baker said, I haven't participated in this effort, because I did already, and it was done. I wonder if other citizens felt the same. Most of the plan was done, the 43 member committee was to take what was done, money to complete it and present it to Council, and follow the public hearing process. As a taxpayer, I can not understand why we should spend one more dime to get this plan completed. I request an itemization (of Committee expenditures).

Mr. Thompson said to Baker, We are doing as commissioned by Council, to do a General Plan to the best of their ability, and that's what they have done. We did consider the plan, and he asked Mr. Pate, if you have a specific criticism of the plan and its concept, then let me know about it because it could be worked out. I am hearing a lot of simple criticism without any basis, and I'm getting tired of it. We spent a lot of time and I like constructive criticism, and that is where we are in this process. We put a lot of time in it to the point of where my patience is wearing thin because I made sacrifices, as well as other members. We had a mission, and we are going about it. If they want to take shots, put some lead in it and let's hear it. I want to hear what they had to say and mailing is part of it.

Henry Shill said, I am not in favor of sending the plan out to everyone in Town. The way it is presented it is a complete plan, and the plan is not complete until Planning & Zoning comes up with the final (draft) to present to Council. I understood Steve's motivation in sending this out was to get enough support from people to support exactly what they've come up with. Shill said this plan will generate a lot of division in Town. I worked on this plan about one year before anyone suggested talking to property owners that would be involved with changes that would affect their property. The plan was almost completed before they were notified. They did not have much input. If they try to force adoption of the plan like it is, there will be a lot of trouble. I am in favor of letting Planning & Zoning review and call public meetings on it. Then if it needs to be advertised, they will advertise.

Tony Gioia thanked Shill for finding a crack in reaching people. Those were people who don't live here, but own property. Those people were notified when they realized they had not been, however, they had used newspapers, open houses repeatedly in different areas of Town to reach the citizens. We asked for community input, we did not tell them. A large portion of the plan came from the residents of Camp Verde. Another portion did come from past research; utilization of plans that were never adopted, never accepted; plans from other Towns throughout the state. They researched information and actually contacted BRW who did a study for the Town, and used a lot of their information. This was a tremendous undertaking for a group of people that chose to gain an education from it. Most of the people who worked on the plan came out and decided to spend their time and their money too. Quite a lot of funds were expended from people's pockets, people who didn't remember to carry receipts and didn't charge the Town for their expenditures. The plan itself ultimate to reach the citizens of Camp Verde, they couldn't have possibly had better contact with the public.

Ben Pemberton said, it is better to have the public aware, so we won't have another parking lot deal.

Woody Diehl said, I agree with much of what has been said. I suggest the draft be submitted to the Council and staff who will have to work through some of the recommendations. I ask Council to put the final copy in the newspapers so the public would have all the information for the public hearings that will be held on this plan. Then the public can come in this room and say their piece.

Marshall Whitmire said, this is a watershed moment for Camp Verde. This discussion over the last 10 minutes was all about power, and who's got the power. The experience recently that the people in this Town have the power. They had the power in the parking lot more than a year ago.

They came in a third effort to adopt a general plan in this Town, which did not happen. This Council in response to the people, appointed a 43 member commission who went to work, and worked hard under extremely capable leadership. My experience in organization which has been considerable in long range and strategic planning in many, many venues, that \$10,000 for a 20 year scope plan that has involved thousands of hours of volunteer time, is laughable. If this plan had been done by a private consulting firm, or a private consulting firm and combination of citizens, it would have been a minimum of \$150,000 to \$200,000. Tonight we are talking about a \$2,000 expenditure, but what we are really talking about is power. On one side we have a group who says we need to play this as usual, business as usual, card against close to the vest. We want to keep it and then inform the public. As a matter of fact, Linda Edwards has said on record a number of times as saying in all her experience in working with the Department of Commerce in facilitating similar general planning processes in other communities, including Jerome and Tucson. She said she had never seen such adequate, broad and deep public input, that this committee has gone beyond any other similar group that she's ever worked with. This Town, these citizens have had an opportunity to participate. Now, my interpretation of what's happening at this point, under the able leadership of Steve Thompson, he's saying it's now payback time. He and this committee have met with literally hundreds of citizens. The committee has welded a document from that participation that's been brought (unintelligible). He's saying that it is time for this draft to go back to citizens for them to take a look at the summation of their input, and to be in a position to participate as members of the public in tandem with Planning & Zoning, and in tandem with Council in an informed way, yes, Mr. Simbric, in an informed way, so together P&Z and Council can come up with a document that everyone can accept. And, this is the fourth attempt. Now, Chairman Thompson has laid out a process. If you do not like his process or the way he's specifying, then this should be done after the hours he's spent, an unbelievable number of professional hours he's contributed, I strongly suggest you get a new chairperson. Or, that you simply say we can't accept any of your recommendations (unintelligible) you're obviously not close enough to the draft without going to think this over and the citizens can hear about it later. I think that would be extremely unfortunate because we've already had that experience. That experience was in the parking lot, and I don't think you want to repeat that, and I don't think the citizens want that repeated. It's payback time for citizens. They need to get a response. They need to see the summation of what they have contributed to. And all this is about public education. Here it is, take a look at it, come participate, come as citizens, and P&Z and Council we'll do this together. Thank you.

Councilor Richmond said to Whitmire, you said Linda Edwards had never seen such public participation.

Whitmire said: broad and deep public participation, that's correct, at the input phase.

Richmond stated: then what you are saying is that you do not believe this participation up to this point is enough, that it should again be referred.

Whitmire: No this is, this should, in my personal opinion, I can't speak for Mr. Thompson, but my personal opinion, I think the public deserves to see what it has contributed to at this point, to see the summation of that and then be able to participate in tandem in an informed way with P&Z and Council to weld together as a community, a final document.

Rogers said to Whitmire: I will make one comment you said about the parking lot. I would love to see another parking lot meeting whenever Council hears this. Whether it's in the gym or parking lot, I don't care. That to me, means more interest.

Henry Shill said I don't want anyone to misunderstand what I'm in favor of letting everybody know what's going on. What I object to is this, presenting a completed plan, and mailing to 7,000 boxes, or advertising in the paper, it is here that it is a finished plan, which they hope will generate support to push for the adoption of exactly what they've got here. I think that Planning & Zoning should take the plan that they've come up with and then have public meetings. Then if they want to advertise after Planning & Zoning, that makes (unintelligible), we'll have public hearings on that. But to mail this out for advertisers as it is, there's a whole Town to look at, this is just the wrong way to do it.

Councilor Simbric said, the Planning & Zoning process that I'm used to seeing is the one where somebody wants to do something with a particular piece of ground, he makes application to Planning & Zoning, signs everybody within 300 feet as to what this individual or group of individuals is wishing to accomplish or do with that piece of ground, that's a notification to all the surrounding people that this, there's something going to happen here, and folks you better wake up and take a look at it, because it's going to be in P&Z on this date, on this night, and this is your time to take your best shot at it. That's what P&Z is about. Now, the general plan is exactly that. This is something that has been put together by 43 independent group of people that says this is a start for what we envision Camp Verde to be, and because you cannot put a sign on everybody's piece of property in Camp Verde and say folks, this is what's going to happen here, then the only way we can let everybody know what this plan is going to do, which is going to encompass everyone, is by sending them the plan and allowing them to come to the meeting if they so choose to address what it is that is going to affect them, and to say that this is being sent out to gather support is ludicrous. It's being sent out to provide information so that they will have an opportunity to in fact see, what this 43 member group in fact, has put together. Now, if you do it another way, you're not following the P&Z process. If you say, we're going to take this plan, and we're going to massage it, and then we're going to give it to the people, that's not what P&Z is all about. That's not the way that that will be misplaced. You let the people know before hand that this is going to happen and give them the opportunity to be there and be a part of the action. And if you do it anyother way, it's wrong.

Woody Diehl said, I think everyone realizes, or should realize, that the Commerce Department has requested the Town to have a general plan. Way back when, I asked when the Town needed a general plan. This year, or a 100 years from now. And the answer was, Bob Simbric, that as long as you're working on it, that's what they want. And, to my estimation, what elements we want addressed is only for, call it a dictionary, for someone who wants to come to Camp Verde and set up a business, to go to the Commerce Dept. and say what do we have in Camp Verde, tell me about it, your public facilities, your high schools, your hospital, your highways, your housing, and your land that's not been utilized. That's all they want, for information only. And, some ideas of what your children might want. Another thing, the Commerce Dept. says to you, Councilors, that you update this plan at least every two years, so that you can make changes to fit your community, that's all. So why go overboard with 43 ideas condensed to 20 ideas and recite over and over in this draft of what is not necessary on objections and implementation and so on. Read it, ask your friends to read it, Bob, and get some comments on it.



Councilor Simbric said, that's what we're trying to do.

Jackie Baker said, first of all, I want to say thanks to all the people who worked for free, because I know what that is very well, but if I left some impression that I was taking a pot shot, quote unquote from someone, I apologize. Because I certainly wasn't and I didn't intend for that to be that way. My question is, Bob, notifying the people again, I don't understand. We appointed a committee, and so they do the work. They do the legwork, they put the whole thing together, and they come up with this. And then, when they are through with it, isn't the process that they take it to P&Z, or am I wrong, then it goes to Council?

Councilor Simbric said, that impression would be that going out into the community and taking people's thoughts and ideas, that's part of building a plan and building it around what people expect. Taking those ideas and putting them into words, and coming up with a draft document, is what's been done. Now to go back to those people and show what has been done with their suggestions and ideas is what's trying to be..

Baker said, Oh, O.K., well that's where I'm getting confused and maybe others are also, aren't they now ready to take this, what they have prepared, to the P&Z and say, O.K. this is what we've done, what do you guys want to do. And they say O.K., this is what we do and they put a notice in the paper for example. A nice little article, and we say O.K., everybody, Thursday night or Friday night, we're going to have all the charts laid out, P&Z has looked at it, all these wonderful people have done all this work, and that's all there is to it.

Councilor Simbric said, NO! NO! That was what was done last time, that's what was done last time and we don't have a general plan. And you don't have a general plan if you're sitting there and saying you're just working on one. That is not a general plan, Woody, you have to adopt one, I don't care what form it is, you have to adopt it.

Woody Diehl, it doesn't say when, Bob, today, tomorrow or next year.

Mayor Rogers, O.K., our intent is to get it done!

Simbric, you have to get it done! My point being is that the words have been put together however skillfully or unskillfully, in whatever person's at. And now it's up for the community to see what these words are. Because it affects them, O.K., and that's part of the P&Z process. The P&Z is a board, a group of individuals who have been given the task of taking input from the citizens and weighing that and massaging and putting their ideas with community input and coming out with a conclusion. They then take that conclusion and make it to Council and Council gives it a blessing or not.

Baker, O.K., you're saying if the committee takes this to P&Z now, then that would halt the public process?

Simbric, no, no, what we are trying to avoid is the fact that last time it was taken to the P&Z, taken to whatever process, and the thing kind of went through, and here we get to Council to vote on it, and there's 300 people out here saying we don't want it. We don't want to go through that again.

Ron Ramsey, there's a lot of misconceptions about the process. This is one of the areas where the statutes are quite specific. You must begin with the Planning & Zoning Commission. They must have the public hearings. Before they adopt it, there must be a notice in the paper, a certain style.

There has to be a 60-day advance notice to the Department of Commerce and the County planning agency. When all of those conditions are met, then the Commission can make a recommendation. Actually the statute in this rare case, says the Commission adopts the general plan. Its recommendation then comes to Council. Council again, has to have a public hearing, a public notice. And then the Council adopts it. The committee does not do any adopting, the committee simply presents the work product to the Commission. He read phrase imbedded in the statute, during the formulation of the general plan, the planning agency (that's us) shall seek maximum, feasible, public participation of all geographic, ethnic and economic areas of the municipality. And that's exactly what Steve is proposing to do with this publication. Quite frankly, to be able to hit 7,000 people with this material is cheap legal advertising, folks. I mean that would be exactly what this statute is anticipating that you should do. And, it should be done before you go to Commission. Because, how are they going to know individually, if they participated in several of the sessions of the committee, what the final product is. Another problem that we have, we had a plan already to go in 1993. Laura Kuhn had done everything pretty much that was state of the art, advertising, public meetings all over, I remember those myself. We had everything already to be adopted. The unfortunate problem was, we never adopted both the land use plan and circulation element together, and therefore we never had anything in one document to send down to the Department of Commerce.

Richmond, it was rejected wasn't it?

Ramsey, yes, it was rejected in 1993. But, for that technicality, we would have had that plan adopted two years before this committee ever got here. But, one of the things we learned in the mean time was, because it took us a long time to adopt, a lot of people came into the Verde Valley, a lot of people came into Camp Verde, and the contention in the parking lot was, we were trying to pull something over somebody's eyes. While in fact, most of them were as some people say, 'newbies'. It was nobody's fault, it was just that they were not here in 1991, when we were doing the public hearings with Laura Kuhn. We had some of the same problem here, about 16 months. We've got possibly a (unintelligible) group again. To avoid that mistake, mailing this out for \$1,600 is an excellent idea.

Steve Thompson, I just want to say one thing, that accepting the plan or the draft, and then sending the committee on its way, I would welcome that. I wish you would have adopted that in 93. But in happiness, I'm glad it didn't happen, because some things have come out of this process that nobody has (unintelligible). There's a lot being thrown around this room, and this plan has not even gone to Commission yet, that tells you there's a lot of speculation. And when I sit down, and people say look here it is, and 9 times out 10, they say Oh, that's what it is, I thought it was bigger and worse than that. But I can also assure you one thing, Bea, we are your vehicle. (tape ends)

Brenda Hauser, I just want to say that I think that all our meetings where we got input from the public, what we owe them now, is what we have done with their information that they've given us. We owe them a draft of the plan, so they can look and see if their wishes have been figured in or not. I don't think we would be doing the public a favor or service if we don't.

Henry Shill, I still believe that this draft should be presented to the Planning and Zoning without any advertising. The Planning & Zoning Commission should work without intimidation from large groups of people. (unintelligible)

Jane Whitmire, I believe what we're talking about here is citizen (unintelligible). Informed public opportunity to provide input and opportunity to (unintelligible) that affects everyone who lives here now (unintelligible).

Mayor Rogers closed the floor to public input.

Councilor Pigott read a motion from September 6, 1995, "On a motion by Ayres, seconded by Larkey, the Council voted to have the committee, under the direction of Linda Edwards of the Arizona Department of Commerce, prepare a survey to determine community wants, needs and opinions, hold neighborhood public meetings in order to confirm survey results and evaluate specifics of each neighborhood and their view of the community, hold public hearings to bring together all of the neighborhood views into one community view, prepare the General Plan documents, prepare the land use map, prepare the transportation map, to include individual elements for Parks & Recreation Commission and the Verde River Enhancement Committee, to submit the completed document to the Planning & Zoning Commission for their processing." That was your instruction, Steve, and listening to you and Tony and Marshal. You have done this superbly. And I think you should submit to the Commission tomorrow. And, as Ron said, the Planning & Zoning Commission has their duties and we should let them take it from there. And the committee, since it is an ad hoc committee, be disbanded. I don't have a problem with mailing out this draft, but I think staff can handle that part of it.

Councilor Garello, I go along with Pat, we've got Arizona Revised Statute once it hits Planning and Zoning, the Arizona Revised Statute will take care of the procedures from the beginning to the end for that general plan to be presented to the Town Council. And until that time, I don't think that we can do what we want, or anybody else wants, we've got to follow the Arizona Revised Statute, as all called out how to handle a general plan. What bothers me more than anything is the public has spent over \$100,000, BRW. We had a transportation plan, we had this all put together. We sent it out here to 200 to 300 people. Just a few corrections, a few changes had to be made and brought back, which wasn't done. That general plan would have been signed, sealed and delivered. We're going through the same thing again, and like he says back there, we had meetings after meetings, after meetings, after meetings. How much more do you people want? (someone speaks from the audience (unintelligible)) Garello continues, No, that's fact. You got a \$100,000 to spend out of your pocket? Throw it away!

Councilor Larkey, what I just heard this evening from Tony, and the rest of you here, that you folks have done a tremendous job contacting the public. Like you said, you practically knocked on doors, my Lord, everytime I turned around, you folks had a booth someplace. I don't know of anything that has had more exposure in the Town of Camp Verde than this general plan had in the last year. I can't see right now how we can go ahead and advertising in the paper now, when it is not even the completed plan. This, according to the rules that were set up in the beginning that we have to play by, it goes from you people, you were an ad hoc committee, you were a committee to go out and get the information and get it to the Planning & Zoning Commission. And this is what your instructions were, and this is what I want to see you doing. This is what you were instructed to do, and get it to the Planning & Zoning Commission. Let them hash it out. You people work with the Planning & Zoning Commission. You're all (unintelligible). They don't do this in the background. They have to have public hearings, it has to be in front of everybody, it's going to be covered in the newspapers. When that's completed and you want to go ahead and put it in the post office boxes, or put it on newspaper and send it to local residents. If you want to do that, then that's fine, but I think this is getting the cart before the horse here. You are asking to put out something put out something now, that is not the final plan, or close to it. And spend \$1,600 on it.

What I think you have to do is go to Planning & Zoning first. You've got to get through Planning & Zoning, and then from Planning & Zoning, it comes to Town Council. And there's no circumventing that.

Pigott, I'll make a motion to deny funding, and instruct the General Plan Committee to submit the draft plan to the Planning & Zoning Commission tomorrow night, and the ad hoc committee to be disbanded and the Planning Commission to process the general plan according to A.R.S.

Garello seconded the motion.

Councilor Richmond, you are requesting \$2,000, and I understand you have some funds left, 500 or so. But the advertising you are looking for is going to cost \$1,600. Is that correct? Where does the 3,000 come from, is this wrap-up stuff, it seems to be \$1,000 off the mark.

Thompson, it's foresight, the mailing is not all there's left to do in our opinion. (unintelligible) and carry this through the process. Now as I said, the \$2,000 was (unintelligible) when I wrote that letter 3 days ago, or 4 days ago, now we have an offer for less money and an even wider distribution, so that number can be revised downward. But, that isn't all that's left, (unintelligible).

Richmond, but you're still requesting the \$2,000.

Thompson, I could revise that right now to \$1,800 since that's our higher of the two numbers we have right now, not having negotiated a deal.

Richmond, there maybe 500 or so to pay off expenses.

Ayres, thanks Carter. The infamous outdoor meeting, I was accused by several people by blowing it because I got mad. Bob, you were excluded because you weren't at that meeting, but I was mad more than anything that our Town Council didn't have the backbone to stand up for all the hard work that was done to date, and all the effort put out to that point. It seemed to me Council caved in quite easily on that general plan. After that dust settled, we put these people to the task of forming a new general plan. It seems to me right now, that the same thing is happening. We're not going to support them and what they put together. I'm serious. And all they're asking for is to inform the public what's going on. And I don't see as that big a deal, rather than cut them loose and have them go on their merry way after all their hard work, so I'm going to vote against this motion.

Larkey, Andy, in answer to your question there, at this point these people have said they have literally beat this Town to death getting information out. They've had every type of a meeting and done everything they could possibly do to get all this information out. Now all they're doing is what they were instructed to do. They put this package together and they're asked to take it to the Planning & Zoning Commission. We're not hiding anything from anybody, we're not taking away from the public. Then when the Planning & Zoning Commission and these folks get done, if they want if they want to go through the P&Z Commission, then we can advertise it in the paper. There's nothing wrong with that.

Ayres, the motion includes disbanding the ad hoc committee. I don't think that shows much solidarity with them going into P&Z, personally.

Larkey, I'm just going under the instructions that were given to..

Pigott, you're the one that made the motion, Andy.

Ayres, yeah I did, Pat. You're right there, buddy.

Pigott, I read it.

Ayres, yeah you did, you're a good reader.

Pigott, that's the instructions you gave them.

Ayres, well what's the deal with them going to the public with it? Our attorney already said that's part of the process.

Pigott, no he didn't.

Rogers halted the discussion, said Ayres had the floor.

Ayres, all I said was I couldn't vote for this motion.

Simbric, in response to Ray, I don't understand how you can take this to P&Z without offering the public at the time it goes to P&Z the chance to see what's written. This group, this 43 member board has been given the opportunity to hear comments, not to give back to those people anything in written form. Now is the opportunity for those people to in fact see that their suggestions have been taken to heart and put into print. And why don't you want the citizens of Camp Verde to see what's been put into print before it goes to P&Z for a recommended adoption.

Larkey, the reason I'm saying is because of the fact, it isn't a finished document. They've already done this before. They have gone to the public with it, they've had their public hearings, they've done everything that was requested here. And now all we're asking ..

Simbric, the public doesn't know that.

Larkey, what do you mean they don't? You just got through telling me they beat on doors, they went everywhere through Town?

Simbric, we're missing something in the language here. They went and they asked, they were told by the citizens what it is they want to see.

Larkey, they were actually work sessions.

Simbric, work sessions, correct. O.K. There were ideas passed down at these work sessions, there was nothing for them to print. There..

Larkey, I haven't seen anything in print yet, have you?

Simbric, the point is, don't you want to see it as a citizen?

Larkey, when it comes from Planning & Zoning, then we will get it and see it. That's the rules, that's how you do it.

Simbric, I don't think this Council wants to see the citizens after P&Z has done their magic on it. I don't think this Council wants to see 200 or a 1,000 or whatever shows up after P&Z has adopted. Let's let P&Z handle it and adopt it with citizen input.

Larkey, P&Z doesn't adopt it.

Simbric, well they recommend it for adoption.

Larkey, what I'm trying to say, Bob, P&Z does not do this behind closed doors. It's done in the open. They have public hearings, people go. That's what the intent of the Planning & Zoning Commission is.

Simbric, isn't there notification to those people?

Larkey, absolutely, they put in the newspaper, they tell everybody, they have it at Basha's, they have it at the post office, posted. And if the people are concerned, they will go and see it.

Simbric, that's what we're talking about, is simply notifying the people. All I'm saying, let's not miss out on notifying the people by simply putting it in the newspaper or something like that. Let's make sure everybody gets a chance to see this and read it.

Larkey, well I'm just trying to go back to what the ARS has said and what we went ahead and the instructions we gave to the committee. Andy made the motion, I seconded it at the time. They have done what we instructed them to do.

Simbric, O.K., this gives everybody the impression that we are trying to bury this thing.

Larkey, no way, no way.

Simbric, I'm sorry.

Larkey, it is no power play, whoever said it, it is no power play.

Rogers halted the discussion, turned the floor to Richmond.

Richmond, I want to praise Bob for his eloquence on this issue and his obvious conviction that's behind it. I would say my opinion is notifying the public in advance is like putting out those signs the Town usually puts out for those properties concerned. I would vote against the motion.

Rogers asked for the motion to be reread.

Larkey asked for a role call vote: Pigott, yes; Larkey, yes; Richmond, no; Ayres, no; Garello, yes; Simbric, no.

Rogers, before I cast a vote, I've got to comment. I've listened to both sides here, and the arguments going back and forth, and certainly what's come out of the committee, in fact I've read

what's come out of the committee on several different occasions. I also realize I've seen many times where changes are being made in the document that are just a line or two lines like that just to define the purposes. I have a problem with how long that might go on. I think that by going through the Commission level, there will be the public input, public hearings and public notification for everyone including the committee to input any further information. I would like to go ahead and see some public notification, but I think that the process needs to move on. So I will vote yes, the motion will carry.

Larkey, I would like to see if Council could get a letter of commendation to these people, for the work they've done, and the time they've put into it.

Rogers, you'll put that into a motion?

Larkey, yes.

Rogers, do I have a second?

Richmond, second.

Rogers, I have a motion and a second to get these letters to each and every one of the individuals that was involved in this. All in favor, signify by saying 'Aye'. (All members respond.) Opposed? (no response.) The motion so carries.

Whitmire: (unintelligible) postage be saved on the letter in the interest of taxpayer's money.

Pigott: We'll handle it.

Whitmire: thank you.

Rogers: Let me tell you, that's one of the most difficult votes I've had to make in all the time I've sat here.

**10. Request by Tempe for donation to plant a tree at the Arizona Grove of Cities and Towns.**

On a motion by Ayres, seconded by Larkey, the Council unanimously denied Tempe's request and determined to spend the \$200 to plant a tree in our Town, and to send a letter to the Mayor of Tempe.

**Public Input:**

Dirk Ooserterwyck asked when a tree is a tree. He asked Council how big the tree would be for \$200. He said Council should specify the size of tree if they decided to donate.

**11. Manager's Report.**

There was no Manager's report.

**12. Council/Staff Comments, Informational Reports, and Activity Updates.**

There were no reports.

**13. Adjournment.**

The meeting was adjourned at 9:00 p.m.

*Deborah Barber*

Deborah Barber, Recording Secretary

*Dane Bullard*

Dane Bullard, Town Clerk

*Carter Rogers*

Carter Rogers, Mayor

**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 the 2nd of April, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 3rd day of April, 1997.

*Deborah Barber*

Deborah Barber, Recording Secretary



**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, APRIL 16, 1997  
6:30 P.M.**

**5. 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 so requests.**

- a) Approval of the Minutes:
  - 1) Regular Session - April 2, 1997
  
- b) Set Next Meeting, Date and Time:
  - 1) Council Hears P&Z - April 23, 1997 at 6:30 p.m.
  - 2) Regular Session - May 7, 1997 at 6:30 p.m.
  - 3) Regular Session - May 21, 1997 at 6:30 p.m.
  - 4) Council Hears P&Z - May 28, 1997 at 6:30 p.m.
  
- c) Proclamation declaring April as *Fair Housing Month*.
- d) Proclamation declaring the week of 4/13 to 4/19 as *National Crime Victims' Rights Week*.
- e) Chamber request for final quarterly drawdown of \$6,625.

Vice-Mayor Ayres asked that item A. 1 be removed.

On a motion by Ayres, seconded by Richmond, the Council unanimously approved the Consent Agenda.

Staff was asked to review the tape of the April 2, meeting. On a motion by Richmond, seconded by Ayres, the Council unanimously approved the minutes of April 2, 1997.

**6. Direction to Staff regarding publication of General Plan draft.**

On a motion by Richmond, seconded by Larkey, the Council voted to direct staff to utilize Mr. Quaranta's Camp Verde News for box delivery, with a notice of explanation and a large space for comment page for the sum of \$1,950, to be published next week. Councilor Garello voted no.

**7. Acquisition of Oasis Road right-of-way.**

On a motion by Pigott, seconded by Richmond, Council voted unanimously to direct staff to get an appraisal so that Council has information to make an informed decision.

**8. Award of bids for Marshal's Office project.**

On a motion by Richmond, seconded by Larkey, the Council voted unanimously to stay within budget, and consider this request in next year's budget.

**9. Parks & Recreation Commission quarterly report.**

There was no action required or taken on this item.

**10. Manager's Report.**

Manager Bullard reported the County had granted the 178 parcels in Verde Lakes to be held in perpetuity, with no development. He advised that absentee voting begins April 17, and ballots are available. He also said the FEMA road project had begun in Verde Lakes. He advised that the Wells Fargo Bank was closing the main branch in 90 days.

**11. Council/Staff Comments, Informational Reports, and Activity Updates.**

Vice-Mayor Ayres reported that Roger Hopkins had been elected President, and Mike Bluff, Vice-President of the Verde Valley Transportation Organization.

Councilor Richmond reported on the Verde Valley Watershed Association, Yavapai Trail and Cocopai.

**12. Adjournment to Executive Session.**

The meeting was adjourned at 9:15 p.m.

**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, APRIL 16, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

**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, except to set them for consideration at a future date.**

5. **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 so requests.**
  - a) **Approval of the Minutes:**
    - 1) Regular Session - April 2, 1997
  - b) **Set Next Meeting, Date and Time:**
    - 1) Council Hears P&Z - April 23, 1997 at 6:30 p.m.
    - 2) Regular Session - May 7, 1997 at 6:30 p.m.
    - 3) Regular Session - May 21, 1997 at 6:30 p.m.
    - 4) Council Hears P&Z - May 28, 1997 at 6:30 p.m.
  - c) Proclamation declaring April as *Fair Housing Month*.
  - d) Proclamation declaring the week of 4/13 to 4/19 as *National Crime Victims' Rights Week*.
  - e) Chamber request for final quarterly drawdown of \$6,625.

Discussion and Possible Action on the Following:  
**(Public input is invited on item(s): 6)**

6. Direction to Staff regarding publication of General Plan draft.

**Agenda 4-16-96**

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7. Acquisition of Oasis Road right-of-way.
8. Award of bids for Marshal's Office project.
9. Parks & Recreation Commission quarterly report.
10. Manager's Report.
11. Council/Staff Comments, Information Reports and Activity Updates.
12. Adjournment to Executive Session.

Posted by: D. Barber

Date/Time: 4-11-97 - 2:00 p.m.

*The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.*

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, APRIL 16, 1997  
6:30 P.M.**

**1. Call to Order**

Mayor Rogers call the meeting to order at 6:30 p.m.

**2. Roll Call**

Mayor Carter Rogers, Councilors Pat Pigott, Ray Larkey, Bea Richmond, Andy Ayres, John Garello and Bob Simbric were present. Councilor-Elect Brenda Hauser was also present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Dan McGinn, Engineer; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

**4. Call to the Public for Items Not on the Agenda.**

Lori Boyce said that she would like to see written procedures for condemnation and the taking of rights-of-way be made available for staff and the public.

**5. 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 so requests.**

- a) Approval of the Minutes:
  - 1) Regular Session - April 2, 1997
  
- b) Set Next Meeting, Date and Time:
  - 1) Council Hears P&Z - April 23, 1997 at 6:30 p.m.
  - 2) Regular Session - May 7, 1997 at 6:30 p.m.
  - 3) Regular Session - May 21, 1997 at 6:30 p.m.
  - 4) Council Hears P&Z - May 28, 1997 at 6:30 p.m.
  
- c) Proclamation declaring April as *Fair Housing Month*.
- d) Proclamation declaring the week of 4/13 to 4/19 as *National Crime Victims' Rights Week*.
- e) Chamber request for final quarterly drawdown of \$6,625.

Vice-Mayor Ayres asked that item 5.A be removed.

On a motion by Ayres, seconded by Richmond, the Council unanimously approved the Consent Agenda.

Councilor Ayres expressed concern with lack of proper Robert's Rule of Order, with the supplemental agenda that was issued two days before the last regular session. The item on the floor was to consider the disbursement of \$2,000, with no mention of the supplemental agenda, direction to the General Plan Committee.

He said there was no mention in the minutes of combination of the two items. He said he felt it was confusing at the time, and he remains unsure as to the legality of the action.

Councilor Pigott stated that when Mayor Rogers introduced the agenda item, he said 11 and 11.a, which in his opinion, combined the two items.

Mayor Rogers said that that was what he had done, and if it was in error, he apologized.

Ayres said that it was unclear to him at the time.

Attorney Ramsey said that he remembered the items being combined.

Staff was asked to review the tape of the April 2, meeting, to ensure that items 9 & 9.b were combined. On a motion by Richmond, seconded by Ayres, the Council unanimously approved the minutes of April 2, 1997.

**6. Direction to Staff regarding publication of General Plan draft.**

Manager Bullard explained the General Plan Committee had requested \$2,000 to publish the draft at the last meeting, and the request was denied. He said that staff was before Council for direction on whether to publish it as is, or to determine Council's wishes on the item. He advised he had quotes from various sources on the publication costs. He said that Camp Verde News would distribute to nearly 4,700 households for \$1,950; the Bugle would charge \$1,000+ for 3,200 households; and the Journal would charge \$1,500.

Councilor Richmond stated that she felt it a good idea to distribute the plan to every mail box.

Councilor Simbric asked Manager Bullard where staff got the stimulation [idea] to publish the plan.

Manager Bullard said that Mayor Rogers placed the item on the agenda.

Councilor Simbric asked the Mayor if his stimulation [idea] had come from P&Z.

Mayor Rogers stated he had voted in favor of the motion to deny the \$2,000 to the General Plan Committee and to disband the committee so the plan could go to P&Z. He explained that Pigott had stated earlier in the meeting that he was not opposed to the mailing of the plan. Rogers stated he also had no problems with mailing it out, but that it should be done from the staff level rather than the committee level.

Councilor Richmond said that she now understands that instead of having the Committee pay out the \$1,600 to \$1,800, the Council wants to pay for the mailing.

Mayor Rogers said yes.

Councilor Larkey said that Council would have to approve it anyway, either give the committee the money, or direct staff to publish it. He affirmed the Committee would not have been able to do it without authority from Council.

Mayor Rogers said yes, and that at the last meeting, Council told the Committee they were not going to authorize \$2,000 for the Committee.

Councilor Ayres stated he was still concerned with the two agenda items. He asked the Mayor if he usually said the two items were combined, and he questioned where the supplemental agenda item came from, only two days before the meeting.

Mayor Rogers said he was unsure of the policy he's used. He said he felt they were closely related and he understood them to be combined. He said Councilor Pigott requested the supplemental.

Councilor Simbric stated he did not agree with the abandonment of the committee. He said they should have the opportunity to defend their work before P&Z. He said there may be interpretation issues. He said he hoped that P&Z would invited members and allow them to defend the plan.

Nancy Jungling said the plan would be broken up into different sections in three work sessions. She said the members were welcome and encouraged to attend all meetings and work sessions. She said the P&Z Commission recommended the mailing of the plan to all boxes.

Councilor Richmond said she was concerned with the role of the committee. She said the action to dismiss the committee was so summary, that it was hardly softened by the mention of appreciation. She said she felt it was little late to encourage them to come before P&Z. She said there should be some way to make the feel welcomed and appreciated at P&Z. She referred to comments from committee members about saving money on sending notices of appreciation. She said the disbanding of the committee could have waited another couple of weeks.

Nancy Jungling said that she would call on the members.

Councilor Simbric said that it would have been nice to understand the supplemental agenda and to be able to have more debate or discussion. He said the committee members felt they were sucker punched, that they weren't expecting it, nor did they understand. He felt the action was discourteous as those people put a lot of time and effort into it.

Councilor Larkey said that the discussion going on now was what Andy was referring to earlier. He said that item #6 is direction to staff on publication of the General Plan. He said they've talked about everything else, but the publication of the General Plan. He said this is how they get off on different things and then blend them together.

Mayor Rogers agreed and limited discussion to the item and opened the floor to the public.

**Public Input:**

Bob Dinegar said he had served on the committee, missing only one meeting in its 18 month life. He said Council formed the committee and requested public input. He said what Council did at the last meeting, told the public that they weren't interested in them or what they want. He said the plan is not complete according to the General Plan Committee. He said the plan was not complete, because the committee wanted to give it the best opportunity for public input. He said he wants to see the plan published and sent out to all the citizens. He said the Committee had planned to attach all the comments and then take the plan before Council and say this is ours, and they were ready to go. He said this plan was not complete because they had not gotten the public input they were looking for.

Henry Shill said he felt the plan should not be published in its present form, but that if the Town was going to publish it, they should publish it, and not give the money to the committee for their own agenda. He said the community should take a close look at the land use map to find what

their agenda was. He asked Council if they planned to publish the plan three times. He said he felt this was irresponsible use of public funds. He said that in the parking lot meeting, his complaint was not being notified, and he was informed the Town could not afford to mail out the plan to everyone in Town. He said everyone in Town knows about the plan, and they can come to Town Hall and see it. He said he was in favor of public notification, but that some members of the committee did not want to notify property owners of plans. He said he attended meetings for over a year before property owners were notified. He said at that time, the plan was in concrete and not many changes were made after that.

Heather Mauch said that she hoped that Shill's group of property owners were included in the mailing because they did not want anyone left out. She encouraged Council to use the 4,600 mailers.

Theresa McQuery of the Journal said that 3,500 residents would be reached.

C.A. McDonald said that public hearings and publishing notices of these hearings, would result in a plan that would work. He said that if Council published the information everytime it went through changes, it would be very expensive. He said he felt it was foolish to spend that kind of money just to be spending it.

Councilor Simbric said he felt it important the public be guaranteed at least one copy, so they may have an opportunity to become involved before it is completed. He said he wouldn't necessarily go along with a mail out of the final copy. He said as a retailer, he's gotten a ten fold response from mail outs as opposed to advertising in the newspapers.

Councilor Richmond said she did not believe the money spent on the mail out could be considered wasted, but rather it is insurance.

Winogene Harris asked why couldn't we send out the plan, and make changes available at Town Hall. This would allow interested persons to view the changes in a more frugal way.

Lori Boyce said we should print it and mail it. In the past she had complained about not being informed and this way no one could say they weren't informed.

Mike Quaranta introduced himself as publisher of the Camp Verde News. He said he had copies of the draft available and that if it was approved tonight, it would be in the mail by Saturday. People would then have it before the first meeting.

Bob Dinegar said he had participated in a Land Use Committee meeting at Thousand Trails with former P&Z Director, Laura Kuhn. He said he had no idea until 6 months ago that he was attending part of the General Plan. He said out of 10 people, 7 probably have no idea what a General Plan is. He encouraged Council to publish it and soon.

Mayor Rogers closed the floor to public input.

Councilor Pigott said it was a good idea to log the changes and make them available to the public. He said he felt the primary problem with the last general plan was that changes were made after P&Z got through with it, and no one knew who made them. He gave examples with density changes and bridges being added. He added that if this draft was published, comment pages should be included so the public may make comments and turn them in at Town Hall.



Councilor Larkey said he was never against publishing the draft or keeping it in the dark, away from the people. He said he was against publishing something that they were not going to get. He said two things really upset him at the last meeting, Mr. Thompson got up and said he didn't care anything about what Planning & Zoning said, Mr. Thompson said it was what the Committee did. He said their attitude is 'this is the plan and this is the way it's going to be'. Larkey said there will be changes to this plan and if it is published now and people think this is what they are going to get, they will be wrong. The plan will be changed. He said that if Council decides to publish it now, he will insist that the final copy be published and sent to the entire community. This way they won't think they are getting one thing now, and another tomorrow. He said another thing that was extremely important was the Land Use Map would have to be produced much larger than what he had.

Councilor Garelo said that all that was needed was to comply with the Arizona Revised Statutes on the adoption of a general plan. He said if Council decided to publish the plan, it should be done in phases. Phase I would be the publishing of the community plan. The community plan was developed by the committee that was disbanded. Phase II would be the publishing of Planning & Zoning recommendations. Phase III would have the Council publish the its recommendation before the adoption of the General Plan. The public hearings would be published in the newspapers. He said to do it right, it should be published all the way through (the process), so the public understands.

Councilor Simbric said that the only lack of backbone demonstrated in the last three years was when the Council threw away the other general plan after 300 people showed up. He said we could have taken a look at what we had and adjusted it and we wouldn't be here now. He said in all fairness to whoever was sitting on Council, he did not want them to get there and find out themselves being accused of not informing the people. For that reason alone, he said it should be sent out to every citizen and notify them of meetings coming up. He said this should be the only direct mailing, and that publications that changes are available for review should be sufficient.

Councilor Garelo said the P&Z Commission had a lot of work to do. He read from the statutes that the plan must be consistent with Planning & Zoning ordinances. He said the Commission would have to go through the plan and ensure that it complies with ordinances. He said P&Z Commissioners should be instructed as to this requirement.

Councilor Richmond said this plan should be published, but subsequent publishing is not necessary. She said only one in ten would be concerned enough to be involved. Only concerned people would come and get a copy.

Councilor Ayres said he felt there was a lot of political hocus-pocus. He said the draft was the end product of the committee appointed by Council. He said some people fell from the committee due to objections, or that things didn't go the way they intended. He said that he felt that's why the membership of the committee was chosen, to have balance and input, and to be successful and represent the Town. He said that it distresses him when he hears committee members that are infighting and backbiting. He said the end product is that what the committee has presented and the people have the right to read it as it is, and corrections will be made from there.

Councilor Pigott suggested Council consider a cover sheet to explain what the plan is and what they are trying to accomplish. He said he would like to see at least two pages for public comment.

Mayor Rogers said the draft as presented should be published. He said the mail box route would provide a better distribution. He said this has been a hot and divisive issue, and it might be a good idea to publish it now and after the changes.

Councilor Richmond moved that staff be directed to utilize Mr. Quaranta's Camp Verde News for box delivery as soon as it can be prepared, with a paragraph of explanation on the outside, at the beginning, and a large space for comment, next week. The motion was seconded by Larkey.

Mayor Rogers asked Richmond to consider adding possible future mailings of the plan to her motion. Richmond said that she did not feel that was necessary.

Councilor Garello said he would vote against it if the other two phases were not included in the motion.

Councilor Richmond said this decision did not need to be made now.

Mayor Rogers called for a vote. Pigott, Larkey, Richmond, Rogers, Ayres, Simbric, yes. Garello, no.

**7. Acquisition of Oasis Road right-of-way.**

Mayor Rogers explained that this item dealt with Tony Gioia. He said he wished to make it clear that this issue had been going on for 1 ½ to 2 years. He said Tony had discussions with the former Town Engineer. He stressed this was not a political issue. He explained the County had funded this project sooner than anticipated, and Council had instructed staff to proceed.

Manager Bullard explained that a right-of-way had not been obtained from Gioia and there were four possible considerations to resolve the issue. He explained the project was at a stand still and required Council direction to proceed. The options included realignment of the road at a cost in excess of \$300,000; abandoning the project; taking the parcel by condemnation; or granting Gioia's suggested compromise of a masonry wall, stuccoed to match his home. He said estimates on the block fence ranged from \$8,000 to over \$11,000. He said it appears the Town will have to pay somewhere along the line.

Councilor Larkey asked which option was the most efficient way to go as realignment and abandonment were out.

Bullard said that the Town has never done a condemnation, and the expense is unknown. He said the appraisal of the land might exceed the cost of the wall.

Larkey asked if a wall would be practical in the area, if it would move and crack and be difficult to maintain. Engineer McGinn said he was unsure of the maintenance, but that a wall could be built in the area.

Councilor Richmond asked if the Town would be required to maintain the wall. McGinn stated it would be the property owner's responsibility.

Councilor Simbric said he constructed a wall for \$10 to \$11 per foot, and eliminated the possibility of cracks by leaving spaces every 20'. He said he felt the wall could be built for \$2,500 to \$3,000.

Councilor Richmond said that Simbric must not be considering the stucco finish. Simbric said he used decorative brick.

Councilor Garello said the portion should be appraised by a certified appraiser to find out what it will cost the Town to buy it. He said the Town should consider eminent domain. He said he had been through this process before and he explained the procedures. He said if the Town posted a bond equal to the appraisal, we could proceed with construction. He said property owners do have the right to refuse the offer, but Gioia would have to hire his own attorney and the court would decide if the amount was appropriate. He said it would be in our best interest to come to an agreement.

Tony Gioia said that condemnation or assessment wouldn't be applicable because the Forest Service is willing to give land adjacent to the road, so the road can be moved, even if it is costly. He said that he would also lose his portion of property across the road. Gioia thanked Council for their consideration. He read a written statement. He purchased the property in 1994, and occupied the home in April 1995. Soon after he found out about the Forest Service and Town plans to develop across the road. He said he had not been notified about this project. In May 1995, he found a letter on his door asking for a conveyance of right-of-way. He said that he discovered that the Town, unlike most other municipalities, the Town does not offer to buy the property. He said the proposed project has parking for 58 vehicles and 12 RVs. (Rogers explained this was the proposed Chamber of Commerce and Information Center project.) Gioia said he asked Rogers and Todd Rockwell to move the road off of his property. He said this would allow him to plant a huge grove of trees on his property to insulate himself from the traffic and activity that would develop in this tranquil spot. Gioia said that Rogers asked him if he would consider giving up the land if the Town would build a 6' stucco wall that would match his house and eliminate some of the noise. He also said Rogers stressed it would be at the Council's discretion. Gioia said he appreciated Roger's attempts at compromise. He said the memo from Todd Rockwell was the result. He asked if the County would fund a realignment.

Manager Bullard said they would not.

Gioia went onto discuss items that were discussed at the last ADOT meeting. He felt the plans were to turn his quiet country road into a major arterial. He said as sole property owner living along the road, his first desire is that the project dissolve. He said other roads in Town, such as Camp Lincoln Road, were a higher priority. His second request was that the Town seek money for realignment. He said realignment would be much safer. He said that if the community decides it is needed, and the road is paved, he would accept the offered compromise of a 6' stucco wall along the proposed line with room left to plant trees in front of and behind it. He said he did not pick that location to be walled in. He said he has come to accept it as the best noise suppresser if he is forced to accept this third scenario. He said trees should be planted on the blind curve to encourage people not to stop. He said he has offered to irrigate evergreen trees until they are mature, to deter stopping on the dangerous curve. This would also reduce the head light glare.

He said the memo included in the packet said that Mr. Gioia was requesting the wall. He said he offered the Rockwell memo to clarify that he had not requested the wall. He said the wall was his least favored resolution, but a compromise that he would agree to.

Councilor Ayres said the reason for the project was to take some of the traffic off of 260 and Salt Mine Road. He said it was appealing to the County because Oasis Rd. facilitates traffic for the

large number of people residing in Ft. Lincoln. He said it was a partnering concept to help both the Town and the County. He said the County is anticipating improvements to Salt Mine Road and Ryal Canyon Bridge. This along with improvements to Oasis Rd. would go well with safety concerns. He said that he understood Mr. Gioia's privacy concerns. He said the County would not consider additional funding as what was budgeted is budgeted. He asked Mr. Gioia would consider splitting the cost of the wall.

Mr. Gioia responded, "Plus giving that acreage and splitting the cost of the wall?"

Councilor Larkey asked how much land was involved. He said that Gioia's house, the corner of the garage, is 63' from the road. He asked why a buffer of trees would not work.

Gioia responded a 1/5 of an acre, .186 acres. Mr. Gioia showed Council a map and described why trees wouldn't work.

Larkey said that wasn't much land.

Gioia said that if he got it back, he would plant a large grove of trees, and that wouldn't affect his view of the mountains. He said an 8" thick block wall was equivalent to 6 rows of evergreen trees.

Garello asked if this portion was in litigation at this time.

Gioia said this portion was not involved in litigation. He said the suit involves misrepresentation, and that this has nothing to do with this situation. He said this section is part of the 2.4 acres that he owns.

Richmond said that even if the project were dropped, he would still have the noisy, dusty road. She said the third option was the best, a wall suitably dressed to match his home. She said she appreciated his more than generous offer of watering trees and his record of service to the Town. She said she recommended the wall.

Pigott asked Gioia if he was aware there was a road when he bought the property.

Gioia answered that he was not at liberty to discuss that. He reminded Pigott that he was familiar with the situation.

Pigott asked the attorney, hypothetically, if a person received compensation for misrepresentation if it would affect a decision to use tax payer dollars to build structures on a piece of property that was in litigation.

Ramsey said the litigation shouldn't be affected, because both options would result in diminution of value. He said we would be taking a little bit of the property by obtaining a right-of-way, but we would be taking much more by purchasing the piece. He said that Gioia would not be receiving double payment.

Gioia said this is not a factor in this situation.

Pigott said if this person received something for misrepresentation, and received something from the taxpayers, wouldn't that be double?

Ramsey said that compensation for us to gouge further into his property...

Pigott said that if a person knew the road was there, and the possibility of improvement to the road existed... He said that it seemed the taxpayers were being punished or put in a situation by a company that might have misrepresented something. He said that's why we're in the situation now.

Mr. Gioia said that was not true.

Councilor Pigott said the road has been there for years. He asked if Gioia could force the Town to close the road.

Ramsey said that he probably could not. He said the government could not take the road through adverse use, however property owners could probably keep the road open through prescriptive use. He said that if the County had a resolution addressing this issue, there would be no problem. He said a jury would determine if the taking would adversely affect the severance piece, and then they would add back in the possible benefits the piece would gain by the improvement. After they have reviewed expert testimony, they will determine the value. He said this amount may not necessarily be the appraisal amount. He said if we posted the bonds, the Town could take immediate possession of the property.

Councilor Richmond said to Pigott that it was incorrect to say that taxpayer's money was being used to benefit a property owner because an easement of record was never established or paid for by any entity. She told Pigott to disabuse himself from the idea that the Town is reimbursing Tony for anything. She said the condemnation process takes a very long time, and may not equal the cost of the wall. She said Gioia would lose the property anyway, and in the interest of time, and that he should take the \$11,000 wall that was offered, not as compensation.

Mayor Rogers said a wall was not offered.

Richmond said that a wall should be considered over condemnation in the interest of time.

Gioia said the wall is not considered compensation. He said the wall is a compromise, that he did not buy the property to be walled in, but he will accept a wall.

Councilor Ayres asked Gioia if he would consider the appraised value and settle out of court.

Gioia said that he considered the threats of condemnation. He said he considers the appraisal as a condemnation threat, and an unwillingness of the Town to work with him as a land owner. He realizes the probable outcome of the action. He said the obvious taking and inconsiderate approach by the Town as a threat.

Councilor Ayres responded that he was sworn to protect the safety of the public. He said it was nothing personal, but the Town could not help that Mr. Gioia purchased the property under these conditions. He said the Town must move ahead with projects that enhance or make less dangerous, and make traffic flow more functional. He said that he did not wish to go to court over the taking of anyone's land if a compromise can be reached. He said that we absolutely could not afford to move the road.

Mr. Gioia said that he understands, but that would be his choice.

Councilor Larkey asked Ramsey if the Council would be setting a dangerous precedent by building the wall in lieu of a right-of-way.

Ramsey said that this was not a welcome precedent. He said the policy of Council in the past, has always been to get a willing grant of right-of-way from the property owner without compromise or compensation. He said that part of the reasoning has been that in most cases, the planned road improvements provides favorable impact on the property value. He said that by going on record and creating an easement for roadway purposes, the piece of property in question will go off the tax roll. This tax reduction provides another benefit to the property owner. He said that Council was not setting policy. He said that it will probably come up in the future, and Council would have to look at it again on a case by case basis. He said that there have been 'hold-outs' in the past, however they eventually came around when they saw they were getting a safer road, improved property value, and a decrease in taxes.

Gioia asked Manager Bullard if precedent had been set when the Town put in a culvert for the other property owner on the road in negotiation for a right-of-way.

Bullard responded that a culvert had been installed for the two sisters that own property along the road.

Gioia said that then set the precedent.

Bullard responded the cost of the installation was only \$50.00.

Gioia responded that it still set precedent.

Pigott clarified for understanding that if we got three appraisals, and offered the middle amount to Gioia, and he refused, then Gioia would have to get his own attorney, go to court and the jury would determine the amount of compensation.

Ramsey responded that it was partially correct. He said that statute does not specify the number of appraisals you should get. He said that the appraisal should be a good and fair amount. He said that if the appraised amount is refused, Gioia could go to court. He said that the cost of realignment versus the cost of acquisition would sufficiently convince the court that eminent domain is a possibility. He said that the Town could ask the court, after posting a bond, probably based upon the appraised value, to take immediate possession so the project is not held up. He said the burden is on the Town to prove the value.

Pigott said that we owed the taxpayers to get appraisals to see where we are, rather than spending \$8,000 to \$11,000. He said if the appraisal came back at \$7,000, he would not be opposed to building a wall, but if it came back at \$1,500, then Council should take a look at it.

Mayor Rogers said that he had spoken with Tony several times over the last 1 ½ years about this project, and he (Tony) has always been straightforward.

Mayor Rogers asked Council to consider public input on this item.

#### **Public Input**

Sharon Doran said the road was very dangerous and a viable access to people living in the area. She said that we are either living here to say the same, or to move forward. She said the idea of the Council is bring the community together and to progress it for the good of all. She said it is our responsibility to find out about the rules and regulations of the area before you buy. She said that

if Mr. Gioia wants to service the community by being a Council member, he should be able to familiarize himself with these.

Milton Pate said that three appraisals would be very expensive. He thanked Gioia for accepting the wall as a compromise.

Heather Mauch said that since we do not have a right-of-way, we should be willing to compromise, and the wall is a fair compromise.

Henry Shill said we should have an appraisal done to see what is in the best interest of the Town.

Winogene Harris said that there are too many roads that are being paved and improved, while other roads with several families on them do without. She asked if Tony could fill in the road on his property as they did on Clubhouse Rd. She said the main issue is Council should take a look at where they are spending the taxpayer's money. She said that spending the money on a road with only one house is wrong. She said we are spending all this money on a road that no one wants, except the people on Salt Mine.

Julie O'Brien said that the road is a very dangerous road. She said it's very uncomfortable when the County hasn't bladed the road in a while, however it would be more dangerous if it was paved. She said that paving increases speed and noise. She said realignment needs to be considered because of the sunlight in the morning.

Woody Diehl said he agreed with the appraisal and condemnation procedures as it was a very small piece of land.

Jennifer Dutton said that paving would not improve Gioia's property value. She said it might be an improvement to a developer. But to someone buying a piece of property for open space and views (she said the General Plan obviously has talked about open space), that will not improve the value one bit. She said she thought it was more than generous for Gioia to accept a wall because it was not an improvement.

Sharon Doran apologized for referring to Mr. Gioia as an idiot. She said that she had lived in Camp Verde a very long time and considers herself one of the 'good ol' boys'. She said it offended her to hear comments from newcomers who try to stop growth or roads being built. She said that most of us will never have a compromise or get a walled-in garden. She said the road is a necessity and it is dangerous. She said that if Mr. Gioia is offered fair compensation, he should be willing to accept it for the good of the community. She said that's what we are here for.

Suzanne Martin said that it was very admirable that Mr. Gioia is willing to accept a wall. She said a road greatly decreases the aesthetic value of the property. Paving will increase use and speed. She said Gioia would have to maintain the wall and plant trees to screen the wall which will result in much greater costs to him. She said that providing the wall would be in the best interest of the community.

Mayor Rogers closed the floor to public input.

Pigott made a motion to direct staff to get three appraisals so that Council could have the information to make a competent decision. Garelo seconded the motion.

Richmond said that three appraisals would cost a lot of money.

Larkey asked Pigott to amend his motion to get one appraisal. Pigott agreed. Garello would not second this motion. Ramsey asked the appraisal be done in such a fashion that it could be used for eminent domain.

Richmond seconded the amended motion.

Councilor Ayres said that some of the public comments had hit home. He said we spent a ½ million dollars on a bridge in Grandpa Wash. He said half the people in Overlook Acres did not want the bridge. He said that if the people did not want Oasis Rd. paved, then we should abandon the project and not force the issue.

Pigott said that he agreed with Ayres. He said in the process of getting the appraisal, we should put out a press release and ask the public for input, and bring it back to Council for consideration.

Richmond said the fact remains that the easement needs to be addressed, whether or not the project proceeds.

The motion passed unanimously.

Mayor Rogers recessed the meeting for 5 minutes.

**8. Award of bids for Marshal's Office project.**

Manager Bullard explained that \$4,000 had been budgeted, and bids had come back at over \$9,000. He said that Council could approve the overage, or rebudget for 97-98 fiscal year.

On a motion by Richmond, seconded by Larkey, the Council voted unanimously to stay within budget, and consider this request in next year's budget.

**9. Parks & Recreation Commission quarterly report.**

Suzy Burnside gave the quarterly report covering the period from July 1996, through April 1997.

There was no action required or taken on this item.

**10. Manager's Report.**

Manager Bullard reported the County had granted the 178 parcels in Verde Lakes to be held in perpetuity, with no development. He advised that absentee voting begins April 17, and ballots are available. He also said the FEMA road project had begun in Verde Lakes. He advised that the Wells Fargo Bank was closing the main branch in 90 days.

**11. Council/Staff Comments, Informational Reports, and Activity Updates.**

Vice-Mayor Ayres reported that Roger Hopkins had been elected President, and Mike Bluff, vice-president of the Verde Valley Transportation Organization.



12. **Adjournment to Executive Session.**

The meeting was adjourned at 9:15 p.m.

Deborah Barber  
Deborah Barber, Recording Secretary

\_\_\_\_\_  
Dane Bullard, Town Clerk  
Carter Rogers  
Carter Rogers, Mayor

**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 the 16<sup>th</sup> day of April, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 17<sup>th</sup> day of April, 1997.

Deborah Barber  
Deborah Barber, Recording Secretary

**AGENDA**  
**EXECUTIVE SESSION**  
**A.R.S. §38-431.03.A.1**  
**COMMON COUNCIL**  
**of the**  
**TOWN OF CAMP VERDE**  
**COUNCIL CHAMBERS**  
**WEDNESDAY, APRIL 16, 1997**  
**IMMEDIATELY FOLLOWING 6:30 P.M. REGULAR SESSION**

1. Call to Order
2. Roll Call

Discussion of the Following:

3. Town Manager's Review
4. Adjournment

Posted by: D. Barber

Date/Time: 4/11/97 - 2:00 p.m.

*The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.*

**MINUTES  
EXECUTIVE SESSION  
A.R.S. §38-431.03.A.1  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, APRIL 16, 1997  
IMMEDIATELY FOLLOWING 6:30 P.M. REGULAR SESSION**

1. Call to Order

The meeting was called to order at 9:30 p.m.

2. Roll Call


Mayor Rogers, Councilors Pat Pigott, Ray Larkey, Bea Richmond, Andy Ayres, John Garello and Bob Simbric were present.

3. Town Manager's Review

The Manager's performance review was discussed.

4. Adjournment

The meeting was adjourned at 9:45 p.m.

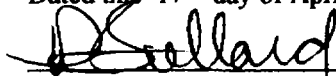
  
\_\_\_\_\_  
Dane Bullard, Town Clerk

  
\_\_\_\_\_  
Carter Rogers, Mayor

**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 Executive Session of the Town Council of Camp Verde, Arizona, held on the 16<sup>th</sup> day of April, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 17<sup>th</sup> day of April, 1997.

  
\_\_\_\_\_  
Dane Bullard, Town Clerk

**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, MAY 7, 1997  
6:30 P.M.**

- 5. 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 so requests.**

- a) Approval of the Minutes:
  - 1) Regular Session - April 16, 1997
  
- b) Set Next Meeting, Date and Time:
  - 1) Regular Session - May 21, 1997 at 6:30 p.m.
  - 2) Council Hears P&Z - May 28, 1997 at 6:30 p.m.
  - 3) Regular Session/Canvass Votes - June 4, 1997 at 6:30 p.m.
  
- c) Proclamation declaring May 16 & 17 as *American Cancer Society's Mingus Verde Relay for Life*.

Councilor Richmond asked that item 5.A be removed.

On a motion by Larkey, seconded by Richmond, the Council unanimously approved the Consent Agenda.

On a motion by Larkey, seconded by Richmond, the Council unanimously approved the minutes of April 16, 1997, as amended.

- 6. Magistrate Court Office Remodel Project.**

On a motion by Richmond, seconded by Larkey the Council voted unanimously to stay within the budget, and consider the request again during the next budget year.

- 7. Library Commission Quarterly Report.**

Chairman Gwen Gunnell explained the report covered the first quarter of 1997.

On a motion by Larkey, seconded by Simbric, the Council voted unanimously to fund the request, not to exceed \$685.00 for the mail-out, with any excess being returned to the general fund.

- 8. Status Report, Camp Verde Landfill.**

There was no action taken or required on this item.

- 9. Application by Bill Miller for permit to use Town right-of-way on Montezuma Castle Hwy.**

Councilor Richmond moved Council approval of the remaining 12½ feet of Town right-of-way across Montezuma Castle Highway, as an extension of the permit granted on January 2, 1997, without in anyway implying approval or disapproval of the purpose of Mr. Miller's construction, and supported by the opinion of the Town's legal counsel. The motion was seconded by Garelo, and unanimously approved by Council.

**10. Manager's Report.**

Manager Bullard reported the FEMA project was nearly complete, and had experienced no problems. He advised that Council needed to schedule an executive session to discuss legal matters. He also advised that the Town had contracted with an appraiser to perform a restricted appraisal on the Gioia property. He explained that the appraiser had broken his leg and had been unable to work, but he was expected this week.

Engineer McGinn explained the appraisal would cost \$400, but could be built upon for condemnation procedure. He said the end cost is estimated at \$1,800.

Manager Bullard advised that a member of Council should attend a 9:30 meeting tomorrow with Jim Glasgow of ADOT. Councilor Garelo said that he would be available.

**11. Council/Staff Comments, Informational Reports, and Activity Updates.**

Councilor Richmond reported that she would be attending her last meeting of the Verde Valley Watershed Association on May 22, that she had attended her last Cocopai meeting and she encouraged Parks & Recreation Commission members to become involved with the Yavapai Trails Committee.

**12. Adjournment.**

The meeting was adjourned at 8:55 p.m.

**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, MAY 7, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

**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, except to set them for consideration at a future date.**

5. **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 so requests.**
  - a) **Approval of the Minutes:**
    - 1) Regular Session - April 16, 1997
  - b) **Set Next Meeting, Date and Time:**
    - 1) Regular Session - May 21, 1997 at 6:30 p.m.
    - 2) Council Hears P&Z - May 28, 1997 at 6:30 p.m.
    - 3) Regular Session/Council Canvass Votes - June 4, 1997 at 6:30 p.m.
  - c) **Proclamation** declaring May 16 & 17 as *American Cancer Society's Mingus Verde Relay for Life.*

Discussion and Possible Action on the Following:  
**(Public input is invited on item(s): 9)**

6. Magistrate Court Office Remodel Project.

**Agenda 5-7-97**  
**Page 2**

7. Library Commission Quarterly Report.
8. Status Report, Camp Verde Landfill.
9. Application by Bill Miller for Permit to use Town right-of-way on Montezuma Castle Highway.
10. Manager's Report.
11. Council/Staff Comments, Information Reports and Activity Updates.
12. Adjournment.

Posted by: Nelsora Barber

Date/Time: 5-2-97 - 12:00 pm.

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**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, MAY 7, 1997  
6:30 P.M.**

**1. Call to Order**

Vice-Mayor Ayres called the meeting to order at 6:31 p.m.

**2. Roll Call**

Vice-Mayor Ayres, Councilors Ray Larkey, Bea Richmond, John Garello and Bob Simbric were present. Carter Rogers and Pat Pigott were absent. Councilor-Elect Brenda Hauser was also present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Dan McGinn, Engineer; Al Driscoll, Judge; Gwen Gunnell, ALP Director; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

**3. Pledge of Allegiance**

Councilor Larkey led the pledge.

**4. Call to the Public for Items Not on the Agenda.**

Jackie Baker asked the staff to determine if requirements for candidacy in the general election applied to the primary election. She also requested to know if all the material purchased by the General Plan Committee had been returned to the Town.

**5. 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 so requests.**

a) Approval of the Minutes:

1) Regular Session - April 16, 1997

b) Set Next Meeting, Date and Time:

1) Regular Session - May 21, 1997 at 6:30 p.m.

2) Council Hears P&Z - May 28, 1997 at 6:30 p.m.

3) Regular Session/Canvass Votes - June 4, 1997 at 6:30 p.m.

c) Proclamation declaring May 16 & 17 as *American Cancer Society's Mingus Verde Relay for Life*.

Councilor Richmond asked that item 5.A be removed.

On a motion by Larkey, seconded by Richmond, the Council unanimously approved the Consent Agenda.



On a motion by Larkey, seconded by Richmond, the Council unanimously approved the minutes of April 16, 1997, as amended.

**6. Magistrate Court Office Remodel Project.**

Manager Bullard explained the remodel project was estimated between \$10,000 and \$15,000. He stated this amount exceeded the budgeted amount.

Judge Al Driscoll said the project was needed to improve the efficiency of the court offices. He also stated that he had gotten cursory estimates, which were more in the \$5,000 range, as staff would be performing most of the work involved.

On a motion by Richmond, seconded by Larkey the Council voted unanimously to stay within the budget, and consider the request again during the next budget year.

**7. Library Commission Quarterly Report.**

Chairman Gwen Gunnell explained the report covered the first quarter of 1997. She introduced Library Commission members Nora Graff, Betty Kirby, Burt Singleton and Roger Doering. She stated the Commission was concerned with long range planning to meet the community's needs. She advised Council that the Commission had reviewed numerous studies, surveys and information, and had determined that the best way to effectively plan for the needs and wishes of the community, was to mail a survey to all box holders in the 86322 zip code area. She explained further that boxes would be placed in public places to receive responses to the survey. The estimated cost of the project was \$600, plus the cost of a bulk mail permit. She stated the Commission requested permission from Council to proceed with this project, and that some of the funds could come from the Commissioner's Expense line item.

Councilor Richmond asked if other Town information could be included in the mail-out, as the survey was only one page. It was determined this may be possible.

Vice-Mayor Ayres said he felt this was a good idea, and that the library had been doing a fine job, especially with the children's programs.

Councilor Larkey expressed his concerns with continuing the 'mail-out' concepts. He asked if there was another way to reach the public. He then asked Gunnell to ensure 3 to 4 places were available for receiving the surveys, and make this information prominent on the survey.

On a motion by Larkey, seconded by Simbric, the Council voted unanimously to fund the request, not to exceed \$685.00 for the mail-out, with any excess being returned to the general fund.

**8. Status Report, Camp Verde Landfill.**

Engineer McGinn stated he had been in the process of preparing a request for proposal, and had come across related studies prepared in 1995. His report is attached and becomes a part of these minutes.

There was no action taken or required on this item.

**9. Application by Bill Miller for permit to use Town right-of-way on Montezuma Castle Hwy.**

Manager Bullard explained this item was before Council because of the controversy involved. He stated the original permit was issued in January, and because of the right-of-way questions, Mr. Miller had not completed his work. He had placed a pipe under the roadbed, but he needed to extend the 13" pipe an additional 12 ½ feet to get it across the right-of-way. He explained that Mr. Miller was attempting to make a connection to recapture Eureka Ditch tailings. Eureka Ditch Company did not approve of Miller's actions to take water and a legal dispute had erupted. He said that these permits were not normally considered by Council, but staff felt it important that Council be aware of this situation.

Councilor Richmond moved Council approval of the remaining 12½ feet of Town right-of-way across Montezuma Castle Highway, as an extension of the permit granted on January 2, 1997, without in anyway implying approval or disapproval of the purpose of Mr. Miller's construction, and supported by the opinion of the Town's legal counsel. The motion was seconded by Garello, and unanimously approved by Council.

**Public Input:**

Tom Pender of Pender Engineering said that he was representing Mr. Miller, and that his company had been retained to provide design plans for the extension project. He said the only issue concerned at this time, was obtaining a permit from the Town to work in the Town's right-of-way. He said his work consisted of drainage studies and design. He said the pipe should reduce the amount of water coming across the road. He said the design was in accordance with MAG standards and drainage standards.

Rick Mayberry, Attorney representing Eureka Ditch, said the issue is simple. There are no historical records indicating that Mr. Miller has the right to use water from Eureka Ditch. He said that if the Town allows Mr. Miller to extend his pipe to take Eureka Ditch water, the Town would be in violation of state statutes and it would interfere with the lawful rights of Ditch users. He said there are more claims to the water in the Verde River than there is available. He suggested Council support the position taken by staff, that before Mr. Miller is given approval, that the water rights issue be resolved. He said that was a fair and appropriate decision, rather than Miller receiving a permit now. He urged Council not to grant a permit, simply because it would be in violation of the 1974 Water Rights Registration Act. There have been no filings by Mr. Miller to claim the water. He said that the Town permitting Mr. Miller to construct structures to take water from Eureka Ditch is inappropriate and in violation of state statutes.

Councilor Simbric asked Attorney Ramsey to explain the permitting process. Ramsey said the Town's only concern in issuing permits is to protect the integrity of the roadway. He said that the Town is in the 'middle' of this dispute because if we refused to issue the permit, we might get a lawsuit asking the Court to order the permit, and issuing a permit may be interpreted by Eureka Ditch as condoning the water rights. He said the easier action to do is to issue the permit with the understanding that in doing so, the Town by no means approves of the intended construction outside the right-of-way, and further we make no finding of any kind whether there are water rights in Beaver Creek or anywhere else.

Councilor Garello said this dispute has nothing to do with the Town, the only issue to be considered is the permit to extend the pipe beyond the right-of-way. He said that right now the pipe stops 12 ½ feet short of the right-of-way. He said that when he makes a motion, he will make a motion for Mr. Miller to hold the Town harmless in any future litigation.

Councilor Larkey asked Mr. Mayberry what the harm would be in issuing the permit, when Eureka Ditch would not give him water even if the pipe was hooked up. Mr. Mayberry said it was futile for Mr. Miller to place the pipe.

Councilor Simbric reaffirmed Ramsey's comments that the Town has no right to ask what the road cut is for when a permit is issued. Ramsey said this is a very sensitive issue and hotly debated. He said that he wanted to be sure that nothing is sanctioned but what goes into our right-of-way.

Councilor Richmond said that if the Town gave him permission to enter the right-of-way, he should be entitled to exit it.

Kevin Hauser said this was more an issue of order. He said that Eureka Ditch has a 60' easement from the Verde River. He said that if a permit is issued or proposed, Eureka Ditch should be requesting it. He explained that Miller is in the center of their alignment. He said it is not unusual for a person to own property and not be entitled to water from the ditch. He said the issue is not whether Miller owns water, but that it is the Eureka Ditch responsibility to apply for the permit for the structure. He said the pipe is in Eureka Ditch, and it is apparent that the Town does not understand that. He said that if they are ordered to supply Miller the water, then Eureka Ditch would like to have the ability to apply for the permit.

Wally Dickinson said he had property across the creek. He said he was concerned that if Eureka Ditch shut off the water at the Miller property to prevent him from taking the tailwater, then the creek would dry up from that point down and have a negative impact on the environment. He said the tailwater has always flowed into the creek.

Jackie Baker encouraged Council to be very careful in hold harmless agreements because many times an insurance carrier won't cover the action.

Wayne Dickinson said the problem is that the Town got caught with its pant down when the permit was issued to put the ditch in. He said that he talked with the Town Manager after finding out the problem, and the manager was unaware the permit had been issued. He said the Town issued the permit without researching it. He said the Town committed one wrong by issuing the first permit, and a second permit wouldn't help the matter.

John McReynolds said Eureka Ditch had never been notified the permit had been issued. He said they came to work one day, and the road had been cut and the pipe was being placed. He said there was a breakdown in communication with Town Hall. He said that if someone is proposing a water line, the Town should investigate it.

Ralph Matheny asked what portion of the drawing was the Town going to permit. Ayres answered the Town could only permit the Town's right-of-way.

Tom Pender said that if Eureka Ditch has an easement, they should be able to present documents indicating where the easement is. He said at this point, they are unaware of the ditch easement. He said the drawings were prepared at the request of the Town, so they could determine if the project would affect the integrity of the roadway.

Attorney Ramsey said the ditch companies normally have easements permitting access and maintenance. He said we are entitled to issue permits to cross our roadway.

Councilor Richmond asked Mr. Hauser if he was asserting that the entire cut was within the Eureka Ditch right-of-way. Mr. Hauser said it was. He said that any activity that takes place within the ditch. He said it was fairly common to have a 60' easement. Richmond said 60' seems excessive for moving machines or turning around for maintenance. Hauser responded that this case is very plain and specific on the amount of land involved in the easement. He explained further that there must be some sense of order, and the Ditch company must be allowed to make decisions on what goes on within their right-of-way. He said again that if they are required to provide him water, they should be the one applying for the permit.

Richmond said that Miller was within three feet of Eureka's culvert. She said that if Council denied him the permit, it could be construed as siding with the Ditch company.

Simbric asked how a resolution would be made if someone did remove water without authorization. Ramsey responded that it could be either civil or criminal action.

Leonard Krautbauer said that he is located at the end, Hauser takes more water out of the Verde than Miller would ever use. Hauser replied that was untrue.

Larkey asked about the legality of being in the easement. Ramsey said that Mr. Hauser was saying that the improvement constructed by the Ditch carried with it 60' easement on every side, across the pavement and everywhere else. He said that if that is true, it is not applicable to what is being considered now. He said what we are talking about is the ability to cut into our right-of-way, and place an improvement that meets our standards and does not impede or affect the integrity of the roadbed. He said that in most court cases, it is determined what affects a specific property, and this does not necessarily apply to all properties. He said that if a proposal was made to change the culvert, then we would have to involve the Ditch company, but as we are looking at it now, we are trying to grant a permit so that it gets out of our right-of-way. He said the purpose of the easement is for improvement or access, and none of these apply under 4" of our asphalt.

#### **10. Manager's Report.**

Manager Bullard reported the FEMA project was nearly complete, and had experienced no problems. He advised that Council needed to schedule an executive session to discuss legal matters. He also advised that the Town had contracted with an appraiser to perform a restricted appraisal on the Gioia property. He explained that the appraiser had broken his leg and had been unable to work, but he was expected this week.

On a motion by Larkey, seconded by Richmond, the Council voted unanimously to set an executive session for 5/21/97 immediately following the regular session for the purpose of discussion with the Town Attorney.

Engineer McGinn explained the appraisal would cost \$400, but could be built upon for condemnation procedure. He said the end cost is estimated at \$1,800.

Manager Bullard advised that a member of Council should attend a 9:30 meeting tomorrow with Jim Glasgow of ADOT. Councilor Garello said that he would be available.


#### **11. Council/Staff Comments, Informational Reports, and Activity Updates.**

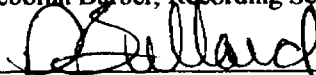
Councilor Richmond reported that she would be attending her last meeting of the Verde Valley Watershed Association on May 22, that she had attended her last Cocopai meeting and she

encouraged Parks & Recreation Commission members to become involved with the Yavapai Trails Committee.

**12. Adjournment.**

The meeting was adjourned at 8:55 p.m.

  
\_\_\_\_\_  
Deborah Barber, Recording Secretary


  
\_\_\_\_\_  
Dane Bullard, Town Clerk

  
\_\_\_\_\_  
Andy Ayres, Vice-Mayor

**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 the 7<sup>th</sup> day of May, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 8<sup>th</sup> day of May, 1997.

  
\_\_\_\_\_  
Deborah Barber, Recording Secretary

**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, MAY 21, 1997  
6:30 P.M.**

5. **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 so requests.**

- a) Approval of the Minutes:
  - 1) Regular Session - May 7, 1997
- b) Set Next Meeting, Date and Time:
  - 1) Council hears P&Z/Council Canvass Votes - May 28, 1997 at 6:30 p.m.
  - 2) Regular Session - June 4, 1997 at 6:30 p.m.
  - 3) Regular Session - June 18, 1997 at 6:30 p.m.
  - 4) Council Hears P&Z - June 25, 1997 at 6:30 p.m.
- c) Proclamation declaring May 31, 1997 as *World No Tobacco Day*

On a motion by Richmond, seconded by Simbric, the Council unanimously approved the Consent Agenda, as amended.

6. **Lon Myers - Southwest Risk Report Update and Presentation**

Lon Myers presented a plaque to the Mayor in appreciation for the Town's long time participation in the Southwest Risk pool.

There was no action taken or required on this item.

7. **Vern Pearson - Presentation of State Compensation Fund Dividend Check.**

Vern Pearson, District Manager, presented the Mayor with a dividend check in the amount of \$13,350.

There was no action taken or required on this item.

8. **Manager's Report**

Bullard reported that several applications had been received for the Parks & Recreation Director position. He advised that interviews would be arranged shortly after the closing date, and asked that two Council members attend, as this is a department head position.

Bullard reminded Council of the intergovernmental meeting to be held in Jerome on May 22. He stated that the Town would be reporting on the status of the landfill issue, and that Cottonwood would be discussing their possible annexation.

Bullard advised the Town Attorney would be out of the country for two weeks beginning May 27, 1997.

9. **Council/Staff Comments, Information Reports and Activity Updates**

Richmond reported that the American Heritage Rivers Designation Initiative would meet the needs of the Verde Valley Watershed Association. She stated the designation was not a study, and would not result in new regulations, but would facilitate direction and motivation of VVWA. Richmond also read the numerous committees and organizations in which Council members should continue participation. She passed the Initiative and other information to the Mayor.

Councilor Garello asked Manager Bullard if he had investigated the possibility of extending the town limits to the north. Manager Bullard advised that annexation would be a Council decision. Garello stated that since Cottonwood is considering annexation, the Town should protect its interest.

**10. Adjournment to Executive Session.**

The meeting was adjourned at 7:00 p.m.

**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, MAY 21, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

**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, except to set them for consideration at a future date.**

5. **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 so requests.**

**a) Approval of the Minutes:**

- 1) Regular Session - May 7, 1997

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

- 1) Council Hears P&Z - May 28, 1997 at 6:30 p.m.
- 2) Regular Session/Council Canvass Votes - June 4, 1997 at 6:30 p.m.
- 3) Regular Session - June 18, 1997 at 6:30 p.m.
- 4) Council Hears P&Z - June 25, 1997 at 6:30 p.m.

**c) Proclamation declaring May 31, 1997 as *World No Tobacco Day*.**

Discussion and Possible Action on the Following:

**(Public input is invited on item(s): )**

6. Lon Myers - Southwest Risk Report Update, and Presentation.
7. Vern Pearson - Presentation of State Compensation Fund Dividend Check.



**Agenda 5-21-97**  
**Page 2**

8. Manager's Report.
9. Council/Staff Comments, Information Reports and Activity Updates.
10. Adjournment to Executive Session.

Posted by: Heborah Barber

Date/Time: 5-16-97 2:00 p.m.

*The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.*

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, MAY 21, 1997  
6:30 P.M.**

**1. Call to Order**

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

**2. Roll Call**

Mayor Rogers, Councilors Pat Pigott, Ray Larkey, Bea Richmond, and John Garello were present. Councilor Simbric joined the meeting at 6:35 p.m. Vice-Mayor Andy Ayres was absent. Councilor-Elect Brenda Hauser was also present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

**3. Pledge of Allegiance**

Councilor Richmond led the pledge.

**4. Call to the Public for Items Not on the Agenda.**

Henry Shill stated he had recently read about a cost sharing program that was used to make improvements on Salt Mine Road. He asked if the Town could participate in a program such as this to improve some of the roads in Town.

**5. 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 so requests.**

a) Approval of the Minutes:

- 1) Regular Session - May 7, 1997

b) Set Next Meeting, Date and Time:

- 1) Council Hears P&Z - May 28, 1997 at 6:30 p.m.
- 2) Regular Session/Council Canvass Votes - June 4, 1997 at 6:30 p.m.
- 3) Regular Session - June 18, 1997 at 6:30 p.m.
- 4) Council Hears P&Z - June 25, 1997 at 6:30 p.m.

c) Proclamation declaring May 31, 1997, as *World No Tobacco Day*.

Mayor Rogers advised that the Council Canvass of Votes would occur on May 28, therefore this item would be moved to b.1, Council Hears P&Z.

On a motion by Richmond, seconded by Simbric, the Council unanimously approved the Consent Agenda, as amended.

**6. Lon Myers - Southwest Risk Report Update and Presentation.**

Lon Myers stated that Camp Verde became the first member of the Southwest Risk Pool on December 26, 1986. He explained that the pool has matured and in 1996, had a fund balance in excess of \$14,500,000. He said the Board had determined to return 3.5 million dollars to its membership, and Camp Verde's share of the return would result in over \$23,000 savings in 1997. Mr. Myers presented a plaque to the Mayor in appreciation of Camp Verde's participation in the program.

There was no action taken or required on this item.

**7. Vern Pearson - Presentation of State Compensation Fund Dividend Check.**

Vern Pearson, District Manager of the State Compensation in Yavapai County, reported that even though Camp Verde had seen an increase in claims, the Town still remained 17 points better than other cities and towns in the State of Arizona. He explained that the State Compensation Fund is taking in more than it is paying out, the Fund is able to return dividends to communities. Mr. Myer presented the Mayor with a dividend check in the amount of \$13,350.

There was no action taken or required on this item.

**8. Manager's Report**

Bullard reported that several applications had been received for the Parks & Recreation Director position. He advised that interviews would be arranged shortly after the closing date, and asked that two Council members attend, as this is a department head position.

Bullard reminded Council of the intergovernmental meeting to be held in Jerome on May 22. He stated that the Town would be reporting on the status of the landfill issue, and that Cottonwood would be discussing their possible annexation.

Bullard advised the Town Attorney would be out of the country for two weeks beginning May 27, 1997.

**9. Council/Staff Comments, Information Reports and Activity Updates**

Richmond reported that the American Heritage Rivers Designation Initiative would meet the needs of the Verde Valley Watershed Association. She stated the designation was not a study, and would not result in new regulations, but would facilitate direction and motivation of VVWA. Richmond also read the numerous committees and organizations in which Council members should continue participation. She passed the Initiative and other information to the Mayor.

Councilor Garello asked Manager Bullard if he had investigated the possibility of extending the town limits to the north. Manager Bullard advised that annexation would be a Council decision. Garello stated that since Cottonwood is considering annexation, the Town should protect its interest.

**10. Adjournment to Executive Session.**

The meeting was adjourned at 7:00 p.m.

*Deborah Barber*

Deborah Barber, Recording Secretary

*Dane Bullard*

Dane Bullard, Town Clerk

*Carter Rogers*

Carter Rogers, Mayor

**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 the 21<sup>st</sup> day of May, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 22<sup>nd</sup> day of May, 1997.

*Deborah Barber*

Deborah Barber, Recording Secretary

**AGENDA  
EXECUTIVE SESSION  
A.R.S. §38-431.03.A.3  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, MAY 21, 1997  
IMMEDIATELY FOLLOWING 6:30 P.M. REGULAR SESSION**

1. Call to Order
2. Roll Call

Discussion of the Following:

3. Consultation with Legal Counsel
4. Adjournment

Posted by: Heborah Barber

Date/Time: 5-16-97 2:00 p.m.

*The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.*

**MINUTES  
EXECUTIVE SESSION  
A.R.S. §38-431.03.A.1  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, MAY 21, 1997  
IMMEDIATELY FOLLOWING 6:30 P.M. REGULAR SESSION**

1. Call to Order

The meeting was called to order at 7:15 p.m.


2. Roll Call

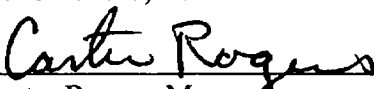
Mayor Rogers, Councilors Pat Pigott, Ray Larkey, Bea Richmond, John Garello and Bob Simbric were present. Andy Ayres was absent.

3. Consultation with Legal Counsel.

4. Adjournment

The meeting was adjourned at 7:42 p.m.

  
\_\_\_\_\_  
Dane Bullard, Town Clerk

  
\_\_\_\_\_  
Carter Rogers, Mayor

**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 Executive Session of the Town Council of Camp Verde, Arizona, held on the 21<sup>st</sup> day of May, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 22<sup>nd</sup> day of May, 1997.

  
\_\_\_\_\_  
Dane Bullard, Town Clerk

**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, JUNE 4, 1997  
6:30 P.M.**

5. **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 so requests.**

a) **Approval of the Minutes:**

- 1) Regular Session - May 21, 1997
- 2) Council Hears Planning & Zoning - April 23, 1997
- 3) Council Hears Planning & Zoning - May 28, 1997

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

- 1) Regular Session - June 18, 1997 at 6:30 p.m.
- 2) Council Hears P&Z - June 25, 1997 at 6:30 p.m.

c) **Authorization for Mayor to sign Emergency Shelter Grant Prevention Program Certification of Approval.**

d) **Approval of Cooperative State Purchase Agreement.**

On a motion by Garelo, seconded by Richmond, the Council unanimously approved the Consent Agenda.

6. **Swearing In and Seating of Mayor and new Council members.**

Judge Al J. Driscoll swore in Carter Rogers as Mayor and Brenda Hauser, Tom Hall and Wayne Dickinson as Council members. Mayor Rogers presented plaques of appreciation to Councilors Bea Richmond, Andy Ayres and Bob Simbric. The new Council members took their seats.

7. **Council Appointment of Vice-Mayor.**

Pat Pigott was appointed Vice-Mayor.

8. **Council Appointment of Representative to the Verde Valley Transportation Organization.**

John Garelo was appointed as Representative. Former Town Representative, Andy Ayres will attend the next meeting with John Garelo.

9. **Approval of 3% increase in Dispatch fees for FY97/98.**

On a motion by Hall, seconded by Garelo, the Council voted unanimously to set this aside for consideration during the budget sessions.

10. **Authorization to purchase liquid bleach chlorinating system for Camp Verde Heritage Pool.**

On a motion by Larkey, seconded by Hall, the Council voted unanimously to accept staff recommendation to install a liquid bleach chlorinating system at the pool.

**11. Request by Camp Verde Sanitary District for interim loan for SR-260/I-17 Sewer Extension Project.**

On a motion by Garelo, seconded by Hauser, the Council voted unanimously to schedule a work session with members of the Camp Verde Sanitary District Board to discuss issues and terms of an agreement, after the budget has been completed and approved.

**12. Manager's Report.**

Manager Bullard advised that Work Sessions needed to be scheduled for the FY 97-98 Budget. He also advised that he, Mayor Rogers and Brenda Hauser had attended the Intergovernmental Meeting in Jerome, and that Cottonwood's planned annexation would place their boundary within one mile of our northern border. He explained the public hearings on this matter would begin in July.

**13. Council/Staff Comments, Informational Reports, and Activity Updates.**

Debbie Barber advised the Town had received the recorded deed from the County which transferred several properties in Verde Lakes to the Town.

Carol Brown advised that a meeting had been scheduled with Mr. Debolske of the League of Arizona Cities and Towns on July 9 at 6:00p.m.

John Garelo stated that he felt it important to have at least three Council members and three Parks & Recreation Commissioners be involved in the interviews for the Parks & Recreation Director.

Councilor Hall asked if the Parks & Recreation Director would continue being head of the Maintenance Department. Manager Bullard stated the Maintenance Department was under the direction of Public Works.

**14. Adjournment.**

The meeting was adjourned at 7:15 p.m.



**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JUNE 4, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

**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, except to set them for consideration at a future date.**

5. **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 so requests.**
  - a) **Approval of the Minutes:**
    - 1) Regular Session - May 21, 1997
    - 2) Planning & Zoning Matters - April 23, 1997
  - b) **Set Next Meeting, Date and Time:**
    - 1) Regular Session - June 18, 1997 at 6:30 p.m.
    - 2) Council Hears P&Z - June 25, 1997 at 6:30 p.m.
  - c) **Authorization for Mayor to sign Emergency Shelter Grant Prevention Program Certification of Approval.**
  - d) **Approval of Cooperative State Purchase Agreement.**

Discussion and Possible Action on the Following:  
*(Public input is invited on item(s): 9, 10 & 11 )*

6. Swearing In and Seating of Mayor and new Council members.

7. Council appointment of Vice-Mayor.
8. Council appointment of representative to the Verde Valley Transportation Organization.
9. Approval of 3% increase in Dispatch fees for FY 97/98.
10. Authorization to purchase liquid bleach chlorinating system for Camp Verde Heritage Pool.
11. Request by Camp Verde Sanitary District for interim loan for SR-260/I-17 sewer extension project.
12. Manager's Report.
13. Council/Staff Comments, Information Reports and Activity Updates.
14. Adjournment.

Posted by: Deborah Barber

Date/Time: May 30, 1997

*The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.*

**SUPPLEMENTAL  
AGENDA**

**REGULAR SESSION  
TOWN COUNCIL  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JUNE 4, 1997  
6:30 P.M.**

**5.a Approval of the Minutes**

- 3) Planning & Zoning Matters - May 28, 1997

Posted by: D. Barber

Date/Time: 6-2-97 2:00p.m.

*The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.*

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JUNE 4, 1997  
6:30 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

Mayor Rogers called the meeting to order at 6:31 p.m.

**2. Roll Call**

Mayor Rogers, Councilors Ray Larkey, Bea Richmond, Andy Ayres, John Garello and Bob Simbric were present. Pat Pigott was absent.

Dane Bullard, Town Manager; John Wischmeyer, Town Marshall; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

**3. Pledge of Allegiance**

Councilor Simbric led the pledge.

**4. Call to the Public for Items Not on the Agenda.**

Charlene Johnson presented Mayor Rogers with a "Top Dog" picture.

**5. 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 so requests.**

**a) Approval of the Minutes:**

- 1) Regular Session - May 21, 1997
- 2) Council Hears Planning & Zoning - April 23, 1997
- 3) Council Hears Planning & Zoning - May 28, 1997

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

- 1) Regular Session - June 18, 1997 at 6:30 p.m.
- 2) Council Hears Planning & Zoning - June 25, 1997 at 6:30 p.m.

**c) Authorization for Mayor to sign Emergency Shelter Grant Prevention Program Certification of Approval.**

**d) Approval of Cooperative State Purchase Agreement.**

On a motion by Garello, seconded by Richmond, the Council unanimously approved the Consent Agenda.

**6. Swearing In and Seating of Mayor and new Council members.**

Judge Al J. Driscoll swore in Carter Rogers as Mayor and Brenda Hauser, Tom Hall and Wayne Dickinson as Council members. Mayor Rogers then presented plaques of appreciation to Councilors Bea Richmond, Andy Ayres and Bob Simbric. The new Council members took their seats.

**7. Council Appointment of Vice-Mayor.**

Manager Bullard explained the Town Code required appointment of Vice-Mayor at the first regularly scheduled meeting of the new Council. He further explained that the Vice-Mayor was a one year term.

On a motion by Garelo, seconded by Dickinson, the Council voted unanimously to appoint Pat Pigott as Vice-Mayor.

**8. Council Appointment of Representative to the Verde Valley Transportation Organization.**

On a motion by Hall, John Garelo was unanimously appointed as Representative. Mayor Rogers explained that the former Town Representative, Andy Ayres, will attend the next meeting with John Garelo, in order to receive an appreciation award.

**9. Approval of 3% increase in Dispatch fees for FY97/98.**

Manager Bullard explained the cost of operating had risen, and the 3% increase would offset some of the costs about \$3,000. Marshal Wischmeyer explained that his office handled calls for BIA, Lake Montezuma/Rimrock and the Ambulance service. He advised he was requesting this increase in fees due to the anticipated 16 to 20% anticipated increase in calls handled by the dispatchers. He further explained the last increase was in 1995.

Councilor Hall asked the Marshal if the 3% was enough.

Wischmeyer stated the other entities' revenues don't increase much, and it had been his intention to spread the increases over several years. He advised that all agreements expired in June.

John Garelo asked if the money goes into the General Fund. Marshal Wischmeyer stated that it would.

Councilor Dickinson asked if this was a standard increase and if the money would go to salaries. Marshal Wischmeyer explained the money would go to the general fund.

On a motion by Hall, seconded by Garelo, the Council voted unanimously to set this aside for consideration during the budget sessions.

There was no public input.

**10. Authorization to purchase liquid bleach chlorinating system for Camp Verde Heritage Pool.**

Manager Bullard explained the pool was currently using a gas chlorinating system that did not meet ADEQ requirements. He advised this system had been recommended by Shasta Pools. He further explained that due to erroneous information, Shasta was reducing the price \$500, to install the liquid chlorinating system. The total price of \$2,000 to change out the system was available in the pool budget.

Councilor Garello asked if the school had been contacted to pay their share. Bullard explained the school district is billed quarterly for expenses, and this amount would be included.

Councilor Hauser asked if the Pool Director regulates the chlorine. Manager Bullard stated that the Maintenance staff regulates chlorine.

Councilor Hall asked if staff had to be certified to work with the chlorine. Manager Bullard stated they did. Hall asked if the children were safe with the gas system. Bullard stated the gas bottles are volatile, and this is one of the reasons the system does not meet ADEQ guidelines. Hall asked how this happened. Bullard explained that Shasta had recommended this system, and are now willing to give a \$500 credit because ADEQ would not approve it.

On a motion by Larkey, seconded by Hall, the Council voted unanimously to accept staff recommendation to install a liquid bleach chlorinating system at the pool.

**Public Input:**

Jim Bullard encourage Council to use the liquid chlorinating system, as it was much less dangerous than the gas system.

**11. Request by Camp Verde Sanitary District for interim loan for SR-260/A-17 Sewer Extension Project.**

Manager Bullard explained the Camp Verde Sanitary District (District) was requesting a \$300,000 interim loan to begin the sewer extension project. He stated he had researched various items, and that the Town is permitted to provide a loan to the District. He recommended that Council schedule a work session with specific intent on this issue. He stated John Crane was available to answer questions.

John Crane invited the Council members to the District Office to review background information on this request.

Councilor Larkey asked if the District Board had approved this request, and would they be available to attend a work session. John Crane responded that they had approved the request, and that most of them would likely be available. Larkey asked if the federal monies could be used to repay the loan. Crane answered that the District had hired an attorney who specialized in this area. He advised they were bound by statutes and regulations and the repayment could come from the federal dollars. He explained further that ultimately the property owners carried the liability of repayment.

Mayor Rogers stated the loan would be interest bearing, and have stringent requirements that would need to be met.

On a motion by Garelo, seconded by Hauser, the Council voted unanimously to schedule a work session with members of the Camp Verde Sanitary District Board to discuss issues and terms of an agreement, after the budget has been completed and approved.

**Public Input:**

Henry Skill asked if the public would be able to attend and participate in the work sessions. He said that at one time, the property owners had pledged \$300,000 for this project. He stated that he was concerned with the District's method of assessment.

Nancy Jungling asked if the public would be allowed to speak. She said that the District had money available in their savings to fund this project.

Mayor Rogers responded that the floor could be opened for public input.

**12. Manager's Report.**

Manager Bullard advised that Work Sessions needed to be scheduled for the FY 97-98 Budget. He also advised that he, Mayor Rogers and Brenda Hauser had attended the Intergovernmental Meeting in Jerome, and that Cottonwood's planned annexation would place their boundary within one mile of our northern border. He explained the public hearings on this matter would begin in July.

**13. Council/Staff Comments, Informational Reports, and Activity Updates.**

Debbie Barber advised the Town had received the recorded deed from the County which transferred several properties in Verde Lakes to the Town.

Carol Brown advised that a meeting had been scheduled with Mr. Debolske of the League of Arizona Cities and Towns on July 9 at 6:00 p.m.

John Garelo stated that he felt it important to have at least three Council members and three Parks & Recreation Commissioners be involved in the interviews for the Parks & Recreation Director.

Councilor Hall asked if the Parks & Recreation Director would continue being head of the Maintenance Department. Manager Bullard stated the Maintenance Department was under the direction of Public Works.

Councilor Hall stated he was very concerned with the pool's chlorine system. He said that one breath of chlorine could cause a serious health injury. He asked Bullard how long it would take to replace it with the new system. Manager Bullard stated it would not take long.

Mayor Rogers expressed appreciation to his wife and family for their support. He introduced his wife Ada, son Trey, and future daughter-in-law, Jamie Foreman.

**Public Input:**

Mayor Rogers permitted Tony Gioia to speak at this time. Gioia stated he had discovered that Steve Coury dealership would provide one million dollars a year in taxes to the City of Cottonwood, and that another dealership was anticipated to locate in that area. He encouraged Council to act quickly on the annexation issue.

14. **Adjournment.**

The meeting was adjourned at 7:15 p.m.

Deborah Barber  
Deborah Barber, Recording Secretary

Dane Bullard  
Dane Bullard, Town Clerk

Carter Rogers  
Carter Rogers, Mayor

**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 the 4<sup>th</sup> day of June, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 5<sup>th</sup> day of June, 1997.

Deborah Barber  
Deborah Barber, Recording Secretary



**AGENDA  
WORK SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
MONDAY, JUNE 16, 1997  
6:00 P.M.**

1. Call to Order
2. Roll Call

Discussion of the Following:

3. FY 97-98 Budget
4. Adjournment.

Posted by: *Dorothy Barker*

Date/Time: *6-12-97* *10:00 AM*

*The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.*

**MINUTES  
WORK SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
MONDAY, JUNE 16, 1997  
6:00 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

Mayor Rogers called the meeting to order at 6:02 p.m.

**2. Roll Call**

Mayor Rogers, Councilors Pat Pigott, Tom Hall, Wayne Dickinson, and John Garello were present. Councilor Hauser joined the meeting at 6:08. Ray Larkey was absent.

Dane Bullard, Town Manager; John Wischmeyer, Town Marshal; Phyllis Hazekamp, Library Director; Debi Phillips, Accounting Tech; and Deborah Barber, Recording Secretary were also present.

**3. FY 97-98 Budget**

Manager Bullard explained that overall revenues were up 13%, with local revenues up 21%. He stated that staff had reviewed the budget, and what was presented before Council tonight was a balanced budget. He advised that Council would be reviewing the Marshal's Office and Library budgets tonight, and that the Department Heads were available to answer Council questions.

Mayor Rogers asked why the Marshal's Office Toy Ride was listed on the Town's budget. Bullard explained the auditor's suggested it be handled through the General Fund for more accurate accounting.

Councilor Pigott requested copies of receipts for last year's Toy Ride.

Councilor Hall asked if the Town was liable for injuries. Bullard explained the Town only provides the accounting.

Mayor Rogers stated he was concerned with the proposed 3% increase in Dispatch fees. Councilor Pigott said Camp Verde Fire and Ambulance provide a valuable service to the community, and he would rather see a 3% decrease than an increase. The Council discussed leaving the rate the same as it was last year.

Councilor Dickinson asked about the increase in jail fees. Wischmeyer advised this was a new line item this year. He further explained that on occasion, a prisoner who should serve time in another jurisdiction will request Camp Verde jail as it is closer to home, work or family. He said the Marshal's Office charges \$25.00 per day in advance. Pigott asked if Council was made aware of this practice. Wischmeyer said he was unsure as it had always been done this way. Pigott stated this type of practice and fee schedule should be approved by Council.

Councilor Hall asked if the Town would be liable if the inmate became ill, or got hurt. Wischmeyer said yes, but if the prisoner doesn't follow the rules, he would be sent back to the

originating jail. Hall said he was concerned because a heart attack could cost the taxpayers thousand of dollars.

Garello asked why training was in all department budgets. Bullard explained that all departments required attendance at workshops and seminars. He stated the training line item allowed for required education of various department employees.

Garello stated he was not in favor of giving uniform compensation to employees who did not wear uniforms.

Dickinson said he was not in favor of the 15% increase shown in the salary line item for Police Administration. He said that the 2 ½% pay increase was unfair, because those with higher salaries got bigger increases. Pigott stated that he would like to see all employees get a straight \$750 raise on their anniversary date. Bullard stated Council would have to eliminate the present pay chart from the Personnel Manual in order to change the pay.

Councilor Dickinson stated he was not against Department Heads, he would just like to see more equity in pay increases. He said he would like to see a print out of employee salaries. \*

Councilor Pigott asked the purpose of the uniform allowance. Wischmeyer stated it was to compensate officers for the purchase and maintenance of uniforms. Pigott asked Wischmeyer if he wore a uniform. Wischmeyer stated that on occasion he did. Pigott asked how often. Wischmeyer said he was unsure. Pigott said that he did not agree with paying \$1,200 a year for uniform allowance, if he did not wear a uniform. Wischmeyer stated it was part of the compensation package when he was hired. Pigott asked Bullard to research this claim and bring it back to Council. \*

Councilor Hauser stated that uniforms must still be purchased even if they aren't worn.

Pigott asked Wischmeyer how many uniforms he purchased last year. Wischmeyer stated he had not purchased any.

Hall stated he had received complaints from the public about being stopped by the Marshal who was in an unmarked car and in civilian clothes. He stated that with all that's going on in the news, people are apprehensive about stopping or being stopped like this. He said this was also a concern for the Marshal's safety. Wischmeyer responded that he had no problem with people being apprehensive. Hall stated he had no dispute with the need for uniforms and asked Wischmeyer if he wore a uniform half the time. Wischmeyer responded that he shouldn't have to start wearing a uniform now, that he needed to be differentiated from lower level employees, and that he prefers wearing civilian clothes. He also stated that Chiefs of Police are not normally in uniform.

Dickinson stated that Chuck [Devine] didn't wear a uniform. (It was determined that Chuck didn't receive a uniform allowance.)

Mayor Rogers requested that the Manager determine if the uniform allowance was part of the hire agreement. Hauser stated that if it was agreed upon, it should not be taken away. Pigott stated that if there is nothing in writing, it should not be given. \*

After further discussion addressing the need for two full-time records clerk and computers, the Council discussed the following:

- \$750 annual across-the-board raise for employees;
- receipts on Toy Ride;
- Marshal wears a uniform, or loses the \$1,200 uniform allowance; and
- they would discuss the additional full-time records clerk after seeing the salary comparison at the next Work Session.

Hall asked if a 5 day, 8 hour shift for Officers would provide sufficient coverage. Pigott asked why 4 ten hour days had been implemented, and if the shift change had been approved by Council. Wischmeyer responded that it had been done two years ago, and that he had followed the proper chain of command. He stated it had been approved by the Town Manager. Pigott stated that it takes more officers to cover a 4-10 shift, and that Chuck had been refused by Council when he requested a 4-10 shift. He said the Personnel Policy and Procedures Manual states officers will work a 5-8 shift. He further stated he had a problem with matters such as this not going before Council.

Hall asked if there were enough supervisors. Wischmeyer responded he had no lieutenant, but that there was one sergeant per shift. He added the 10 hour shift allows for overlap at busy times.

Garello asked how officers are paid if they are called to work on holidays. Wischmeyer explained they are paid 10 hours for the holiday, plus 1 ½ times for the hours they work. Pigott asked how many hours they were paid if they worked a 10 hour shift. Wischmeyer said they were paid for 25 hours. Pigott asked how many hours were paid if the officer did not work. Wischmeyer responded that they would be paid 8 hours additional pay if the holiday fell on their day off. Pigott said working officers should be paid for an 8 hour holiday like all other employees are paid, plus time and a half for hours actually worked.

Hauser said the hospital pays 25 hours for working holidays.

Dickinson said the officers were receiving double time pay for working holidays. He said that he gets paid the holiday, straight time, and that's the way the Town should pay.

Pigott said he was concerned with expending \$21,500 just for holiday pay, and this is another reason to justify 8 hour shifts. Wischmeyer responded that it is only fair to compensate an officer for working holidays. Pigott responded they were being compensated with holiday pay and time and a half.

Bullard stated the officers have been paid like this since the Town was incorporated. He said he had researched this matter a few weeks ago, and it is Council's decision. He said Fair Labor Standards require overtime pay for hours worked over 40.

Garello asked if the officer went on duty from his home, 'portal to portal'. Wischmeyer responded that their office was their patrol unit and they called in for duty and to go off duty, while at home.

Pigott asked about vehicle maintenance, and fuel, oil and lube. Wischmeyer responded that their business was spread around Town merchants. Pigott asked why the vehicle list had gone from 28 to 20 cars. He asked when Wischmeyer had submitted inventory control forms to delete the vehicles. Wischmeyer responded that the paperwork was sent with the vehicle when it went for auction, and that sometimes, the vehicles were kept by Administration. Pigott stated he felt the Marshal's Office should go to a 13 car fleet, eliminating 7 cars, thus realizing savings in fuel, maintenance and insurance.

Garello asked how much the private plate cost on the Marshal's vehicle. Wischmeyer stated he had a government plate at no charge. Garello said the private plate should be removed, and bar lights and siren installed on the Marshal's car.

Pigott stated he agreed. He said the Marshal should not be stopping the public without proper identification. He said the car should have an insignia and light rack.

Hauser asked what would be done with the extra cars.

Pigott responded that Administration did not have a car that was worthy or safe to go to Phoenix, and that the Manager needed a car. He said the extra cars could be sold at auction. Wischmeyer said that the officers drive 273,00 per year, and whether they have one car or 20, they still drive the same amount. He said this type of mileage on fewer cars would cause them to wear out at a faster rate, and require more frequent replacement and maintenance.

Hall asked if it was still policy to assign a car to an officer, who kept it until it was sold. Wischmeyer responded that this was the case. He said that this instilled a pride of ownership. He said it has been his experience that accountability is lost when there are multiple users of the automobiles. He said the 'take-home' vehicles give the neighborhood piece of mind, and provide a quicker response time from officers. He said he could park the cars and double-up, but he would at least like to see the sergeants have take-home cars.

Pigott said he had no problem with sergeants. He said that they should be called out first in an emergency, and with two deputies on duty at all times, there should be no problems. He said his primary concern was giving every deputy a car to drive home. He stated he would like to have a plan showing a 13 car fleet at the next Work Session. Wischmeyer confirmed the primary purpose was to reduce vehicles. \*

Hall asked if the Marshal's Office could work with only eight patrol officers. Wischmeyer responded that 10 hour shifts were designed to cover the area most efficiently. He said he was not interested in going back to 5 day work weeks, and taking away vehicles. He said this would have a negative effect on employees. He said he needed to have satisfied employees.

Hall asked if the Marshal's Office kept Time Sheet Logs. Wischmeyer responded that they did not. Hall asked how he could tell if an officer was where he said he was. Wischmeyer responded that he did not have any trouble with this and that he trusted that the officers were honest. Hall stated this was a requirement of the Personnel Policy and Procedures Manual. Hall asked if he had read this manual. Wischmeyer responded that he had. Hall stated he was concerned with rising crime rate and traffic citations.

Pigott asked about the number of deputies. Wischmeyer responded that there were 11 deputies, with one assigned as detective, and another was assigned full-time to DARE. Pigott asked that the Marshal bring back a 5 day, 8 hour shift with 10 deputies and 4 sergeants to Thursday's Work Session. He said the DARE officer could be assigned as patrol during the summer when school is not in session. Hall asked the Marshal if he was requesting an additional deputy. Wischmeyer responded that he was asking to promote a deputy to sergeant, not for additional staff. Hall responded there would be 5 sergeants for 9 deputies. \*

Mayor Rogers recessed the meeting at 8:10, and reconvened at 8:18.

Manager Bullard stated Animal Control budget was seeing a substantial increase in animal housing costs. Hall asked if Animal Control picked up cats. Wischmeyer stated that on occasion they do, but there is no leash law for cats.

Pigott asked why the Animal Control officer got only \$600 for uniform allowance, when the other officers got \$1,200. Wischmeyer responded that was because she did not wear a gun. Manager Bullard explained that she did wear a belt. Pigott stated the bulk of uniform expense is the maintenance. He said he felt she should be paid the same as the other officers. Garello said that was too much of a raise. He said he felt they should give her \$900, and then raise it to \$1,200 next year. After further discussion, Council discussed the uniform allowance being raised to \$900.

Bullard encouraged Council to approve the increase for Dispatchers, as they have been at grade 14 since incorporation. Pigott asked if Dispatchers worked 10 hour days. Wischmeyer said they worked 8 hour days, and the job was extremely stressful, as they Dispatch for the Town, Camp Verde Fire, Clinic Association, BIA, and Rimrock/Lake Montezuma Fire and Ambulance. Pigott said he would favor an across the board \$1,500 raise.

Dickinson stated he would like to see them raised one step, and given an additional \$750. Pigott, Garello, and Hauser stated they should have at least \$1,000.

Bullard stated the Marshal's Office Complex budget consisted of fixed costs. Council discussed the purchase of a booking video camera.

Council then reviewed Detention Operations budget. Pigott stated he would like to see receipts for housekeeping cleaning supplies. \*

Bullard stated Prisoner Medical was a new line item this year. He stated that the Town was responsible for medical care of prisoners when they are in custody. He said that this had recently occurred, and our risk carrier had advised to pay. Pigott asked if this had been brought before Council. Bullard stated because legal counsel and the risk carrier advised that it must be paid, and the amount was not large, it had not been brought to Council. Pigott said Council should be made aware of this.

Hall stated that this proved his point. We charge a prisoner \$25 per day, and that is not sufficient to cover meals and medical.

Council reviewed Non-Departmental requests by the Marshal. Wischmeyer explained they had received the federal grant to assist with the Spillman Data System purchase. He advised the Council had committed to \$31,000, and with the grant, they now needed only \$13,500. Pigott asked if the State grant cash match of \$25,000 was to be split three ways, why our portion was over half. Wischmeyer explained the \$13,500 match also met the requirements of the federal grant.

The Council reviewed Capital Improvement requests by the Marshal. Bullard explained the request for a new vehicle was now moot. Pigott asked what was involved in the records room addition. Dickinson asked why maintenance staff could not construct the addition. Pigott asked if it would be possible to archive the records at the Town Hall site. Wischmeyer responded that would be very inconvenient. He said he was requesting the part-time records clerk be upgraded to full-time because they could not keep up with records now. He said that moving records off site would result in more time accessing records and this would defeat the purpose. He also stated the records needed to be secure.

Hall asked about the Block Watch program situation, and if it was grant funded. Wischmeyer responded that it was not grant funded, and that it had been abandoned due to lack of interest. Hall stated he had had many calls about the program, and there was someone in the audience that would like to address it.

A person who did not give his name, stated the Block Watch Captain had contacted the officer, and had received no response from the Marshal's Office. He said they were very interested in the program. Wischmeyer said he would check into the matter.

Wischmeyer advised he had applied for CJEF grant for a voice activated alarm, and two bicycles. Pigott asked if Council had approved this. Wischmeyer said he was not sure. Pigott said that Council should approve all grants before the applications are submitted.

Wischmeyer went over the BJA, COPS Fast, GOHS, School Resource, CJEF MIS, GOHS/DUI Officer/Vehicle grants. Pigott asked how much longer the COPS Fast grant covered the officer's salary. Wischmeyer explained the grant required that the Town hire the officer after the grant expired. Pigott asked if this was explained to Council. Wischmeyer said that Council was given all the information.

Hall asked about the proposed DUI Prosecution contract. Bullard explained that DUI cases are taking a vast amount of the Attorney's time, which has resulted in less time available for Town business. Wischmeyer explained that Judge Wyles refuses to take any traffic, misdemeanors, or first-time DUIs that occur within Camp Verde Town limits. Pigott asked the Manager to check on Wyle's authority to make this determination. \*

Mayor Rogers recessed the meeting at 9:40, and reconvened at 9:45.

The Council reviewed the Library budget. Bullard explained the major change would be an increase in the Children's Librarian from 32 hours to 62 hours in a two week period. Hazekamp explained the increase was being requested because Cindy does all her own advertising, contacts and deliveries of fliers herself, and because of this, she is not always available to staff the Children's Library. She stated the other staff do not have time to work the Children's Library.

Pigott stated that he agreed with Hall, we just keep adding personnel and expenses. He said he knew there was no room for additional personnel at the Library, because Phyllis frequently states the problem with lack of space. Phyllis stated that an office had already been constructed for the Children's Librarian. Pigott said he couldn't support additional personnel at this time. Phyllis stated that she and one other person was full-time, Teri worked 35 hours, and Cindy worked 18. She said that it was too hard for Cindy to do all she had to do in 16 or 18 hours. Pigott stated she should be able to do what she was hired to do in the amount of time that was determined by Phyllis last year. Hall said she shouldn't be as busy when school is in session. Phyllis said there were children's programs every Saturday.

Rogers said that he didn't agree. He said that more hours are needed for the children. Hall, Hauser, Dickinson, and Garelo agreed that more hours were needed. Hall asked if the job would have to be readvertised. Bullard explained that it would not, it would be considered a reclassification.

Pigott said that what upsets him is that employees are brought in part-time, with higher than average hourly wages, and then the hours get increased and the new employees end up making

much more than employees that have been here several years. He said that if the position is made full-time, it should be started at what the dispatchers make. Phyllis said that Cindy had two degrees, and with her experience, should be paid well. She also said that Cindy would not work full-time. Bullard stated that other Town personnel had degrees and were not paid that much.

Mayor Rogers asked Bullard to get a salary structure together on the Children's Librarian position, and bring it back to Council. \*

Pigott asked what was covered in the volunteer expense. Phyllis said she used it for Christmas parties, and other appreciation activities. Pigott asked if it was legal to spend tax payer dollars in this manner, and if so, why didn't other commission members get parties and gifts, as they also serve on a volunteer basis. Bullard said this fell into the gray area similar to Adult Literacy, it is neither legal or illegal, and that it was Council's decision to continue the practice or not.

Phyllis said she must have the funds for a training session for the 23 volunteers. Hall asked why some of the 23 volunteers did not assist the Children's Librarian. Council members discussed the \$800 request for volunteer expenses. Pigott asked for receipts covering last year's expenses. \*

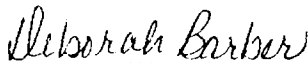
Garello asked what phone wiring was. Phyllis explained the Library needed a new phone system. Pigott asked what the \$500 charge for phone wiring in last year's budget covered. Phyllis did not know. Pigott asked for receipts for phone wiring and shelving. \*

Hall asked why so much was spent on waste removal. Bullard explained the Library and Marshal's Office split the cost of the dumpster. Hall suggested staff take the trash to the dump, using street equipment.

The Council discussed contractual services, bar codes, and the bibliophile.

**4. Adjournment.**

The meeting was adjourned at 10:30 p.m.



Deborah Barber, Recording Secretary



Dane Bullard, Town Clerk



Carter Rogers, Mayor



**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 Work Session of the Town Council of Camp Verde, Arizona, held on the 16<sup>th</sup> day of June, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 17<sup>th</sup> day of June, 1997.

Deborah Barber  
Deborah Barber, Recording Secretary

\* Indicates information requested by Council.

**SUMMARY OF INFORMATION  
REQUESTED BY COUNCIL**

- 1) Print-out of employee salaries
- 2) Research Marshal's compensation package
- 3) \$750 across the board raise for all employees on their anniversary dates, rather than step increases
- 4) Receipts on Toy Ride
- 5) Plan showing reduction in Marshal's Office vehicles
- 6) 5 day, 8 hour work schedule for Marshal's Office
- 7) Housecleaning supply receipts for Detention Center
- 8) Check on Judge Wyle's authority to refuse cases
- 9) Develop salary structure for Children's Librarian
- 10) Receipts for 96/97 Volunteer Expenses
- 11) Receipts for phone wiring and shelving for the Library

- \$750 annual across-the-board raise for employees;
- receipts on Toy Ride;
- Marshal wears a uniform, or loses the \$1,200 uniform allowance; and
- they would discuss the additional full-time records clerk after seeing the salary comparison at the next Work Session.

Hall asked if a 5 day, 8 hour shift for Officers would provide sufficient coverage. Pigott asked why 4 ten hour days had been implemented, and if the shift change had been approved by Council. Wischmeyer responded that it had been done two years ago, and that he had followed the proper chain of command. He stated it had been approved by the Town Manager. Pigott stated that it takes more officers to cover a 4-10 shift, and that Chuck had been refused by Council when he requested a 4-10 shift. He said the Personnel Policy and Procedures Manual states officers will work a 5-8 shift. He further stated he had a problem with matters such as this not going before Council.

Hall asked if there were enough supervisors. Wischmeyer responded he had no lieutenant, but that there was one sergeant per shift. He added the 10 hour shift allows for overlap at busy times.

Garello asked how officers are paid if they are called to work on holidays. Wischmeyer explained they are paid 10 hours for the holiday, plus 1 1/2 times for the hours they work. Pigott asked how many hours they were paid if they worked a 10 hour shift. Wischmeyer said they were paid for 25 hours. Pigott asked how many hours were paid if the officer did not work. Wischmeyer responded that they would be paid 8 hours additional pay if the holiday fell on their day off. Pigott said working officers should be paid for an 8 hour holiday like all other employees are paid, plus time and a half for hours actually worked.

Hauser said the hospital pays 25 hours for working holidays.

Dickinson said the officers were receiving 2 1/2 times pay for working holidays. He said that he gets paid the holiday, plus time and a half, and that's the way the Town should pay.

*Straight time, equaling double time*

Pigott said he was concerned with expending \$21,500 just for holiday pay, and this is another reason to justify 8 hour shifts. Wischmeyer responded that it is only fair to compensate an officer for working holidays. Council responded they were being compensated with holiday pay and time and a half.

*Ok tape, who said*

Bullard stated the officers have been paid like this since the Town was incorporated. He said he had researched this matter a few weeks ago, and it is Council's decision. He said Fair Labor Standards require overtime pay for hours worked over 40.

Garello asked if the officer went on duty from his home, 'portal to portal'. Wischmeyer responded that their office was their patrol unit and they called in for duty and to go off duty, while at home.

Pigott asked about vehicle maintenance, and fuel, oil and lube. Wischmeyer responded that their business was spread around Town merchants. Pigott asked why the vehicle list had gone from 28 to 20 cars. He asked when Wischmeyer had submitted inventory control forms to delete the vehicles. Wischmeyer responded that the paperwork was sent with the vehicle when it went for auction, and that sometimes, the vehicles were kept by Administration. Pigott stated he felt the Marshal's Office should go to a 13 car fleet, eliminating 7 cars, thus realizing savings in fuel, maintenance and insurance.

*look out references to Council "Agreement"*

**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, JUNE 18, 1997  
6:30 P.M.**

5. **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 so requests.**

a) **Approval of the Minutes:**

- 1) Regular Session - June 4, 1997

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

- 1) Budget Session - June 19, 1997 at 6:00 p.m.
- 2) Council Hears P&Z - June 25, 1997 at 6:30 p.m.
- 3) Regular Session - July 2, 1997 at 6:30 p.m. **CANCELED**
- 4) Work Session with Jack DeBolske, Executive Director of Arizona League of Cities & Towns - July 9, 1997 at **10:00 a.m. in Phoenix**
- 5) Regular Session - July 16, 1997 at 6:30 p.m.
- 6) Council Hears P&Z - July 23, 1997 at 6:30 p.m.

Councilor Hall requested that item #b.3 be removed.

On a motion by Larkey, seconded by Dickinson, the Council unanimously approved the Consent Agenda, with the Work Session with DeBolske changed to 10:00 a.m. at the League Office in Phoenix.

On a motion by Pigott, seconded by Hauser, the Council voted unanimously to cancel the July 2, 1997 Regular Session due to the holiday.

6. **SR 260 Project Report by Richard Strange of ADOT.**

Richard Strange reported on the ADOT project. There was no action taken or required by Council.

7. **Appraisal Report on Oasis Road right-of-way.**

On a motion by Garelo, seconded by Pigott, the Council voted unanimously to table this item until staff has received the second appraisal amount, and then bring back to Council for direction to prepare a letter of offer to Mr. Gioia.

8. **Governor's Division of Drug Policy Intergovernmental Agreement.**

On a motion by Garelo, seconded by Pigott, the Council voted unanimously to authorize the Marshal to sign the Governor's Division of Drug Policy Intergovernmental Agreement.

9. **Approval of Annual Contract with the Verde Valley Humane Society.**

On a motion by Larkey, seconded by Hall, the Council voted unanimously to accept the annual contract with the Verde Valley Humane Society for \$19,752.



CORRECTION

THE PRECEDING DOCUMENT  
HAS BEEN  
REPHOTOGRAPHED TO  
ASSURE LEGIBILITY AND ITS  
IMAGE APPEARS  
IMMEDIATELY HEREAFTER

ARIZONA STATE LIBRARY, ARCHIVES AND PUBLIC RECORDS

originating jail. Hall said he was concerned because a heart attack could cost the taxpayers thousand of dollars.

Garello asked why training was in all department budgets. Bullard explained that all departments required attendance at workshops and seminars. He stated the training line item allowed for required education of various department employees.

Garello stated he was not in favor of giving uniform compensation to employees who did not wear uniforms.

Dickinson said he was not in favor of the 15% increase shown in the salary line item for Police Administration. He said that the 2 ½% pay increase was unfair, because those with higher salaries got bigger increases. Pigott stated that he would like to see all employees get a straight \$750 raise on their anniversary date. Bullard stated Council would have to eliminate the present pay chart from the Personnel Manual in order to change the pay.

Councilor Dickinson stated he was not against Department Heads, he would just like to see more equity in pay increases. He said he would like to see a print out of employee salaries. \*

Councilor Pigott asked the purpose of the uniform allowance. Wischmeyer stated it was to compensate officers for the purchase and maintenance of uniforms. Pigott asked Wischmeyer if he wore a uniform. Wischmeyer stated that on occasion he did. Pigott asked how often. Wischmeyer said he was unsure. Pigott said that he did not agree with paying \$1,200 a year for uniform allowance, if he did not wear a uniform. Wischmeyer stated it was part of the compensation package when he was hired. Pigott asked Bullard to research this claim and bring it back to Council. \*

Councilor Hauser stated that uniforms must still be purchased even if they aren't worn.

Pigott asked Wischmeyer how many uniforms he purchased last year. Wischmeyer stated he had not purchased any.

Hall stated he had received complaints from the public about being stopped by the Marshal who was in an unmarked car and in civilian clothes. He stated that with all that's going on in the news, people are apprehensive about stopping or being stopped like this. He said this was also a concern for the Marshal's safety. Wischmeyer responded that he had no problem with people being apprehensive. Hall stated he had no dispute with the need for uniforms and asked Wischmeyer if he wore a uniform half the time. Wischmeyer responded that he shouldn't have to start wearing a uniform now, that he needed to be differentiated from lower level employees, and that he prefers wearing civilian clothes. He also stated that Chiefs of Police are not normally in uniform.

Dickinson stated that Chuck [Devine] didn't wear a uniform. (It was determined that Chuck didn't receive a uniform allowance.)

Mayor Rogers requested that the Manager determine if the uniform allowance was part of the hire agreement. Hauser stated that if it was agreed upon, it should not be taken away. Pigott stated that if there is nothing in writing, it should not be given. \*

After further discussion addressing the need for two full-time records clerk and computers, the Council agreed on the following:

# Corrections

• Minutes 6/16/97

- \$750 annual across-the-board raise for employees;
- receipts on Toy Ride;
- Marshal wears a uniform, or loses the \$1,200 uniform allowance; and
- they would discuss the additional full-time records clerk after seeing the salary comparison at the next Work Session.

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**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, JUNE 18, 1997  
6:30 P.M.**

5. **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 so requests.**

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6. **SR 260 Project Report by Richard Strange of ADOT.**

Richard Strange reported on the ADOT project. There was no action taken or required by Council.

7. **Appraisal Report on Oasis Road right-of-way.**

On a motion by Garello, seconded by Pigott, the Council voted unanimously to table this item until staff has received the second appraisal amount, and then bring back to Council for direction to prepare a letter of offer to Mr. Gioia.

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9. **Approval of Annual Contract with the Verde Valley Humane Society.**

On a motion by Larkey, seconded by Hall, the Council voted unanimously to accept the annual contract with the Verde Valley Humane Society for \$19,752.

**Actions Taken 6/18/97**

**10. Letter to ADOT regarding exemption from provisions of ARS §28-1443.**

On a motion by Larkey, seconded by Hauser, the Council voted unanimously to authorize staff to send a letter to ADOT requesting exemption from ARS §28-1443, for two vehicles.

**11. Award of FY 96-97 Financial Audit.**

On a motion by Garello, seconded by Pigott, the Council voted unanimously to award the FY96-97 Audit to Cronstrom and Trbovich.

**12. ISTEA Grant Application.**

On a motion by Pigott, seconded by Dickinson, the Council voted unanimously to authorize staff to apply for the ISTEA grant, to include curb issue at 260 and Hollamon.

**13. Annexation Report.**

Garello, seconded by Dickinson, moved to direct staff to make contact with Cottonwood, and set an appointment for discussion and decision on extending town limits. The motion failed with Pigott and Garello voting 'yes', and Rogers, Hall, Hauser, Larkey and Dickinson voting 'no'.

On a motion by Dickinson, seconded by Larkey, the Council voted unanimously to direct staff to proceed with the annexation of portions ½ of 30 and 29, all of 31, 32, 6, 5, 7, 8, 18, & 17.

**14. Appointment of Council Member as Representative to the Arizona Municipal Risk Pool.**

On a motion by Garello, seconded by Dickinson, the Council voted unanimously to appoint Pat Pigott as representative to the Arizona Municipal Risk Pool.

**15. Appointment of Council Member as Representative to Arizona ArtShare.**

On a motion by Hall, seconded by Larkey, the Council voted unanimously to appoint Brenda Hauser as Representative to Arizona ArtShare.

**16. Resolutions 97-375 and 97-376 Concerning AZ Municipal Workers' Compensation Pool.**

On a motion by Garello, seconded by Hall, the Council voted unanimously to approve Resolutions 97-375 and 97-376 concerning the Arizona Municipal Workers' Compensation Pool.

**17. Manager's Report.**

Manager Bullard advised that the Marshal's Office and Library, Legal and Public Works Departments were scheduled for the budget work session on Thursday, June, 19<sup>th</sup>.

On a motion by Pigott, seconded by Dickinson, the Council voted unanimously to set a Budget Work Session for Monday, June 23, 1997, at 6:00 p.m.

**18. Council/Staff Comments, Informational Reports, and Activity Updates.**

Dan McGinn advised the Town had been contact by ADOT and advised there were emergency funds available for road projects. He said that he put together quantity estimates, and there were to



**Actions Taken 6/18/97**

be turning lanes at Horseshoe Bend and Park Verde Drives. He said the job was awarded to McDonald Brothers, and should be completed next week. He suggested that Council authorize a letter of appreciation to ADOT for this project. On a motion by Larkey, seconded by Hall, the Council unanimously approved to direct staff to prepare the letter.

Councilor Hall asked for an agenda item to adopt the Marshal's Office Policy and Procedures Manual at the Council Hears Planning & Zoning Matters on June 25, 1997.

Councilor Pigott asked for an agenda item for Council review the Marshal's grant application for the alarms/bicycles at the next regularly scheduled meeting.

**19. Adjournment.**

The meeting was adjourned at 9:18 p.m.

**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JUNE 18, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

**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, except to set them for consideration at a future date.**

5. **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 so requests.**

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- 6) Council Hears P&Z - July 23, 1997 at 6:30 p.m.

**Discussion and Possible Action on the Following:**

***(Public input is invited on item(s): 7 & 13 )***

6. SR 260 Project Report by Richard Strange of ADOT.
7. Appraisal Report on Oasis Road right-of-way.

8. Governor's Division of Drug Policy Intergovernmental Agreement.
9. Approval of Annual Contract with the Verde Valley Humane Society.
10. Letter to ADOT regarding exemption from provisions of ARS §28-1443.
11. Award of FY96-97 Financial Audit.
12. ISTEPA Grant Application.
13. Annexation Report.
14. Appointment of Council Member as Representative to the Arizona Municipal Risk Pool.
15. Appointment of Council Member as Representative to Arizona ArtShare.
16. Resolutions 97-375 and 97-376 Concerning AZ Municipal Workers' Compensation Pool.
17. Manager's Report.
18. Council/Staff Comments, Information Reports and Activity Updates.
19. Adjournment.

Posted by: Deborah Barber

Date/Time: 6-13-97 12:30 p.m.

*The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.*

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JUNE 18, 1997  
6:30 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

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

**2. Roll Call**

Mayor Rogers, Councilors Tom Hall, Ray Larkey, Wayne Dickinson, Pat Pigott, John Garello and Brenda Hauser were present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Dan McGinn, Town Engineer; Doug Jones, Street Superintendent; John Wischmeyer, Town Marshal; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

**3. Pledge of Allegiance**

Councilor Hall led the pledge.

**4. Call to the Public for Items Not on the Agenda.**

Tony Gioia thanked ADOT for the prompt action in dealing with the safety issue of the off ramp on I-17 at McDonalds.

Charles King asked Council why pre-1976 mobiles were still being allowed in the Town limits. He also expressed concern with speeding on Clinton Lane and Creek View Drive. He suggested putting speed humps on the road.

Bertha King said that she did not like looking out her window at an old trailer.

**5. 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 so requests.**

**a) Approval of the Minutes:**

- 1) Regular Session - June 4, 1997

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

- 1) Budget Session - June 19, 1997 at 6:00 p.m.
- 2) Council Hears P&Z - June 25, 1997 at 6:30 p.m.
- 3) Regular Session - July 2, 1997 at 6:30 p.m. **CANCELED**
- 4) Work Session with Jack DeBolske, Executive Director of Arizona League of Cities & Towns - July 9, 1997 at **10:00 a.m. in Phoenix**
- 5) Regular Session - July 16, 1997 at 6:30 p.m.
- 6) Council Hears P&Z - July 23, 1997 at 6:30 p.m.

Councilor Hall requested that item #b.3 be removed.

On a motion by Larkey, seconded by Dickinson, the Council unanimously approved the Consent Agenda, with the Work Session with DeBolske changed to 10:00 a.m. at the League Office in Phoenix.

On a motion by Pigott, seconded by Hauser, the Council voted unanimously to cancel the July 2, 1997 Regular Session due to the holiday.

**6. SR 260 Project Report by Richard Strange of ADOT.**

Richard Strange congratulated the new Council members and advised that the Town Engineer, Dan McGinn had been doing an excellent job for the Town. He stated that the I-17 ramp had been approved for 98 funding, and the improvements should begin in the next 15 to 18 months. He gave the Council a copy of the milestones for the 260 project. (A copy is attached, and becomes a part of these minutes.) He also provided a DRAFT copy of the proposed alignment, and asked that Council and staff not make this available to the public until after ADOT has made its recommendation. Strange also reported that only 30% of the traffic in the downtown area was tourist, the other 70% was created by local traffic. He stated that there approximately 9,000 vehicles travel through downtown each day, and that with current population projections, the Town can expect traffic to increase to 13,000 vehicles within the next ten years. He stated that the bypass road remains a viable corridor that should be studied.

There was no action taken or required by Council.

**7. Appraisal Report on Oasis Road right-of-way.**

Manager Bullard explained that staff had been unable to contact the second appraiser for his estimation. Tony Gioia asked if the Town would have to have a more extensive appraisal done if the Town decided to proceed with condemnation. Manager Bullard stated that the Town would have to contract with an appraiser.

Councilor Garello stated this project needed to move forward.

Councilor Hauser asked if property values had gone down. Gioia explained the process Mr. Straub had given him to determine the value at the time of purchase in 1994. Gioia also stated he had heard rumors of the connection with Finnie Flat Road, and that he wished to live on a country road, not a highway. He maintained that his desire would be to abandon the project.

On a motion by Garello, seconded by Pigott, the Council voted unanimously to table this item until staff has received the second appraisal amount, and then bring back to Council for direction to prepare a letter of offer to Mr. Gioia.

**Public Input:**

Mr. Momeyer asked if the piece of land is as valuable unused.

Debbie Owsley asked the Mayor if she and the other wives could address the Council at this time. Mayor Rogers explained that it was not possible to hear them at this time, as the Call to the Public

for items not on the agenda had already been addressed. He advised they could come to the Work Session that is to be held on the 19<sup>th</sup> or at the next Regular Session.

**8. Governor's Division of Drug Policy Intergovernmental Agreement.**

On a motion by Garelo, seconded by Pigott, the Council voted unanimously to authorize the Marshal to sign the Governor's Division of Drug Policy Intergovernmental Agreement.

**9. Approval of Annual Contract with the Verde Valley Humane Society.**

On a motion by Larkey, seconded by Hall, the Council voted unanimously to accept the annual contract with the Verde Valley Humane Society for \$19,752.

**10. Letter to ADOT regarding exemption from provisions of ARS §28-1443.**

On a motion by Larkey, seconded by Hauser, the Council voted unanimously to authorize staff to send a letter to ADOT requesting exemption from ARS §28-1443, for two vehicles.

**11. Award of FY 96-97 Financial Audit.**

On a motion by Garelo, seconded by Pigott, the Council voted unanimously to award the FY96-97 Audit to Cronstrom and Trbovich.

**12. ISTE A Grant Application.**

Engineer McGinn advised that improvements consisting of a walkway, bike path, and rolled curb from Main and Holloman to Cliffs Parkway would meet the criteria of the ISTE A Grant. He anticipated the project to cost approximately \$300,000, and the match requirements could be met with in-kind services.

Councilor Garelo said that he would like to see the curb improved at Main and Holloman if the project was approved, as there is presently no decent place to make a turn.

On a motion by Pigott, seconded by Dickinson, the Council voted unanimously to authorize staff to apply for the ISTE A grant, to include curb issue at 260 and Hollamon.

**13. Annexation Report.**

Manager Bullard explained that he had just received a map from Cottonwood with the proposed annexation borders. He said the Mayor of Cottonwood proposed a joint meeting with Council to get the facts on the table.

Larkey stated that the land is valuable because it can be developed with utilities, including natural gas, and that it would make a good tax base with commercial development.

Garelo stated the Council should meet with Cottonwood as we need to do something.

Hall stated that he agreed with Larkey, the area was excellent choice for commercial development.

**Public Input:**

Tony Gioia read Title 7 to Council. This ARS explains the annexation process. He said that whoever appears with the Notice of Intention, a description of the proposed land, and an accurate map would be the first to annex the land. He said he had checked with the Recorder's Office, and Cottonwood had not yet filed an Intent to Annex. He encouraged Council to act quickly as Cottonwood was already well organized and ready to move within one mile of our border.

Henry Shill encouraged the Council to aggressively look out for the Town's best interest. He stated this land would improve our tax base.

There was no other public input.

Pigott stated that Camp Verde and Cottonwood should work together on this issue, and get a letter of understanding between the two communities. He stated by doing this, there would be time for public input.

Hall stated that the Town should secure our interests.

Pigott stated that this is not something that should be "jumped into". He said that Cottonwood and Camp Verde should work together on this.

Mayor Rogers said that he did not wish to damage our relationship with Cottonwood.

Pigott stated we should meet with Cottonwood, and get a letter of understanding that we would not go beyond Black Canyon Wash.

Hauser stated that if the General Plan had been adopted this would be moot, as the Plan would take precedence.

Garello, seconded by Dickinson, moved to direct staff to make contact with Cottonwood, and set an appointment for discussion and decision on extending town limits. The motion failed with Pigott and Garello voting 'yes', and Rogers, Hall, Hauser, Larkey and Dickinson voting 'no'.

The meeting was recessed at 8:40, and reconvened at 8:47 p.m.

Attorney Ramsey explained that Gioia was correct when stating that whoever files a petition first, has two years to complete the process.

On a motion by Dickinson, seconded by Larkey, the Council voted unanimously to direct staff to proceed with the annexation of portions ½ of 30 and 29, all of 31, 32, 6, 5, 7, 8, 18, & 17, and to file the petition with the Recorder's Office by Friday.

**14. Appointment of Council Member as Representative to the Arizona Municipal Risk Pool.**

On a motion by Garello, seconded by Dickinson, the Council voted unanimously to appoint Pat Pigott as representative to the Arizona Municipal Risk Pool.

**15. Appointment of Council Member as Representative to Arizona ArtShare.**

On a motion by Hall, seconded by Larkey, the Council voted unanimously to appoint Brenda Hauser as Representative to Arizona ArtShare.

**16. Resolutions 97-375 and 97-376 Concerning AZ Municipal Workers' Compensation Pool.**

On a motion by Garello, seconded by Hall, the Council voted unanimously to approve Resolutions 97-375 and 97-376 concerning the Arizona Municipal Workers' Compensation Pool.

**17. Manager's Report.**

Manager Bullard advised that the Marshal's Office and Library, Legal and Public Works Departments were scheduled for the budget work session on Thursday, June, 19<sup>th</sup>.

On a motion by Pigott, seconded by Dickinson, the Council voted unanimously to set a Budget Work Session for Monday, June 23, 1997, at 6:00 p.m.

**18. Council/Staff Comments, Informational Reports, and Activity Updates.**

Dan McGinn advised the Town had been contacted by ADOT and advised there were emergency funds available for road projects. He said that he put together quantity estimates, and there were to be turning lanes at Horseshoe Bend and Park Verde Drive. He said the job was awarded to McDonald Brothers, and should be completed next week. He suggested that Council authorize a letter of appreciation to ADOT for this project. On a motion by Larkey, seconded by Hall, the Council unanimously approved to direct staff to prepare the letter.

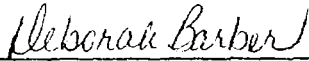
Councilor Hall asked for an agenda item to adopt the Marshal's Office Policy and Procedures Manual at the Council Hears Planning & Zoning Matters on June 25, 1997.

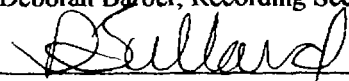
Councilor Pigott asked for an agenda item for Council review the Marshal's grant application for the alarms/bicycles at the next regularly scheduled meeting.

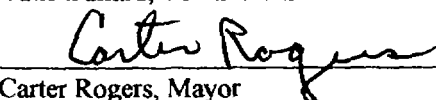
McGinn advised that the liquid chlorinating system was installed at the pool.

**19. Adjournment.**

The meeting was adjourned at 9:18 p.m.

  
\_\_\_\_\_  
Deborah Barber, Recording Secretary

  
\_\_\_\_\_  
Dane Bullard, Town Clerk

  
\_\_\_\_\_  
Carter Rogers, Mayor



**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 the 18<sup>th</sup> day of June, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 23<sup>rd</sup> day of June, 1997.

*Deborah Barber*

Deborah Barber, Recording Secretary

**AGENDA  
WORK SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
THURSDAY, JUNE 19, 1997  
6:00 P.M.**

1. Call to Order

2. Roll Call

Discussion of the Following:

3. FY 97-98 Budget

4. Adjournment.

Posted by: *Nikora Barber*

Date/Time: *6-12-97 10:00 AM*

*The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.*

MINUTES  
WORK SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
THURSDAY, JUNE 19, 1997  
6:00 P.M.

*Minutes are a summary of the actions taken. They are NOT verbatim*

1. **Call to Order**

Mayor Rogers called the meeting to order at 6:00 p.m.

2. **Roll Call**

Mayor Rogers, Councilors Pat Pigott, Wayne Dickinson, Tom Hall, Brenda Hauser and John Garelo were present. Councilor Larkey was absent.

Dane Bullard, Town Manager; John Wischmeyer, Town Marshal; Phyllis Hazekamp, Library Director; Al Driscoll, Town Magistrate; Ron Ramsey, Town Attorney; Dan McGinn, Town Engineer, Debi Phillips, Accounting Tech.; Rolland Huff - Maintenance Department and Carol Brown, Recording Secretary were also present.

Manager Bullard reported on the annexation: He stated that Cottonwood had been contacted regarding this matter. The Town has prepared the maps and the legal description required and are ready to file with the County Recorder's Office. It's a matter of who files first. Cottonwood is willing to provide a Gentlemen's agreement not to file if the our Council will agree to meet with them next Tuesday at their regularly scheduled Council Meeting to secure a compromise on Section 31. I would hate to see our relationship with the City of Cottonwood really strained because Council may want to rush into filing our petition. Some of the discussion tonight regarding filing was to secure our rights to that property. We have determined that they have not filed their petition, but we have not filed either and that is why I assembled GIS map late tonight. I understand the Council's reasoning for going ahead and pursuing this quickly.

Mayor Rogers noted it would be a good idea to have the two Councils meet to keep a good relationship with Cottonwood and that he had two parties' word that the Council could rely on. He also stated that a decision would have to be made by Council action. If we met tomorrow night, it probably would require a posting very rapidly this evening for a 7:00 p.m. meeting and we would need to give Dane direction on how to progress.

To have a better relationship with Cottonwood, Councilor Garelo requested a work session as soon as possible with Cottonwood.

Councilor Dickinson requested that we file the petition and then discuss the issue.

Councilor Hauser agreed with Councilor Dickinson.

Councilor Hall noted that we should proceed forward and get the filing done.

Councilor Pigott agreed that we should have a work session with Cottonwood's Council, but in the June 18th Council meeting there was a unanimous motion directing staff to start the annexation, file the petition - so lets follow through on what we decided.

3. **FY 97-98 Budget**

Manager Bullard reported that per the Council's request budget draft #2 included three different salary scales. The payroll calculation of \$750.00 increase across the board (granted on the employees anniversary date) is based on six months at the old rate and six months at the new rate. This type of raise would benefit the majority of the employees. It would cost the Town an additional \$12,000 over the 2.5% annual review raise.

Councilor Pigott stated the \$750.00 increase across the board would cost the Town more money than the regular 2.5% across the board. We need to make a decision and give staff some direction.

Councilor Dickinson noted that another way to figure an anniversary payroll raise is to multiply each employees' salary by 2.5% then divided by the total number of employees. I just want everyone to get an equal share. Councilor Garelo agreed.

**Marshal's Office**

Councilor Garelo recommended no expenditure increase in departments' budgets. This would save the Town money. We should change police administration and eliminate position of two sergeants.

Councilor Hall noted we should have seven patrol deputies and three sergeants. If we put a sergeant back into patrol, you would have one less supervisor it would give us an extra officer on the street. Then you could eliminate another patrol officer.

Councilor Hauser stated it is not our job to say who can be demoted and you're not going to save any money.

Marshal Wischmeyer stated you cannot demote someone without cause.

Mayor Rogers stated that the Town has tried to obtain enough coverage for a twenty-four hour period.

Marshal Wischmeyer noted that he did not understand the reduction to three sergeants and the decrease in man-power with the additional responsibilities of the Yavapai-Apache Tribe contract. We added \$36,000 of revenue which is a deputy base (cost of one officer). We will also see growth in the community resulting in an increased call load and criminal activity. We are not asking for any excess over last year's budget. We have worked long and hard, have seasoned supervisors who help new recruits and have not had any law suits in the last three years. We have operated with fifteen officers and I don't believe that reduction in staff is adequate for what we need.

Councilor Dickinson stated it was not necessary to cut the demoted officer's pay that goes back to patrol.

On an inquiry, Manager Bullard responded that if a financial position warrants we can do it through the personnel manual.

Mayor Rogers asked about the fleet being current and would we take a beating.

Manager Bullard noted that we had an excess of six late model vehicles. If we brought two or three to administration it would be better than auctioning them off since market value in Camp Verde is low and we would not realize our investment. The cost of a new vehicle is approximately \$20,000. If we were forced to sell a vehicle we purchased three years ago we would take a loss, regardless. We could place four in administration.

On Councilor Pigott's inquiry of vehicles needed in administration, Manager Bullard responded that the vehicle in Planning and Zoning had transmission problems, that there was nothing newer than an 1988 and they were all ex-patrol cars.

Pat Pigott noted the mileage on the six cars:

84,000	133,000
98,000	138,000
102,000	143,000

Mayor Rogers encouraged Council to keep sixteen vehicles in the event of malfunctions.

Marshal Wischmeyer noted the following benefits of a deputy driving one car: The community's perception, increased response to emergencies as officer may leave directly from their home, cars are maintained better and retention of officers. 4/10 shifts, take home vehicles and a forward looking council gives us something to offer to deputies; Retention of officers is an asset to the entire community. Soon we will have deputies quitting, have rookie cops, liabilities will increase, have personnel problems, and I am not comfortable with this change. If I had to dispose of a vehicle it would be one of the 1991 vehicles because it does not service well.

On councilor Garello's inquiry, Marshal Wischmeyer responded that standards throughout police departments are not uniform.

John Garello noted that if a vehicle is maintained correctly you should get 125,000 miles out of it. If we get rid of several vehicles it would save on insurance, upkeep, etc. We should use what we have and no more.

Mayor Rogers commented that the Forest Service used fleet vehicles, but they had a very poor life expectancy.

Councilor Hauser polled her neighbors and they liked having a police car in their neighborhood. She did not see the value of getting rid of a number of vehicles.

Councilor Dickinson stated he would rather see sixteen vehicles.

Library

Manager Bullard noted that the receipts requested by Council were included in the packet.

Councilor Hall requested the review of a part-time employee and the increase from 16 to 32 hours.

Library Director Phyllis Hazekamp responded as follows: Volunteers are usually over 60 years old, some are afraid of active children and will not do that job because it takes a lot of time and vitality. The Kiwanis Key Club are occasionally available to help with the childrens' program. Additional volunteers are needed, but it takes Librarian Terry Ellison a lot of time to train them. Childrens' Librarian Cindy Clayton works many hours that she is not paid for and her family helps frequently. Cindy Clayton was hired because of her education, professional degrees and entrepreneur experience. I needed someone who knew what they were doing. To decrease someone's salary is debilitating and it discourages them from getting a good education. Cindy Clayton is paid \$12.46 as a part-time employee without benefits and other employees are making these same wages. I am very concerned about my employees.

On Councilor Hall's inquiry, Manager Bullard noted that on 3/4 time Cindy Clayton would be making \$20,000 annually. Councilor Hall stated that he appreciates the fact that Director Hazekamp cares about her employees, but Cindy Clayton would be making more than a full-time paid employee. We are spending taxpayer's money and dispatchers are only making \$13,000 annually. Personnel is discouraged when they see a part-time employee making \$7,000 more than a full-time employee. We could have two employees for that cost.

Councilor Pigott recommended Dane speak with Director Hazekamp and Cindy Clayton to clarify Council's stand regarding the childrens' program and that we could hire two employees for \$7.00 per hour.

On an inquiry, Manager Bullard stated that benefits begin when someone works more than 30 hours per week.

Councilor Dickinson proposed guiding volunteers to assist the Childrens' Librarian Cindy Clayton.

Councilor Garello stated we should seek a compromise where we are all happy.

Legal

Manager Bullard noted the only difference in this budget is account 6601 - "Prosecution contract".

Attorney Ramsey stated that two years ago when contract was negotiated there was a clause for a part-time prosecutor in the future. He also noted his work schedule (below) only allows approximately a day and half to work on civil matters.

Tuesday morning	-	Staff meeting
Wednesday	-	Pre-trials
Thursday	-	Trials
Friday	-	Jury trials (if we have them)

On an inquiry from Councilor Garello, Attorney Ramsey responded that he had one year left on his contract.

Attorney Ramsey noted that (1) "Westlaw" is a On-line research tool to gather legal information such as: Expansion of tribal lands, Army Corps of Engineers, annexation, etc. This amount has gone down because of the Internet. (2) Continuing education is required to maintain my license; seminars usually cost \$175.00 to 200.00.

Council Garello requested a report from Attorney Ramsey on the items he is working on.

Attorney Ramsey noted that he had supplied this in the past, but it is difficult to provide definitive times for projects.

On an inquiry by Councilor Dickinson regarding the Attorney's raise from \$56,773 to \$57,078 (\$305 difference), Manager Bullard stated that Ron worked half year on contract.

Councilor Dickinson noted that he was not in favor of having a contract for an attorney to handle DUI's.

On a inquiry from Councilor Hall, Attorney Ramsey stated that 25-35 DUI cases per year were prosecuted and approximately 85% plea out. The first offense the Town handles and the second case there is a mandatory 60 days in jail. Total cases open are 150-175 pending at any one time and approximately 80% plea out. Processes include notification, set pretrial, conduct pretrial conference, prepare conference report, do additional discovery with witnesses, set trial, reset a number of cases, if settled with a plea, a plea agreement is prepared and just because it settles does not mean I am not involved. This contract would not involve any payment to me. If I have DUI cases which have deadlines to meet, civil matter will take second place.

Mayor Rogers recommended a dollar place holder for this line item.

Councilor Pigott noted that Council decides when the money is used to have another attorney on contract.

Court

Judge Driscoll requested \$5,000 for capital improvements to remove two nonbearing walls, enabling the clerks to be more efficient. He stated it would take two men to complete the job and he would like the project started in July.

Councilor Dickinson asked if the work could be done in-house.

Councilor Hall stated that the Town could take down the walls and it would not be a problem.

Councilor Pigott asked if there were estimates for this project and how the \$5,000 was determined. Judge Driscoll responded several people looked at the job in May of 1997, quoted \$10,000 to \$15,000, but he believed it could be done for \$5,000.

Manager Bullard stated that there was no formal bid and that earlier designs were more complicated.

Councilor Hall stated that with carpeting, tile and paint the project should be less than \$3,000 because there was L-metal on the top of the walls and carpeting was placed after the walls were installed.

Councilor Pigott noted celotex would be needed. The total job would cost of \$1,000.

Mayor Rogers strongly suggested that the figure remain at \$5,000. He also stated that a four-foot door to the Judge's Chambers may be required by ADA standards.

On an inquiry by Councilor Dickinson, Judge Driscoll responded that the \$2,500 for training is required by Title 28 in the Code so staff stays educated in the laws and court guidelines..

Public Works

Manager Bullard noted that maintenance is a fixed cost, utilities increase, waste removal has been charged to a different department and the cost of supplies is centralized to one account in this department's budget.

On an inquiry by Councilor Pigott, Manager Bullard noted the following: Account 8002 was for spreader and fertilizer, the \$2,200 was for on-going maintenance which is a catch-all for railings, signs, fuse boxes, rewiring and that the salary increase is due to an employee being moved from streets to maintenance.

Councilor Dickinson noted that Larry Bucher took a cut in pay when involuntarily transferred to maintenance. He should be transferred back to the street department fairly soon, have his full pay reinstated retroactively so that any disability funds would not be affected. Later he could be a rover in maintenance. Councilor Pigott agreed.



Manager Bullard noted that Mr. Bucher's eyesight continues to diminish and that he could not pass the Commercial Drivers' License eyesight test. The Street Department Head found it difficult to find work for Mr. Bucher that did not involve driving a vehicle. His salary is lower, but it is not an economic hardship. We tried to work with Mr. Bucher in this matter.

### Janitorial

Manager Bullard noted the major increase in the maintenance is due to removing this item from every department and placing it into one category.

Council Garello suggested staff acquire bids on janitorial services. Manager Bullard noted that bids were gathered three years ago. A full-time employee was hired as it was more expensive to have the work contracted out.

On an inquiry of Councilor Dickinson, Manager Bullard noted the janitor cleans the pool area, all the office/buildings, i.e. marshal, library, parks, courts, Chamber of Commerce, gymnasium, restrooms and administration. If this went out to bid we would have to include everything the janitor does.

### Capital Improvements

Manager Bullard reported that capital improvement repairs included the following: Underground sprinklers at Butler Park, teen center, replacement of utility vehicle - cab is separating from the bed, Chamber of Commerce roof (bids were a lot higher than we had budgeted for last year), gymnasium restroom roof and radio repeater.

On an inquiry from Councilor Pigott, Rolland Huff, stated the utility truck has 262,000 total miles of which 40,000 was on the new engine and that the truck had been welded together, but the weld was not holding.

Manager Bullard reported that with the transfer of some of the Marshal's vehicles to Town Hall we could eliminate the purchase of a vehicle for Administration and Community Development departments.

Rolland Huff reported that the painting bid for building three was \$10,000 so the work is being done in-house and that the fascia board and other wood had rotted.

On an inquiry from Councilor Pigott about remodeling the Marshal's records office in-house, Engineer Dan McGinn noted that the maintenance department would like to sub-out the block work.

Manager Bullard reported that Chamber Roof is leaking severely.

Councilor Hall suggested the a roof bid be put out as a package deal for Chamber of Commerce and the Gymnasium restroom area.

On an inquiry of Council Dickinson, Manager Bullard responded that there is dollar place holder for parks. Councilor Dickinson suggested a park along the river across from the Marshal's office. Use of drugs and alcohol would be minimal if a park was in this area.

Councilor Hauser encouraged interest in promoting parks.

Manager Bullard stated we now have one year's experience with a pool, that this is a joint venture with the school district, the difference of revenues and expenses is divided in half and the school district reimburses the Town on a quarterly basis. Proposed additions includes: pool cover, addition to house supplies, shower petitions.

On an inquiry from Mayor Rogers, Manager Bullard noted that the Town had not discussed these additions with the school because he needed to know Council's opinion.

Rolland Huff noted that the addition would house equipment room, main pump, hot water heater, chemicals and the new \$2,500 chlorine system (which is working well).

Councilor Hall stated that we should go back on the pool contract for chlorine gas problem.

Manager Bullard noted that ADEQ had approved the plans.

Mayor Rogers noted the pool was built at a reduced cost and the Town paralleled Prescott Valley's pool design.

On an inquiry from Councilor Pigott, Engineer Dan McGinn reported that the Town and builder agreed upon these plans and that we had gas chlorine for one year. Pigott asked if we had as-built on plans and suggested we contact board of restoration to see if there is anything we could do about this problem. It could have been a liable situation for the Town.

On an inquiry from Councilor Garello, Engineer McGinn responded that the pool is required to have a minimum of three life-guards directly at the pool with five total scheduled so they could rotate from the outdoors to working inside

Councilor Hall noted this created jobs for young people.

Councilor Dickinson requested that pool fees remain reasonable so families could afford this recreation.

Councilor Hall suggested the Town get a bus to transport children to the pool and have a "free night".

On an inquiry from Councilor Dickinson, Engineer Dan McGinn responded that training expenses are for CAD/GIS systems, grant training, landfill and storm water runoff/public works.

On an inquiry from Councilor Pigott, Engineer McGinn noted that the \$2,000 for equipment was a carryover from previous year. I would like to purchase a traffic counter. I requested from Dane to have dollar line item for GIS equipment for analysis with a recommendation to use ARCInfo which allows manipulation of data.

On an inquiry from Councilor Dickinson, Engineer McGinn noted that his responsibilities included, but were not limited to: Oversee Town construction, Street and Maintenance/Parks Departments, budget management, design work with ADOT, culvert and right-of- way use, research on landfill, annexation, maintenance and miscellaneous duties.

4. **Adjournment**

The meeting was adjourned at 9:00 p.m.

Carol J. Brown  
Carol J. Brown, Recording Secretary

D. Bullard  
Dane Bullard, Town Clerk

Carter Rogers  
Carter Rogers, Mayor

**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, Arizona, held on the 19th day of June, 1997. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 20th day of June, 1997

Carol J. Brown  
Carol J. Brown, Recording Secretary

**AGENDA  
WORK SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
MONDAY, JUNE 23, 1997  
6:00 P.M.**

1. Call to Order
2. Roll Call

Discussion of the Following:

3. FY 97-98 Budget
4. Adjournment.

Posted by: *Nehorah Barber*

Date/Time: *6/19/97 9:00 AM*

*The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.*

**MINUTES  
WORK SESSION  
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of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
MONDAY, JUNE 23, 1997  
6:00 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

Mayor Rogers called the meeting to order at 6:01 p.m.

**2. Roll Call**

Mayor Rogers, Councilors Pat Pigott, Tom Hall, Wayne Dickinson, John Garelo and Brenda Hauser were present. Ray Larkey was absent.

Dane Bullard, Town Manager; Dan McGinn, Town Engineer; Doug Jones, Street Superintendent; Bob Lau, Community Development Director; Rolland Huff, Maintenance Supervisor; Valerie Gippe, Streets/Parks Secretary; Debi Phillips, Accounting Tech; and Deborah Barber, Recording Secretary were also present.

**3. FY 97-98 Budget**

Councilor Pigott stated he would like to address the Children's Librarian position in order to complete the Library budget review. Manager Bullard stated that Director Hazekamp had provided Council with salary comparisons. Pigott stated he would like to see the Children's Librarian position remain the same, with no increase in hours, and direct staff to use volunteers to assist. Hall said that he agreed. Garelo said that he agreed, but would like to stipulate that this position be reviewed in the next budget year.

*The Council reviewed the Community Development Budget.* Bullard explained that any increases were due to fixed costs. Lau stated he was requesting an additional \$400 for staff training, and that office supplies and advertising were reduced from last year.

Pigott stated he would like to see the Building Inspector and Zoning Inspector positions combined. He stated that other communities do not have two positions.

Garelo said this should be checked into, and that he agreed with combining the two positions.

Hauser clarified that Pigott was suggesting that a person be terminated.

Hall asked if this combination was used in most towns.

Pigott responded yes, and there were five staff members in this department. He said the Building Inspector should be able to do zoning inspections while on building inspections.

Dickinson asked how long it had been this way.

Pigott said that Ken Rivers did it when he (Pigott) was on staff, and that it should've been combined when Rivers was replaced.

Bullard responded that he would like to look into it.

Rogers said that he would like to keep both people, but perhaps combine the job descriptions, so that there would be less overlapping.

Lau said that he could split the Town into sections, and keep the two employees. Lau stated that the Department was functioning properly with its current staff, and that customer service would be drastically affected if he were to lose an employee. He stated that all the employees are extremely busy.

Pigott said that with proper management, it could be done without affecting service. Pigott asked that Lau check with the Arizona League of Cities and Towns Survey to see how many towns had these two positions. He asked if Lau could check during the meeting and come back with an answer.

*The Council reviewed the Parks Budget.*

Pigott asked when the interviews were to be scheduled with Director applicants. Bullard responded that there were six people to be interviewed, and those had been planned for next week.

Dickinson said that he had several complaints about the increase in the Summer Program fees, and that they were no longer affordable. He said he would like to see these fees reduced.

Valerie Gippe explained that the people were actually getting more classes for the money.

Garello said he wanted to be in on the interviews. He asked Bullard if he had been in contact with the Parks & Recreation Commission members. He said he wants the interviews on July 7 & 8, and that he wanted at least three Council members in attendance.

Dickinson asked the time of the day the interviews are set.

Bullard said that he tries to be accommodating to the applicants and will try to set the interviews one after the other on the 7<sup>th</sup> and 8<sup>th</sup>. He said that Council and Commission members are encouraged to attend.

Dickinson said that parks programs bring in \$13,000 and he would like to see it on the agenda to reduce the summer program fees.

McGinn explained that the \$13,000 includes monies raised from the Gun Show and Southwestern Days events. He further explained that the \$13,000 covers the expenses for all the parks programs, including the summer program.

*The Council reviewed the Street Department Budget.*

Bullard explained that funding for the Street Department came from Highway User Funds (HURF), and was not part of the General Fund.

Hall asked what equipment rental covered. Doug Jones explained it covered equipment that the Street Department did not have, such as dump trucks, etc.

Pigott asked what the Groseta Garden project entailed. Jones explained that the rights-of-way had been obtained, but that surveying remained to be done. Pigott stated that this project is in the Traffic Control Plan, and that he would like to see a line item to get the project roughed in, in this budget year. After further discussion, it was determined to call this project the Finnie Flat Crossover.

Jones advised that they had a lot of problems contracting with surveyors, as they are all very busy.

Rogers asked what the mapping item was for. Jones explained that it had never been used. Rogers said that perhaps this money could be used for the project.

Garello asked if this project had been staked several years ago. Jones said that it had at one time, but the cows destroyed the stakes. Jones said that Harold Hallet had done the survey, and that perhaps True North Surveying had his records.

Garello asked why staff could not perform the survey. Jones said that staff did not have the equipment or expertise to accomplish this task.

Dickinson asked what the Capital Expense item included. Jones said that the loader replacements was in this item.

Dickinson asked about the dump truck. He said that he had seen oil smoke coming from the truck, and had heard complaints about the oil smells when the truck is on the road. He said he would like to see this truck replaced also. He asked Jones why Shorty was permitted to drive a truck home. Jones said that Shorty was Foreman, and was also on-call 24 hours per day.

Dickinson asked why no one else was allowed to drive the truck. Jones said that was not true, however, Shorty is responsible for the truck. He explained there are vehicles to drive, but no one has been told that they are not allowed to use the truck.

Dickinson said the truck should be left at the yard, as the employees have to go to the yard anyway in the event of an emergency, and that everyone should be allowed to use the truck.

Pigott stated that he agreed, it is a public truck.

Dickinson asked if Doug cross-trained on the blade.

Jones said that equipment takes extensive training, and he tries to ensure that everyone gets experience. He said there is an art to blading roads.

Dickinson said he would like to see cross-training. Pigott agreed, he said cross-training is done in other departments.

Jones said the State had courses available for training on various heavy equipment. Dickinson said Shorty could train the employees.

Pigott agreed, he said that cross-training is very important for all departments.

Garello told Jones that he wants all large purchases to be approved by Council first, and that he agreed with cross-training.

Dickinson asked who had commercial driver's licenses (CDL's). Jones said that Wally Dickinson, Joey Miles and Dan Zellner had CDL's. Dickinson asked if Jones and Baldwin had them. Jones responded that they did not. Dickinson said that they should get one, because if they got caught in a truck, the fines were very severe.

Dickinson said that the Street Department needed a new loader and a new dump truck. He said used equipment doesn't last, and is in constant need of repairs. He said a new one should last 10 to 15 years.

Garello said that he checked with Empire Machinery last year, and they had all the parts necessary to repair the loader we have.

Dickinson said that he disagreed. He said the loader is often used, and when it breaks down, it costs the town money. He said the loader will break when belly dumps are lined up with their loads. He said down time can be very expensive.

Garello said that Empire can send a replacement almost immediately. Dickinson said two hours is a long time, and it can affect the integrity of the street material that is being used.

Pigott asked about the Quality Assurance item. McGinn explained that in the past, this had been listed under the Engineering budget. He said that this would allow better tracking. He also said that traffic counters and computer services were being requested to track traffic counts.

Rogers said the Ryal Canyon Bridge belonged to the County.

Garello asked what happened to the old traffic counters. Jones explained that they were on permanent loan from ADOT surplus, and that they no longer function properly.

#### *Community Development*

Bob Lau addressed Council. It was determined that Lau had not checked the Arizona League of Cities and Towns Survey as requested, but had checked in the local government directory and had been unable to determine the amount of staff in Planning & Zoning.

Bullard said the League survey did not list a Zoning Inspector, and it was difficult to compare. He said the list was not broken down by employee.

Lau said the Building Inspector is very busy, with 8-9 building inspections per day, plus plan reviews, and that the Zoning Inspector handles a minimum of 65 zoning complaints per month. He said that when he came here zoning complaints were average 15 per month. He said that he still gets complaints that the Zoning Inspector is not handling their complaints in a timely manner. Lau said it was all they could do to keep up with the work with the staff he has. He said it would adversely affect their ability to service the public if a position was eliminated.

Pigott said that other Towns our size do the same job with three employees, not five. He said we should manage our resources and still do a good job, and there is no reason for five employees.

Lau said that through proper management, the work has increased. He explained that people are now coming in for building permits, and fence permits, and plan checks. He said the public is now contacting them for assistance, and they are responding in an affirmative manner. He said they are more visible, and zoning complaints have risen from 15 per month to 65 per month. He said the



increase in plan check fees was due to more people following the law. He said all of this response has resulted in a greater workload for staff. He said if we lose personnel, we would have difficulty keeping the standards that are currently in place.

Rogers said that cross-training should be done between the Building and Zoning inspector positions, but that the two people should be kept.

Hauser said she agreed, and that maybe they could look at it again next year.

Dickinson said that he often sees the two inspectors heading out in the same direction. He said that eliminating one person would eliminate a lot of wasted travel time.

Lau said that time is not wasted, and that employees must be allowed to do the job as needed.

Pigott asked if the Planner could assist more. He asked why Thomas never worked the counter.

Lau said that no one in his department sits idle and that the work gets done. He stress that losing personnel would affect the service that the public has come to expect.

Pigott said that it could be done without affecting service.

Lau asked that he be permitted to cross-train for a year. He said the Building Inspector was not yet fully trained, and that adding additional duties to this position would disrupt the training process.

Pigott asked him if he could do it in 3 months. Lau said no. Pigott said 6 months. Lau said no. Pigott said 9 months. Lau said it would be hard, but possibly.

Rogers said we should keep an eye on the position for the next 9 to 12 months. Bullard said staff had worked long and hard to develop a budget with a surplus. He said there was no need to cut employees.

Lau said that his department couldn't continue to generate the amount of revenue with only four staff members.

Pigott said he would like to see the Town eliminate fees and provide public service with fewer employees.

Hauser asked if all other towns charged for building permits. She said everywhere she's been, permits fees were charged.

Pigott said: "[at one time] Tucson eliminated building permit fees for homeowners, contractors, everything else."

Hall asked if the Zoning Inspector initiated complaints, or if he handled only call-in complaints. Lau said it was handled on a call-in basis only, that he doesn't go out looking for violations. Hall said that he has received several calls from people who complain about the Inspector driving by their homes several times during the day. Lau said he would check into int.

Pigott asked if there are records available on the 65 complaints a month. Lau said there were. He also said the information is put into the Manager's Report on a monthly basis, and thought this

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Garello asked what revenue was taken in last month. Bullard said \$6,400.

Hall said that he would agree to reviewing this matter at a later time. Pigott said he also agreed.

Dickinson said the Community Development could use the Marshal's cars rather than purchasing new vehicles.

*The Council reviewed the Mayor and Council Budget. There were no changes.*

*The Council reviewed the Town Manager Budget. There were no changes.*

Bullard explained the Lobbying expense per Roger's instruction. He said that statute required a report if you so much as bought a senator lunch.

*The Council reviewed the Finance/Town Clerk Budget.*

Garello asked about the training. Bullard explained the greater part of this expense was the training required for a Clerk's certification.

*The Council reviewed the Non-Departmental Budget.*

Bullard explained the biggest expense in subscriptions/memberships was the Verde Valley Regional Economic Development Commission (VVREDC).

Garello said that he is against VVREDC, and always has been. He said that we get no benefits for the \$6,000 to \$7,000 a year we give to them. He said there has been one open house, and an occasional memo.

Hall said he agreed.

Pigott said he also agreed. He added that this could be revisited after infrastructure was in.

Rogers said it could be looked at again after the General Plan was adopted.

Dickinson said he agreed.

Rogers said the rest of the items were essential.

There was discussion of the copier and legal consultant contract. Bullard explained the legal consultant was in case consultation was required when the Town Attorney is on vacation.

Dickinson asked about the Chamber request. Harry King, Chamber President, explained the Chamber needed to hire a part-time secretary to assist with the Director. He said the position would pay \$6.50 per hour. He said the primary cost was insurance. He asked how much the Town received in bed tax. He said the new Director was experienced in grant writing, and they hoped to acquire grants for future funding.

Bullard said approximately \$30,000 last year. King said that lots of towns earmark that money for the chambers. Rogers said the funds had been earmarked for economic development.

Hall said the Chamber promotes the Town, and that we should support it. He asked if the Chamber received a grant, would they be able to pay the aid's salary.

Rogers said the Chamber has been very effective, and they are able to do things the Town cannot do.

King said the Arizona Diamond Backs are coming to Town, and will bring lots of tourists.

Pigott said that they had asked all departments to tighten their belts, and said the Chamber should also. He asked if they could get by on \$6,793. King and all Council members discussed this amount. Pigott said this might decrease if they get grants.

The Council reviewed the PA system, and Verde River Enhancement Committee line items and the *Personnel, Debt Services, and Computer Services Budgets*.

John Garelo said the Verde River Enhancement Committee had voted to drop their request from a \$5,000 line item to a \$1.00 line item.

Dickinson said this was an important organization, as the federal government has no business in our area.

Bullard said that he felt the Library's request for computers was too high.

Pigott asked what the \$9,600 covered. Bullard said four computers, networking system, and printers. He explained they had did have computers that needed to be replaced. He said that his recommendation was two computers and printers. The Council discussed allowing \$4,800 for computers and printers.

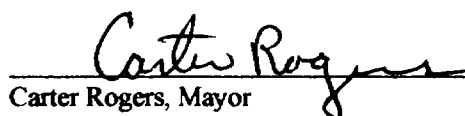
Bullard stated that some Council members had requested that the tentative budget would be adopted at the Council Hears P&Z meeting, on Wednesday (June 25). The Council discussed that date.

**4. Adjournment.**

The meeting was adjourned at 8:30 p.m.

  
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Deborah Barber, Recording Secretary

  
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Dane Bullard, Town Clerk

  
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Carter Rogers, Mayor

**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 Work Session of the Town Council of Camp Verde, Arizona, held on the 23<sup>rd</sup> day of June, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 24<sup>th</sup> day of June, 1997.

*Deborah Barber*

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Deborah Barber, Recording Secretary

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*Quoted from tape of 6/23/97.*

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#### 4. Adjournment.

The meeting was adjourned at 8:30 p.m.

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Carter Rogers, Mayor

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
FOR PLANNING & ZONING MATTERS  
WEDNESDAY, JUNE 25, 1997  
6:30 P.M.**

*Official minutes  
are w/ P & Z records  
this is kept for  
info. purposes only.*

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

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

**2. Roll Call**

Mayor Rogers, Councilors Tom Hall, Ray Larkey, Wayne Dickinson, Pat Pigott, John Garello and Brenda Hauser were present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Dan McGinn, Town Engineer; John Wischmeyer, Town Marshal; Bob Lau, Community Development Director; Doug Jones, Street Superintendent; Bruce Billstrand, Zoning Inspector; Phyllis Hazekamp, Library Director; Carol Brown, Executive Secretary; Maurine Weaver, Community Development Secretary; and Deborah Barber, Recording Secretary were also present.

Mayor Rogers recessed the meeting to reconvene at the gymnasium due to the large crowd.

**3. Pledge of Allegiance**

There was no flag at the gymnasium.

**4. Information and Updates.**

There were none.

**5. Call to the Public for Items Not on the Agenda.**

Jack Bird said that he had been a long time resident, and this Council was the best the Town has ever had.

Jim Bullard, also a long time resident, said this Council was the best working Council since the Town incorporated. He also said the staff was good.

Sharon Petrie asked if the budget included anything for the sewer extension project.

Ted Cochran of the USFS, commended the Marshal's Office response to a recent fugitive situation. He said the officers were professional, and that he was proud to be a part of the Town of Camp Verde.

Nancy Jungling advised the Council that the Planning & Zoning Commission needed to advertise for a commission member to replace Steve Watts.

Mike Punkoney said that someone had to cut the budget, and this is a Council we can count on.

Jack Young advised that he had given a copy of the proposed American Heritage Rivers Initiative to Bob, and encouraged Council to review it, and draft a statement of opposition.

Mark Peterson said that he was also against the Initiative. He encouraged Council to respond so that we can keep control of the Verde River.

Bruce Spaulding criticized the practice of deputies lying in wait to catch someone exiting a legitimate business, rather than concentrating on drug control.

Donna Hromada encouraged Council to consider the position of Coordinator for the Parks & Recreation Department. She said they need to get more good people.

Henry Shill said this was a good Council and he congratulated staff on being courteous and helpful. He said that he also agrees with the river initiative, and advised there was a meeting in Prescott on July 8, at 10:00 a.m.

Frank Hedrick said he was planning to locate in Camp Verde, and that he was concerned the Council proceeded with annexation plans while having a gentlemen's agreement with Cottonwood Council.

Jerry Ferguson said the Council should consider banning burn barrels.

Gloria Miller said some police deserve recognition.

**6. Discussion and Possible Action on the Following:**

**A.1 Resolution 97-377 - Declaring the Tentative 1997/98 Town of Camp Verde Budget a public record.**

On a motion by Garello, seconded by Pigott, the Council voted to approve Resolution 97-377, Declaring the Tentative 1997/98 Town of Camp Verde Budget a public record. Pigott, Garello, Hall and Dickinson voted 'yeah'. Rogers, Larkey and Hauser voted 'Nay'. The motion carried 4 to 3.

**Public Input:**

Salli Sterrett stated that she was not related to, nor did she socialize with any member of the Camp Verde Marshal's Office. She said when the Council was elected, trust was placed in them to consider the community's well-being, and not to be consumed with personal agendas. She said CVMO has done an excellent job, they are vigilant and concerned. She said that the proposed cuts were demoralizing and dangerous. She said the Council is to set policy, and the Marshal should be able to administer his department. She said above all, the welfare of the citizens must be considered, and that she trusted the Council's integrity.

Sharon Dorn said CVMO's budget exceeded ½ of the entire budget, and it needed to be brought into line with the other departments. She said she constantly reads in the paper about DUI's, drug busts, and animal problems, and she seldom reads that a crime has been solved.

C.A. McDonald said that he has been a resident 45 years, and that the citizens elect a Council to do a job, and we should let them do the job.

Virginia Briggs, Manager of Arnold Terrace Apts., said she was against cutting police officers. She advised she had checked with other towns similar in size, and they had many more officers than we have. She said that allowing officers to take their vehicles home is a crime deterrent, and increases response time. She said that she was contacted recently by CVMO that a burglary was solved, and the items were recovered. She said the newspapers just don't print the stories.

Andy Ayres, former Council member, asked why these cuts were being considered. He asked if this Council was concerned more with fiscal responsibility or personal agendas. He stated he was very concerned when issues are addressed through the budget. He said with the excess, it is obvious that fiscal responsibility was not the issue. He stated Council should support staff, as we have lost too many good people. He said Camp Verde has a Council/Manager form of government, and Council should allow it to operate the way it is supposed to.

Dottie Simonis, former Council member, said she was on Council when Marshal Wischmeyer was hired. She said he was hired for his experience. She said Council should set policy and let the Manager manage. She said the Manager should do his job by bringing problems to Council.

Tony Gioia commended Council for fiscal responsibility and scrutiny of the budget. He stated he had researched with the Secretary of State and had learned there are more officers being added to the Department of Public Safety every year. He stated at a recent meeting, Verde Lakes residents had requested more patrols, and to step up participation in the Neighborhood Watch program. He said CVMO was doing a good job. He also noted that many of the complaints against CVMO were from persons who had problems with them.

Kathleen Hoyt said Camp Verde is growing, and we need to feel safe in our community. She asked Council not to take away any Marshals.

Jim Reid said that we should let Council do their job. He stated he supported the budget cuts and the Council was doing a good job.

Ned Russell, of the Yavapai-Apache Tribe, stated he was concerned with the elimination of police officers. He said the tribe was paying \$36,000 per year for police services and he was concerned that fewer officers would result in a lack of service. He stated that this was the best police force the Town has ever had. He said that from what he has seen, the Town gets rid of good employees. He said that he was glad we got rid of Gary Lollman because the tribe got him, and Gary is the best recreation director they've ever seen.

Kay Whitley of White Hills stated that 5 years ago, response time was ½ hour to 45 minutes, but now it's just a few minutes. She said CVMO has really helped to get the area cleaned up.

Mario Aiuto, business owner, stated he was not in favor of police cuts.

Kay Cain said that she recently moved into the Creek View/Clinton Lane area of Verde Lakes, and she is extremely concerned with the speeders. She said Cottonwood has 5.25 miles to patrol, and has more officers than we do. She said she was puzzled with the cuts because our town is growing, not shrinking, and the Council has just proposed adding additional territory with the annexation.

Pat Lowell of the Ft. Verde Motel said she has seen a big change in the downtown area thanks to the Marshal's Office. She stated she no longer sees kids out late at night causing trouble. She said the Marshal's Office really takes care of our town.

June Mecham expressed concerns with the library cuts. She stated we have a wonderful library staff and the library should be improved. She encouraged Council not to cut the library or law enforcement.

Phyllis Hazekamp said that all the Children's Librarian wants to do is help the children of our Town. She said Cindy has doubled the circulation, and the County provides the town with \$40,000 for the library.

Lori Boyce said she supports the Marshal's Office. She said the cleaning staff does an excellent job, and should be given a raise.

Diane Wonset said our community is safe for our kids. She asked Council not to cut the Marshal's Office or it would result in crime problems.

Charles King asked the Council to reconsider the cuts. He said there is a \$330,000 excess in the budget, so finances cannot be the reasons for the cuts. He asked if grants were used to fund police officers. Bullard explained two grants were utilized. King said public safety should be Council's utmost priority. He also said Council should consider the safety of the employees. He said cars are needed at home to decrease response time. He said if we have the money, it's not necessary to cut officers who are doing a good job. He also asked Council to consider speed humps in his neighborhood.

Henry Shill said he was unfamiliar with the number of staff needed for the Marshal's Office. He said the Council should ask difficult questions of department heads, and they should be careful with money. He said he supports the Council.

Ernie Bird said CVMO was doing a good job. He said that take-home cars greatly reduces response time. He said if we have the money, don't make the cuts.

Jim Bullard said he did not want to see services cut. He said in the past, the budget was always rubber stamped. He said it is obvious this Council has studied the budget. He said Town employees are paid much more than other people in Town so they should be more efficient. He said we need a landfill. He said to put our wants aside.

Jerry Ferguson said that he was against take-home cars. He said with 4/10 shifts, the car sits idle for at least three days. He said the fire and ambulance crews don't have take-home cars.

Charlie German said the Council is responsible for prudent fiscal management. He said that they should plan for the 'worst case scenario'. He said deputies respond to fire and ambulance calls, they do a lot more than anyone is aware of. He said the fire department will increase personnel with the annexation, and we need to increase police protection. He said you can drive through Town and see an increase in traffic.

Wes Mauldin said CVMO is overstaffed with supervisors. He said we need more officers on the street, rather than in the office supervising. He said it is necessary to take a car home when you are on 24-hour call.

Charlene Johnson said we needed Valerie Gippe in Parks & Rec. She said she lived here when Tap was the only officer. She said CVMO is doing a good job, and if someone wasn't, then they should be reprimanded. She said to keep them, treat them good, and not to destroy the department.

Terry Bieber said that sergeants do patrol the area. She said if we have the money, don't make cuts.

Louis Morgan said all the Council members ran on a platform of cutting expenses. He said sacred cows have to be slaughtered. He asked Council to live up to their promises.

Sharon Dorn said the Children's Librarian would be paid over \$20,000 for a part-time position. She said there are over 20 volunteers at the library, and they should be able to help. She said the ratio of sergeants to deputies was too high and should be adjusted, and noted that all the budgets increased, except dispatch. She asked if the officers would receive \$750 per year pay increase. She said the cars should be taken home only when an officer is on-call.

Gimmie Morgan said Council should do the job it was elected to do.

Brooke Franklin asked if the grant would have to be repaid if staff was cut.

Ray Massey said the Council had done a good job looking at the budget, and that their hearts were in the right place. He said that take-home cars do deter crime. He said that comparison of statistics are unimportant. He said what is important is the needs of Camp Verde, and that is what Council should take into consideration when making their decision.

Keith Graham said he was not a resident but that he would like to make Council aware that it was a bad idea to micromanage departments. He said if money was not the issue, then what was the motivating factor. He asked if Council was trying to buy a dump. He said there are other ways to get the money to fund projects.

John Wischmeyer thanked the audience for their support. He said that he had not asked for additional personnel. He said that as the Town grows, so does its need. He explained there were so many supervisors due to the liability and the number of law suits that had been filed in the past. He said that all the supervisors were working supervisors, except for the Administration Sergeant. He asked Council that they consider keeping the department at the current level. He said that deputies do more than patrol the streets, and they need training to avoid the law suits. He stressed that the federal grant must not be supplanted. He introduced Earl Huff. He said that Earl was born here, graduated from school here, and went to work as a dispatcher while he was still in school. He said that Earl would be the deputy to lose his job.

Nancy Jungling asked why there were discrepancies with the health insurance premiums.

There was no other public input.

Councilor Larkey said there was no reason to cut the budget with the surplus. He said he could not go along with eliminating Planning & Zoning and janitorial positions. He said we didn't have to do this, and that it was a mean-spirited way to make cuts. He said Council had a responsibility to the citizens, and he could not understand why it was necessary to take apart departments to save such a small amount of money. He stated that pennies were being pinched in the wrong area. He stated emphatically that he could not, and would not go along with Garello's motion.

Councilor Hauser said that she agreed this was done in a mean spirited fashion. She said Council should think of the community as a whole, and not one person. She stated she was embarrassed by what had gone on.

Garello asked Larkey how many budget work sessions he had attended.

Mayor Rogers said that was not an issue.

Larkey said he would like to answer Garello. He said that last year's work sessions were done during the day. He said that he has made Council and staff aware that he is unavailable on Monday evenings, yet this was the time set for two of the sessions.

Rogers said that prior Councils had been conservative, that we had over one million dollars in the bank. He stated the Town needs a minimum of 2 deputies, 24 hours a day. He stated it was critical to have police protection and Planning & Zoning personnel. He said that taking cars home served a need, and that CVMO needed the vehicles they had because each officer needs a vehicle, and there must be at least one for a reserve. Rogers asked Council to change officers back to what they were, and the vehicles as they were.

Garello declined to change his motion.

Larkey stated that staff was very good, and that most get paid less than they would in other areas of the state. He said that morale was low now, and that they should be taken care of and rewarded.

Dickinson said that his phone had rung off the hook over the last three nights, and the calls were running 2 to 1 in support of the proposed cuts. He said there were three choices: 1) to back off and run scared everytime there's a threat of recall, which would make for a very ineffective Council; 2) adopt a budget; and 3) He did not appreciate how Marshal Wischmeyer brought Earl Huff up. He said that we needed to find a Marshal that could work with the Town.

Larkey asked for a roll call vote.

Hauser: No

Garello: Yes

Pigott: Yes

Rogers: No

Dickinson: Yes

Larkey: No

Hall: Yes

The motion carried 4 to 3.

**A. Adoption of the Camp Verde Marshal's Office Policy Manual.**

Manager Bullard stated this item was put on the agenda at the request of Council. He stated that staff does not have any recommendation either way on this issue.

Hall asked when the manual was originally put together. Mayor Rogers stated he believed the manual was compiled during the interim council when the Town was initially incorporated and has been continually evolving to this date. He further stated he believed it has never been officially passed by Council. This was confirmed by Attorney Ramsey.

There being no further comments, the motion was made by Hall to accept the policy procedure manual that is in effect at the Marshal's Department and also add any additions or deletions to be

approved by the Town Council, or as required by law. The motion was seconded by Garello, and carried 6 to 1 with Larkey voting "no". Larkey stated that he had just received the manual today, and had not had time to review it.

**B. Review of Oasis Road Right-of-Way, and Direction to Staff.**

Bullard stated this item had been on the agenda several times in the past and Council had directed staff to go back and get appraisals that affect the Gioia parcel on Oasis Road. He said the Town was anxious to get this project underway and get approved. He further stated that the two appraisals concerning this 1/5<sup>th</sup> acre would be \$4,000 and \$4,500 from two separate appraisal firms, and the Town is looking for direction from Council on how to proceed.

Mayor Rogers inquired if Mr. Gioia would like to make any public comments as the issue concerns his property.

Mr. Gioia told Council he had researched using several different county entities, and found seven comparable properties. He stated he found a large discrepancy, and asked the Council for permission to speak to the two appraisers about their method of appraisal so that he can be confident of making a knowledgeable decision.

Motion was made by Garello "to split Carl Wiseman's appraisal of \$4,500 and Straub's for \$4,000 and make an offer of \$4,250 for the 0.186 acres on Oasis Rd., Town's right-of-way for the purpose of paving the road, and the Town send a letter to Mr. Gioia stating the amount, and the Town's offer for this parcel of land, and that Mr. Gioia is to notify in two weeks to the Town of his decision so the Council can proceed accordingly". Motion was seconded by Pigott, and carried.

The meeting was recessed at 9:00 p.m. to move back to the Council Chambers to hear the Planning & Zoning matters.

**9. Adjournment.**

The meeting was adjourned at 9:18 p.m.

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Deborah Barber, Recording Secretary

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Dane Bullard, Town Clerk

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Carter Rogers, Mayor



**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 the 25<sup>th</sup> day of June, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 26<sup>th</sup> day of June, 1997.

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Maurene Weaver, Recording Secretary

**SUPPLEMENTAL  
AGENDA  
REGULAR SESSION  
TOWN COUNCIL  
for  
Planning and Zoning Matters**

**TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JUNE 25, 1997  
6:30 P.M.**

6.A.1 **Resolution 97-377** - Declaring the Tentative 1997/98 Town of Camp Verde Budget a public record.

Posted by: Deborah Barber

Date/Time: 6-24-97 at 10:30 a.m.

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**AGENDA  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
CAMP VERDE TOWN HALL  
COUNCIL CHAMBERS  
TUESDAY, JULY 1, 1997  
5:30 p.m.**

1. Call to Order

2. Roll Call

**Discussion and Possible Action on the Following:**

3. Personnel - Town Marshal

4. Adjournment

Posted by: Deborah Barber

Date/Time: 6-30-97 4:00 p.m.

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**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
TUESDAY, JULY 1, 1997  
5:30 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

Mayor Rogers called the meeting to order at 5:32 p.m.

**2. Roll Call**

Mayor Rogers, Councilors Tom Hall, Ray Larkey, Wayne Dickinson, Pat Pigott, John Garello and Brenda Hauser were present.

Dane Bullard, Town Manager; Robert Pecharich, Attorney at Law; John Wischmeyer, Town Marshal; and Deborah Barber, Recording Secretary were also present. There were several other Town employees present.

**Discussion and Possible Action on the Following:**

**3. Personnel - Town Marshal**

Mayor Rogers introduced Robert Pecharich, Clarkdale Attorney, who was present to advise Council. Mayor Rogers turned the floor over to Mr. Pecharich. Mr. Pecharich advised that he had received a call this afternoon requesting his attendance at this meeting to advise the Town regarding this agenda. He explained he had reviewed the agenda, and could only assume that there was concern among one or more Council members regarding performance of the personnel in Item 3. He stated there was a problem because Council had not had the opportunity to receive legal advice because the Town Attorney was out of town. He said that Council had not had the opportunity to discuss it with him because this was the first time they had met him.

He explained it would be prudent for Council to receive legal advice in executive session. He recommended that Council schedule an executive session with him to receive legal advice as provided by the Arizona Revised Statutes. He said that it could be done as soon as tomorrow, with 24 hour notice to the public of an executive session. He stated that an executive session is a private session between Council and legal counsel, and is confidential.

Vice-Mayor Pigott moved to schedule at Executive Session for legal matters at 7:30 p.m. on 7/2/97, with a Special Session immediately following. Councilor Dickinson seconded the motion.

Councilor Larkey said that Council had canceled the regularly scheduled session of July 2 because of the holiday. He stated that he had made plans and would be unable to attend the meetings. He said that he was under the impression that other Councilors would be unavailable as well, so he suggested the meeting be held the first part of next week. Councilor Hauser advised she had not been advised as to the purpose of the meeting and she agreed with Larkey.

Mr. Pecharich said there may be a good reason to have the executive session held on a different date than the special session. He explained the problem with a special session held immediately after the executive session, is that you are required to give notice of a time so the public may

attend the special session. He said that it is unknown how long an executive session will take, so it is difficult to tell the public to be here at a specific time when there remains a possibility that the Council wouldn't be ready at that appointed time. He advised Council that it was a better idea to separate the two sessions to accommodate the public.

Pigott declined to amend his motion. The motion passed with Larkey and Hauser voting no.

Councilor Larkey asked that a question be answered. He said that he got a call yesterday afternoon asking that he be here for the meeting tonight (7/1). He said that it was evident from the crowd that was present that they also received the same notice. He said he was not told the reason why. He further stated the Town Manager nor the Mayor knew the reason for the meeting, and he would like to know now why the meeting was called. He said that he felt it was very disrespectful to the townspeople to have them show up, and then cancel the meeting. He said he had no idea who put the meeting together, what the purpose of the meeting was, and he had not been told up to this point, and he still was not sure what the Council was doing here.

Mayor Rogers stated that he talked to four Council members yesterday [6/29] who had requested a special session. He said with the majority of Council requesting a meeting, he had instructed the Town Manager to post the meeting. He also said at this time he did not know the purpose of the meeting.

Larkey asked, "Has this Council lost complete touch with the public that we could do this to these people, then just turn around and tell them to go home and go to bed?"

Mayor Rogers said that this should be handled possibly at the meeting next Wednesday [July 16].

**4. Adjournment.**

After a motion by Dickinson, seconded by Pigott, the meeting was adjourned at 5:39 p.m.

Deborah Barber  
Deborah Barber, Recording Secretary

Dane Bullard  
Dane Bullard, Town Clerk

Carter Rogers  
Carter Rogers, Mayor

**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 the 1<sup>st</sup> day of July, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 2<sup>nd</sup> day of July, 1997.

Deborah Barber  
Deborah Barber, Recording Secretary

**AGENDA  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
CAMP VERDE TOWN HALL  
COUNCIL CHAMBERS  
WEDNESDAY, JULY 2, 1997  
8:30 p.m.**

1. Call to Order.
2. Roll Call.
3. Consideration and Possible Action Regarding Performance of the Town Marshal,  
Possible Reprimand, Suspension or Notice of Intention to Remove Town Marshal.
4. Adjournment.

Posted by: Nekorah Barber

Date/Time: 7-1-97 - 7:00 p.m.

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**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JULY 2, 1997  
8:30 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

Mayor Rogers called the meeting to order at 8:30 p.m.

**2. Roll Call**

Mayor Rogers, Councilors Tom Hall, Wayne Dickinson, Pat Pigott, and John Garelo were present. Brenda Hauser had gone to the gymnasium. Ray Larkey was absent.

Dane Bullard, Town Manager; Robert Pecharich, Attorney at Law; and Deborah Barber, Recording Secretary were also present.

Mayor Rogers recessed the meeting to reconvene at the gymnasium to accommodate the large crowd. The meeting was reconvened at 8:40 p.m. Mayor Rogers, Councilors Hall, Dickinson, Pigott, Garelo and Hauser were present. Ray Larkey was absent.

Dane Bullard, Robert Pecharich, John Wischmeyer and Deborah Barber were also present.

**Discussion and Possible Action on the Following:**

**3. Personnel - Town Marshal**

Mayor Rogers turned the meeting over to Robert Pecharich, Clarkdale Attorney, who advised that he had been appointed as a temporary Attorney for the Town specifically to assist the Council in making a reasonable and prudent decision regarding item number 3. He stated there was no information to justify any action with regard to the Town Marshal. However, there was information that had been disclosed that did warrant further review, and appropriate action taken if it was found to be necessary.

Pecharich explained further that this information indicated a possible unauthorized use of a police computer for the purpose of conducting a background check of a private citizen, particularly a Council member. On June 23, 1997 at 7:42 a.m., an unknown person accessed the computer to request warrants and information, not related to a police investigation; and on June 25, 1997 at 12:16 p.m., the computer was used again to request information.

Pecharich advised that if the information was obtained pursuant to law enforcement activities, there would be no problem. However, it was be a Class 6 felony to obtain information for private use.

Pecharich advised that it was his recommendation that staff be directed to contact an outside agency to conduct a further review of the charges, and report back to Council as to whether or not

the inquiries of the Council member were justified and credible, and not related to a particular officer or Department Head. He recommended this review be in the form of a written report to Council, and that Council would then make the report a public document.

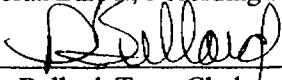
Pecharich stated there was no reason to proceed further with Item #3, other than to direct staff to contact an outside agency to investigate the matter.

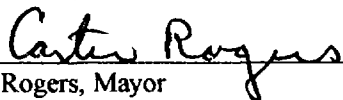
Mayor Rogers directed the Town Manager to contact an outside agency beginning with the Attorney General's office, then the County Attorney's office, and so on, until the matter could be investigated. Mayor Rogers thanked the public and advised the Council would proceed with the investigation.

**4. Adjournment.**

After a motion by Dickinson, seconded by Pigott, the meeting was adjourned at 8:50 p.m.

  
\_\_\_\_\_  
Deborah Barber, Recording Secretary

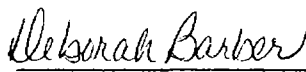
  
\_\_\_\_\_  
Dane Bullard, Town Clerk

  
\_\_\_\_\_  
Carter Rogers, Mayor

**CERTIFICATION**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 2<sup>nd</sup> day of July, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 3<sup>rd</sup> day of July, 1997.

  
\_\_\_\_\_  
Deborah Barber, Recording Secretary



**AGENDA**  
**SPECIAL SESSION**  
**and**  
**EXECUTIVE SESSION**  
**COMMON COUNCIL**  
**of the**  
**TOWN OF CAMP VERDE**  
**CAMP VERDE TOWN HALL**  
**COUNCIL CHAMBERS**  
**WEDNESDAY, JULY 2, 1997**  
**7:30 p.m.**

1. Call to Order
2. Roll Call
3. Consideration of Appointment of Robert S. Pecharich, Attorney at Law, as Special Temporary Town Legal Counsel
4. Adjournment to Executive Session:  
Discussion in Executive Session of the Following:
  5. Legal Advice - A.R.S. §38-431.03 (A)(3)
  6. Adjournment to Special Session at 8:30 p.m.

Posted by:

Deborah Barber

Date/Time:

7-1-97 - 7:00 p.m.

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**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JULY 2, 1997  
7:30 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

Mayor Rogers called the meeting to order at 7:30 p.m.

**2. Roll Call**

Mayor Rogers, Councilors Tom Hall, Wayne Dickinson, Pat Pigott, John Garello and Brenda Hauser were present. Dane Bullard, Town Manager and Robert Pecharich, Attorney at Law were also present.

**3. Consideration of Appointment of Robert S. Pecharich, Attorney at Law, as Special Counsel.**

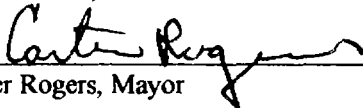
On a motion by Pigott, seconded by Hall, the Council voted unanimously to appoint Robert S. Pecharich as Special Counsel for the Town.

**4. Adjournment to Executive Session.**

The meeting was adjourned to Executive Session at 7:32 p.m.



\_\_\_\_\_  
Dane Bullard, Town Clerk



\_\_\_\_\_  
Carter Rogers, Mayor

**CERTIFICATION**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 2<sup>nd</sup> day of July, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 16<sup>th</sup> day of July, 1997.



\_\_\_\_\_  
Dane Bullard, Town Clerk

**AGENDA  
WORK SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
WEDNESDAY, JULY 9, 1997  
10:00 A.M.**

**At the offices of:  
The League of Arizona Cities & Towns  
1820 W. Washington Street  
Phoenix, AZ**

1. Meeting with Jack DeBolske, League Director, and further discussion with staff.

Posted by: Deborah Barber

Date/Time: 7-7-97 - 12:30 p.m.

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**AGENDA  
WORK SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
WEDNESDAY, JULY 9, 1997  
10:00 A.M.**

**At the offices of:  
The League of Arizona Cities & Towns  
1820 W. Washington Street  
Phoenix, AZ**

1. Meeting with Jack DeBolske, League Director, and further discussion with staff.

**CANCELED**

Posted by: Deborah Barber

Date/Time: 7-8-97 4:45 p.m.

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**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, JULY 16, 1997  
6:30 P.M.**

5. **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 so requests.**

a) **Approval of the Minutes:**

- 1) Work Session - June 16, 1997
- 2) Regular Session - June 18, 1997
- 3) Work Session - June 19, 1997
- 4) Work Session - June 23, 1997
- 5) Regular Session for Planning & Zoning Matters - June 25, 1997
- 6) Special Session - July 2, 1997

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

- 1) Council Hears P&Z - July 23, 1997 at 6:30 p.m.
- 2) Work Session with Jack DeBolske, Executive Director of Arizona League of Cities & Towns - July 28, 1997 at 6:30 p.m.
- 3) Regular Session - August 6, 1997 at 6:30 p.m.
- 4) Regular Session - August 20, 1997 at 6:30 p.m.
- 5) Council Hears P&Z - August 27, 1997 at 6:30 p.m.

Mayor Rogers pulled item #A.

On a motion by Hall, seconded by Pigott, the Council unanimously approved the Consent Agenda.

On a motion by Hall, seconded by Dickinson, the Council set an Executive Session for Monday, July 21, 1997 at 6:30 p.m. for legal matters regarding the possible falsification of a public government document; personnel; and the status of Council Member, Wayne Dickinson.

On a motion by Dickinson, seconded by Garelo, the Council voted unanimously to approve Item A, with changes.

6. **Public Hearing for Annexation.**

On a motion by Pigott, seconded by Dickinson, the Council voted unanimously to leave the annexation petition like it is, and direct staff to draft a letter to Mayor Jauregui requesting a meeting between the two Councils to possibly work out a letter of understanding.

7. **97/98 Street Paving Priority List.**

On a motion by Garelo, seconded by Pigott, the Council voted unanimously to table this item until the next meeting so that Council could see a list and map of unpaved streets with the number of houses on each street, and the method of developing the priority list.

**Actions Taken 7-16-97**

**8. Request by Camp Verde Adult Reading Program for continued use of Town Facilities.**

On a motion by Pigott, seconded by Hall, this item was tabled due to the request of Camp Verde Adult Reading Program.

**9. Oasis Road right-of-way.**

On a motion by Hauser, seconded by Pigott, the Council voted unanimously to offer Mr. Gioia \$4,250, and to accept the minor stipulations presented in his [Gioia's] letter, with Mr. Gioia agreeing to sign a hold harmless agreement for Town equipment to enter his property.

**10. Possible Appointment of Parks & Recreation Director.**

On a motion by Hall, seconded by Hauser, the Council voted unanimously to appoint Mark Ream as Parks & Recreation Director at a salary of \$28,500.

**11. CJEF Bike Patrol & Electronic Prevention Grant**

Hauser moved to accept the grant as written. The motion died for lack of a second.

**12. BJA Local Law Enforcement Block Grant.**

On a motion by Hall, seconded by Pigott, this item was tabled. Rogers and Hauser voted no.

**13. IGA with Yavapai County for Establishment of Unified Emergency Management.**

On a motion by Hall, seconded by Garello, the Council voted unanimously to authorize the Mayor to sign the Intergovernmental Agreement with Yavapai County for the establishment of the Unified Emergency Management.

**14. Renewal of Municipal Lease with Camp Verde Historical Society.**

On a motion by Garello, seconded by Pigott, the Council voted unanimously to approve the renewal of the municipal lease with the Camp Verde Historical Society.

**15. Potential Resolution Issues for 1997 Arizona League of Cities & Towns meeting.**

Mayor Rogers explained the process of suggesting sample resolutions to be included in the Arizona Cities and Towns Municipal Policies. He requested members have considerations ready for the next meeting. There was no action required on this item.

**16. Letter of support for Verde Natural Resource Conservation District .**

Manager Bullard reported that John Parsons had requested this item be pulled, as the District will not be applying for this grant.

**17. Managers Report.**

There was no report.

**Actions Taken 7-16-97**

**18. Council/Staff Comments, Information Reports and Activity Updates.**

Garello reported that he had attended the July 10 meeting of the Verde Valley Transportation Organization. He stated that there was \$1,700,000 to share, and that the Cherry Rd. realignment is scheduled for 1999, and that construction will begin soon on 2.5 miles of Cornville Rd. He said the next meeting is August 14<sup>th</sup>, and he encouraged public attendance.

Dan McGinn said that he had met with the technical subcommittee, and that funds would be available in 2000. He stated he would be presenting proposed collector road projects at the next meeting.

**19. Adjournment.**

The meeting was adjourned at 8:30 p.m.

**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JULY 16, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

**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, except to set them for consideration at a future date.**

5. **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 so requests.**

**a) Approval of the Minutes:**

- 1) Work Session - June 16, 1997
- 2) Regular Session - June 18, 1997
- 3) Work Session - June 19, 1997
- 4) Work Session - June 23, 1997
- 5) Regular Session for Planning & Zoning Matters - June 25, 1997
- 6) Special Session - July 2, 1997

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

- 1) Council Hears P&Z - July 23, 1997 at 6:30 p.m.
- 2) Work Session with Jack DeBolske, Executive Director of Arizona League of Cities & Towns - July 28, 1997 at 6:30 p.m.
- 3) Regular Session - August 6, 1997 at 6:30 p.m.
- 4) Regular Session - August 20, 1997 at 6:30 p.m.
- 5) Council Hears P&Z - August 27, 1997 at 6:30 p.m.

**Discussion and Possible Action on the Following:**

**(Public input is invited on item(s): 6, 7 & 8)**

6. Public Hearing for Annexation.
7. 97/98 Street Paving Priority List.



8. Request by Camp Verde Adult Reading Program for continued use of Town Facilities.
9. Oasis Road right-of-way.
10. Possible Appointment of Parks & Recreation Director.
11. CJEF Bike Patrol & Electronic Prevention Grant
12. BJA Local Law Enforcement Block Grant.
13. IGA with Yavapai County for Establishment of Unified Emergency Management.
14. Renewal of Municipal Lease with Camp Verde Historical Society.
15. Potential Resolution Issues for 1997 Arizona League of Cities & Towns meeting.
16. Letter of support for Verde Natural Resource Conservation District (NCRD).
17. Managers Report.
18. Council/Staff Comments, Information Reports and Activity Updates.
19. Adjournment.

Posted by:

Debi Phillips

Date/Time:

7-11-97 10:15 AM

The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, JULY 16, 1997  
6:30 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

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

**2. Roll Call**

Mayor Rogers, Councilors Tom Hall, Wayne Dickinson, Pat Pigott, John Garello and Brenda Hauser were present. Ray Larkey was absent.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Dan McGinn, Town Engineer; Doug Jones, Street Superintendent; John Wischmeyer, Town Marshal; Virginia Jones, Receptionist; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

**3. Pledge of Allegiance**

Councilor Dickinson led the pledge.

**4. Call to the Public for Items Not on the Agenda.**

Bob Dinegar stated that he strongly recommend that Council determine if Councilor Dickinson should be allowed to vote due to the fact that he is presently under investigation. He also said that Camp Verde is the home of the world champion kick boxer. He suggested that Council send a certificate of appreciation.

Jane Whitmire requested public input on items 9, 12 and 16.

**5. 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 so requests.**

**a) Approval of the Minutes:**

- 1) Work Session - June 16, 1997
- 2) Regular Session - June 18, 1997
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- 4) Regular Session for Planning & Zoning Matters - June 25, 1997
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**b) Set Next Meeting, Date and Time:**

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- 3) Regular Session - August 6, 1997 at 6:30 p.m.
- 4) Regular Session - August 20, 1997 at 6:30 p.m.

5) Council Hears P&Z – August 27, 1997 at 6:30 p.m.

Mayor Rogers requested that item A be removed.

On a motion by Hall, seconded by Pigott, the Council unanimously approved the Consent Agenda.

Hall stated that he would like to set an executive session for Friday at 6:30 p.m. for legal advice. Bullard and Hauser said they would be unavailable on Friday.

Attorney Ramsey stated that the agenda must be more specific than legal advice. Hall stated that if they had to tell what they were talking about, then what good was an Executive Session. Attorney Ramsey explained that items on the agenda must reflect what or whom Council will be talking about, and that no deviation from the topics could occur during the meeting. Dickinson stated they would be talking about the possible falsification of public government documents; the status of his position; and personnel. Ramsey said personnel must be more specific to be included on the agenda.

On a motion by Hall, seconded by Dickinson, the Council set an Executive Session for Monday, July 21, 1997 at 6:30 p.m. for legal matters regarding the possible falsification of a public government document by a Town employee; personnel; and the status of Council Member, Wayne Dickinson.

On a motion by Dickinson, seconded by Garello, the Council voted unanimously to approve Item A, with changes.

**6. Public Hearing for Annexation.**

Mayor Rogers introduced Cottonwood Mayor, Ruben Jauregui. Mayor Jauregui stated that Cottonwood felt that Camp Verde had acted in an underhanded manner and was motivated by greed. He stated there was enough opposition to the annexation to cause it to fail. He stated that Council is to represent the desires of the people. He said that he was present to request that Council pull the petition for annexation.

Rogers asked Jauregui if the Cottonwood Council would be willing to meet with Camp Verde Council in a work session to discuss this matter. Jauregui responded that he was unsure as they felt they had been stabbed in the back. He explained that Cottonwood had been working on this process for quite some time. He said they had contacted property owners, and had been trying to work out all the issues.

On a motion by Pigott, seconded by Dickinson, the Council voted unanimously to leave the annexation petition like it is, and direct staff to draft a letter to Mayor Jauregui requesting a meeting between the two Councils to possibly work out a letter of understanding.

**Public Input:**

Mike Mongini said he had sent a letter to Council on 6/24 requesting that annexation of Section 31 be discontinued. He advised Council he had signatures of all the property owners opposing annexation by Camp Verde. He said they would prefer to be annexed by Cottonwood. He said the Council was supposed to represent the best interest of all the community.

Andy Groseta stated that he had no desire to be in any municipality, and he requested that his parcel be withdrawn from annexation. He said that he had not been contacted regarding Camp Verde's annexation plans, and he felt this was an extremely poor way to do business.

Sharon Glover stated the Town Manager had not returned her call, and she requested the annexation petition be withdrawn. She stated that along with collecting taxes, Camp Verde needed to consider the obligations that went with those taxes, such as fire and police protection, water, sewer, etc. She said the Town needed to consider these before jumping into annexation. She said this was very poor planning.

Frank Fameli stated that he felt it strange for Council to be cutting staff and budgets, while proceeding with the acquisition of more land. He said the Steve Coury would want police patrols at his business. He asked Council how they intended to provide more service. He asked if the Town had promised the Sanitary District a \$300,000 loan, and if so, was the money coming from the budget cuts. He asked why our tax dollars were being spent on loans to privately owned corporations rather than on police protection. He said that no studies had been done on the proposed annexation area that would indicate the anticipated needs in the next 5 to 15 years. He said that impact studies should be done and he asked where the money would come from to provide the police and fire protection that would be needed. He recommended that Council reconsider and seek advice, then let the public know what it will produce in the future.

Tony Gioia said he appreciated Mr. Fameli's prudent and responsible questions. He said the annexation process does require communication. He said that he was in favor of the annexation, as studies have shown that this is an invaluable corridor for commercial development and growth. He stated the hearing tonight is not about what will be done with the corridor, but rather who will control it. He stated the General Plan Committee had included this area so that Camp Verde could have control of its quality of life. He explained further that the issue of annexation needs education and input and communication from the property owners. He said that the property owners should understand that Camp Verde's taxes are 1.2% lower than that of Cottonwood. He said the property owners in opposition of annexation by a municipality will not have a choice, as Cottonwood will have no problem getting 51% of property owners to agree due to the Verde Village residents.

Gloria Miller spoke against annexation.

Mike Mongini said that he had been discussing annexation with Cottonwood leaders, and they had assured him if an agreement could not be work out, his section would not be included in the annexation. Tom Hall asked Mongini if in view of the taxation, he would rather be annexed by Cottonwood or Camp Verde. Mr. Mongini responded that he preferred Cottonwood, as they had been working with him, and no one from Camp Verde had contacted him at all. He said that he preferred to remain in the County, and not be in either municipality. He said that he couldn't see either Town providing the services that would be needed. Hall said the services would come from the tax base.

John Garello said the Sanitary District had applied for grants, and this interim loan would be repaid from grants. He said the loan would allow them to extend the sewer line to I-17, and it was very important to the Town's economy to extend the sewer line. He also said the annexation area would not need to have services, or police and fire protection for several years.

Wayne Dickinson stated he felt we had jumped the gun.

Mayor Rogers said that if we dropped the areas in opposition, all that would be left is Forest Service and State land, and that there is no need to take those lands at this point in time.

Brenda Hauser said that she was not willing to interfere with property owner's desires.

Mayor Rogers recessed the meeting at 7:25, and reconvened at 7:30 p.m.

**7. 97/98 Street Paving Priority List.**

Manager Bullard explained that the Street Department submits a proposed priority list each year for Council approval. Doug Jones said that some of the streets on this list would complete the paving of every dedicated road in the area by LaFonda's.

Hall stated he had driven down roads that were on the proposed list, and he noticed that three of the streets were dead-end streets. He said that Rainbow Dr. had 8 homes, Mondale had 5, and Mustang had 5. He said that Robin has 25, and is not on the list. He said that \$45,000 for a small road like Rainbow Drive seemed like a lot of money. He felt that dead-end roads should be paved last.

Dickinson asked Jones if he was working off a master plan. Jones said that the Street Department paves approximately 3 miles of streets each year, and that last year all the roads were located in Verde Lakes. He said the list would complete the LaFonda area. Dickinson said he would like to see a map of unpaved streets in Town. He felt the streets in Verde Lakes needed the most attention, and that the list should be developed by improving the most traveled roads first.

Jones responded that the remaining roads in Verde Lakes have drainage issues that must be addressed before improvements are made.

Pigott said that some of the road improvements completed last year in Verde Lakes were a year late. He stated it was misleading to say that all improvements last year were in Verde Lakes, when some of the roads were on the previous year's list.

On a motion by Garcello, seconded by Pigott, the Council voted unanimously to table this item until the next meeting so that Council could see a list and map of unpaved streets with the number of houses on each street, and the method of developing the priority list.

**Public Input:**

Daisy Goldenstein said that she lived in Verde River Meadows, and had signed a petition to get her street pave. She stated she would like to see the older roads paved first. She said there were several people in the audience to support this request, and she asked them to stand up.

Henry Shill said he would like to see the road from Clear Creek Church to Sierra Verde Estates paved in order to complete the loop. He said he would also like to see the White Hills subdivision roads completed.

Bob Dinegar said he lived on Hillcrest, and he's waited 10 years to get it paved. He asked Council to keep it on the list.

**8. Request by Camp Verde Adult Reading Program for continued use of Town Facilities.**

Bullard explained that some of the CVARP members were out of town, and Gwen Gunnell's father had passed away, therefore, they requested that this item be tabled for now.

On a motion by Pigott, seconded by Hall, the Council voted unanimously to table this item.

**9. Oasis Road right-of-way.**

Manager Bullard stated that staff had prepared the letter to Mr. Gioia, as directed, and Mr. Gioia had responded.

Mr. Gioia pointed out that his house was the only house on Oasis Road, and he would like to see it left unpaved. He further stated that the first appraisal even though very informative, obviously lacked the quality of the second appraisal. He said that Council had based their decision upon poor quality work, and encouraged the Council to recognize the difference.

On a motion by Hauser, seconded by Pigott, the Council voted unanimously to offer Mr. Gioia \$4,250, and to accept the minor stipulations presented in his [Gioia's] letter, with Mr. Gioia agreeing to sign a hold harmless agreement for Town equipment to enter his property.

**10. Possible Appointment of Parks & Recreation Director.**

Manager Bullard said that two applicants stood out above the other applicants. He said that staff recommended Mark Ream be appointed as Parks & Rec. Director. He recommended that if Council determined to appoint the other applicant, Jeff Meilbeck, that it be conditional upon his relocation from Flagstaff to the Verde Valley.

On a motion by Hall, seconded by Hauser, the Council voted unanimously to appoint Mark Ream as Parks & Recreation Director at a salary of \$28,500.

**Public Input:**

Gary Thompson of the Parks & Rec Commission stated that he had been in on the interviews, and the Commission preferred Jeff Meilbeck. He encouraged Council to look at the two resumes before making the determination. He said the Commission had assumed the position would be offered to Meilbeck if he were willing to relocate.

Suzy Burnside stated she supported Thompson's observation. She said all the Commission members had been very impressed with Jeff Meilbeck. She strongly encouraged Council to review the resumes.

Lynn Reddell stated that Jeff Meilbeck had an excellent background, and that he should be offered the position with the stipulation that he relocate.

Jack Schultz said he had reviewed the resumes, and encouraged Council to do the same.

**11. CJEF Bike Patrol & Electronic Prevention Grant**

Manager Bullard explained that this grant application had been submitted in February, and we had just received the award notice. He said the grant required no match or leverage, and all that remained was for Council to accept it.

Dickinson asked how much money the Town had to pay.

Hauser moved to accept the grant as written. Mayor Rogers asked for a second. The motion died for lack of a second.

Manager Bullard said that this was not in order, and asked Council for an explanation as to why this grant was being turned down. He stated there were no match requirements, and this would save on the Town's comp time expense.

There was no reply from any of the Council members.

Marshal Wischmeyer stated that this [the grant] is a gift to us, and took a considerable effort to write. He stated this grant is available every year, and if we don't accept this one after it has been awarded, they will question and possibly refuse future requests.

**12. BJA Local Law Enforcement Block Grant.**

Manager Bullard explained that this was an overtime grant identical to the one that was awarded last year. He further explained that the application was on the agenda for Council approval.

On a motion by Hall, seconded by Pigott, this item was tabled. Rogers and Hauser voted no.

Manager Bullard asked if this was the mysterious falsified public document that Councilor Hall was referring to. He explained that due to a mix-up in Washington, the application had been received the day before it was due. Bullard stated that the Manager is charged with administration, and he could not see a good reason to walk away from all of this money.

There was no reply from Council members.

**13. IGA with Yavapai County for Establishment of Unified Emergency Management.**

On a motion by Hall, seconded by Garello, the Council voted unanimously to authorize the Mayor to sign the Intergovernmental Agreement with Yavapai County for the establishment of the Unified Emergency Management.

**14. Renewal of Municipal Lease with Camp Verde Historical Society.**

On a motion by Garello, seconded by Pigott, the Council voted unanimously to approve the renewal of the municipal lease with the Camp Verde Historical Society.

Tom Hall asked if the lease had actually expired in 1994. Manager Bullard stated that it had.

**15. Potential Resolution Issues for 1997 Arizona League of Cities & Towns meeting.**

Mayor Rogers explained the process of suggesting sample resolutions to be included in the Arizona Cities and Towns Municipal Policies. He requested members have considerations ready for the next meeting. There was no action required on this item.

**16. Letter of support for Verde Natural Resource Conservation District.**

Manager Bullard reported that John Parsons had requested this item be pulled, as the District will not be applying for this grant.

Manager Bullard said that this was not in order, and asked Council for an explanation as to why this grant was being turned down. He stated there were no match requirements, and this would save on the Town's comp time expense.

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**16. Letter of support for Verde Natural Resource Conservation District.**

Manager Bullard reported that John Parsons had requested this item be pulled, as the District will not be applying for this grant.



**17. Managers Report.**

There was no report.


**18. Council/Staff Comments, Information Reports and Activity Updates.**

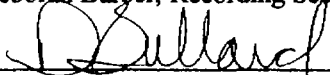
Garello reported that he had attended the July 10 meeting of the Verde Valley Transportation Organization. He stated that there was \$1,700,000 to share; that the Cherry Rd. realignment is scheduled for 1999; and that construction will begin soon on 2.5 miles of Cornville Rd. He said the next meeting is August 14<sup>th</sup>, and he encouraged public attendance.

Dan McGinn said that he had met with the technical subcommittee, and that funds would be available in 2000. He stated he would be presenting proposed collector road projects at the next meeting.

**19. Adjournment.**

The meeting was adjourned at 8:30 p.m.

  
\_\_\_\_\_  
Deborah Barber, Recording Secretary


  
\_\_\_\_\_  
Dane Bullard, Town Clerk

  
\_\_\_\_\_  
Carter Rogers, Mayor

**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 the 16<sup>th</sup> day of July, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 18<sup>th</sup> day of July, 1997.

  
\_\_\_\_\_  
Deborah Barber, Recording Secretary

**AGENDA  
EXECUTIVE SESSION  
  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
CAMP VERDE TOWN HALL  
COUNCIL CHAMBERS  
MONDAY, JULY 21, 1997  
6:30 p.m.**

1. Call to Order
2. Roll Call

Discussion in Executive Session of the Following:

3. Legal Advice - A.R.S. §38-431.03 (A)(3)
  - Possible Falsification of a Public Government Document by a Town Employee
  - Status of Council Member, Wayne Dickinson
6. Adjournment

Posted by:

Deborah Barber

Date/Time:

3:00 p.m.

*The Town of Camp Verde Council Chambers are accessible to the handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk*

**MINUTES  
EXECUTIVE SESSION  
A.R.S. §38-431.03(A)(3)  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
MONDAY, JULY 21, 1997  
6:30 P.M.**

**1. Call to Order.**

The meeting was called to order at 6:30 p.m.

**2. Roll Call.**

Mayor Rogers, Councilors Pat Pigott, John Garelo, Brenda Hauser, Tom Hall, Ray Larkey and Wayne Dickinson were present. Dane Bullard, Town Manager, and Ron Ramsey, Town Attorney were also present.

**3. Consultation with Legal Counsel.**


- Possible Falsification of a Public Government Document by a Town Employee
- Status of Council Member, Wayne Dickinson

**4. Adjournment.**

The meeting was adjourned at 7:35 p.m.



Dane Bullard, Town Clerk



Carter Rogers, Mayor

**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 Executive Session of the Town Council of Camp Verde, Arizona, held on the 21<sup>st</sup> day of July, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 22<sup>nd</sup> day of July, 1997.



Dane Bullard, Town Clerk

**AGENDA  
WORK SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
CAMP VERDE TOWN HALL  
COUNCIL CHAMBERS  
MONDAY, JULY 28, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call

**Discussion of the following:**

3. Meeting with Jack DeBolske, League Director, Arizona League of Cities and Towns
4. Adjournment

Posted by: Deborah Barber

Date/Time: 7-24-97 9:30 a.m.

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**MINUTES  
WORK SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
MONDAY, JULY 28, 1997  
6:30 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

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

**2. Roll Call**

Mayor Rogers, Councilors Tom Hall, Ray Larkey, John Garello and Brenda Hauser were present. Wayne Dickinson and Pat Pigott were absent.

Dane Bullard, Town Manager and Jack DeBolske, Director of Arizona League of Cities and Towns were also present.

**Discussion of the following:**

**3. Meeting with Jack DeBolske, League Director, Arizona League of Cities & Towns**


Mr. DeBolske discussed Council responsibilities and procedures with Council members.

**4. Adjournment**

The meeting was adjourned to Executive Session at 8:55 p.m.

  
\_\_\_\_\_

Dane Bullard, Town Clerk

  
\_\_\_\_\_

Carter Rogers, Mayor

**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 Work Session of the Town Council of Camp Verde, Arizona, held on the 28<sup>th</sup> day of July, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 7<sup>th</sup> day of August, 1997.

  
\_\_\_\_\_

Dane Bullard, Town Clerk

**AGENDA  
JOINT WORK SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
and the  
CITY OF COTTONWOOD  
COTTONWOOD COUNCIL CHAMBERS  
826 N. Main St.  
Cottonwood, Arizona  
TUESDAY, JULY 29, 1997  
6:00 P.M.**

1. Call to Order
2. Roll Call

**Discussion of the Following:**

3. Annexation
4. Adjournment

Posted by: Heborah Barber

Date/Time: 7-24-97 - 9:30 A.M.

*The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.*

**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, AUGUST 6, 1997  
6:30 P.M.**

5. **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 so requests.**

a) **Approval of the Minutes:**

- 1) Special Session – July 2, 1997
- 2) Regular Session - July 16, 1997
- 3) Executive Session – July 21, 1997

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

- 1) Work Session – August 13, 1997 at 6:30 p.m.
- 2) Regular Session – August 20, 1997 at 6:30 p.m.
- 3) Council Hears P&Z – August 27, 1997 at 6:30 p.m.

c) **Approval of Intergovernmental Agreements for Telephone Dispatching Services for the following:**

- 1) Resolution 97-379 – Camp Verde Clinic Association
- 2) Resolution 97-380 – Camp Verde Fire District
- 3) Resolution 97-381 – Montezuma-Rimrock Fire District

On a motion by Hall, seconded by Garello, the Council unanimously approved the Consent Agenda, as amended.

6. **Resolution 97-382 – Adoption of Final Budget for FY 97/98**

Hauser moved to table this item. The motion died for lack of a second.

On a motion by Garello, seconded by Hall, the Council voted unanimously to approve Resolution 97-382, Adoption of the Final Budget for FY 97/98, with the addition of one deputy, and no sergeant demotions. Manager Bullard clarified that the Marshal's Office staffing would remain the same as last year.

7. **Acceptance of resignation of Vice-Mayor Pat Pigott, and discussion and/or filling of vacant Council seat**

On a motion by Garello, seconded by Hauser, the Council voted unanimously to accept the resignation of C.A. "Pat" Pigott, Vice-Mayor, dated July 30, 1997.

Hauser moved to nominate Tony Gioia for the vacant seat. The motion died for lack of a second.

On a motion by Dickinson, seconded by Garello, the Council voted to advertise and accept letters of interest until August 20, to fill the vacant seat. Hauser voted no.

## **Actions Taken 8-6-97**

8. **97/98 Street Paving Priority List**  
On a motion by Dickinson, seconded by Garello, the Council voted unanimously to start at the top of the priority list, leaving out streets with drainage issues until 2 ½ miles are paved, and to consider Mesa Dr. and use last half mile for Mesa, and leave out Mondale and Mustang.
9. **Direction to Staff regarding proposed annexation of SR 260 corridor**  
On a motion by Hall, seconded by Garello, the Council voted unanimously to redraw the map line straight across, eliminating Section 31 of the annexation corridor.
10. **Direction to Staff regarding Parks & Recreation Director position**  
On a motion by Garello, seconded by Hall, the Council voted unanimously to direct staff to begin advertising within the next 10 days at a starting salary range between \$30,000 and \$31,000, and to be interviewed with Council and the Parks & Recreation Commission.
11. **Discussion of Council's position on the Verde River being designated as a Heritage River**  
On a motion by Garello, seconded by Dickinson, the Council voted unanimously to take a position of non-support of the American Heritage Rivers Initiative.
12. **Possible approval of a Patio Permit for American Legion Post 93 for the dates of August 16, 1997 and October 10, 11, and 12, 1997 (Ft. Verde Days)**  
On a motion by Hall, seconded by Dickinson, the Council voted unanimously to approve the Patio Permit requested by the American Legion Post 93 for August 16; October 10, 11, and 12, 1997.
13. **Direction to Town Manager regarding Hall's request to redirect the investigation of the Camp Verde Marshal's Office alleged illegal use of computers to perform criminal background check on a Council member**  
On a motion by Hall, seconded by Dickinson, the Council voted to direct the Town Manager to send a letter to DPS Director, Joe Albo, to request a criminal investigation of the alleged illegal misuse of computers to perform a criminal background check on a Council member. Councilor Hauser voted no.
14. **Manager's Report**  
Manager Bullard reported that the RFP for the Camp Verde Landfill was ready, and that Council should contact him with any questions. He also advised that Council needed to set a work session with the Camp Verde Sanitary District Board to discuss their loan request now that the budget had been approved.
15. **Council/Staff Comments, Information Reports and Activity Updates.**  
There were no comments.
16. **Adjournment**  
The meeting was adjourned at 9:20 p.m.



**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, AUGUST 6, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

**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, except to set them for consideration at a future date.**

5. **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 so requests.**

**a) Approval of the Minutes:**

- 1) Special Session - July 2, 1997
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- 1) Regular Session - August 20, 1997 at 6:30 p.m.
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**c) Approval of Intergovernmental Agreements for Telephone Dispatching Services for the following:**

- 1) Resolution 97-379 - Camp Verde Clinic Association
- 2) Resolution 97-380 - Camp Verde Fire District
- 3) Resolution 97-381 - Montezuma-Rimrock Fire District

**Discussion and Possible Action on the Following:**

**(Public input is invited on item(s): 6, 7, 8 & 11)**

6. Resolution 97-382 - Adoption of Final Budget for FY 97/98
7. Acceptance of resignation of Vice-Mayor Pat Pigott, and discussion and/or filling of vacant Council seat

8. 97/98 Street Paving Priority List
9. Direction to Staff regarding proposed annexation of the SR 260 corridor area
10. Direction to Staff regarding Parks & Recreation Director position
11. Discussion of Council's position on the Verde River being designated as a Heritage River
12. Possible approval of a Patio Permit for American Legion Post 93 for the dates of August 16, 1997 and October 10, 11, and 12, 1997 (Ft. Verde Days)
13. Direction to Town Manager regarding Councilor Hall's request to redirect the investigation of the Camp Verde Marshal's Office alleged illegal use of computers to perform criminal background check on a Council member
14. Manager's Report
15. Council/Staff Comments, Informational Reports, and Activity Updates
16. Adjournment

Posted by: Heberah Barber

Date/Time: 8-1-97 3:30 p.m.

The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, AUGUST 6, 1997  
6:30 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

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

**2. Roll Call**

Mayor Rogers, Councilors Tom Hall, Wayne Dickinson, John Garello and Brenda Hauser were present. Pat Pigott and Ray Larkey were absent.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Doug Jones, Street Superintendent; John Wischmeyer, Town Marshal; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

**3. Pledge of Allegiance**

Councilor Garello led the pledge. Mayor Rogers recessed the meeting at 6:34 to move to the gym in order to accommodate the crowd. The meeting reconvened at 6:45.

**4. Call to the Public for Items Not on the Agenda.**

Jennifer Dutton asked that Council consider earphones for the hearing impaired when installing the new sound system.

Bob Dinegar asked for an explanation from each of the Council members that turned down the grants; he asked that a written apology be given to John Wischmeyer and Dane Bullard over recent events; he asked when the Adult Literacy Program would pay back \$18,000; he asked for public input on items 10 and 13; and he urged the Council to get a better sound system. He asked that answers to his questions be provided by the next meeting.

Gloria Miller stated the grants were still available, and that it was not too much to expect an explanation for Council conduct.

Lori Boyce urged Council to look to the last election when considering filling the vacancy, and to set a policy so that there will be continuity in the future.

Jane Whitmire stated that recent events had a negative impact on the Town, affecting our credibility, damaging relationships with local and federal agencies, and neighboring towns. She expressed her concerns with the General Plan not being approved. She stated that these issues were the result of ineffective leadership. She stated that Yavapai County was the fastest growing non-urban county in the United States. She asked Council where was honesty and integrity.

Sharon Dorn stated that she found the news broadcasts embarrassing. She said the situation did need to be rectified, and that good leadership would not happen without the support of fellow council members. She stated that she felt Council had a problem with lack of good judgment.

5. **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 so requests.**

a) **Approval of the Minutes:**

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On a motion by Hall, seconded by Garello, the Council unanimously approved the Consent Agenda, as amended.

6. **Resolution 97-382 – Adoption of Final Budget for FY 97/98**

Hauser moved to table this item. The motion died for lack of a second.

On a motion by Garello, seconded by Hall, the Council voted unanimously to approve Resolution 97-382, Adoption of the Final Budget for FY 97/98, with the addition of one deputy, and no sergeant demotions. Manager Bullard clarified that the Marshal's Office staffing would remain the same as last year.

**Public Input:**

Bob Dinegar asked that the Budget and the Marshal's Office be restored to its original.

Nancy Jungling asked that the Zoning Inspector's position be restored, as it was desperately needed. She also asked about the insurance discrepancies.

Eric Eberhardt said to keep the manpower at the Marshal's Office at its present staffing levels.

Marshal Wischmeyer stated that he appreciated Council's decision, and asked for clarification on the number of positions that he would have. Mayor Rogers explained that there would be 9 patrol officers, 4 Sergeants, 1 Dare Officer, 1 Detective, and the Marshal, a total of 16 officers.

Andy Ayres urged Council to listen to one another and to the people.

John Garello explained there were many issues before the Council to consider when adopting the budget. He explained that even though we had a surplus, and a savings, we still have to consider funding for the landfill, Groseta By-pass, Oasis Road, a new site for the street department, and

new vehicles. He said there are so many needs in the Community that the money could be spent overnight.

**7. Acceptance of resignation of Vice-Mayor Pat Pigott, and discussion and/or filling of vacant Council seat**

On a motion by Garello, seconded by Hauser, the Council voted unanimously to accept the resignation of C.A. "Pat" Pigott, Vice-Mayor, dated July 30, 1997.

Hauser moved to nominate Tony Gioia for the vacant seat. The motion died for lack of a second.

On a motion by Dickinson, seconded by Garello, the Council voted to advertise and accept letters of interest until August 20, to fill the vacant seat. Hauser voted no.

**Public Input:**

Bob Dinegar encouraged Council to fill the vacancy with a person chosen by the voters. He said this person should be either Jane Whitmire or Tony Gioia.

Jane Whitmire questioned if the appointment should be held off due to the upcoming recall election, so that the position could be filled by the voters.

Garello responded that statutes state the position will be appointed by the Council. Manager Bullard advised that the statute stated only that Council shall appoint a replacement. He further stated that since the election was such a short time ago, it might be feasible to look in that area.

Tony Gioia stated that he would serve the community willingly and would approach all subjects with an open mind and impartiality. He encouraged the public to contact the Council members to make their choice known.

Jennifer Dutton stated that the recent election showed who the people wanted in office, and this person was Tony Gioia.

Dickinson stated that he did not want to appoint a person now, but to hold it off until the meeting of the 20<sup>th</sup>.

**8. Direction to Staff regarding proposed annexation of SR 260 corridor**

Mayor Rogers requested that Item #9 be moved to accommodate Cottonwood representatives. Manager Bullard stated that he had been contacted by Mr. Mongini who requested that Camp Verde not pull the petition until he and other property owners had a chance to meet with Town officials.

Rogers introduced Cottonwood Mayor Ruben Jauregui and Jerry Owen, Cottonwood Community Development Director. Mayor Jauregui asked that the Council consider pulling Section 31 from the annexation petition. He assured Council that Cottonwood would do the same so that both communities could work with the property owners fairly.

On a motion by Hall, seconded by Garello, the Council voted unanimously to redraw the map line straight across, eliminating Section 31 of the annexation corridor.

**9. 97/98 Street Paving Priority List**

On a motion by Dickinson, seconded by Garello, the Council voted unanimously to start at the top of the priority list, leaving out streets with drainage issues until 2 ½ miles are paved, and to consider Mesa Dr. and use last half mile for Mesa, and leave out Mondale and Mustang.

**Public Input:**

Mrs. Yeager stated that she lived on East Mockingbird Lane. She advised that she had been told for the last three years that her road would be paved, and it is still not paved.

Gloria Henderson said that she lived on Mesa & Garner Lanes. She said that her road needed to be paved because the dust is a serious health risk to her husband. She said that the Town should consider the amount of traffic on the road, rather than the number of houses.

Henry Shill asked why the last ½ mile of Sierra Verde was not on the list. He stated that this would complete the loop.

Greg McCarthy said that he lived on Mustang Lane, and that there was no need to pave it. He encouraged Council to concentrate on the roads that really need it, such as Mesa.

C.A. McDonald asked why nothing has been done on Quarterhorse. He said it is narrow and dangerous, and the pavement is thinning. Jones responded that the huge trees would have to be removed to widen the road.

Tony Gioia stated that Camp Lincoln Road should be addressed by the Town at the next Verde Valley Transportation Organization meeting.

June Meacham said that she did not wish to have Quarterhorse changed. She said that area residents do not want a boulevard, they want their trees and their ditches. She suggested the traffic be re-routed.

Jack Young said that the Camp Lincoln intersection must be addressed as it is a severe safety issue.

Charlie German urged Council to plan the Camp Lincoln project carefully. He said there should be turning lanes.

John Garello said that the VVTPO would be considering projects to be funded within the next 90 days. He said that staff should prepare cost estimates.

**10. Direction to Staff regarding Parks & Recreation Director position**

Manager Bullard explained that both of the candidates had declined the offer stating low salary. He said that neither candidate would consider the position at this point. He said that he could go down the list, or Council could review the starting salary.

On a motion by Garello, seconded by Hall, the Council voted unanimously to direct staff to begin advertising within the next 10 days at a starting salary range between \$30,000 and \$31,000, and to be interviewed with Council and the Parks & Recreation Commission.

**11. Discussion of Council's position on the Verde River being designated as a Heritage River**

On a motion by Garello, seconded by Dickinson, the Council voted unanimously to take a position of non-support of the American Heritage Rivers Initiative.

**Public Input:**

Tina Booher presented Council with a copy of the Initiative and a sample Resolution of non-support. (A copy is attached and becomes a part of these minutes.) She stated that she opposes the designation, and is concerned with federal government getting into local and state control.

Bob Dinegar said that he had looked into the Initiative and is concerned. He asked what they were going to do with the water situation.

Jack Young said the designation would be permanent and would bring federal manipulation of the Verde River, and its entire watershed. He suggested that before considering this designation, Council wait to see how other communities are affected. He encouraged Council to show non-support of the Initiative.

Mark Peterson recommended non-support.

Michelle MacDonald recommended non-support.

C.A. McDonald advised that the Verde River Enhancement Committee had voted against support of the Initiative until further information had been received.

**12. Possible approval of a Patio Permit for American Legion Post 93 for the dates of August 16, 1997 and October 10, 11, and 12, 1997 (Ft. Verde Days)**

On a motion by Hall, seconded by Dickinson, the Council voted unanimously to approve the Patio Permit requested by the American Legion Post 93 for August 16; October 10, 11, and 12, 1997.

**13. Direction to Town Manager regarding Hall's request to redirect the investigation of the Camp Verde Marshal's Office alleged illegal use of computers to perform criminal background check on a Council member**

Manager Bullard explained that on July 2, 1997, after receiving advice from temporary legal counsel, Council had given direction to contact an outside agency to investigate the possible misuse of computers to perform criminal background checks on a Council member. He said that he had started with the Attorney General's office, as directed, to begin the investigation into the alleged misuse. He explained the AG's office referred him to DPS. He said that Captain Ressler had assigned the investigation, and it was well under way. Captain Ressler advised the Manager that he had been contacted by Hall who requested a criminal investigation. Ressler stated that the scope of the investigation would not be changed without a letter from the Town. Ressler had further assured Bullard that if criminal activity was found to have occurred, the Town would be notified of such. Bullard explained that Hall had requested that he send the letter to DPS to redirect the scope of investigation. Bullard stated that because the investigation was nearing completion and he had acted per Council direction, he believed he needed authorization from the entire Council before proceeding with Hall's request.

Hall stated that he had contacted DPS to present additional information that he believed was possibly criminal in nature. He said that he had been advised that the Town Manager would have to submit a letter to DPS to modify the investigation that was already in progress. Hall added that he had requested the Town Manager to send such a letter.

Hauser stated that if any criminal activity had occurred, the Town would be made aware, and there was no need to stop the present investigation.

On a motion by Hall, seconded by Dickinson, the Council voted to direct the Town Manager to send a letter to DPS Director, Joe Albo, to request a criminal investigation of the alleged illegal misuse of computers to perform a criminal background check on a Council member. Councilor Hauser voted no.

**14. Manager's Report**


Manager Bullard reported that the RFP for the Camp Verde Landfill was ready, and that Council should contact him with any questions. He also advised that Council needed to set a work session with the Camp Verde Sanitary District Board to discuss their loan request now that the budget had been approved.

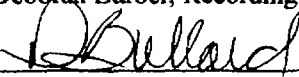
**15. Council/Staff Comments, Information Reports and Activity Updates.**

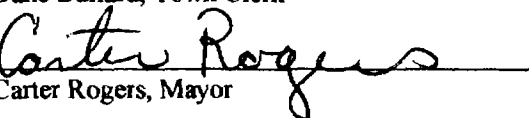
There were no comments.

**16. Adjournment**

The meeting was adjourned at 9:20 p.m.

  
\_\_\_\_\_  
Deborah Barber, Recording Secretary


  
\_\_\_\_\_  
Dane Bullard, Town Clerk

  
\_\_\_\_\_  
Carter Rogers, Mayor

**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 the 6<sup>th</sup> day of August, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 7<sup>th</sup> day of August, 1997.

  
\_\_\_\_\_  
Deborah Barber, Recording Secretary



ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, AUGUST 20, 1997  
6:30 P.M.

5. 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 so requests.

a) Approval of the Minutes:

- 1) Regular Session - August 6, 1997
- 2) Work Session - July 28, 1997

b) Set Next Meeting, Date and Time:

- 1) Regular Session - September 3, 1997 at 6:30 p.m.
- 2) Regular Session - September 17, 1997 at 6:30 p.m.
- 3) Council Hears P & Z - September 24, 1997 at 6:30 p.m.

c) Proclamation: September 8th as *International Literacy Day*

d) Confirmation of Resolution 97-383 - Position of Non-Support of the *American Heritage River Designation*

On a motion by Larkey, seconded by Hall, the Council unanimously approved the Consent Agenda.

6. Possible Action on Separation of Town Marshal

On a motion by Larkey, seconded by Hauser, the Council voted to open item numbers 6, 10 and 11 to the public.

Yes: Hauser, Rogers, Larkey

No: Garello, Dickinson, Hall

Motion dies for lack of a majority vote.

On a motion by Dickinson, seconded by Garello, the Council voted to terminate the Town Marshal under section 3-2-3 and all other codes that are applicable. Also to go with that there will be a suspension of 30 days with pay starting immediately.

Yes: Dickinson, Hall, Garello, Rogers

No: Hauser, Larkey

Motion passed.

On a motion by Hall, seconded by Garello the Council voted to appoint Raymond Michael Baker as interim Marshal, he would assume administrative duties immediately and when he qualifies (meets State requirements) he will assume all other positions of that job.

Yes: Hall, Garello, Dickinson  
No: Hauser, Larkey, Rogers

Motion dies for lack of a majority vote.

On a motion by Larkey, seconded by Brenda, the Council voted to appoint Roscoe Owsley as interim Marshal.

Yes: Hauser, Larkey, Rogers  
No: Dickinson, Garello, Hall

Motion dies for lack of a majority vote.

On a motion by Dickinson, seconded by Hall, the Council voted to appoint Sgt. Dan Martin as interim Marshal.

Yes: Dickinson, Garello, Hall, Rogers  
No: Larkey, Hauser

**7. Appointment of Council Member to the Verde Valley Transportation Organization**

On a motion by Hall, seconded by Hauser, the Council voted unanimously to appoint Ray Larkey to the Verde Valley Transportation Organization.

**8. Chamber of Commerce Quarterly Drawdown of \$8,323.00**

On a motion by Garello, seconded by Hall the Council voted unanimously to approve the Chamber of Commerce's quarterly drawdown in the amount of \$8,323.00.

**9. Possible Approval of RFP for Project #97-002, Community Center/Chamber of Commerce Roof**

On a motion by Garello, Seconded by Dickinson, the Council voted unanimously to table the approval of the RFP at this time.

ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, AUGUST 20, 1997  
6:30 P.M.

5. **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 so requests.**
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  - c) **Proclamation: September 8th as *International Literacy Day***
  - d) **Confirmation of Resolution 97-383 - Position of Non-Support of the *American Heritage River Designation***

On a motion by Larkey, seconded by Hall, the Council unanimously approved the Consent Agenda.

6. **Possible Action on Separation of Town Marshal**

On a motion by Larkey, seconded by Hauser, the Council voted to open item numbers 6, 10 and 11 to the public.

Yes: Hauser, Rogers, Larkey

No: Garello, Dickinson, Hall

Motion dies for lack of a majority vote.

On a motion by Dickinson, seconded by Garello, the Council voted to terminate the Town Marshal under section 3-2-3 and all other codes that are applicable. Also to go with that there will be a suspension of 30 days with pay starting immediately.

Yes: Dickinson, Hall, Garello, Rogers

No: Hauser, Larkey

Motion passed.

**10. Appointment of Council Member to fill Vacant Seat**

On a motion by Garelo, seconded by Dickinson, the Council voted to appoint Jesse Reeves to the vacant, unexpired term of the Camp Verde Town Council.

Yes: Dickinson, Hall, Garelo, Rogers  
No: Hauser, Larkey

Jesse Reeves was sworn in and joined the Council at 8:30 p.m.

**11. Appointment of Planning and Zoning Commissioner to fill Vacant Seat**

On a motion by Garelo, seconded by Hall, the Council voted to appoint John Reddell to the vacant, unexpired term of the Planning and Zoning Commission. Rogers voted no.

**12. Manager's Report**

Manager Bullard reported on the following:

- a) An Intergovernmental meeting was scheduled for Thursday, August 21st, at 6:30 p.m. in Cottonwood.
- b) The annexation petitions have been removed.

**13. Council/Staff Comments, Informational Reports, and Activity Updates**

Garelo requested Town Code, dated September 18, 1996, Chapter 3, page 13, item "B", paragraph 3, be on the September 3rd agenda for discussion and possible action.

Rogers noted that the September 3rd agenda should include appointment of Vice Mayor.

**14. Adjournment**

The meeting was adjourned at 8:40

**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, AUGUST 20, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

**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, except to set them for consideration at a future date.**

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  - d) **Confirmation of **Resolution 97-383** - Position of Non-Support of the *American Heritage River Designation***

**Discussion and Possible Action on the Following:  
(Public Input is invited on Item(s) 9)**

6. Possible Action on Separation of Town Marshal
7. Appointment of Council Member to the Verde Valley Transportation Organization
8. Chamber of Commerce Quarterly Drawdown Request of \$8,323

9. Possible Approval of RFP for Project #97-002, Community Center/Chamber of Commerce Roof
10. Appointment of Council Member to fill Vacant Seat
11. Appointment Planning & Zoning Commissioner to fill Vacant Seat
12. Manager's Report
13. Council/Staff Comments, Informational Reports, and Activity Updates
14. Adjournment

Posted by: Deborah Barber

Date/Time: 8-15-97 - 11:45 A.M.

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**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, AUGUST 20, 1997  
6:30 P.M.**

*Minutes are a summary of the actions taken.  
(The Call to the Public for Items not on the Agenda, and Item #6, 10 and 11 are verba*

Date	6/26	# of pages	20
Post-it® Fax Note	7671	From	D. BARBER
To	Mark Duxcan	Co.	Town of CV
Co./Dept.		Phone #	520-507-6631
Phone #	520-445-7662	Fax #	520-507-9064

**1. Call to Order**

Mayor Rogers called the meeting to order at 6:31 p.m.

**2. Roll Call**

Mayor Rogers, Councilors Tom Hall, Wayne Dickinson, John Garello, Brenda Hause Larkey were present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; John Wischmeyer, Town Marshal; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

**3. Pledge of Allegiance**

Councilor Larkey led the pledge. Mayor Rogers recessed the meeting at 6:33 to move to the gym in order to accommodate the crowd. The meeting reconvened at 6:40 p.m.

**4. Call to the Public for Items Not on the Agenda.**

Jane Whitmire said: "Mayor and Council, I wish to briefly address the important matter of public input and participation in the affairs of this Town. Such input and participation is fundamental to effective democratic government by 'We, the people.' That input should be consistently invited, if not demanded by elected officials. If not demanded by those officials, then it should certainly be demanded by the public. Especially when public health and safety are involved. But yet tonight, we have an agenda prepared by our Town Manager, and approved by the Mayor, which has at least six important items (numbers 6 through 11), and only one, #9, which has to do with roofing a building, only one invites public input. You clearly have the authority to either invite or deny public input for all agenda items of general community interest and importance. With that said, why would you Mr. Mayor and Council, possibly want to deny public input on such obviously crucial matters as termination of the Town Marshal and appointments of Town officials to the Council and Planning and Zoning Commission? Why would you unless there is some unrevealed and/or yet to be determined motive for doing so? It certainly appears there is some motive, other than the proper and legitimate representation of public desires and views. There appear to be at least four possibilities, all of which are unacceptable.

- 1) You are uncomfortable in managing public input that is likely to be confrontive and contentious.
- 2) You don't agree with the fundamental importance of consistently inviting, if not demanding public input and participation.
- 3) You and others have private (incomprehensible) agenda. The pursuit of which would not be as easily accomplished, if even possible with interference by the public through input.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, AUGUST 20, 1997  
6:30 P.M.**

*Minutes are a summary of the actions taken.  
(The Call to the Public for Items not on the Agenda, and Item #6, 10 and 11 are verbatim.)*

**1. Call to Order**

Mayor Rogers called the meeting to order at 6:31 p.m.

**2. Roll Call**

Mayor Rogers, Councilors Tom Hall, Wayne Dickinson, John Garello, Brenda Hauser and Ray Larkey were present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; John Wischmeyer, Town Marshal; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

**3. Pledge of Allegiance**

Councilor Larkey led the pledge. Mayor Rogers recessed the meeting at 6:33 to move to the gym in order to accommodate the crowd. The meeting reconvened at 6:40 p.m.

**4. Call to the Public for Items Not on the Agenda.**

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- 4) Mr. Mayor and Council, some of you may in fact, believe that you know what is best for all of us who live here in Camp Verde, but I wager that the hundreds of citizens who are here tonight, or however many are back here, would not agree that you do. Mr. Mayor, I now invite others to tell you what they believe about their rights. Their rights to govern themselves, and participate in critically important matters in the life of their community. What do you believe? Say it here, and say it now!"

Mayor Rogers interrupted: "Jane, we have a Call to the Public right now, for items not on the agenda. I will listen to anybody else that cares to address the Council at this time."

Rayford Massey: "My name is Rayford Massey, I'm a citizen of Camp Verde. I want to discuss a meeting that was held yesterday, not on this agenda. Yesterday, a meeting was held in the Town Hall between our Mayor, Mr. Carter Rogers, the Town Marshal and with Dane in attendance. I want to ask by virtue of what approved Council action in public session, was the Mayor authorized to negotiate with the Town Marshal a proposed severance package if the Marshal would resign? Secondly, if there is no approved Council action, then the negotiation to be binding, the Mayor had to know the necessary votes in order to do this negotiation. How could he know this unless he had non-publicly polled the members in a non-public meeting? Secondly, at the same negotiation session, Mr. Rogers, it is said, stated that if the Marshal did not resign, there are four votes to terminate him. How could the Mayor know there were four votes, if the meeting to do this was tonight? The only answer is again, then there was either a non-public polling of the Council, or a non-public meeting of the four members. Regardless, I believe that these actions and the statements by the Mayor constitute Prima Facie intentional evasion of the Arizona Open Meetings Statute by the participating individuals. I have so faxed the Attorney General of the State of Arizona. Thank you."

Sharon Dorn: "I've been privy to reading the Verde Independent and the Bugle. I have questions for each of the Council members. How many of you received phone calls at home from your public constituents voicing their opinions and their requests to you? May I have a show of hands?"

Mayor Rogers: "I cannot at this point in time, Council cannot answer anything that is brought up in this section of the meeting."

Sharon: "O.K., but if I'm the only person in Camp Verde calling each of you at home, or collaring you in the street or writing you letters, then I assume that nobody here in the Town of Camp Verde cares enough to call you or write you. I also found I do not know for a fact that you said you had four Council, you had four votes. I only heard a reporter's interpretation of what they considered to be the facts. I also believe that according to law and to legal advice as far as the Marshal is concerned, you are not allowed to state a direct reason as to his possible, the key word is possible, termination. I will stop at that and I won't mention it again. For three months, I have heard direct comments about your integrity, your honesty, your ethics. I see no reason to question them. And when people keep doing that, it reminds me of what my father once said, 'A skunk smells his own stink first'. Thank you."

Andy Ayres: "My name's Andy Ayres. It's the first time that I can remember that I did a prepared statement, and I appreciate being given a chance to read it. What we have is - you consider things, cause and effect. We know the effects tonight, we're looking for the cause. I come here tonight with a very heavy heart, I'll tell you that right now. What is to happen tonight may very well be the most traumatic event in our Town's short history. Stop and think about this for a minute. Pause and listen, can you hear it? This Town is being polarized as I speak, divided. I've been labeled by a lot of people in this Town. I understand the situation and the politics and all, but I must admit I

do speak what I think is the truth. I might not agree with some of the 'powers that be' in Camp Verde. Lord knows that I got a rise out of Pat Pigott several times. The fact of the matter is, I think that our present Council should be tested, few members excluded, including the Mayor. This test would be a simple blood test, to see if you bleed. I am personally concerned this Town is being run by a bunch of zombies. Looks to me like they're in some sort of trance when you ask for some sort of explanation. I realize this is call to the public for items not on the agenda, and I am very sorry I that can't comment further on the Marshal. I would like to do so to some extent. We know that several people in Town have certain vendettas out for him, including some of you. I have news for all the people on the Council, give it up, this is a dead end street. You can represent your special interest at a later date. The Marshal has been doing a very good job as hired. These goings-on are very esoteric and secret indeed, that have been happening. This treatment is very similar to that which was subjected to John Baudek. People never really did realize what type of turmoil that poor man took behind the scenes in Camp Verde's political element. Trying to understand this Council and your agendas is difficult for you guys yourselves at times. The last several months have been a comedy of errors. This is not about fiscal responsibility, nor is it about protecting and serving the interest of the community as you all were sworn in to do. This is about egos and power. They don't mix well. I would like to see it given up to give the Marshal a chance to do his job and allow our Town to start a healing process. You are stretching the very fabric of our community. It's time to start running our Town with open integrity."

Gloria Miller: "As a mother and as a woman, a citizen, I think my hearts goes out to each of you sitting in front of me here for just one second. However, nothing I'm about to address is on the agenda. But we couldn't have planned this as a community better if we had planned it. Something was accomplished here two years ago that no one in the Town knows about, and I think it's time everyone really knew about this. You may or may not choose to act on this in Council, in concert, or as a Town sitting behind me. This is Gloria Miller with the Clear Creek Verde Lakes Alliance, but I'm talking as an individual right now. This news letter review is what is transpiring in Camp Verde's civic studies lab 101: To speak respectfully and forcefully when possible; to pack voter registration rolls with informed people; to interview possible new, qualified candidates, and to support citizens who have been intimidated into silence. After listening carefully to a great number of citizens both involved and independent, it would seem that very few voters agree that who they voted for actually have taken the office, with one exception. In other words, something changed dramatically in the transition from candidate to office holder. We should be asking why now, before our taxpayer support once again pays the bill. For the frivolity and/or carefully orchestrated motive, municipal government change upon us. I come from a training ground of 20 years of understanding change artists in the new age movement. I believe you've swallowed it hook, line and sinker for this community. And that's a personal, unrehearsed comment. You are taking us down a path of no return, without what is happening tonight. There is no disgrace in having voted wrong because one believes in what has been presented. Americans are slightly gullible because of the generous American spirit and heart. But a disgrace of huge proportions shall become the heritage of any community that stands in lenient agreement as oaths of office become a no liability license. A dedication occurred here December 8<sup>th</sup> 95, myself and there were children and some people that drifted by the gazebo, in which this Town was dedicated to the mercy and the grace of God. This did not make it into the papers, it simply worked quietly in prayer. I wonder and I would really challenge each of you to look into your hearts to see where you are in this process. The general oath of office, 'State of Arizona, County of Yavapai, Town of Camp Verde, I, blank, do solemnly swear that I will support the constitution of the United States of America, and the constitution and the laws of the State of Arizona; and that I will bear true faith and allegiance to the same and defend them against all enemies, foreign and domestic, and that I will faithfully and impartially discharge the duties of the office of blank of the Town of Camp Verde, Arizona, according to the best of my abilities, so help me God'. There is a date and signature line, and

subscribed and sworn to before me this blank day of blank and judicial witness occurs in your official documents. Webster's dictionary and a few other sources I won't have time to mention names, can at a later time, has a timely message in the above words. Faith, to trust, the agreement of the mind to the truth of a proposition advanced by another. Credibility, allegiance to bind a subject as a bound man, (incomprehensible) impartially to impart, to give, to grant, to communicate without bias or judgment. In light of the above, how far do we, as a Town, the citizens of Camp Verde trust credibility of those who bound to act without bias or judgment at our expense? We have listened, warned recall, and now ask Council of the Town of Camp Verde, stand down and/or resign so help me God. There is a Denny's work session after this meeting. Thank you."

June Meachem: "Hello, my name is June York Meachem. I'm an old-timer, new comer combination. I grew up in Camp Verde, went out into the world to seek my fortune, and came back here again over 10 years ago without the fortune. I'm a resident, a registered voter and a property owner. Honorable Mayor, gentlemen and lady of the Council, Camp Verde citizens, I speak to you more formally than usual tonight because I have a very serious message for you concerning future agenda. If you, Mr. Mayor, are not always honorable, and if you men of Council are not always gentle, you're only human, so am I, and I forgive you that. Our lady of Council, I believe is always a lady in the very truest and finest sense of the word. So I am not really speaking to her when I say, be honorable, be gentle. In the recent past, both in Council and in your messages to the media, many of you indicated that you were in a state of denial. You have denied that the majority of voters in this Town disagree with your actions. You have denied that you are not representing your constituency. You have denied the promises you made which brought you into office. You have denied in reality to face what this Town is, needs and wants. You have denied by your actions, that the citizens of this Town have the ability to control their own destiny. You have denied everything, except what appears to be some hidden personal agenda. No honorable gentleman could continue for long in this destructive denial. It's easy to see how this denial has eroded your credibility, and it's easy to see how this denial has stirred this Town into a furor of anger, resentment, and dissent. If it continues, it will completely destroy your ability to govern, and at the same time, destroy much that is commendable about our community. Therefore, I urge you to open your eyes to your own denial and approach future agenda as honorable gentlemen. Tonight, you have denied the public input on the most important agenda items. I request that you open your eyes and your ears. You have an obligation to cease this denial, and open items 6, 10, and 11 to the public for input. Thank you."

Bob Dinegar: "Bob Dinegar, citizen of Camp Verde. What I'd like to do is to remind you that I've asked you questions at your last meeting, and I expect answers at some future meeting, please. O.K. I would like to request that you let the public speak on items 6, 10 and 11. I would also suggest that you consider under item 6, I'm not going to speak on it, but I'm going to suggest to you that you ask Councilmen Hall and Dickinson to remove themselves during the vote. I am speaking now, on the Town Council meeting of July 1<sup>st</sup> and 2<sup>nd</sup>, I'm not speaking on item 6. That meeting, those two meetings were held less than two months ago. And those who remember and were at the meeting in which a hired attorney told us there was no evidence for even a reprimand! Here we are tonight, I am not speaking on item #6, you will be speaking on item 6, and these people will be watching!"

Suzanne Martin: "Suzanne Martin, like to address an article that was written for the information of the public. It is very easy for me to bury my head in the sand, concerning myself with the over abundance of activities within the confines of my own fence line. I am guilty, as many are, of intentionally keeping myself uninformed of the issues of this Town in an effort to avoid contention. But, time and time again, I have been approached by various members of this

community to assist in vocalizing different, important concerns. I required little motivation this time, however. After reading the August 15<sup>th</sup> edition of the Bugle, and the shocking comments made by Mr. Ferguson in the Who's Next article. I believe he's under consideration for a Council seat. I'm mad as hell! And this Town doesn't have to take it any more! For the record, I protest the inability for public input in the appointment of new Council members. This is afterall, a public office. I am personally offended by the bias, derogatory comments Mr. Ferguson made. I associate with Tony Gioia, as do hundreds of people in this community. And I dare Mr. Ferguson to stand in front of me, and tell me to my face, that I'm a bad person, and here's the evidence to prove it. I proudly stand beside Jane Whitmire, whose dedication to this community manifests itself in countless hours of service for the benefit of all who live here. And in the future. Can he produce such a track record in the 11 years he's lived here? His blanket statements throughout this article clearly show a lack of research and objectivity."

Rogers: "Suzanne, I believe you're speaking on one of the agenda items. If you want to generalize it, fine."

Martin continues: "If Mr. Ferguson thinks I'm a bad person, I would invite him to publicly express his opinion of Tom Hall, whose legal conflicts with the Town of Camp Verde, shed considerable light as to this man's character and personal agenda of late."

Rogers: "Suzanne, again I would suggest that you take..."

Martin: "There are members of this Council that had better take a hard look at the faces of this community. Most of them are not happy ones, and the mood of this Town is about to be unleashed with the ferocity of a junk yard dog!"

Lori Boyce: "My name is Lori Boyce. I had a speech all prepared tonight, but who can compete with all this? I have one thing to say, Abraham Lincoln once said: 'Public opinion in this country is everything'. You need to take that into consideration tonight."

Barbara Ganis: "I have a question, is item 6 going to be opened to speak on?"

Rogers: "No, it is not."

Ganis: "Why?"

Rogers: "Because... Dane can you read that section of the Code that addresses the department heads and their serving at will of the Council?"

From the audience: "Why was Tap Parsons in the meeting? (incomprehensible)"

Rogers: "I'd rather have it read out of the book than pull it out of the top of my head."

Bullard: "I assume we're talking about Section 3-1-3 regarding the removal provisions?"

Rogers: "Yes."

Bullard: "Section A says: 'The manager and department heads may be removed from office by a majority vote of the Town Council. In case of his/her intended removal by the Council, the individual shall be furnished with a written notice stating the Council's intention to remove him/her at least 30 days before the effective date of the removal. If requested, the Council shall

grant him a public hearing within 30 days following notice of removal. During the interim, the Council may suspend the individual from duty with or without pay.”

Rogers: “O.K. And that is the reason there will not be input. It is a Council decision.”

Ganis: “Then I’d like to say something that’s not on the agenda. I think the public has a right to talk. And I’m going to exercise my civic right, right now.”

Rogers: “That’s...”

Ganis: “And I’m going to read my little spiel because I’m so pissed off I’ll forget what I want to say to you people!”

Rogers: “M’arn, I remind you this is call to the public for items that are not on the agenda section.”

Ganis: “My name is Barbara Ganis. I’ve been in and out of the Camp Verde area for the past 30 years. I’ve seen this Town grow from one general store, one school that housed all 12 grades, and one Yavapai County sheriff’s officer, to what it is today. I’m ashamed of the things going on in our Town. What the ... is the matter with our Town Council? They are not listening at all to the people. Is not our Town a part of the United States, where it is government by the people? What’s happening here? I have set back and listened at these Council meetings thinking maybe some members of the Town Council would finally listen to the people. But it appears to me that some members still think they can do as they please and to hell with what the people want! I first became interested in the Council, what the Council was doing when they put John Wischmeyer on the carpet. What is the matter with these Council members? This affects all of us because it affects our personal safety. The man is doing his job, and doing it well. He is well liked and respected by his officers. He puts our safety first by continually refreshing the training of his men and women, thereby protecting their safety. He doesn’t ask his officers to do anything he wouldn’t do. He knows what it is to be out on the streets, and he strives to see that his officers are equipped to handle any situation. I want to know why you want to fire John. Has he done something wrong, and if so, what? If you cannot or will not tell us, the citizens of Camp Verde what he has done, then maybe you want to relieve him of his duties because he stepped on the toes of some of the good ol’ boys. You Council members fire John, then you had better be prepared to accept the repercussions. You are going to have a multitude of problems on your hands, not the least of these being unhappy officers and Townspeople. I’m afraid our Marshal’s Office is going to dwindle to a handful of officers, if you fire John. And why should the officers care what happens to our Town, if the Town Council doesn’t care? Afterall, the stresses of the job are enough to put up with, why should the officers work with someone they don’t like, don’t trust, and don’t respect? The Town has put out a lot of money to train these officers. Do we need to do all of this again? These officers have volunteered their time and equipment, namely bicycles to our Town. But the way things are going, why should they give of themselves any, and I mean any more? Because obviously, the Town Council doesn’t care about them. My son is a Marshal here, my father was a Maricopa County Sheriff and a Yavapai County Sheriff, when he was the ONLY officer here in Camp Verde. My father is also a retired judge here in Camp Verde, so I understand some of what it takes to be a good officer. First of all, don’t play favorites, if you do the crime, you do the time. Next, the officers have to respect and trust the man in the number one position. John Wischmeyer has earned their respect and trust. Don’t DO this to the citizens of Camp Verde. Instead turn your energies where they are needed, and leave the Marshal’s Office alone! Let John continue to do his job, as he has proven he is capable of doing. I ask you to consider the things I have said, and listen to the people for once, not just continue to do as you damn well please. Remember, it costs to

train officers, and we want officers who care about the good people of Camp Verde. Another thing, these officers can go to work almost anywhere and earn more money than they are paid here in Camp Verde. It is not the high pay that keeps them here, but the concern for our fine Town and the respect of one of the finest officers I have had the pleasure of knowing, Mr. John Wischmeyer."

Frank Fameli: "Frank Fameli, Carter, a few meetings back, you yourself said that I was at one time, the only person sitting in that room over there when you guys were in session after the Town was incorporated. I was there for a long time, and I felt pretty proud of the Town of Camp Verde and you. And now for some reason, I don't feel proud of this Town. I told you at another meeting, and some of you members weren't there, that the people of Camp Verde were losing trust in their Town Council. I really can't believe what I'm hearing this evening. This is a kindergarten meeting! You men have put yourself in such a position to draw this kind of abuse. Doesn't it even enter your mind, when you do things, how people may react to you? Don't you care what people think of you? How long do you think you're going to hold your seat? Or was your agenda just to get elected to cause one important transaction to take place, and then you're gone? There was a picture of Camp Verde, and the guy upstairs painted it, and 12 years ago, my wife and I said that's the place we want to live. And painters have taken over since He created it. And every one of you, except the lady, are using black paintbrushes. Now men before you painted the outskirts of that picture with a black border. It all started with the signage up on I-17. Remember that, Carter?"

Rogers: "Yes, sir."

Fameli: "Yeah. That's when the faith of the citizens of this Town started to go down the tubes. Now, the only thing left in that picture is the center. The river is still visible. All of the land is still visible, the mountains are still visible. But tonight, you're painting them out. The Town of Camp Verde is black. And I cannot understand for the life of me, how you men can sit there and let this happen. I mean if you've got a reason, get with it people, and say these are my reasons for my actions. I feel we deserve to know something. It just doesn't make sense, and how you can hang on hearing even ex-Council members coming before you and stating what they state, and still not give any indication that you're going to change your mind. What is so darn important? Why is it so necessary to create such a furor? And I'm taught by a book that I read very often, I hold no malice towards any of you. Matter of fact, gentlemen, after tonight, you're going to need all the prayers you can get. Thank you."

Jennifer Dutton: "I also would like to come to the Council tonight, and ask that you open items 6, 10 and 11 for public input. I think not only the Marshal's Office situation with the Marshal, that's not the only important thing here. We're kind of forgetting that on item #10, the Council is going to appoint a member to fill a vacant Council seat. And on 11, the same Council that everybody is lambasting here and I'm sorry, I've got to disagree a little bit because I think Ray Larkey has not been included in this problem here. Along with Brenda. I don't think it's fair that he be included. But we have to remember when we go to appoint a new Council member, and a new Planning & Zoning Commissioner, who also has a lot of power here. We're looking at the same people that we're very upset with tonight to appoint these positions. Do we want the same people without any public input, to be able to appoint a new Council member and a new Planning & Zoning Commissioner? I don't think I do. I think we need public input. And on top of it, to listen to our public input, and to vote the way the people would like to see you vote because that's what the whole voting process means. It is that when we vote for you, we think you are going to listen to what we want, and how we would like to see you run the Town. Thank you."

Jim Redinger: "My name is Jim Redinger. I had several things to say, but after Frank got through I can't top him, so I'll not refer to the things he did. Uh, two questions. Several weeks ago, a compromise was supposed to be drawn up between Superior and Eric Eberhardt, have you heard anything about that?"

Rogers: "No, I don't believe anything has come back in that you're aware of Dane, on Superior?"

Redinger: "I hope we haven't forgotten that as part of the uh previous meeting. And one final thing, I'm one of the candidates for the Council seat, and I would like to say with one exception, I am very disappointed in all of you. There's only one that bothered to contact me to find out my thoughts about anything. Uh, that one, I do appreciate your call. The rest of you obviously have your minds already made up, and I'm truly disappointed that no one would bother to contact any of the other candidates. Thank you."

Rogers: "Sharon, you already had one shot at that."

Dorn: "It's a different matter."

Rogers: "Rule's a rule, one shot."

Kim Reed: "My name's Kim Reed, and I've been listening here 30 minutes how sorry you people are. And all I got to say is, how in the hell did you get elected?"

Rogers: "Is there anyone else?"

Charles Johnson: "My name's Charles Johnson. I haven't lived in Camp Verde all my life because I've been doing the work for the constitution of the United States. I fought in a lot of different countries for democracy. But when I come here and listen to what I am tonight, I'm hearing dictatorship. And, if it's not dictatorship, somebody better rewrite the rules and regulations. Thank you."

Eric Eberhardt: "Hi, my name is Eric Eberhardt, and I was just going to update you on the Superior thing. Uh, Don Fisher and I played phone tag for a week or two, and when we finally talked, he said he was busy with the acquisition and would get back to me in another 2, 3 or 4 weeks, or whatever. I'm just waiting for him."

Rogers: "Thank you. Anyone else? This lady right here."

Victoria Barber: "My name is Victoria Barber, and unfortunately for some of you, I am a voter. But, I promise to be vague enough to make all of you comfortable. I picked up my paper today to find that members of this Council held secret meetings and made decisions, not based on what the public wanted. So, I was not surprised to see that the article stated that there was a guess that some of you had a vendetta for someone. I honestly thought that perhaps a mistake had been made. But, after reading that you, Mr. Mayor, didn't have a comment on what was going on, I realized then that the mistake was mine. I voted. I voted for all of you, and I elected you to represent my voice. And I believed that I had elected responsible, reasonable adults who could look into an issue without bias or thought of personal gain. But, I don't believe that anymore. I believe now that I helped elect certain Council members who are acting more like high school bullies than elected officials. Some of you should be ashamed that you had to stoop so low as to scheme in secret meetings in private, working on your own agendas, for your own reasons. You've been asked for reasons and justifications, and have provided none. Perhaps, as elected officials, you think we

don't deserve them. You are wrong. You are not unaccountable for your actions. You are not mobsters who can eliminate whomever you choose, for reasons known only to you. You are elected Town Council members. Elected by me, and by every other voter. You are accountable to us. You are accountable to hear what we have to say, when we want to say it. Not when it is comfortable for you. You owe Camp Verde an explanation. Maybe it is on agenda [item] #6, maybe not. We require your reasons. For I know I will not make the same mistake twice. I won't believe ever again that any of you, save one, speaks for me in any Town meeting. Rather than the good of all, it seems to be the good of one. And perhaps electing that one or those few is a mistake that I will remedy very shortly."

Rogers: "O.K. Thank you. Anyone else?"

Patty Marshall: "My name's Patty Marshall, and I'm a Camp Verde resident and a voter. Tonight I heard someone who spoke, refer to you, except for Mrs. Hauser and Mr. Larkey, these comments are for the rest of you. I heard someone refer to you as the Powers that Be. It seems that by the actions you've taken, you've come to believe that you are the Powers that Be. You are operating under a misconception. God is the Power that Be, and you are not Gods! You are simply elected officials, who have to answer to us, the voters. Seems you've forgotten that. You're elected by the citizens of this city, and your power is in this community, not in yourselves. You have taken your self-righteous, self-serving interests too far this time, as you can see by the crowd here tonight. As you can see, there is a sea of yellow ribbons out there in the audience. Those ribbons speak of support. But, they also scream very loudly of the disgust, distrust and condemnation of what you, our elected officials have chosen to do behind closed doors and in secret meetings! Why do you hide? Because you should be ashamed. I'd hide if I were you, too. I'd be ashamed of myself for what you're trying to do, and what you've done! I'm asking everyone of you, except Mrs. Hauser and Mr. Larkey, to resign effective immediately!"

Rogers: "Anyone else?"

Marie Kite Ellis: "My name is Marie Kite Ellis. I am a resident of Camp Verde. I've sat here and listened to all these people that put you guys in office, bitch and moan and gripe. I've listened and I've read in the newspaper, everybody's pickin' at that one, sayin' you did so and so back in your past, you're not alive, you can't handle this business. That one says that one's not allowed to handle it 'cuz they did something criminal in their background. I'm tired of listening to everybody put down people that they put in office, and they expect them to do what's right. But do they give them a chance? God in heaven has got to lead us and if He don't, then where are we? We are lost. And that goes for all these people out here. They bitch and they moan, but do you look in their past? The one that's raising the most hell about you people, look in their past to see if it confirms with yours. I'm tired of listening to this! You read the papers, that's all you do. And then you put everybody down 'cuz they tried. And they put things together to balance the books, to change things around where it will be good for Camp Verde. I want Camp Verde to be a good place. I live here, and I intend to live here until I die, which may not be long. But, I want people to stop and think. God has to lead us, and if He don't, we're all in trouble. Even all these people out here. They look around. They should stop and think what they're doing, and what pressure they're putting on people they put in office. Let the pressure go, raise up, but release the pressure and quit bitchin' at everything that's done. Try to help with it, don't put it down. You try to work together. If you don't work together, you haven't got anything. So work together people, all of you!"

Rogers: "O.K. Thank you. Gentleman right back up here."



Jeff Dickinson: "O.K. My name's Jeff Dickinson. And I would like to say to the Council that the views of 95% of the speakers I've heard here tonight saying that the full crowd is against you all, isn't true. You guys have your backers here also. Um, I feel like in, in a democratic society, elections is the time to bring all this up. It's not at the beginning of a term like you guys are first working on. Why don't people just mellow out? Let you settle in to what you're doing, make your decisions. You make the wrong decisions, and they vote you out the next time. That's the way democracy works as far as I understand it. Thank you."

Woody Diehl: "I'm Woody Diehl. I've been in Camp Verde for 37 years. I would like to say to many of my friends behind me, that do not throw stones unless you have walked in the other man's shoes. I have been there. And I too, have undoubtedly made mistakes. See. But is your duty, you have been elected to serve us to your best ability. And I know real well, that you will do that. Thank you."

Rosemary Clark: "I'm Rosemary Clark, and I would like to ask just one question. Who was interviewed for the Council and the Planning and Zoning?"

Rogers: "O.K. At that point in time, I will read the letters that have been received on whoever is interested."

Clark: "O.K. Interviewed. Personal."

Rogers: "O.K. At that time, I can address that item. Anyone else? Jack."

Jack Young: "My name is Jack Young, and I've been sitting up there for the past 45 minutes or so. And I've been listening to a lot of people come down here, and many of them have valid points that they're making. But the general sense I'm getting right now is that this is dangerously close to mob rule. I would like to suggest that let this tonight be a turning point for the Town of Camp Verde. I would like to suggest that we adopt a more positive and constructive attitude and work with our Council, as opposed to this continual public belittling. It serves no purpose. Thank you."

Rogers: "Anyone else down here? John."

John Wischmeyer: "Thank you for that. [the applause] I'm John Wischmeyer, the Town Marshal. And I wanted to speak tonight because I feel it is probably, maybe my last opportunity to speak as a public official for the Town of Camp Verde. First of all, I wanted to announce that Mr. Bullard, Dane Bullard has been called by the Department of Public Safety and notified the investigation into the allegation of misuse of the computers by our Marshal's Office has been cleared, and there is nothing to it. When I was interviewed for the position of Town Marshal over 3 years ago, by a different Town Council, save Mayor Carter Rogers, one of the questions I was asked was, would I stay here if I were hired, or just use this as a stepping stone to go somewhere else? My reply was, I would stay here, and I would like to retire here, and that still stands. While I have the microphone, I would like to say that I want to thank the personnel of the Marshal's Office that have served under my command, the sergeants, deputies, the dispatchers, the clerks, and the animal control officer, 25 strong. They've been loyal to me, and I think they've done a fine job for the community, and I hope they will continue to do that. And lastly, I want to thank the people of Camp Verde for standing behind the Department through turmoil, and personally standing behind me when I needed support. I've been on leave because of my Mother's illness, and quite a number of people have come to me and said, 'I hope your Mother is all right'. And this amazes me because no one here, I believe, even knows my Mother, but they said that and that's been very

kind, and I appreciate that. It's not only kind to my Mother, but it's kind to me also. I just wanted lastly to say, I'm proud to have served as Marshal of Camp Verde, and to have been with the citizens of Camp Verde. Thank you."

Rogers: "Thank you, John. Anyone else cares to speak for items not on the agenda?"

Alma Johnson: "My name is Alma Johnson. I'm a resident and homeowner in Camp Verde. And I do feel we have been let down here, but my thing I would like for you to consider is again the speed bumps out at the end of Clinton Lane and Creek View Drive. The traffic still goes through there very fast, and now we do not have enough people to come and check it out. We've lost people from the Marshal's Office, and it's out there at the corner of Stillwater. And I do wish that somebody would get back on that again. You've promised for 2 years, you will do something, and yet nothing has ever been done. Thank you."

Rogers: "Thank you. Anyone else cares to address the Council for items not on the agenda? Seeing none, I'll close the floor and proceed to item #5 which is the Consent Agenda, which consists of the Minutes of the Regular Session of August 6, and Work Session of July 28<sup>th</sup>, Set next meeting time for the Regular Session of September 3, Regular Session of September 17<sup>th</sup>, and item #3 is Council hears P&Z, September 24<sup>th</sup>, a proclamation of support for September 8<sup>th</sup> as International Literacy Day, confirmation of Resolution 97-383, position of non-support of the American Heritage River designation. And that was discussed at the August 6<sup>th</sup> meeting here, I believe. Does anyone care to remove anything from the Agenda?"

5. **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 so requests.**

a) **Approval of the Minutes:**

- 1) Regular Session - August 6, 1997
- 2) Work Session - July 28, 1997

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

- 1) Regular Session - September 3, 1997 at 6:30 p.m.
- 2) Regular Session - September 17, 1997 at 6:30 p.m.
- 3) Council Hears P&Z - September 24, 1997 at 6:30 p.m.

c) **Proclamation: September 8<sup>th</sup> as *International Literacy Day***

d) **Confirmation of Resolution 97-383 - Position of Non-Support of the *American Heritage River Designation***

Larkey: "I make a motion we accept the agenda as presented."

Hall: "Second."

Rogers: "I have a motion by Ray to accept it, second by Tom Hall. All in favor, signify by saying 'aye'."

Council: "Aye."

Rogers: "Opposed? [no response] Motion so carries. Move on to item #6, which is possible action on separation of Town Marshal. Dane, do you have a comment?"

Larkey: "Mayor, may I say something before we get into this?"

Rogers: "If you'll use the mike, please."

**6. Possible Action on Separation of Town Marshal**

Larkey: "If it's all right Mayor, I don't think a motion is exactly in order, but I would like to see items 6, 10 and 11 be opened to the public."

Rogers: "O.K. I would ask, any other member of the Council if you agree or disagree?"

Dickinson: "I disagree."

Hall: "I disagree."

Rogers: "O.K. Ray, if you would, put that in the form of a motion."

Larkey: "I'd like to make a motion that item numbers 6, 10 and 11 be open to the public, for public hearing."

Hauser: "I second the motion."

Rogers: "I have a motion by Ray, and a second by Brenda."

Larkey: "I'd like a roll call vote also."

Rogers: "O.K. 6, 10 and 11[tape ends]"

Rogers: "Brenda has voted yes; John voted no; Wayne has voted no; Ray has voted yes; and Tom?"

Hall: "No."

Rogers: "Tom has voted no. [pause] I had not planned on opening this item to any public input, however, I will take 5 comments on each item from the audience for not to exceed 5 minutes. Carol, can you time us? I will vote yes.

Ramsey: "Point of order."

Rogers: "Excuse me, I think I just made an error, didn't I?"

Ramsey: "That motion didn't pass."

Rogers: "That motion did not pass because lack of a majority. Now I'll go ahead and go to Dane for a comment on possible action on separation of Town Marshal."

Bullard: "First of all, I would like to state for the record, that this recommendation did not come from the Town Manager's office. Saying that, if Council intends to move forward on this, you've been provided a memo by the Town Attorney in regards to this issue. His advice, my advice, and the advice of our risk carrier, is in order to avoid any potential FMLA violation, it's in the Council's best interest at this point in time, to delay making a decision on this until the Marshal has returned from his FMLA leave. Saying that, I will finish by reading the Code Section in regards to vacancy in the office of Marshal."

Hall: "Read all that."

Bullard: "Pardon?"

Hall: "Read all that. If you're going to read part of it, read all that."

Bullard: "Would you like me to read the whole memo?"

Hall: "Yep, sure would."

Bullard: "This is a memo dated August 13, 1997, directed to the Mayor from the Town Attorney. It is a page and a half, so bear with me. 'Today you asked that I prepare a memo on the legal

consequences of proceeding to remove the Town Marshal in light of his written notice to the manager on Monday that he was going on FMLA leave for care of his mother. You also asked if the 90-day grace period in Section 3-1-3 of the town code preventing department head removal after an election or appointment of a council member was enforceable. FMLA allows a qualified employee to go on unpaid leave with the assurance of job benefits on return, and continuing medical benefits on leave. Assuming the Marshal otherwise meets the requirements of FMLA, such as written confirmation of a serious health condition, there would be a question that the subsequent removal by the council would be viewed as retaliation. The right of the council, both under ARS 9-237 and the code, however, to remove the marshal, is independent of FMLA procedures. The 90-day provision we have in Section 3-1-3 of the code, which Mr. Pechariach views as unenforceable, is at least a contract right, and breach could cause a suit for damages. Though action to remove the marshal would begin on August 20, after the 90-day period has expired from election, its validity is relevant if the vote to terminate carries the required 30-day notice, and we view the removal as incomplete until September 19, 1997. Appointment of a new council member on August 20 would then trigger a new 90-day period. Tom Hall pointed out that the purpose of the protection is to allow for a new council member to fairly assess a department head prior to taking removal action, and in this case the action would be taken on August 20 before the appointment of a new council member. I agree that this would argue that we need not observe the grace period, but the ordinance could also be viewed as guaranteeing the grace period one way or another, and the explanation added in the last sentence simply one basis for the protection. To avoid the issue, I would recommend that the council not make the appointment of a new member until after the 30-day period has expired. The delay in filling the council position causes concern in one last area. We are required to fill the vacancy under our code, Section 2-1-4, within 60 days of the vacancy. My initial recommendation was to fill the position by September 29, 1997, counting the 60 days from the date of Pat's letter, July 30, 1997. However, case law establishes that a resignation can still be withdrawn until it is accepted and the position is declared vacant, and we could stay within the 60-day restriction if we counted the period from August 6, 1997, to expire on August 6<sup>th</sup>, October 6, 1997, excuse me. To avoid either an FMLA violation claim or breach of the 90-day provision, my recommendation would be to notify the marshal of the intent of the council after he comes back from leave, delay the filing, delay the filling of the council position until after the 30 days allowed under Section 3-1-3.A, and then make the appointment. There should be ample time in the regular meetings after that to fill the position before October 6, 1997."

Rogers: "Do you have anything else you want to read in there? You.."

Bullard: "Section 3-2 of our code goes onto explain in the event of a vacancy in the office of marshal, such as that created by termination, resignation or death, the Council may assign the powers and duties of the office of Marshal to another person until such time as the Marshal is replaced."

Rogers: "O.K. Thank you, Dane. Council, comments, questions? Ray?"

Larkey: "May I ask a question over here of either one of you? Uh, you've gone on ahead and stated what the attorney's opinion was and also what the town code says. But as I understand it now as the Marshal was on FMLA leave and that is a federal law, and I'm wondering what supercedes what? Because that law says you that cannot remove a man from office, you can't do anything to him while he's on leave, and that he has to have his job when he comes back to work at the end of 12 weeks or whatever it is that he's off. Now I'm just wondering what takes precedent here? Because we could be leaving ourselves open for a lawsuit if we were to go on ahead and remove him now, and use the expression, kick him out of office. And turn around and find out that we're in violation of FMLA rule. Is that correct, or can you...?"

Rogers: "Ron?"

Ramsey: "As the memo points out and that memo has apparently gotten fairly wide distribution for some reason. Uh, they're independent actions. They are independent. So, FMLA would say any person who falls within a protected category and the Marshal would, concerning an employer that is covered under the Act, and we are covered under the Act, they have a guarantee of job benefits and a position when they return. As I point out in the memo, that doesn't stop you from carrying out a termination action. It just means that you may suffer a consequence. And a consequence under FMLA, according to the attorneys we have discussed this issue with, is that by firing somebody during FMLA leave, you are presenting them with a Prima Facie case that determination is in retaliation for taking the leave, unless you can come forward with a valid position of justification for that termination. Uh, so as the memo points out, FMLA does not stop you from a termination, but you very clearly are coming into a area where you could be violating FMLA by taking that action."

Rogers: "Anything else, Ray?"

Larkey: "No, that's all I wanted to know."

Rogers: "Any other comments from Council? Brenda?"

Hauser: "I just have a couple of things. For 2 or 3 months, I have listened to Councilmen gripe about the Marshal's Office department budget. How we have a runaway budget, your words, how we need money for the sewer, Oasis Road, the landfill, to quote a few of your concerns. Now however, it seems it doesn't matter. Money is no object. A possible severance package for the Marshal, obviously we'll have to have an incentive package for a new Marshal. I'm certain we'll have to offer... There's going to be replacements. We'll have a loss of manpower and other negative repercussions that are bound to occur. We've wasted a lot of time and energy on something that now seems secondary to your own agenda."

Rogers: "Any other comments from Council? If not, before I go anywhere else, I want to take just one second and relay some information that I think has been asked. I have to be very, very cautious in what I say. I have had the pleasure, I guess, on my part anyway of serving on this Council a little over 10 years, of which a little over 5 of it has been as Mayor. I was here when the Marshal was hired. I believe I was one that voted in favor of his hiring. I'm not going to sit here and even remotely try to tell anybody that he is not a good police administrator. I am going to tell you though, and this is where I have to watch very carefully what I say. And the reason why I have to be very, very careful is because of the possible legal liabilities that may be involved. I have to be quiet on a lot of those things because of what could happen, and what could become expenses to Town, to the Town, possibly, very possibly. I hate to use the terminology, I really do, people and Council, as well. But there's two sides to this table. One side is what I will call the public side, the other side is what I'm going to have to call my side. My side over here, and I am ONLY speaking for myself, is a whole different world. I think as Woody said a minute ago, he'd been there, done that. I cannot give you any reasons for my decision tonight. But when I sat there at home and on an average once to twice a week for a past year, year and a half, or maybe more. A whole hell of a lot more in the last 2 and a half months, I've had to base my reasons upon some of my phone calls that I have talked with people on. With that I'll ask Council if they have anything to say. Council, what is your pleasure?"

Dickinson: "I'd like to make a motion to terminate the Town Marshal under Section 3-2-3, and all other codes that are applicable. Also to go with that there will be a suspension of 30 days with pay, starting immediately."

From the audience: "Coward! Scab! Felon!"

Rogers: "Folks, would you please hold it! I have a ... [interruptions from audience] I have a motion on the floor, do I have a second?"

Garello: "I second the motion."

Rogers: "I have a second by Councilman Garello. Is there any further discussion?"

From the audience: "What happened to the voice of the people?"

Rogers: "If not, I'll call [more interruptions] I'll call for a vote, and I will start with Council member Hall."

Hall: "Yes"

Larkey: "No"

Dickinson: "Yes"

Rogers: "My vote as I explained to you is, yes. John."

Garello: "My vote is yes."

Rogers: "Brenda."

Hauser: "My vote is no."

Rogers: "Motion carries, 4 to 2. And did you get the roll call, who by who? Let's move on to item #7, or is there something else we have to deal with at this point in time? [further audience interruptions] I'm asking the attorney."

Hall: "What about an intern [interim]? Do we have to appoint an intern Marshal?"

Ramsey: "As I understand the motion, the action is effective immediately, and therefore, I think it would be prudent that the Council decide who is the interim. If you are also contemplating in this agenda to look at possible appointment of somebody else to take that position when qualified, that would be part of this agenda item."

Larkey: "I didn't hear you, that would be what?"

Ramsey: "You need to make clear who is going to be the interim Marshal, the uh standing orders I believe that we now have are made by Marshal Wischmeyer, and it needs to be clear that the Council is going to confirm his appointment of the interim Marshal or somebody else. If you are intending to make a motion to fill that position on this agenda item, then you should do that as well before you leave it."

Rogers: "O.K. Direction supplied by the Town Attorney [further interruptions] The direction has been explained to me by the Town Attorney is that we need to appoint an interim Marshal. Is there anyone that cares to discuss anything on that? Tom."

Hall: "I'd like to make a motion [audience becomes very vocal]"

From the audience: "How about Hall? How about Wayne Dickinson?"

Rogers: "How about... Let's hold it, please! Let's hold it!"

From the audience: "Appoint the felon! Appoint the crook! Appoint the felon!"

Rogers: "FOLKS! We are still trying to conduct a meeting whether you agree or not! [audience continues to be disruptive]"

Hall: "I would like to make a motion that we appoint Raymond Michael Baker as the Intern Marshal [audience interruptions]"

Rogers: "I have a motion [interruptions] I have a motion on the floor to appoint Mike Baker, do I have a second?"

Larkey: "Mayor?"

Rogers: "Ray?"

Larkey: "Point of order. I understand, and I'm not sure because I just heard this. But, I understand that Mr. Baker is not a certified officer." [audience interruptions]

Ramsey: "I have no knowledge of that."

Larkey: "Something came out of Phoenix today, something I just heard, just standing out in the lot there that something came out of Phoenix that he couldn't qualify. Now I don't know anything about it, other than I want that answered."

Bullard: "My understanding is that Mr. Baker is not certified. Now, we've discussed this to some length because this was more or less anticipated. He's not certified, but that doesn't preclude his appointment. However, before he can actively be an appointee, I understand he does have to meet some requirements, beginning with a background check, as well as a uh, he's got to go polygraph, drug test, the whole 9 yards. So, I guess what I'm saying is Council can make the appointment tonight. However, until he meets these pre-certification requirements, he cannot be acting Town Marshal."

Rogers: "O.K. Ray, do you have anything else?"

Larkey: "No, I just wanted to have that answered."

Rogers: "I have a motion, Wayne?"

Dickinson: "Dane, you're telling me you know for an absolute fact he is not certified."

Bullard: "No, I'm not telling you. I understand that he is not. It would be up to Mr. Baker to present the documents that he is certified. In the event he is not, and it's my understanding that he is not, I may be wrong, but if he is not, I'm just explaining what will have to be done."

Dickinson: "O.K."

Rogers: "O.K. Still at this point in time, I have a motion, do I have a second?"

Garello: "I'll second the motion."

Rogers: "O.K. I have a second by John. At this time, I would return to Tom. Tom, would you consider changing your motion to state the appointment will become effective when he meets all requirements of, is it post police officer standards and training, I believe it is?"

Hall: "Just a minute, I want to ask a question. Uh, our town code says we can appoint anybody, doesn't it? [audience interruptions]

Bullard: "Council can appoint, I'm not sure and maybe this is a question to pass to the Town Attorney, whether or not the town code supercedes the Arizona State Police regulations."

Hall: "All right, does it say in there that he can't serve as Administrator? It just says he doesn't have arrest powers, is that not right?"

Bullard: "I'm just reading under Section R-13-4, minimum qualifications for appointment, and there's a whole list. Part of that list includes such things as a complete background check, the person should undergo a medical evaluation and examination. Again, at this point, it's my understanding that Council can go ahead and make the appointment, but in order for that individual to actively manage that department, he's going to have to meet the requirements that are lined out here for appointment."

Hall: "Well, uh, you know, we've hired officers from out of state a lot of times, and they didn't meet the standards, but they went to work. Now, how did that happen?" [audience interruptions]

Bullard: "I'm simply going by the AZ Post Standards and Training Board."

Hall: "Well, uh, let's do it this way. I want to make the motion that we appoint Mike as the Town Marshal, and have him assume the administrative job until his certification, or whatever that needs to be done that is required by the State, as long as it is required by the State for that position."

Rogers: "O.K. Tom, you made the motion to appoint Mike Baker as Town Marshal, did you mean Interim Marshal?"

Hall: "Intern Marshal, I'm sorry."

Rogers: "O.K. That was clarification of the motion, is that agreeable with your second?"

Garello: "That's satisfactory to me. He'd be an Interim Marshal until such a time that the Town will advertise publicly for applications for a Town Marshal, am I correct on saying that?"

Hall: "No, because what you're saying is when we advertise, he wouldn't be Town Marshal."

Garello: "What I'm getting at..."

Hall: "That would be another agenda item."

Rogers: "I think that's another motion that will have to come in a few minutes here. I think what Tom's motion is... Tom can you repeat it? You make a motion to appoint Raymond Michael Baker to the Interim Marshal position, to assume the executive duties now, and

Hall: "Right"

Rogers: "as he..."

Hall: "as he meets the requirements."

Rogers: "as he meets the requirements."

From the audience: "Are you going to give him a deputy?"

Garello: "I'll go along with whatever time it takes. In the interim [interim], to satisfy the Town that he will have that time to do it in. What I'm getting at, is whatever it takes for him to qualify. You still don't get me?"

Rogers: "I understand what you're saying, yes. And I think that's part of the motion."

Garello: "Yes. In other words, whatever time he takes to qualify, whatever is required by the Town, that he has that time, whether it's 30 days, 60 days, 90 days or 6 months."

Rogers: "Is that agreeable with your motion?"

Hall: "I believe that might be the same motion that I made, but I'm not quite sure. I said he would be the Administrator until such time as he qualifies to take the Law Enforcement part of it too."

Rogers: "O.K."

Garello: "Uh, I will, that, I'll buy, I'll go along with that."

Rogers: "O.K. I have a motion and I have a second. Do I have any discussion?"

From the audience: "Mike Baker is not qualified."

Larkey: [incomprehensible]

Rogers: "Carol?"



Carol Brown: [incomprehensible]

Rogers: "O.K. Could you restate the motion on paper for?"

Hall: "I make a motion that we appoint Mike Baker as Intern Marshal. He will assume the Administrator's position immediately, and all other positions of that job as soon as he is qualified."

Rogers: "Did you get it?"

From the audience: "Point of Order! Point of Order!"

Hall: "You can't Point no Order."

Rogers: "And that is your second."

Garello: "If that is correct, then I will second that motion."

Rogers: "O.K. Point of Order."

From the audience: "This is not on the agenda, this can not be acted upon tonight." The audience is very vocal.

Rogers: "Ron, would you go ahead and explain that please?"

Ramsey: "Well, if you terminate and vacate the Town Marshal position, by statute, you must have a Town Marshal. So, it's part of the same move."

Rogers: "So it is considered under this item? Can be considered under this item?"

Ramsey: "Right."

Rogers: "O.K. According to the Town Attorney, he says we can go ahead. This motion is in order. Any comments from Council?"

Larkey: "Do what?"

Rogers: "Any comments from Council?"

Larkey: "Yeah, I got one."

Rogers: "Get your microphone there, Ray."

Larkey: "I have kind of a problem here, I've had along, I guess. I cannot understand that if we have all of these problems with John, who we just fired, and was a qualified man. And we've had nothing from what I hear from people on both sides of me here, that we've had nothing but problems from him. Why in all of God's world, would we hire an unqualified man to take his place?"

Audience is vocal.

Larkey: "Tell them to get on it."

Hall: "We might want to get that on record."

Larkey: "Good [incomprehensible]"

Rogers: "Any other comments from Council?"

Hauser: "I agree with Mr. Larkey." [audience interruptions]

Rogers: "O.K. for those who missed it, Brenda, would you repeat what you said?"

Hauser: "I just said I agreed with Mr. Larkey. I don't understand how we can get rid of one qualified Marshal and replace him with someone who isn't. Is there someone you have in mind perhaps that would be qualified to take the place of the position."

Hall: "Do you want me to answer it? Uh, Mike is very qualified. The business he's been in as a private investigator [audience is disruptive] He has not been able to be certified because the law says as a private investigator, you can't not carry a badge during that period of time. That's all there is. All he has to do is re-certify."

Rogers: "Hold it, hold it! Hold it folks, please! We're trying to discuss a situation up here and we're not able to hear. I think, did you finish there, Tom?"

Hall: "This has been checked out with Post, uh Police Officer Standard and Training and they agree with this."

Rogers: "O.K. Any further discussion from Council?"

Hauser: "One more thing. It's been great that you guys check out everything, but you don't tell anybody except each other!"

Rogers: "Any other comments from Council? At this time then, I'm going to call a roll call vote once again. Brenda?"

Hauser: "No."

Rogers: "Yes/No on the appointment of Raymond Michael Baker as Acting Town Marshal with those provisions as referred"

Hauser: "Not that it makes a hill of beans, but I vote No."

Rogers: "John?"

Garello: "I said yes."

Rogers: "I will at this point in time vote no. Wayne?"

Dickinson: "Yes."

Rogers: "Ray?"

Larkey: "Not that it makes a hill of beans, but I vote No."

Rogers: "Tom?"

Hall: "Yes."

Rogers: "It appears to me by roll call vote, the tie, it is a tie vote, therefore the motion fails."

Audience erupts again.

Rogers: "At this time, I'd entertain a motion for someone else. If none is"

Larkey: "We still have to hire somebody, don't we, in the interim, don't we? Is that correct?"

Rogers: "Let me go back to the attorney on that."

Ramsey: "My comment is that by statute, you have to have a Marshal. John Wischmeyer, I believe in his absence under the code, appointed Sergeant Owsley as Acting [Town Marshal]. Since he is no longer in office, you need to make some determination tonight who is going to be acting Town Marshal. Just so you don't have a gap without a Marshal. I'm not saying you have to appoint somebody, but you at least have to have an Interim Marshal."

Larkey: "An Interim Marshal?"

Ramsey: "Yeah."

Larkey: "All right, I'll make a motion tonight for an Interim Marshal, that we appoint Roscoe

Rogers: "Ray, I can't hear you."

Larkey: "Can you hear me now? I'd like to make a motion that for the Interim Marshal, is that correct? That we appoint Lieutenant Marshall, or Oswald down at the, Roscoe down at the police department now."

From the audience: "Roscoe Owsley."

Larkey: "Huh?"

From the audience: "Roscoe Owsley."

Larkey: "Yeah, well, I thought they knew that."

Hauser: "Second."

Rogers: "O.K. I have a motion by Ray and a second by Brenda. Is there any further discussion? Once again I'll go with a roll call vote. Tom?"

Hall: "No."

Rogers: "Ray?"

Larkey: "Yes."

Rogers: "Wayne?"

Dickinson: "No."

Rogers: "I will vote yes on a temporary basis. John?"

Garello: "No."

Rogers: "Brenda?"

Hauser: "Yes."

Rogers: "O.K. Once again we have a tie vote. Motion fails to carry."

Hall: "Well, this could go on all night. I'm going to make a motion that we bring item 10 up, and fill the Council..."

Dickinson interrupts: "I'd like to make a motion that we hire the person down there that is second in command, or at least he used to be, and he's held this position before and that would be Dan Martin."

Rogers: "I have a motion for Dan Martin, do I have a second?"

Hall: "I'll second."

Rogers: "Second by Tom. Any further discussion? If not, I'll go roll call again. Brenda?"

Hauser: "No."

Rogers: "John?"

Garello: "Yes."

Rogers: "I will vote yes at this point in time. Wayne?"

Dickinson: "Yes."

Rogers: "Ray?"

Larkey: "You know I'm kind of at a disadvantage because I really don't know any of these people that I've been talking about tonight and it makes it hard on me, but I'm still voting no."

Rogers: "And, Tom?"

Hall: "Yes."

Rogers: "O.K. The motion does carry 3 to 2. Is that? 4 to 2. Is there anything else in this area we have to deal with? O.K. we can move onto item number 8, or number 7. Is that correct?"

*Sections 7, 8, and 9 of the Minutes of 8/20/97 ARE NOT verbatim.*

**7. Appointment of Council Member to the Verde Valley Transportation Organization**

Garello requested that Council pull his appointment and nominate someone else the Transportation Organization, as it takes too much of his time.

On a motion by Hall, seconded by Hauser, the Council voted unanimously to appoint Ray Larkey to the VVTPO.

**8. Chamber of Commerce Quarterly Drawdown Request of \$8,323.00**

Mayor Rogers introduced Barbie Bridge, new president of the Chamber. Mrs. Bridge requested approval of the quarterly drawdown.

On a motion by Garello, seconded by Hall, the Council voted unanimously to approve the Chamber's request of the quarterly drawdown in the amount of \$8,323.

**9. Possible Approval of RFP for Project #97-002, Community Center/Chamber of Commerce Roof**

Manager Bullard explained that this project had gone to bid, and should be tabled. He stated that if Council so chose, they could approve addendum if necessary.

Rogers opened the floor for public input. There was none.

Dickinson asked if there had been any consideration on tin roofing. He said it would be nice to get something on the roof that wouldn't have to be messed with 15 years down the road. He said that he would like to see this option in place if possible.

On a motion by Garello, seconded by Dickinson, the Council voted unanimously to table this item.

*Sections 10 and 11 of the Minutes of 8/20/97 ARE verbatim.*

**10. Appointment of Council member to fill Vacant Seat**

Rogers: "Item #10 is the appointment to fill vacant Council seat. Dane or Ron, either one?"

Bullard: "Again, going back to the town code, this is covered under section 2-1, vacancies in Council. It simply says that 'Council shall fill by appointment for the unexpired term and vacancy on the Council, including mayor, that may occur for any reason, within 60 days of the vacancy, unless a primary or a general election for council is set within 120 days.' You should have a list of approximately 10 citizens who are interested in consideration of appointment. If I could find

mine, right quick, I'll give you those 10 names. I'm going to read the list of 10 names of citizens who are interested in alphabetical order: Lori Boyce, Robin Davison, Gerald Ferguson, Tony Gioia, (pardon me if I scramble your name, sir) Gary Mialocq, John D. Mulhorn, Sharon Petrie, James Redinger, Jesse Reeves, and Chad Ruskin."

Garello: "I'd like to make a suggestion. I'd like to see a blackboard here with the names listed and then go around and vote. Uh, we can see the names very clearly, the public can also see these names."

Rogers: "There's no such blackboard anywhere available, here."

Bullard: "It was my understanding that Council basically, did not want to go by that method anymore. A simple nomination was the preferred method to nominate appointees. We can certainly find one, but we're probably going to have to find one, and table this for the time being, and have somebody from staff hunt one up."

Rogers: "John?"

Garello: "If I'm the only one that will require a blackboard, then we might as well just forget it."

Rogers: "O.K. Anyone else that wishes to have the blackboard? If not, what is your pleasure?"

Garello: "Uh, I make a motion that we appoint Jesse Reeves to fill the vacant seat."

Hall: "Can't hear you, John."

Garello: "of the remainder of the term on the Planning and Zoning Commission."

Rogers: "O.K. The Town Council is what we're on."

Garello: "That was my mistake. It was the Town Council, I'm sorry."

Rogers: "O.K. I have a motion, do I have a second?"

Dickinson: "Second."

Rogers: "I have a second by Wayne. I did have a question to ask out here of which I referred to earlier..."

Hall: "What was the motion? I couldn't hear it down here. What did he say?"

Rogers: "Who? John made the motion of Jesse Reeves, Wayne seconded Jesse Reeves. The question was raised as to interviewing. The Council did not do any formal interviewing. I was, I took it upon myself and I cannot speak for any other Council members, so I don't know what they did. I spoke to each and everyone and asked them a series of questions, identical down the line, with the exception of two people. One person, I was totally unable to get a hold of, the other person I was not real sure of. And Lori, I apologize to you that I didn't ever get to you. I know we talked about it the other day. [Lori Boyce responds, but it is incomprehensible.] I think that each and every Council member has the right to contact these people if they so wish. O.K. I have a motion, I have a second. Is there any further discussion that appoints Jesse Reeves..."

Hall: "Brenda wants to ask something."

Rogers: "I'm sorry Brenda, I didn't see you."

Hauser: "That's o.k. I just want to apologize to the people who have letters. I did read everything, I'm sorry I didn't call, I did speak to some. As Lori said, it was just kind of a gesture thing. We knew who was going to be appointed anyway."

Rogers: "All right, John?"

Garello: "I'd like to make a comment on that. I read everyone of the applications, and I've done some studying on it and I've done some thinking on it and I've done some talking on it."

Rogers: "O.K. I guess I would tend to disagree with Brenda, as well. I had an idea of who I might want to consider just knowing the names that were placed in front of me. But there were several names I didn't even know. In fact one gentleman that is sitting right over here somewhere that came up earlier and made the comment that one person had called him. I had no idea who he was until after he stood up, that I had seen him at meetings before. So I took that time and that effort to call each and every one with the exception of Lori and one other that I couldn't get an answer on. I...that's true. Any other comments from Council? If not, I'll think maybe we'll go with roll call vote again. All in favor of Jesse Reeves, I'll start with Tom."

Hall: "Yes."

Rogers: "Ray?"

Larkey: "No."

Rogers: "Wayne?"

Dickinson: "Yes."

Rogers: "I do feel as if my conversations with him that I have to vote yes. John?"

Garello: "Yes."

Rogers: "Brenda?"

Hauser: "No."

Rogers: "No. Vote carries 4 to 2. Jesse Reeves is appointed to the Council. At what point does [audience interruption] At what point do we deal with that, Ron? After the meeting? Before the next meeting, or?"

Ramsey: "He can't assume the position without being sworn in and taking the oath. So, he'll probably have to do that at the next meeting."

Rogers: "At the next meeting?"

Ramsey: "Or some meeting that you want to call."

Rogers: "O.K. We'll do that at the next meeting then."

Garello: "Oh, I've got a question. Bullard can swear him in immediately. He can take his seat in the next 5 minutes. We need another one, we need several members here!"

Rogers: "I seriously question John, as we go through the meeting, Jesse's had time to look at the packet or whether in fact he has a packet. I think I saw him somewhere. Jesse, you have a packet with you or anything? Do you want to come in now or do you want to wait until the next meeting?"

Reeves responds, but is not picked up on the tape.

Hall: "Come in now. Get it over with. All right swear him in, here he comes [incomprehensible]."

Rogers: "Dane if you will swear him in then."

Bullard swears in Jesse Reeves.

Jesse Reeves: "I, Jesse Reeves, do solemnly swear to support the constitution of the United States of America, and the constitution and the laws of the State of Arizona; and that I will bear true faith and allegiance to the same and defend them against all enemies, foreign and domestic, and that I will faithfully and impartially discharge the duties of the Office of Council member of the Town of Camp Verde, Camp Verde, Arizona, according to the best of my ability, so help me God." Councilor Jesse Reeves took his seat.

Hall: "You've got to sign that. You can take your seat now."

Rogers: "Let the record show that Councilman Reeves has now joined us. Let's move on to item number 11, appointment to the Planning and Zoning Commission to fill a vacant seat. Dane."

**11. Appointment of Planning & Zoning Commissioner to fill Vacant Seat**

From the audience: "Point of information."

Rogers: "Point of information."

Bob Dinegar: "Bob Dinegar, citizen of Camp Verde. I had submitted my name for the Planning & Zoning. I was hoped to be considered, but I withdraw because I wouldn't dare expose my good name to this Council." [audience applauds]

Hall: "Yeah. Yeah."

Rogers: "O.K. I take it Bob Dinegar has removed his name. And I also, when I contacted Frank Blake, I believe yesterday or today, he indicated to me that he had changed his mind. So..."

Bullard: "This vacancy has been open for quite some time. We'd like to see it filled. I understand that former member Steve Watts had to resign due to time constraints. So we're left with 4 individuals who submitted interest forms, in alphabetical order: Tony Gioia, Pete Menke, Rodney Mouton, and John Reddell."

Rogers: "O.K. Council, what's your pleasure? John?"

Garello: "I make a motion to appoint John Reddell to fill the vacancy seat on the Planning & Zoning."

Rogers: "I have a motion to appoint John Reddell to the vacancy on Planning & Zoning. Do I have a second?"

Hall: "I'll second."

Rogers: "Second by Tom."

From the audience [incomprehensible]

Rogers: "Again, I contacted each of these individuals myself. I cannot speak for any other Council members. O.K."

Reeves: "Who are the list of candidates, Carter?"

Rogers: "You want to repeat that list again?"

Bullard: "O.K. with the withdrawn names of Mr. Blake and Mr. Dinegar, we're left with 4 individuals. Tony Gioia, Pete Menke, Rodney Mouton, and John Reddell."

Rogers: "O.K. Did you get all those, Jesse? O.K., I have a motion, and a second to appoint John Reddell. Is there any further discussion whatsoever? If not, once again, I'll go with a roll call type of vote. And I believe I'll start with... Did I start with you last time, Brenda? O.K. Brenda?"

Hauser: "Yes."

Rogers: "John?"

Garello: "Yes."

Rogers: "Jesse?"

Reeves: "I vote yes."

Rogers: "I will vote no. Wayne?"

Dickinson: "Yes."

Rogers: "Ray?"

Larkey: "Yes."

Rogers: "Tom?"

Hall: "Yes."

Rogers: "O.K. The motion carries 6 to 1. And then John Reddell is appointed to the Planning and Zoning Commission. So Nancy, that puts you back to strength, I think. O.K. Let's move on to item number 12, the Manager's Report. Dane."



*Sections 12 and 13 of the Minutes of 8/20/97 ARE NOT verbatim.*

**12. Manager's Report**

Manager Bullard reported that an Intergovernmental meeting was scheduled for Thursday, August 21<sup>st</sup> at 6:30 p.m. in Cottonwood, and that the annexation petitions had been removed.

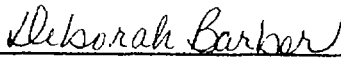
**13. Council/Staff Comments, Information Reports and Activity Updates.**

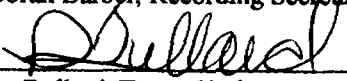
Garello requested that the Town Code, dated September 18, 1996, Chapter 3, page 13, item "B", paragraph 3, be on the September 3<sup>rd</sup> agenda for discussion and possible action.


Rogers noted that the September 3<sup>rd</sup> agenda should also include appointment of Vice-Mayor.

**14. Adjournment**

The meeting was adjourned at 8:40 p.m.

  
\_\_\_\_\_  
Deborah Barber, Recording Secretary

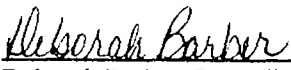
  
\_\_\_\_\_  
Dane Bullard, Town Clerk

  
\_\_\_\_\_  
Carter Rogers, Mayor

**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 the 20<sup>th</sup> day of August, 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 26<sup>th</sup> day of August 1997.

  
\_\_\_\_\_  
Deborah Barber, Recording Secretary

**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, SEPTEMBER 3, 1997  
6:30 P.M.**

5. **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 so requests.**

a) **Approval of the Minutes:**

- 1) Regular Session – August 20, 1997

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

- 1) Regular Session – September 17, 1997 at 6:30 p.m.  
2) Council Hears P&Z – September 24, 1997 at 6:30 p.m.  
3) Regular Session – October 1, 1997 at 6:30 p.m.  
4) Regular Session – October 15, 1997 at 6:30 p.m.  
5) Council Hears P&Z – October 22, 1997 at 6:30 p.m.

c) **Proclamation:** September 14 – 20, 1997 as *National Adult Day Services Week*

d) **Membership Renewal of Lower Verde Valley Governor's Alliance Against Drugs (GAAD)**

Mayor Rogers requested that Item D be removed from the Consent Agenda.

On a motion by Larkey, seconded by Hall, the Council unanimously approved the Consent Agenda, as presented.

On a motion by Dickinson, seconded by Larkey, the Council unanimously approved the membership renewal of GAAD.

6. **Street Department Request for Approval of Bid - \$97,000 for New Loader**

On a motion by Reeves, seconded by Garello, the Council voted unanimously the purchase of a new loader at a cost of \$86,349.14, with trade in.

7. **Review of Town Policy Regarding Take-Home Vehicles**

Larkey moved to turn the matter over to the Manager and Department Head to determine the need and to make the decision. The motion was seconded by Dickinson, and died for lack of a majority. Larkey, Dickinson and Rogers voted yes. Hall, Garello and Reeves voted no.

Hall moved to table the item until more information was available. The motion was seconded by Reeves, and died for lack of a majority. Hall, Garello and Reeves voted yes. Rogers, Dickinson and Larkey voted no.

Hall moved to leave the Marshal's vehicles as they are, and re-address this issue in 6 months. Dickinson seconded the motion. Larkey asked why the issue needed to be addressed. Rogers stated that the decision should be an administrative decision and left to the Manager.

Hall pulled his motion.

**Actions Taken 9-3-97**

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to turn the matter over to the Manager and Marshal to work out a solution, and bring the information back to the Council.

On a motion by Rogers, seconded by Dickinson, the Council voted unanimously to direct the Manager to review all other Town vehicle policies.

**8. Approval of Annual Contract for Pest Control Services**

On a motion by Garello, seconded by Hall, the Council voted unanimously to engage University Termite and Pest Control for \$1,260 annually with the 10% discount, for monthly pest control services.

**9. Authorization for Maintenance Department Utility Truck Purchase**

On a motion by Hall, seconded by Garello, the Council voted unanimously to purchase the 1990 Ford truck at a cost of \$9,859.25, if nothing else is found within 24 hours.

**10. Manager's Report**

Manager Bullard reported the first interview for the Parks & Recreation Director had been set up for September 5<sup>th</sup> at 10:30 a.m. Mayor Rogers requested that this be posted so any Council member could attend the interview.

**11. Council/Staff Comments, Information Reports and Activity Updates**

Councilor Hall asked if the Marshal's position had been advertised yet. He stated that he wanted the application to state the successful candidate must be POST certified, or eligible to be certified. Bullard stated this had been done.

**12. Adjournment**

The meeting was adjourned at 8:45 p.m.

**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, SEPTEMBER 3, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

**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, except to set them for consideration at a future date.**

5. **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 so requests.**

a) **Approval of the Minutes:**

- 1) Regular Session - August 20, 1997

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- 4) Regular Session - October 15, 1997 at 6:30 p.m.
- 5) Council Hears P&Z - October 22, 1997 at 6:30 p.m.

c) **Proclamation: September 14 - 20, 1997 as *National Adult Day Services***

d) **Membership Renewal of Lower Verde Valley Governor's Alliance Against Drugs (GAAD)**

**Discussion and Possible Action on the Following:  
(Public Input is invited on Item(s) 6 and 7)**

6. Street Department Request for Approval of Bid - \$97,000 for New Loader
7. Review of Town Policy Regarding Take-Home Vehicles
8. Approval of Annual Contract for Pest Control Services
9. Authorization for Maintenance Department Utility Truck Purchase
10. Manager's Report
11. Council/Staff Comments, Informational Reports, and Activity Updates
12. Adjournment

Posted by: *Nekorah Barber*

Date/Time: *8-29-97 2:30 p.m.*

The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, SEPTEMBER 3, 1997  
6:30 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

Mayor Rogers called the meeting to order at 6:31 p.m.

**2. Roll Call**

Mayor Rogers, Councilors Jesse Reeves, John Garello, Tom Hall, Ray Larkey, and Wayne Dickinson were present. Brenda Hauser was absent.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Dan McGinn, Public Works Director; Doug Jones, Street Superintendent; Dan Martin, Acting Town Marshal; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

**3. Pledge of Allegiance**

Councilor Reeves led the pledge. Mayor Rogers recessed the meeting at 6:33 to move to the gym in order to accommodate the crowd. The meeting reconvened at 6:40.

**4. Call to the Public for Items Not on the Agenda.**

Henry Shill encouraged Council members to visit Arizona Avenue. He stated the road had a good base, but that it needs servicing and regular maintenance. He stated that this was the only ingress/egress for the six families in the area. Councilor Garello asked that Mr. Shill put his complaint in writing so that Council could address it.

Bob Dinegar complimented Doug Jones and his crew for the excellent job they did on Hillcrest Drive. He asked the Council if they had provided written apologies to Dane Bullard and John Wischmeyer. He requested an answer as to why the grants had been refused. He asked Mayor Rogers and Councilor Hall under what authority they had acted when they requested a tape from the Marshal's Office. He encouraged the Council to do thorough background checks on appointed members.

Jim Redinger stated the Council should take management classes. He said the Council should use the Town Manager to manage the departments.

Jane Whitmire stated that she was concerned with Council taking tapes from the Marshal's Office as some of these calls may contain personal and private information. She encouraged the Council to read the Town Code to avoid mistakes such as this. She chastised Councilor Hall for smiling at public comments. She said that the public deserves respect.

Gloria Miller said the Council should consider downsizing like the big corporations do. She said that they should shrink the Town, and give part of it back to the County.

**5. 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 so requests.**

**a) Approval of the Minutes:**

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- 5) Council Hears P&Z – October 22, 1997 at 6:30 p.m.

**c) Proclamation: September 14 – 20, 1997 as *National Adult Day Services Week***

**d) Membership Renewal of Lower Verde Valley Governor's Alliance Against Drugs (GAAD)**

Mayor Rogers requested that Item D be removed from the Consent Agenda.

On a motion by Larkey, seconded by Hall, the Council unanimously approved the Consent Agenda, as presented.

Mayor Rogers introduced Pat Kaminsky of GAAD. Mrs. Kaminsky explained the GAAD program and some of the services it offered, and thanked the Council for their continued support.

On a motion by Dickinson, seconded by Larkey, the Council unanimously approved the membership renewal of GAAD.

**6. Street Department Request for Approval of Bid - \$97,000 for New Loader**

Doug Jones described the proposed vehicle and explained the prices and trade-in allowances.

John Garello asked Bullard why there was no budget line item for the loader under the street department. He said that he did not want this to come from contingency. Bullard explained the item was budgeted and listed under capital improvements. He explained this is where all major asset purchases are listed, per standard accounting practice. He stressed the fact that this purchase was not coming from contingency. He further stated the budget would be very cumbersome if every purchase was given its own line item.

Garello responded that in the future he wants to see purchases such as this have its own line item so that it does not come from contingency.

On a motion by Reeves, seconded by Garello, the Council voted unanimously to approve the purchase of a new loader at a cost of \$86,349.14, with trade in.

Dickinson asked why the dump truck purchase had not been included in the street department budget when it had been discussed during the budget hearings. Bullard explained that there had never been an estimate given by staff. He said that if a purchase were made, it would come from contingency. Dickinson responded that Council had given around \$50,000 for the purchase, but that he would like to see several bids before approving the purchase.

There was no public input.

7. **Review of Town Policy Regarding take-home Vehicles**

Bullard explained that some Council members had brought up this matter during the budget hearings. Bullard further explained that the current policy had been in effect for years, and had been found cost effective.

Dan Martin explained the current policy permitted deputies that live in the Town limits to take their vehicles home. He said there were four officers who lived out of Town that left their vehicles at the yard. In response to a question from Larkey, Martin explained that the cars are left at the deputy's home while he is off-duty. He said that if the officer is going to be off longer than three days, the vehicle is left at the Marshal's Office.

Larkey moved to turn the matter over to the Manager and Department Head to determine the need and to make the decision. The motion was seconded by Dickinson, and died for lack of a majority. Larkey, Dickinson and Rogers voted yes. Hall, Garello and Reeves voted no.

Reeves stated that he did not feel he had enough information to make a competent decision at this time. He stated that he did not feel it was prudent for deputies to keep their vehicles at home when they are off for three days. He asked if the deputies were called out when they were off duty. Martin responded that they are not usually called during their days off, but they have had occasions when they are called out. He further explained the deputy's report in when they get in the car, and then go to the station for a briefing before going on patrol. Reeves stated that he did not have a problem with deputies keeping their cars at home, but did not see the usefulness in keeping the cars unavailable for three or more days. He stated that he wished to avoid problems in the future, and would like to have more information before making a decision.

Hall moved to table the item until more information was available. The motion was seconded by Reeves, and died for lack of a majority. Hall, Garello and Reeves voted yes. Rogers, Dickinson and Larkey voted no.

Hall moved to leave the Marshal's vehicles as they are, and re-address this issue in 6 months. Dickinson seconded the motion. Larkey asked why the issue needed to be re-addressed. Rogers stated that the decision should be an administrative decision and left to the Manager.

Hall pulled his motion.

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to turn the matter over to the Manager and Marshal to work out the best solution in managing the department vehicles, and if it doesn't meet Council's specifications, then they will address it.

On a motion by Rogers, seconded by Dickinson, the Council voted unanimously to direct the Manager to review all other Town vehicle policies.

**Public Input:**

Teri Bieber said that the four officers who lived outside the town limits had vehicles that were available if the need arose.

Bob Dinegar said the Council should let the pros do their job. He said this was a decision that should be made by the Town Manager, not the Council.

John Teague said that he never heard anyone cry out that too much money was being spent and to cut back, at any of the meetings he's been to. He urged Council to do what the public wanted.

Sharon Doran said that she agreed for the most part that vehicles should be taken home. She said that Council should consider leaving the vehicles at the Marshal's Office when the officer was going to be off more than 24 hours.

Frank Farneli said that Council should leave the decision to the Management. He said that if he had a problem with management's decision, he would go to Council with a complaint, and then Council could check into it.

Frank New said that officers have their equipment in their vehicles, and take-home vehicles greatly increase response time to emergencies.

Donna Hramada said it was safer to allow the officers to take their vehicles home. She encouraged letting the manager handle administrative decisions.

Marshall Whitmire said the actual point of the discussion was accountability in management. He stated that micromanagement such as this, resulted in lengthy meetings with useless discussions.

**8. Approval of Annual Contract for Pest Control Services**

On a motion by Garello, seconded by Hall, the Council voted unanimously to engage University Termite and Pest Control for \$1,260 annually, with the 10% discount, for monthly pest control services.

There was no public input.

**9. Authorization for Maintenance Department Utility Truck Purchase**

On a motion by Hall, seconded by Garello, the Council voted unanimously to purchase the 1990 Ford truck at a cost of \$9,859.25, if nothing else is found within 24 hours.

There was no public input.

**10. Manager's Report**

Manager Bullard reported the first interview for the Parks & Recreation Director had been set up for September 5<sup>th</sup> at 10:30 a.m. Mayor Rogers requested that this be posted so any Council member could attend the interview.

**11. Council/Staff Comments, Information Reports and Activity Updates**

Councilor Hall asked if the Marshal's position had been advertised yet. He stated that he wanted the advertisement to state the successful candidate must be POST certified, or eligible to be certified. Bullard responded this would be done.



**12. Adjournment**

The meeting was adjourned at 8:45 p.m.

Deborah Barber  
Deborah Barber, Recording Secretary

D Bullard  
Dane Bullard, Town Clerk

Carter Rogers  
Carter Rogers, Mayor

**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 the 3<sup>rd</sup> day of September 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 4<sup>th</sup> day of September 1997.

Deborah Barber  
Deborah Barber, Recording Secretary

**ACTIONS TAKEN  
REGULAR SESSION  
COMMON COUNCIL  
WEDNESDAY, SEPTEMBER 17, 1997  
6:30 P.M.**

5. **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 so requests.**

a) **Approval of the Minutes:**

- 1) Regular Session – September 3, 1997

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

- 1) Council Hears P&Z – September 24, 1997 at 6:30 p.m.  
2) Regular Session – October 1, 1997 at 6:30 p.m.  
3) Regular Session – October 15, 1997 at 6:30 p.m.  
4) Council Hears P&Z – October 22, 1997 at 6:30 p.m.

On a motion by Hall, seconded by Larkey, the Council voted unanimously to approve the Consent Agenda as presented.

6. **Acceptance of CVMO Grants**

a. **CJEF Grant**

b. **BJA Local Law Enforcement Block Grant**

On a motion by Hall, seconded by Dickinson, the Council combined the two items, voted unanimously to do the paper work, establish a board, and hold public meetings as necessary.

7. **Consideration of Full Funding for Zoning Inspector Position**

On a motion by Larkey, seconded by Hauser, the Council voted unanimously to approve the Zoning Inspector position as a full-time, permanent position.

8. **Appointment of Parks & Recreation Director**

On a motion by Larkey, seconded by Hauser, the Council voted unanimously to appoint Mr. William Lee as Parks & Recreation Director at a salary of \$36,000, with a contract to be considered for department heads at a later time.

9. **Policy on Speed Humps**

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to direct the Town Manager to continue review of speed control in neighborhoods.

10. **Review of Chamber of Commerce Roof Repair Bids**

On a motion by Dickinson, seconded by Hauser, the Council voted to award Project 97-002 to Hale Roofing for \$25,650, which includes the additional \$1,000 for upgrade to 25 year shingles to maintain the historical integrity of the building. Reeves voted no.

11. **Appointment of Arizona Municipal Risk Pool Liaison**

On a motion by Hauser, seconded by Reeves, the Council voted to appoint Tom Hall as liaison to the Arizona Municipal Risk Pool. Hall voted no.

12. **Discussion and Possible Action on \$750 COLA Increase Effective 7/1/97 for Town Employees**  
On a motion by Dickinson, seconded by Hauser, the Council voted unanimously to approve a \$750 COLA for all Town employees, with the exception of dispatchers who will receive \$1,000 COLA, retroactive to 7/1/97, with the annual 2 ½ % merit raises on anniversary dates remaining in effect.
13. **Annual Re-certification of Community Rating System for Yavapai County**  
On a motion by Hauser, seconded by Hall, the Council voted unanimously to approve the annual re-certification of Community Rating System for Yavapai County.
14. **Arizona Engineering Contract Extension**  
On a motion by Larkey, seconded by Reeves, the Council voted unanimously to approve the contract extension with Arizona Engineering Company.
15. **Manager's Report**  
Manager Bullard reported that Cottonwood had submitted a revised annexation plan that eliminated a portion of Section 31.
16. **Council/Staff Comments, Informational Reports, and Activity Updates**  
McGinn reported that ADOT will be doing a slurry seal on SR 260 from I-17 to the Circle K intersection on Tuesday, 9/23 and Wednesday, 9/24 of next week. He advised there could be 10 to 15 minute delays and that traffic would be re-routed.  
  
Hall asked where we were on the sewer extension, as a work session was to have been scheduled. Bullard explained the District had received funding at a lower rate of interest, and no longer required the Town's assistance.  
  
Dickinson asked McGinn to keep Parks & Recreation open during the lunch hour. McGinn said he would try, but it had been very difficult with being short staffed.  
  
Mayor Rogers said that ground breaking had occurred for the new 80 room Comfort Inn. He said that he and Doug Jones had met with ADOT, and construction will begin on the northbound off-ramp of I-17 between 2/98 and 2/99.
17. **Adjournment**  
The meeting was adjourned at 8:25 p.m.

**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, SEPTEMBER 17, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

**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, except to set them for consideration at a future date.**

5. **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 so requests.**
  - a) **Approval of the Minutes:**
    - 1) Regular Session - September 3, 1997
  - b) **Set Next Meeting, Date and Time:**
    - 1) Council Hears P&Z - September 24, 1997 at 6:30 p.m.
    - 2) Regular Session - October 1, 1997 at 6:30 p.m.
    - 3) Regular Session - October 15, 1997 at 6:30 p.m.
    - 4) Council Hears P&Z - October 22, 1997 at 6:30 p.m.

**Discussion and Possible Action on the Following:  
(Public Input is invited on Item(s) 6, 7, 8, and 9)**

6. Acceptance of CVMO Grants
  - a. CJEF Grant
  - b. BJA Local Law Enforcement Block Grant
7. Consideration of Full Funding for Zoning Inspector Position
8. Appointment of Parks & Recreation Director
9. Policy on Speed Humps
10. Review of Chamber of Commerce Roof Repair Bids
11. Appointment of Arizona Municipal Risk Pool Liaison

12. Discussion and Possible Action on \$750 COLA Increase Effective 7/1/97 for Town Employees
13. Annual Recertification of Community Rating System for Yavapai County
14. Arizona Engineering Contract Extension
15. Manager's Report
16. Council/Staff Comments, Informational Reports, and Activity Updates
17. Adjournment

Posted by: Deborah Barber

Date/Time: 9-12-97 11:45 a.m.

The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, SEPTEMBER 17, 1997  
6:30 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

Mayor Rogers called the meeting to order at 6:31 p.m.

**2. Roll Call**

Mayor Rogers, Councilors Jesse Reeves, Brenda Hauser, Tom Hall, Ray Larkey, and Wayne Dickinson were present. John Garello was absent.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Dan McGinn, Public Works Director; Dan Martin, Acting Town Marshal; Bob Lau, Community Development Director; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

**3. Pledge of Allegiance**

Councilor Hauser led the pledge.

**4. Call to the Public for Items Not on the Agenda.**

Cheri Wischmeyer read a statement to Council advising that she and her husband John Wischmeyer had filed a lawsuit against the Town, and against Rogers, Hall, Dickinson and Garello personally. She advised that they are seeking compensatory and punitive damages for violations of John Wischmeyer's rights under the Family Medical Leave Act and his contract of employment with the Town, including the implied covenant of good faith and fair dealing. She further explained that they were seeking a lump-sum payment of \$1,317,846 from the Town, and \$100,000 from each individual named in the suit for violations of his First Amendment rights.

Don Beson, Chairman of Verde Valley Region Economic Development Commission, stated that the organization was committed to serve the Verde Valley. He said that support for Camp Verde would continue even though Council had denied funding for the organization.

Gloria Miller said the Town needs economic development. She then read a statement to Council requesting that various issues be allowed on the ballot for public vote.

Sharon Doran said that although she did not agree with the firing of the Marshal, it was sad that people turned to lawsuits in times of adversity. She stated that she had heard many personal facts being broadcast over the radio, and that she did not have the time to search out personal facts on those who had vendettas against the Town and Council members.

Richard Brown stated that the cattle guard at the turn-off at LaFonda's was a difficult and hazardous turn. He encouraged Council to visit the area and make a determination to address this issue.

5. **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 so requests.**

a) **Approval of the Minutes:**

1) Regular Session – September 3, 1997

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

1) Council Hears P&Z – September 24, 1997 at 6:30 p.m.

2) Regular Session – October 1, 1997 at 6:30 p.m.

3) Regular Session – October 15, 1997 at 6:30 p.m.

4) Council Hears P&Z – October 22, 1997 at 6:30 p.m.

On a motion by Hall, seconded by Larkey, the Council voted unanimously to approve the Consent Agenda as presented.

6. **Acceptance of CVMO Grants**

a. **CJEF Grant**

b. **BJA Local Law Enforcement Block Grant**

Mayor Rogers asked if these two items could be combined. Attorney Ramsey stated they could. Manager Bullard explained that this was before Council because no action had been taken when they were previously heard. He explained the majority of the CJEF grant would be for overtime, and the rest would be used to purchase bikes and a VARDa alarm system. He advised that Staff was seeking direction. He advised Dan Martin, Acting Town Marshal, was available to answer questions.

Dickinson asked what the bikes were for. He explained that he had heard rumors that a device would be attached to the bikes, and the bikes would be used in a sting operation to catch kids who steal bikes. He said that he would not be in favor of this use. Dan Martin stated that he was unaware of such devices, and that the bikes would be used for burglary patrol and street patrol during events such as Fort Verde Days.

Hall thanked Martin for the explanation. He said that it had never been explained before. Martin said that Jerry Taylor had offered the bikes at a lower price. Hall said it would be good to keep the money in Town. He asked when the grants would begin. Bullard stated they would begin in April, 1998.

Councilor Larkey said that these questions could have been answered when the matter was before Council the first time. He said that he, Councilor Hauser, and the public deserved to know why this matter was handled in this fashion.

Hall responded that he was told these items were part of the budget, and Council approved them when they adopted the final budget. He said that when Larkey voted against the budget, he voted against the grants.

On a motion by Hall, seconded by Dickinson, the Council combined the two items, voted unanimously to do the paper work, establish a board, and hold public meetings as necessary.

**Public Input:**

Bob Dinegar said that this should have been done on July 17<sup>th</sup>, and demanded an explanation as to why it wasn't.

Hall responded that it was done when the budget was adopted, and there was no reason to do it again.

Dickinson said that he didn't know enough about it to make a decision.

Hall said that the Marshal had not informed them.

Dinegar stated this was just another flip-flop.

Dickinson asked Dinegar when he decided to ask this question. He asked if it was decided in a secret meeting at Jane Whitmire's house.

Dinegar said it wasn't a secret meeting, that many had been invited to attend.

Dickinson said that he had not been invited.

Dinegar said that he could have come, he said that Mayor Roger's wife had been invited.

Gloria Miller challenged Council to attack her like they just did Bob Dinegar. She said that the citizens had taken the initiative to find out the grants were still available, and asked Council why they had not done the same. She said the citizens should not have to do Council's job. She stated that meetings should not be confrontational.

7. **Consideration of Full Funding for Zoning Inspector Position**

Manager Bullard explained that Council had funded this position for only 6 months, and directed staff to bring information back to Council to justify position.

Director Lau explained the charts, and advised that both the Building Inspector and Zoning Inspector positions required too much work for one person. He further explained that zoning issues were stimulated by complaints only.

Councilor Reeves said that 3 of the 4 calls he had received on this matter were from people who had received zoning violations. He further stated the 3 spoke in favor of the position.

Dickinson stated that originally this position was considered in comparison with other towns our size. He said these towns were not experiencing the amount of growth that Camp Verde is. He said he was in favor of keeping the position as it is.

Hall said that he was in favor of the position, and not requiring cross training.

Rogers stated the position was needed, but he favored cross training.



On a motion by Larkey, seconded by Hauser, the Council voted unanimously to approve the Zoning Inspector position as a full-time, permanent position.

**Public Input:**

Henry Shill stated that he supported the funding of the position. He stated that Bruce Billstrand was very responsible and doing a professional job.

**8. Appointment of Parks & Recreation Director**

Manager Bullard explained that staff, council and Parks & Rec Commissioners had conducted interviews. He said that staff recommended offering the position to Mr. William Lee of Somerton. He stated that Mr. Lee had as excellent qualifications, and was as, if not more experienced than our former director. For this reason, Bullard urged Council to consider increasing the salary to \$36,000, as Mr. Lee would not only be taking a cut in pay, but would be losing other benefits as well. He introduced Mr. William Lee.

Mr. Lee gave a short speech on his background and experience.

On a motion by Larkey, seconded by Hauser, the Council voted unanimously to appoint Mr. William Lee as Parks & Recreation Director at a salary of \$36,000, with a contract to be considered for department heads at a later time.

**Public Input:**

Donna Hromada stated that we had lost good people in the past because of the low salary. She urged Council to consider the increase.

Suzy Burnside stated that she, Lynn Reddell and Jack Schultz had been present at the interviews, and were very impressed with Mr. Lee's experience. She stated they felt Lee was an excellent candidate since he was coming from a town that was similar to ours.

**9. Policy on Speed Humps**

Dan McGinn explained the information contained in the packet. In summary, he stated that he did not feel that speed humps should be a consideration due to the liability that may occur.

Councilor Larkey suggested using rumble strips instead of humps.

Councilor Dickinson suggested that the Town should require a percentage, such as 65% of the neighbors, to sign petitions to have humps placed in the neighborhood. He said that he felt strips, additional signage, or deceleration grooves would be a good idea.

Roscoe Owsley stated that he had clocked people going anywhere from 35 mph to 60 mph on Clinton. He said that people tend to speed on long stretches of road. He said that a serious accident could occur if a car hit a speed hump at 35 mph, and the liability to the Town should be a factor in the consideration. He also stated that people would likely use another street if humps were placed there. He stated the only result would be moving the problem to another area. He suggested more signs.

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to direct the Town Manager to continue review of speed control in neighborhoods.

**Public Input:**

Hank Hoover discouraged the use of speed humps.

Howard Parrish stated the humps could cause damage to heavy equipment if they were struck during a snowstorm.

Janet Farmer stated the humps would not stop the speeders if the potholes don't stop them.

Tony Gioia stated he had spoken to the Kings who initially brought this suggestion to Council. He stated that something needed to be done to alleviate this problem.

**10. Review of Chamber of Commerce Roof Repair Bids**

Reeves asked why maintenance staff was not doing this project. He stated that he felt \$145 per square was too expensive. McGinn responded that staff did not have the equipment or expertise to do the hot asphalt on the flat roof.

On a motion by Dickinson, seconded by Hauser, the Council voted to award Project 97-002 to Hale Roofing for \$25,650, which includes the additional \$1,000 for upgrade to 25 year shingles in order to maintain the historical integrity of the building. Reeves voted no.

**11. Appointment of Arizona Municipal Risk Pool Liaison**

On a motion by Hauser, seconded by Reeves, the Council voted to appoint Tom Hall as liaison to the Arizona Municipal Risk Pool. Hall voted no.

**12. Discussion and Possible Action on \$750 COLA Increase Effective 7/1/97 for Town Employees**

Manager Bullard explained that he had understood Council's direction to be that all employees be given a \$750 raise on their anniversary date in lieu of the usual 2½ %. He stated that some of the Council members had indicated that this was not the intention, and it was back before them for clarification.

On a motion by Dickinson, seconded by Hauser, the Council voted unanimously to approve a \$750 COLA for all Town employees, with the exception of dispatchers who will receive \$1,000 COLA, retroactive to 7/1/97, with the annual 2 ½ % merit raises on anniversary dates remaining in effect.

**13. Annual Re-certification of Community Rating System for Yavapai County**

Manager Bullard explained that this was an annual 'housekeeping' matter. He stated that the Town's participation in this program resulted in 10% savings to citizens who purchased flood insurance.

On a motion by Hauser, seconded by Hall, the Council voted unanimously to approve the annual re-certification of Community Rating System for Yavapai County.

14. **Arizona Engineering Contract Extension**

Manager Bullard and Dan McGinn explained that the majority of this contract would cover surveys. Bullard said that it would be renewed on an as-needed basis.

Reeves noted that they had been used 70 hours last year, then stated he would like to see the engineering done in-house. McGinn stated that the majority of those hours were used on the Montezuma Castle Highway project. He also advised that they did not have the equipment to perform all engineering in house.

Dickinson asked what equipment was needed, and how far away McGinn was from receiving his certification.

McGinn responded that he had requested information on the certification. He said that he felt sure that he would need more experience before he could receive the certification. He said the Town needed to acquire the GIS system.

Dickinson asked how long it would take.

McGinn stated that until he received the information, he did not know.

Hall stated he would also like to see the engineering done in-house.

On a motion by Larkey, seconded by Reeves, the Council voted unanimously to approve the contract extension with Arizona Engineering Company.

15. **Manager's Report**

Manager Bullard reported that Cottonwood had submitted a revised annexation plan that eliminated a portion of Section 31.

16. **Council/Staff Comments, Informational Reports, and Activity Updates**

McGinn reported that ADOT will be doing a slurry seal on SR 260 from I-17 to the Circle K intersection on Tuesday, 9/23 and Wednesday, 9/24 of next week. He advised there could be 10 to 15 minute delays and that traffic would be re-routed.

Hall asked where we were on the sewer extension, as a work session was to have been scheduled. Bullard explained the District had received funding at a lower rate of interest, and no longer required the Town's assistance.

Dickinson asked McGinn to keep Parks & Recreation open during the lunch hour. McGinn said he would try, but it had been very difficult due to the lack of full staffing.

Mayor Rogers said that ground breaking had occurred for the new 80 room Comfort Inn. He said that he and Doug Jones had met with ADOT, and construction will begin on the northbound off-ramp of I-17 between 2/98 and 2/99.

17. **Adjournment**

The meeting was adjourned at 8:25 p.m.

Deborah Barber  
Deborah Barber, Recording Secretary

D Bullard  
Dane Bullard, Town Clerk

Carter Rogers  
Carter Rogers, Mayor

**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 the 17<sup>th</sup> day of September 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 18<sup>th</sup> day of September 1997.

Deborah Barber  
Deborah Barber, Recording Secretary

**ACTIONS TAKEN  
REGULAR SESSION  
COMMON COUNCIL  
WEDNESDAY, OCTOBER 1, 1997  
6:30 P.M.**

5. **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 so requests.**

- a) **Approval of the Minutes:**
  - 1) Regular Session – September 17, 1997
- b) **Set Next Meeting, Date and Time:**
  - 1) Regular Session – October 15, 1997 at 6:30 p.m.
  - 2) Council Hears P&Z – October 22, 1997 at 6:30 p.m.
  - 3) Regular Session – November 5, 1997 at 6:30 p.m.
  - 4) Regular Session – November 19, 1997 at 6:30 p.m.
  - 5) Council Hears P&Z – November 20, 1997 at 6:30 p.m.
- c) **Proclamation:** November 16-22 as *Geography Awareness Week*
- d) **Resolution 97-384** – IGA for BIA Dispatch

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda as presented.

Mayor Rogers presented plaques of appreciation for 10 years of dedicated service to Doug Jones, Shorty Baldwin, Sharon McCormick and Rolland Huff.

6. **Amendment to IGA with Camp Verde Fire District**

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to table this item, and to direct the Manager to meet with the Dispatch Supervisor and Phil Harbeson to work out, then bring it back to Council.

7. **Request for Financial Support of Restoration of the World War II Memorial**

On a motion by Dickinson, seconded by Larkey, the Council voted unanimously to approve financial support in the amount of \$2,500 for the restoration of the World War II Memorial in Prescott.

8. **Commission Appointments**

- a) **Planning & Zoning Commission**

On a motion by Garelo, seconded by Dickinson, the Council voted unanimously to appoint Nancy Jungling and Henry Shill to the Planning & Zoning Commission.
- b) **Parks & Recreation Commission**

On a motion by Garelo, seconded by Dickinson, the Council voted unanimously to appoint Wes Girard, Donna Hromada and Matt Hromada to the Parks & Recreation Commission.

**c) Library Commission**

On a motion by Hall, seconded by Larkey, the Council voted unanimously to appoint Roger Doering, Gwen Gunnell and Vada Lavato for 3-year terms and Jim Redinger for a 2-year term to the Library Commission.

**9. Acceptance of Library Service Agreement**

On a motion by Hall, seconded by Dickinson, the Council voted unanimously to accept the Library Service Agreement with Yavapai County.

**9.a Consideration of Purchase of Animal Control Vehicle**

On a motion by Garello, seconded by Dickinson, the Council voted unanimously to authorize the purchase of a Ford Ranger pickup in the amount of \$11,178.05 for an animal control vehicle.

**10. Improvement of Wingfield Mesa Road**

On a motion by Garello, seconded by Dickinson, the Council voted to unanimously to direct staff to document the cost of repairing the road, the annual maintenance costs, get approval from the Forest Service, and to bring this information back to Council, and in the mean time to do what is necessary to make the road passable.

**11. Manager's Report**

There was no Manager's report.

**12. Council/Staff Comments, Informational Reports, and Activity Updates**

McGinn reported that the Oasis Road design was in its final stages and should be ready next week. He said the bid package was being prepared with flexibility.

Mayor Rogers said that he, Doug and Dan had attended the Yavapai County Emergency Services workshop on El Niño. He advised the County would hold a public workshop in Camp Verde if there were enough interest. Mayor Rogers asked for a show of hands. After seeing several hands, the Mayor advised that he would try to arrange the meeting.

Hall asked how the Marshal's applications were coming along. Bullard stated that 12 had been received. He stated the applications were available for review, but that 9 of the applications would be sent to DPS for ranking and background checks.

**13. Adjournment**

The meeting was adjourned at 8:20 p.m.

**SUPPLEMENTAL AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, OCTOBER 1, 1997  
6:30 P.M.**

9.a Consideration of Purchase of Animal Control Vehicle

Posted by: Deborah Barber

Date/Time: 11:30 a.m.

*The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.*

**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, OCTOBER 1, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

**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, except to set them for consideration at a future date.**

5. **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 so requests.**

a) **Approval of the Minutes:**

- 1) Regular Session – September 17, 1997

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

- 1) Regular Session – October 15, 1997 at 6:30 p.m.
- 2) Council Hears P&Z – October 22, 1997 at 6:30 p.m.
- 3) Regular Session – November 5, 1997 at 6:30 p.m.
- 4) Regular Session – November 19, 1997 at 6:30 p.m.
- 5) Council Hears P&Z – November 20, 1997 at 6:30 p.m.

c) **Proclamation:** November 16-22 as *Geography Awareness Week*

d) **Resolution 97-384** – IGA for BIA Dispatch

**Discussion and Possible Action on the Following:**

**(Public Input is invited on Item(s) 6, 7 and 8)**

6. Amendments to IGA with Camp Verde Fire District
7. Request for Financial Support of Restoration of the World War II Memorial
8. Commission Appointments
  - a) Planning & Zoning Commission
  - b) Parks & Recreation Commission
  - c) Library Commission
9. Acceptance of Library Service Agreement with Yavapai County



10. Improvement of Wingfield Mesa Road
11. Manager's Report
12. Council/Staff Comments, Informational Reports, and Activity Updates
13. Adjournment

Posted by: Heborah Barber

Date/Time: 9-26-97 - 10:00 a.m.

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**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, OCTOBER 1, 1997  
6:30 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

Mayor Rogers called the meeting to order at 6:31 p.m.

**2. Roll Call**

Mayor Rogers, Councilors John Garello, Tom Hall, Ray Larkey, and Wayne Dickinson were present. Brenda Hauser and Jesse Reeves were absent.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Dan McGinn, Public Works Director; Doug Jones, Street Superintendent; Sharon McCormick, Court Clerk; Phyllis Hazekamp, Library Director; Virginia Jones, Receptionist; Shorty Baldwin, Street Foreman; Sharon Texeira, Dispatch Supervisor; Teri Moore, Animal Control Officer; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

**3. Pledge of Allegiance**

Councilor Garello led the pledge.

**4. Call to the Public for Items Not on the Agenda.**

Donna Hromada asked Hall and Garello if they had refused to meet with the Town's risk carrier investigator. Both responded that they had not refused to meet with the investigator, and explained further that they had prior commitments and were unable to meet with him at that specific time.

Larry Sively stated there was a serious problem with speeders on General Crook Trail. He said that it was too dangerous for the elderly who lived in the Senior Citizens apartments to walk. He requested that Council check into more signs, more patrol cars, and to require that jake brakes not be used during the nighttime hours.

There was no other public input.

**5. 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 so requests.**

**a) Approval of the Minutes:**

- 1) Regular Session – September 17, 1997

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

- 1) Regular Session – October 15, 1997 at 6:30 p.m.
- 2) Council Hears P&Z – October 22, 1997 at 6:30 p.m.

- 3) Regular Session – November 5, 1997 at 6:30 p.m.
- 4) Regular Session – November 19, 1997 at 6:30 p.m.
- 5) Council Hears P&Z – November 20, 1997 at 6:30 p.m.

c) **Proclamation:** November 16-22 as *Geography Awareness Week*

d) **Resolution 97-384** – IGA for BIA Dispatch

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda as presented.

Mayor Rogers left the dais at this time and presented plaques of appreciation for 10 years of dedicated service to Doug Jones, Shorty Baldwin, and Sharon McCormick.

#### 6. **Amendment to IGA with Camp Verde Fire District**

Manager Bullard explained that Council had approved the IGA at an earlier meeting, and the Fire District was now proposing amendments to the agreement. He recommended that Council table this item until he and the Dispatch Supervisor could meet with the Fire District and come to an agreement over some of the issues. He advised that he could not recommend accepting the IGA as it was presented.

Garello asked if there were dispatch problems. Bullard explained there must be some degree of coordination with calling out the police and fire departments, but that it was not the District's responsibility to dictate the training and coordination of the Marshal's Office personnel.

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to table this item, and to direct the Manager to meet with the Dispatch Supervisor and Phil Harbeson to work out, then bring it back to Council.

#### **Public Input:**

Matt Hromada suggested that safety meetings be held between the Marshal's Office and the Fire District on a weekly basis.

Rolland Huff appeared at this time, and Mayor Rogers presented him with a plaque of appreciation for 10 years of dedicated service.

#### 7. **Request for Financial Support of Restoration of the World War II Memorial**

Allen Tope and Sonja Rousselle explained that they were raising funds to restore the World War II monument at Yavapai County's Courthouse Plaza. Tope explained the monument, destroyed by vandals in the 1960's, and had originally contained 1,700 names. He further explained that he and Sonja had spent two years finding the names that were lost on the plaques, and they had discovered 2,600 names of men who served in the war. He explained the project was going to cost approximately \$25,000 for a new-lighted pole, with the plaques and a fence to discourage vandals. He said that their group had received contributions from Prescott, Prescott Valley, Chino Valley, Cottonwood, and Yavapai County. He also stated there were several names from Camp Verde to

be included on the monument. Ms. Rouselle invited the Council to attend the unveiling of the monument on Veteran's Day, November 11<sup>th</sup>.

On a motion by Dickinson, seconded by Larkey, the Council voted unanimously to approve financial support in the amount of \$2,500 for the restoration of the World War II Memorial in Prescott.

**Public Input:**

Bob Dinegar said that Council should double the highest donation.

Tom Nielson stated that he agreed with Dinegar.

**8. Commission Appointments**

a) **Planning & Zoning Commission**

On a motion by Garelo, seconded by Dickinson, the Council voted unanimously to appoint Nancy Jungling and Henry Shill to the Planning & Zoning Commission.

b) **Parks & Recreation Commission**

On a motion by Garelo, seconded by Dickinson, the Council voted unanimously to appoint Wes Girard, Donna Hromada and Matt Hromada to the Parks & Recreation Commission.

c) **Library Commission**

On a motion by Hall, seconded by Dickinson, the Council voted unanimously to appoint Roger Doering, Gwen Gunnell and Vada Lavato for 3-year terms and Jim Redinger for a 2-year term to the Library Commission.

There was no public input.

**9. Acceptance of Library Service Agreement**

Manager Bullard explained that this was the standard agreement with Yavapai County, and the funds were earmarked for microfiche and manuals. He further explained this was a large part of the Library budget.

Director Hazekamp encouraged the Council to accept the agreement.

Library Commissioner Gunnell stated these funds come from real estate property taxes, and these were our tax dollars coming back into the Town.

On a motion by Hall, seconded by Larkey, the Council voted unanimously to accept the Library Service Agreement with Yavapai County.

There was no public input.

**9.a Consideration of Purchase of Animal Control Vehicle**

Bullard explained that Council had approved expenditure of \$12,000 for a new Animal Control vehicle in the budget. He further stated the Animal Control Officer had located a 1997 Ford

Ranger pickup with no miles for \$11,178. He introduced Animal Control Officer, Terri Moore, who gave details of the vehicle.

On a motion by Garelo, seconded by Dickinson, the Council voted unanimously to authorize the purchase of a Ford Ranger pickup in the amount of \$11,178.05 for an animal control vehicle.

There was no public input.

10. **Improvement of Wingfield Mesa Road**

Bullard stated that Henry Shill had submitted a letter regarding this road as requested by Council. He turned the matter over to Engineer McGinn.

McGinn explained the Wingfield Mesa Road was a private road, not maintained by the Town. He stated the first 2,300 feet belonged to the Forest Service; the Forest Service permitted the second portion of 4,000 feet of the road to the Wingfield Mesa Corporation \$270 per year; and the third portion of 1,300 feet traversed private property. He explained that Resolution 92-202 covered courtesy blading and Town maintenance if the County had maintained the road when the Town incorporated. He advised that this road had not been a County maintained road, and therefore did not fall under the guidelines of the Resolution or the Town Code.

Dickinson asked McGinn if he had confirmed this with the County. Hall responded that C.A. [McDonald] had performed the maintenance.

Mayor Rogers stated the Forest Service would require stringent and numerous stipulations if we were to construct a road. He asked if cost estimates had been made. McGinn stated that because it was a private road, they had not done cost estimate, but that Mr. Shill had advised it would cost between \$25,000 and \$28,000 to construct the road.

Garelo asked Mr. Shill a series of questions with regard to permitting, maintenance and ingress/egress easements. He then asked McGinn what it would cost to maintain the road on an annual basis. McGinn stated again that this had not been addressed, but that Shill had experience and had advised it would take approximately \$28,000 for construction. Garelo then stated he did not feel he had sufficient information to make a determination at this time.

Henry Shill stated the road was treacherous and unsafe, and that it was the only ingress/egress for the six families who lived on it.

Dickinson stated that something should be done as soon as possible, he said that the Town should at least put some material or blade it. Superintendent Jones responded the road had washed away when the area received 4 inches of rain a few weeks ago. He said that if material were placed on it now, it would wash away with the next rain.

Larkey asked what position the Town would be placed in if they decided to spend \$28,000 on a private road with only 6 families on it, when there were other dedicated roads that needed repairs. Attorney Ramsey explained that once access was established it would be a Council policy decision.

On a motion by Garelo, seconded by Dickinson, the Council voted to unanimously to direct staff to gather documents, cost of repairing the road, the annual maintenance costs, get approval from

the Forest Service, and to bring this information back to Council, and in the mean time to do what is necessary to make the road passable.

**Public Input:**

Woody Diehl stated the road needed to be graded several years ago.

Shirley Prentice stated she lived on Wingfield Mesa Rd. and that she had to park at a neighbor's house and has her husband pick her up. She stated it was extremely hard to control a vehicle on this road.

Michelle Hanson stated that she was unable to get her children from the bus stop when it rains.

Donna Hromada stated that she drove down the road and it was extremely difficult. She expressed concerns that emergency vehicles could not get to the area.

Dana Carroll stated he had property in the area, but did not live on it yet. He said that Catclaw Road had been repaired and it was done very well, and there was only one family on that road.

Clive Jordan stated that he had done maintenance on the 503 Road himself. He said that ATV's cause even more damage after a rain.

Bob Dinegar stated that Council and staff had this information in their hands since the 3<sup>rd</sup> of September, and that there should be enough information available to resolve this issue.

Tony Gioia asked if the project could be funded with the County ½ cent road tax. He said the County should assist with the funding of this project.

Dickinson responding to Dinegar told him to compare apples to apples. Dickinson stated the road had material on it until the recent rain washed it away.

Jones stated the drainage issue would have to be resolved or any material placed on the road would wash away.

11. **Manager's Report**

There was no Manager's report.

12. **Council/Staff Comments, Informational Reports, and Activity Updates**

McGinn reported that the Oasis Road design was in its final stages and should be ready next week. He said the bid package was being prepared with flexibility.

Mayor Rogers said that he, Doug and Dan had attended the Yavapai County Emergency Services workshop on El Niño. He advised the County would hold a public workshop in Camp Verde if there were enough interest. Mayor Rogers asked for a show of hands. After seeing several hands, the Mayor advised that he would try to arrange the meeting.

Hall asked how the Marshal's applications were coming along. Bullard stated that 12 had been received. He stated the applications were available for review, but that 9 of the applications would be sent to DPS for ranking and background checks.

13. **Adjournment**

The meeting was adjourned at 8:20 p.m.

*Deborah Barber*

Deborah Barber, Recording Secretary

*D Bullard*

Dane Bullard, Town Clerk

*Carter Rogers*

Carter Rogers, Mayor

**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 the 1<sup>st</sup> day of October 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 2<sup>nd</sup> day of October 1997.

*Deborah Barber*

Deborah Barber, Recording Secretary

**AGENDA  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
CAMP VERDE TOWN HALL  
COUNCIL CHAMBERS  
WEDNESDAY, OCTOBER 8, 1997  
6:00 p.m.**

1. Call to Order.
2. Roll Call.
3. Set Executive Session Agenda for the Purpose of Interviewing Town Marshal Applicants
4. Adjournment.

Posted by: *Nehorah Barber*

Date/Time: *10-7-97 - 4:30 p.m.*

*The Town of Camp Verde Council Chambers are accessible to the handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk*



**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, OCTOBER 8, 1997  
6:00 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

Mayor Rogers called the meeting to order at 6:00 p.m.

**2. Roll Call**

Mayor Rogers, Councilors Tom Hall, Ray Larkey, Wayne Dickinson, John Garello and Brenda Hauser were present. Jesse Reeves was absent. Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; and Deborah Barber, Recording Secretary were also present.

**3. Set Executive Session Agenda for Purpose of Interviewing Town Marshal Applicants**

Manager Bullard explained that twelve applications had been received for the Marshal's position, and nine had the required experience. He said the list had been narrowed down to four applicants. He further stated that all Council members should participate in the interviews for this position. He said that some Council members had requested the interviews be conducted in an executive session, and this was the purpose of the meeting tonight. He stated that interviews had tentatively been scheduled for October 10<sup>th</sup> and 13<sup>th</sup> at 3:00 and 4:00 p.m.

Attorney Ramsey explained that his research had indicated that an executive session for employee interviews was permissible.

Larkey asked what the urgency was. He stated that he felt it would be more prudent to hold off on the interviews and hiring until the Town was sure the risk carrier would cover the Wischmeyer lawsuit. He further stated that he felt it was unjust to hire someone when there was a strong possibility that they would have to be let go in the event that the FMLA violation required that Wischmeyer be reinstated.

Dickinson responded that the interviews could proceed so that Council may at least come to a consensus on hiring a Marshal.

Mayor Rogers reminded Dickinson that a consensus among Council was not possible.

Hall asked Bullard to reaffirm that the Risk Carrier had told him on August 20<sup>th</sup> that the Town would be covered if Wischmeyer were fired. Bullard stated that as he had advised Council before they determined to proceed with the termination, the risk carrier had *strongly* recommended that Wischmeyer not be fired while on FMLA, but that they would *probably* cover the Town in the event of a lawsuit.

Bullard suggested that Council set an executive session for the purpose of consultation for legal advice. He further stated that the risk carrier had notified him that they wish to interview Councilors Hall, Garello, Larkey and Hauser sometime next week.

Garello stated that he would be out of Town for ten days. He said that the interviews needed to be done as soon as possible so someone could be hired.

Larkey moved to hold off the interviews until October 27<sup>th</sup> and 28<sup>th</sup> until the Town was on more solid ground, and that the interviews be conducted in an open Work Session. Hauser seconded the motion. Larkey, Hauser and Rogers voted yes. Hall, Dickinson and Garello voted no. The motion failed for lack of a majority.

Hauser asked if it was common practice to conduct interviews in an Executive Session. Rogers and Hall advised it had been done before on crucial positions. Hauser pointed out that the Parks & Rec Director interviews were open to the public. Hall again stated that it had been done before and he preferred it be done in Executive Session.

Dickinson moved to set the interviews on October 10<sup>th</sup> at 4:00 and 5:00 so that Councilor Reeves could attend and October 13<sup>th</sup> at 3:00 and 4:00, and that the interviews be conducted in an Executive Session. Hall seconded the motion. Hall, Dickinson and Garello voted yes. Larkey, Hauser and Rogers voted no. The motion failed for lack of a majority.

Hall moved to adjourn the meeting.

**4. Adjournment**

The meeting was adjourned at 6:20 p.m.

Deborah Barber  
Deborah Barber, Recording Secretary

Carter Rogers  
Carter Rogers, Mayor

Dane Bullard  
Dane Bullard, Town Clerk

**CERTIFICATION**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 8<sup>th</sup> day of October 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 9<sup>th</sup> day of October 1997.

Deborah Barber  
Deborah Barber, Recording Secretary

**AGENDA  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
CAMP VERDE TOWN HALL  
COUNCIL CHAMBERS  
FRIDAY, OCTOBER 10, 1997  
4:00 p.m.**

1. Call to Order
2. Roll Call
3. Reconsideration to Set Executive Session Agenda for the Purpose of Interviewing Town Marshal Applicants, as Requested by Council Member Tom Hall
4. Adjournment

Posted by: Deborah Barber

Date/Time: 10/9/97 - 2:00 p.m.

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**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, OCTOBER 10, 1997  
4:00 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

Mayor Rogers called the meeting to order at 4:00 p.m.

**2. Roll Call**

Mayor Rogers, Councilors Tom Hall, Ray Larkey, Wayne Dickinson, Jesse Reeves, John Garello and Brenda Hauser were present. Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; and Deborah Barber, Recording Secretary were also present.

**3. Reconsideration to Set Executive Session Agenda for the Purpose of Interviewing Town Marshal Applicants, as Requested by Council Member Tom Hall**

Manager Bullard explained that per Section 2-3-6.C of the Town Code, agenda items which were acted upon by the Council would not be returned to the Council without a showing of the name of the Council member requesting the reconsideration. He explained further that the Code required the Council vote on whether or not to allow reconsideration, giving due time for public input or preparation by the agencies or individuals involved with the item.

Tony Gioia called for a Point of Order. He stated that Section 2-3-1 of the Town Code called for all regularly scheduled meetings of the Council to be held at 6:30 p.m.

Bullard stated this did not apply to special sessions of the Council.

Councilor Hauser stated that she opposed interviewing applicants until the investigations and lawsuit were resolved. She stated that she felt it was unfair to possibly hire someone, or give them false hope when there was a good chance that Wischmeyer will be reinstated.

Larkey stated that he agreed with Hauser. He said that it was too difficult to interview and qualify applicants, as it will be several weeks before we could offer them the job. He said by the time we had an answer, the applicant will have probably taken another job. He stated that Council was once again putting the cart before the horse, that they needed to be on more solid ground, and that the Town should be in a position to give Wischmeyer his job back if that was what was required.

Reeves stated that we are only setting interviews, not hiring someone.

On a motion by Hall, seconded by Garello, the Council voted to reconsider setting executive sessions to interview Marshal's applicants. The motion carried with Hall, Garello, Dickinson, and Reeves voting yes, and Larkey, Hauser and Rogers voting no.

Lori Boyce called for a point of information. She stated that no interviews had taken place in executive session.

Manager Bullard and Mayor Rogers confirmed this.

Reeves responded that teachers were interviewed in executive session, and that he felt it was better to do it in private, as there may be embarrassing questions. He stated that he did not feel it was right to have an applicant air their dirty laundry in public.

Someone in the audience responded that we didn't need to hire anyone with dirty laundry.

Reeves responded that there would be private questions he would want to ask.

Hauser asked if there was a problem with the Interim Marshal.

Bullard responded that there was not.

Dickinson asked if the Marshal's Office was short-staffed.

Bullard responded that the Marshal was the only position unfilled.

Garello stated that he felt we should go ahead with the interviews.

Hall said the interviews should be conducted in executive session because there would be embarrassing questions asked.

Rogers said that he felt they should slow it down until after the insurance company has made their decision.

Reeves stated that he did not see a problem with interviewing. He said that teachers get interviewed a long time before they are hired.

Larkey stated the last meeting ended in a tie. He asked what had made this matter come back before Council.

Bullard said that the Code states that generally reconsideration will not be favored unless there is good cause, such as legal deficiencies in the procedure or new information is presented which was not previously available to Council or staff that would likely affect the outcome of the voting.

Larkey asked Hall why he had requested reconsideration. Hall responded that the previous meeting had ended in a tie vote, and now that there was a full council present, the matter could be settled. Larkey asked Attorney Ramsey if this fell within the scope of the Ordinance.

Ramsey responded that this reconsideration did not meet the requirements of the Code.

Larkey said the reason Council was having these problems was because the public no longer trusted them. He said he felt it was important to interview the applicants in an open meeting.

Larkey moved to set an open meeting to interview the Town Marshal applicants anytime after 10/28. Hauser seconded the motion. The motion failed with Larkey, Hauser and Rogers voting yes, and Reeves, Garello, Hall and Dickinson voting no.

Reeves asked Larkey why he wanted to wait until after the 28<sup>th</sup>.

Larkey responded that the Town should hear from the risk carrier by that date, and this would allow the Town a little more time to get on solid ground.

Hall said these interviews had already been set, and they should be done in executive session.

Hauser asked why it should be done in executive session.

Hall responded that if they weren't conducted in executive session, the public would come and create disturbances.

Hauser responded that Council should not be privy to information the public isn't.

Hall asked Bullard if Wischmeyer had sued the Town yet.

Bullard responded that the 60 days required by statute are not yet expired.

Hall asked what the risk carrier had told Bullard on the afternoon of the 20<sup>th</sup>.

Bullard responded that the risk carrier had strongly advised against terminating the Marshal while he was on FMLA leave, but that in all probability the Town would be covered in the event he was fired. Bullard expressed that individual coverage was never discussed with the risk carrier.

Garello said that he would like to see a Marshal appointed as soon as the Town heard from the risk carrier.

Larkey said the risk carrier said the Town would 'probably' be covered. He said they did not guarantee coverage after they advised against the action.

Hall asked Bullard if he were aware of any lawsuit by a former employee that had not been covered by the risk carrier.

Bullard said that he was not aware of any suit in the past six years.

Garello stated he would like to see the Marshal appointed after the SW Risk investigation is completed.

Bullard said that perhaps a second item on the agenda should include consultation with legal counsel.

On a motion by Hall, seconded by Garello, the Council voted to set executive sessions to interview Marshal's applicants on October 28<sup>th</sup> at 4:00 and 5:00 p.m., and October 29<sup>th</sup> at 4:00 and 5:00 p.m. Hall, Garello, Dickinson and Reeves voted yes. Rogers, Larkey and Hauser voted no.

4. **Adjournment**

The meeting was adjourned at 4:44 p.m.

Deborah Barber  
Deborah Barber, Recording Secretary

Carter Rogers  
Carter Rogers, Mayor

Dane Bullard  
Dane Bullard, Town Clerk

**CERTIFICATION**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 10<sup>th</sup> day of October 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 13<sup>th</sup> day of October 1997.

Deborah Barber  
Deborah Barber, Recording Secretary

**ACTIONS TAKEN  
REGULAR SESSION  
COMMON COUNCIL  
WEDNESDAY, OCTOBER 15, 1997  
6:30 P.M.**

5. **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 so requests.**

a) **Approval of the Minutes:**

- 1) Regular Session – October 1, 1997
- 2) Special Session – October 8, 1997

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

- 1) Council Hears P&Z – October 22, 1997 at 6:30 p.m.
- 2) Regular Session – November 5, 1997 at 6:30 p.m.
- 3) Regular Session – November 19, 1997 at 6:30 p.m.
- 4) Council Hears P&Z – November 20, 1997 at 6:30 p.m.

c) **Proclamation:** The Month of October as *Domestic Violence Awareness Month*

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda as presented.

6. **Vehicle Policy Reports**

- a) Marshal's Office
- b) Street Department

Dickinson moved to have the Street Foreman's truck left at the street yard unless the Superintendent is gone. Reeves seconded the motion. The motion failed with Hall, Rogers, Larkey and Hauser voting no.

7. **Chamber of Commerce Request for Patio Permit, and Permission for Mayor to Sign Future Permits**

On a motion by Reeves, seconded by Hall, the Council voted unanimously to approve the Chamber of Commerce request for a patio permit. No action was taken on the request for Mayor to sign future permits.

8. **USFS Request for Town Sponsorship of SLIF Application**

On a motion by Larkey, seconded by Hauser, the Council voted unanimously to approve Resolution 97-386, supporting application for State Lake Improvement Funds.

9. **Discussion and Review of the Camp Verde Landfill Feasibility Study RFP**

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to approve the RFP for the Camp Verde Landfill feasibility study.



**10. Request by Maintenance Dept. to Purchase Gym Floor Cover from Contingency Funds**

On a motion by Hauser, seconded by Dickinson, the Council voted unanimously to approve the expenditure of \$4,500 from contingency funds for the product to cover the gymnasium floor.

**11. Improvement of Wingfield Mesa Road**

On a motion by Dickinson, seconded by Reeves, the Council voted unanimously to direct the Town Manager to get with the Forest Service to work out an emergency 'deal' by patching the road, laying material and blading; and as a separate item #2, to discuss with the Forest Service obtaining a Class C rating, staying within the present width, surfacing and with a few culverts.

**12. Manager's Report**

The Manager reported that the CDBG application process would begin soon with a series of two public hearings. He advised the hearings are set for 11/3/97 at 6:30 p.m. and 12/3/97 at 6:30 p.m.

**13. Council/Staff Comments, Informational Reports, and Activity Updates**

McGinn advised that work on the Chamber roof has begun and should be complete within three weeks.

Jones reported that the Street Department had received the new loader.

Dickinson asked if the Court remodeling had been done. Bullard reported that we were waiting on ADA estimates. He said that the cost of the project is expected to exceed \$1,000, and will therefore have to go to bid. Dickinson said he would like to see it done in-house. Bullard said the Town is bound by statute when the cost exceeds a certain amount. He said that he would also like to see it done in-house.

Hall asked where we were on the sewer. Bullard responded the Town is basically a bystander on that issue.

**14. Adjournment**

The meeting was adjourned at 8:52 p.m.

**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, OCTOBER 15, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

**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, except to set them for consideration at a future date.**

5. **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 so requests.**

**a) Approval of the Minutes:**

- 1) Regular Session – October 1, 1997
- 2) Special Session – October 8, 1997

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

- 1) Council Hears P&Z – October 22, 1997 at 6:30 p.m.
- 2) Regular Session – November 5, 1997 at 6:30 p.m.
- 3) Regular Session – November 19, 1997 at 6:30 p.m.
- 4) Council Hears P&Z – November 20, 1997 at 6:30 p.m.

**c) Proclamation: The Month of October as *Domestic Violence Awareness Month***

**Discussion and Possible Action on the Following:  
(Public Input is invited on Item(s) 8, 9 and 11)**

6. Vehicle Policy Reports
  - a) Marshal's Office
  - b) Street Department
7. Chamber of Commerce Request for Patio Permit, and Permission for Mayor to Sign Future Permits
8. USFS Request for Town Sponsorship of SLIF Application
9. Discussion and Review of the Camp Verde Landfill Feasibility Study RFP
10. Request by Maintenance Dept. to Purchase Gym Floor Cover from Contingency Funds
11. Improvement of Wingfield Mesa Road

12. Manager's Report
13. Council/Staff Comments, Informational Reports, and Activity Updates
14. Adjournment

Posted by: Deborah Barber

Date/Time: 10-10-97 - 3:30p.m.

The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, OCTOBER 15, 1997  
6:30 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

Mayor Rogers called the meeting to order at 6:31 p.m.

**2. Roll Call**

Mayor Rogers, Councilors Tom Hall, Wayne Dickinson, Jesse Reeves, Ray Larkey and Brenda Hauser were present. John Garelo was absent.

Dane Bullard, Town Manager; Dan McGinn, Public Works Director; Doug Jones, Street Superintendent; Dan Martin, Acting Town Marshal; Rolland Huff, Maintenance Supervisor; Virginia Jones, Receptionist; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

**3. Pledge of Allegiance**

Councilor Hall led the pledge.

**4. Call to the Public for Items Not on the Agenda.**

Howard Parrish asked what the State had decided, if anything, on the wash by the Swap Meet. McGinn advised the State is pursuing funding to extend the drainage to the river.

Gloria Henderson advised that she had not received a response to a letter she had sent to the Town Manager regarding the paving of Mesa Lane. She explained that her husband had a serious respiratory illness, and the dust was causing problems. She said that if the road were not paved by November 1<sup>st</sup>, she would hold the Town liable. The Manager responded that the response letter is drafted, but he needs more information before finalizing it. He explained that Council direction was to pave Mesa Lane after the others on the list were completed. He further explained that due to the weather only three of the roads on the list are completed. Superintendent Jones said that it will be May or June, depending on the weather, before the roads are completed.

There was no other public input.

**5. 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 so requests.**

**a) Approval of the Minutes:**

- 1) Regular Session – October 1, 1997
- 2) Special Session – October 8, 1997

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

- 1) Council Hears P&Z – October 22, 1997 at 6:30 p.m.
- 2) Regular Session – November 5, 1997 at 6:30 p.m.
- 3) Regular Session – November 19, 1997 at 6:30 p.m.
- 4) Council Hears P&Z – November 20, 1997 at 6:30 p.m.

c) **Proclamation:** The Month of October as *Domestic Violence Awareness Month*

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda as presented.

6. **Vehicle Policy Reports**

- a) Marshal's Office
- b) Street Department

Bullard explained this item was a continuation of an agenda item of September 3<sup>rd</sup>. He explained Council had directed staff to prepare a vehicle policy report and to bring the report back to Council for informational purposes only.

Dan Martin explained that two Marshal's vehicles were being auctioned due to high mileage and excessive repair costs. Hall asked why the new animal control vehicle was not being used. Martin explained the cage was being prepared to fit the new vehicle.

Dickinson said that he felt the Street Foreman's truck should be left at the yard for everyone's use, and that he felt the Superintendent was showing favoritism.

Superintendent Jones stated the Foreman is given a take-home vehicle in lieu of receiving time and a half stand by pay. He stated this had been the policy for nine years, and he stood by his decision regarding the policy.

Larkey said this was a management decision and the agenda item did not call for Council action. He said that it has worked for nine years, and there is no need to change it now.

Hauser said the Department Head knows his needs better than Council.

Dickinson moved to have the Street Foreman's truck left at the street yard unless the Superintendent is gone. Reeves seconded the motion. The motion failed with Hall, Rogers, Larkey and Hauser voting no. Dickinson and Reeves voted yes.

**Public Input:**

Ray Massey said that Dickinson should be required to declare a conflict of interest as Dickinson's brother works for the Foreman. Mayor Rogers explained that only the Council member himself could declare a conflict. There was no response from Dickinson.

7. **Chamber of Commerce Request for Patio Permit, and Permission for Mayor to Sign Future Permits**

Bullard recommended approval of the Chamber's request for the patio permit. He explained that the Liquor Control Board required permit approval from the entire Council. He said that he had contacted the Board to determine if it was possible to bypass this requirement. He recommended that Council take no action on authorizing the Mayor to sign future permits without going to Council.

Barbie Bridge, Chamber Director, advised that frequently there was insufficient time to get the permit request to Council before the mixer date, and that she would appreciate any assistance in this area.

On a motion by Reeves, seconded by Hall, the Council voted unanimously to approve the Chamber of Commerce request for a patio permit. No action was taken on the request for Mayor to sign future permits.

There was no public input.

8. **USFS Request for Town Sponsorship of SLIF Application**

Bullard stated the Town had sponsored two other SLIF projects. He explained this program was very successful and required some minor paperwork and fund transfers by the Town. He recommended approval of Resolution 97-386.

Wes Girard, USFS Representative, advised that he appreciated the Council's support. He said this project would involve ADA improvements to White Bridge and Beasley Flats parks. Some of the activities will include leveling and paving of the parking lots and trails improvements. Girard stated the program required local government support so that the agency may be assured the project is community related.

Dickinson asked Bullard if he had looked into acquiring property from Markie Roberts. Bullard stated various people had ownership of the area. He said it was difficult to put together enough land to provide access to the river.

On a motion by Larkey, seconded by Hauser, the Council voted unanimously to approve Resolution 97-386, supporting application for State Lake Improvement Funds.

**Public Input:**

Clive Jordan asked if the Town or the Forest Service was responsible for law enforcement in the area. Girard responded the Forest Service was responsible. He said that his number is in the book, and he would appreciate a call when something is happening, as they have to come up with the funding to replace vandalized items.

**9. Discussion and Review of the Camp Verde Landfill Feasibility Study RFP**

Bullard explained this item was before Council to review the RFP and to make comments and suggestions. He further explained that there had been preliminary contact with the Forest Service about acquisition of the land. He stated staff was seeking direction from Council on how to proceed.

Mayor Rogers said the RFP looked good.

Larkey asked what happened to the purchase of the land. Bullard explained the feasibility study must be completed prior to the purchase.

Hall said LaPaz County was making a large profit from their landfill.

Larkey agreed the project could be very profitable.

Mayor Rogers said that it would be profitable once the initial costs are recovered.

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to approve the RFP for the Camp Verde Landfill feasibility study.

**Public Input:**

Tom Nielson stated there were five products that could result from a landfill and that if set up properly, it would be extremely profitable.

Tony Gioia stated the previous landfill generated between \$200,000 and \$500,000 the way it was run. He said there was no doubt it was a profitable venture. He also advised that he had read the RFP twice, and he felt it was an excellent document that covered every possible issue. He stated that Dan McGinn should be commended for his excellent and professional work.

**10. Request by Maintenance Dept. to Purchase Gym Floor Cover from Contingency Funds**

Manager Bullard explained the Maintenance Department was requesting a floor cover to protect the new gym floor during non-athletic events. He stated that long term savings would be realized in fewer maintenance and replacement costs.

On a motion by Hauser, seconded by Dickinson, the Council voted unanimously to approve the expenditure of \$4,500 from contingency funds for the product to cover the gymnasium floor.

**11. Improvement of Wingfield Mesa Road**

Bullard explained there were three issues with this project. The first section is a Forest Service Road, the second section is a Forest Service Road with a category D permit held by Henry Shill, and the third section is privately owned. He stated Town Code required a 50-foot right-of-way, and the road to be brought up to Town Standards before it could be accepted by the Town. He further stated the Town normally does not improve private property.

McGinn advised he had been in contact with the Forest Service, and they had extended the courtesy of allowing the Town to do a one-time only blading of the road. He explained the Shill permit was for a primitive road, which does not allow improvements of any kind. He stated the present condition of the road exceeds the USFS definition of a primitive road.

Wes Girard stated a primitive road is one, which contains natural vegetation, no drainage control, no surfacing or material, and allows no wet weather travel. He stated it was his experience with the County that they will maintain a road, but they will not build it. He said that once the Town applies for a permit, it would become the Town's responsibility forever. He further explained that any other class of permit would require the NEPA process to come into effect.

Reeves asked why the environmental process would come into effect, if we stayed within the existing right-of-way. He said the Forest Service should cooperate so the six families can get to their homes.

Girard responded that the drainage will not stay within a 16-foot right-of-way, and runoff will affect surrounding lands.

Reeves asked if putting material on the road violated the existing permit.

Mayor Rogers pointed out that if the Town exceeded the one time grading, a different type of permit would be required.

Larkey advised the Town Code states money could not be spent to improve private property. He said he would agree to a one-time blading. He further stated that Newton Lane has over 100 families, and there are many more Town owned roads that need improvement. He asked if Council was discussing putting funds into building a road, or doing a one-time maintenance action.

Dickinson asked how much money was in HURF.

Hauser said she would like to see something done, but there are others on the list such as those on Mesa Lane.

Dickinson asked if the Town was opening itself up to a liability by issuing building permits in an area with no access.

Larkey asked property owners in the audience if they were aware of the lack of ingress/egress when they purchased their properties. Someone said the area was originally owned by Rod Proper, then Selna, and that they were told the Forest Service maintained the road.

Larkey said it was illegal to sell landlocked property in the State of Arizona. He said their recourse should be through the seller of the property, not the Town.

Henry Shill said there was legal access to the properties. He stated that he felt a one-time blading would do more damage by bringing up river rock. He said the road needed material. He further stated he disagreed with the process taking 4 months to get approval from the Forest Service. He stated they didn't need a 50-foot right-of-way, that he's made improvements to the road over the years without asking the Forest Service, and they've never done anything about it. He said the area needs immediate attention, and the families cannot afford to improve the road themselves.



On a motion by Dickinson, seconded by Reeves, the Council voted unanimously to direct the Town Manager to get with the Forest Service to work out an emergency 'deal' by patching the road, laying material and blading; and as a separate item #2, to discuss with the Forest Service obtaining a Class C rating, staying within the present width, surfacing and with a few culverts.

**Public Input:**

Bob Dinegar said the problems belong to the Title Company and the sellers. He said these people are making their problem the Town's problem.

Tom Nielson asked Shill when he would use the road. Shill responded that when the creek is flooded, the other families do not have access to their homes without going through his land.

Clive Jordan said he uses the road all the time.

Shirley Prentice stated that she purchased her property from a private owner who lived in Phoenix. She thanked the Council for considering this item.

Hall asked what level of help had we been giving. He asked if a one-time grading was to last a lifetime.

McGinn responded that no repetitive maintenance is allowed. He explained permits would be required for any work other than the allowed one-time grading.

Dickinson said the Forest Service was being ignorant. He further stated they should have enough sense to see the need of the families, and allow the Town to work on the road.

Mayor Rogers said he was concerned with emergency vehicles having access.

Henry Shill suggested that Council direct the Manager to go to a higher source at the Forest Service because he felt the information was incorrect.

Donna Hromada stated the person who owns the permit is required to provide maintenance on the road.

Henry Shill responded that he does maintain the permitted section, and has spent \$5,000 on the road.

**12. Manager's Report**

The Manager reported that the CDBG application process would begin soon with a series of two public hearings. He advised the hearings are set for 11/3/97 at 6:30 p.m. and 12/3/97 at 6:30 p.m.

**13. Council/Staff Comments, Informational Reports, and Activity Updates**

McGinn advised that work on the Chamber roof has begun and should be complete within three weeks.

Jones reported that the Street Department had received the new loader.

Dickinson asked if the Court remodeling had been done. Bullard reported that we were waiting on ADA estimates. He said that the cost of the project is expected to exceed \$1,000, and will therefore have to go to bid. Dickinson said he would like to see it done in-house. Bullard said the Town is bound by statute when the cost exceeds a certain amount. He said that he would also like to see it done in-house.

Hall asked where we were on the sewer. Bullard responded the Town is basically a bystander on that issue.

**14. Adjournment**

The meeting was adjourned at 8:52 p.m.

*Deborah Barber*

Deborah Barber, Recording Secretary

*Dane Bullard*

Dane Bullard, Town Clerk

*Carter Rogers*

Carter Rogers, Mayor

**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 the 15<sup>th</sup> day of October 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 16<sup>th</sup> day of October 1997.

*Deborah Barber*

Deborah Barber, Recording Secretary

**AGENDA  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
CAMP VERDE TOWN HALL  
COUNCIL CHAMBERS  
MONDAY, OCTOBER 27, 1997  
2:00 p.m.**

1. Call to Order
2. Roll Call
3. Set Executive Session for Tuesday, October 28, 1997 at 3:00 p.m. for Legal Advice on Pending Litigation per A.R.S. §38-431.03.A4
4. Adjournment

Posted by: *D. Barber*

Date/Time: *10-24-97 - 4:30 p.m.*

*The Town of Camp Verde Council Chambers are accessible to the handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk*

**AGENDA  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
CAMP VERDE TOWN HALL  
COUNCIL CHAMBERS  
MONDAY, OCTOBER 27, 1997  
2:00 p.m.**

1. Call to Order 2:00
2. Roll Call Carter Done  
John, Wayne, Tom, Ray, Brenda, Jesse
3. Set Executive Session for Tuesday, October 28, 1997 at 3:00 p.m. for Legal Advice on Pending Litigation per A.R.S. §38-431.03.A4
4. Adjournment - 2:05 ① Ray ② Wayne

DB - SW Risk Cont w/ Louis Rocca <sup>McCopen</sup> - head of Emp. Law.  
Go over things re: Wisch. lawsuit to go over options - what they see  
as most prudent direction.

Tom - Jesse is 3:30 better

Ray - this guy already arranged for 3:00 - Risk carrier paying

Posted by: J. Barber

Date/Time: 10-24-97 - 4:30 p.m.

**The Town of Camp Verde Council Chambers are accessible to the handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk**

**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, OCTOBER 27, 1997  
2:00 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

Mayor Rogers called the meeting to order at 2:00 p.m.

**2. Roll Call**

Mayor Rogers, Councilors Tom Hall, John Garello, Wayne Dickinson, Jesse Reeves, Ray Larkey and Brenda Hauser were present. Dane Bullard, Town Manager and Deborah Barber, Recording Secretary were also present.

**3. Set Executive Session for Tuesday, October 28, 1997 at 3:00 p.m. for legal advice on pending litigation per A.R.S. §38-431.03.A4**


Manager Bullard explained that the Town's risk carrier had contracted with the firm of Lewis and Rocca. He said the risk carrier advised that Mr. Cohen of Lewis and Rocca wished to meet with the Council to review options and the most prudent direction for Council to take regarding the potential Wischmeyer lawsuit.


On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to set an executive session for Tuesday, October 28, 1997 at 3:00 p.m. for the purpose of legal advice on pending litigation.

**4. Adjournment**

The meeting was adjourned at 2:05 p.m.

  
\_\_\_\_\_  
Deborah Barber, Recording Secretary

  
\_\_\_\_\_  
Carter Rogers, Mayor

  
\_\_\_\_\_  
Dane Bullard, Town Clerk

**CERTIFICATION**

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona, held on the 27<sup>th</sup> day of October 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 27<sup>th</sup> day of October 1997.

*Deborah Barber*

\_\_\_\_\_  
Deborah Barber, Recording Secretary

**AGENDA  
EXECUTIVE SESSION**

**COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
CAMP VERDE TOWN HALL  
COUNCIL CHAMBERS**

**TUESDAY, OCTOBER 28, 1997 at 5:00 p.m.  
and  
WEDNESDAY, OCTOBER 29, 1997 at 4:00 and 5:00 p.m.**

1. Call to Order
2. Roll Call

Discussion in Executive Session of the Following:

3. Interview of Marshal Applicant - A.R.S. §38-431.03 (A)(1)
4. Adjournment

Posted by: Deborah Barber

Date/Time: 10-27-97 - 8:30 a.m.

*The Town of Camp Verde Council Chambers are accessible to the handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk*

**MINUTES**  
**EXECUTIVE SESSION**  
**A.R.S. §38-431.03(A)(1)**  
**COMMON COUNCIL**  
**of the**  
**TOWN OF CAMP VERDE**  
**COUNCIL CHAMBERS**  
**WEDNESDAY, OCTOBER 29, 1997**  
**5:00 P.M.**

**1. Call to Order.**

The meeting was called to order at 5:10 p.m.

**2. Roll Call.**

Mayor Rogers, Ray Larkey, John Garello, Brenda Hauser, Jesse Reeves, Tom Hall, and Wayne Dickinson were present. Dane Bullard, Town Manager, and Ron Ramsey, Town were also present.

**3. Interview of Marshal Applicant – A.R.S. §38-431.03(A)(1)**

Frank Valentine was interviewed for the position of Town Marshal.

**4. Adjournment.**

The meeting was adjourned at 6:10 p.m.

  
\_\_\_\_\_  
Dane Bullard, Town Clerk

  
\_\_\_\_\_  
Carter Rogers, Mayor

**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 Executive Session of the Town Council of Camp Verde, Arizona, held on the 28<sup>th</sup> day of October 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 5<sup>th</sup> day of November 1997.

  
\_\_\_\_\_  
Dane Bullard, Town Clerk



**MINUTES**  
**EXECUTIVE SESSION**  
**A.R.S. §38-431.03(A)(1)**  
**COMMON COUNCIL**  
of the  
**TOWN OF CAMP VERDE**  
**COUNCIL CHAMBERS**  
**WEDNESDAY, OCTOBER 29, 1997**  
**4:00 P.M.**

**1. Call to Order.**

The meeting was called to order at 4:00 p.m.

**2. Roll Call.**

Mayor Rogers, Ray Larkey, John Garello, Brenda Hauser, Jesse Reeves, Tom Hall, and Wayne Dickinson were present. Dane Bullard, Town Manager, and Ron Ramsey, Town were also present.

**3. Interview of Marshal Applicant – A.R.S. §38-431.03(A)(1)**

Gary Vredeveld was interviewed for the position of Town Marshal.

**4. Adjournment.**

The meeting was adjourned at 5:00 p.m.

  
\_\_\_\_\_  
Dane Bullard, Town Clerk

  
\_\_\_\_\_  
Carter Rogers, Mayor

**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 Executive Session of the Town Council of Camp Verde, Arizona, held on the 28<sup>th</sup> day of October 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 5<sup>th</sup> day of November 1997.

  
\_\_\_\_\_  
Dane Bullard, Town Clerk

**MINUTES**  
**EXECUTIVE SESSION**  
**A.R.S. §38-431.03(A)(4)**  
**COMMON COUNCIL**  
**of the**  
**TOWN OF CAMP VERDE**  
**COUNCIL CHAMBERS**  
**TUESDAY, OCTOBER 28, 1997**  
**3:00 P.M.**

**1. Call to Order.**

The meeting was called to order at 3:18 p.m.

**2. Roll Call.**

Mayor Rogers, Ray Larkey, John Garcello, Brenda Hauser, Jesse Reeves, Tom Hall, and Wayne Dickinson were present. Dane Bullard, Town Manager, Ron Ramsey, Town Attorney and Rick Cohen of Lewis and Roca were also present.

**3. Legal Advice – A.R.S. §431.03 (A)(4)**

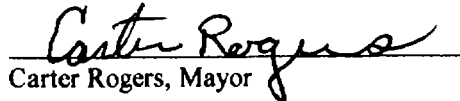
- Pending Litigation was discussed with Council.

**4. Adjournment.**

The meeting was adjourned at 6:00 p.m.



Dane Bullard, Town Clerk



Carter Rogers, Mayor

**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 Executive Session of the Town Council of Camp Verde, Arizona, held on the 28<sup>th</sup> day of October 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 5<sup>th</sup> day of November 1997.



Dane Bullard, Town Clerk

**MINUTES  
EXECUTIVE SESSION  
A.R.S. §38-431.03(A)(1)  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
TUESDAY, OCTOBER 28, 1997  
5:00 P.M.**

**1. Call to Order.**

The meeting was called to order at 6:10 p.m.

**2. Roll Call.**

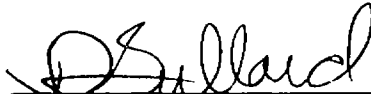
Mayor Rogers, Ray Larkey, John Garello, Brenda Hauser, Jesse Reeves, Tom Hall, and Wayne Dickinson were present. Dane Bullard, Town Manager, and Ron Ramsey, Town were also present.

**3. Interview of Marshal Applicant – A.R.S. §38-431.03(A)(1)**


Stan Bullard was interviewed for the position of Town Marshal.

**4. Adjournment.**

The meeting was adjourned at 7:12 p.m.

  
\_\_\_\_\_

Dane Bullard, Town Clerk


  
\_\_\_\_\_

Carter Rogers, Mayor

**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 Executive Session of the Town Council of Camp Verde, Arizona, held on the 28<sup>th</sup> day of October 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 5<sup>th</sup> day of November 1997.

  
\_\_\_\_\_

Dane Bullard, Town Clerk

**AGENDA  
EXECUTIVE SESSION**

**COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
CAMP VERDE TOWN HALL  
COUNCIL CHAMBERS  
TUESDAY, OCTOBER 28, 1997  
3:00 p.m.**

1. Call to Order
2. Roll Call

Discussion in Executive Session of the Following:

3. Legal Advice - A.R.S. §38-431.03 (A)(4)
  - Pending Litigation
4. Adjournment

Posted by: D. Barber

Date/Time: 10-27-97 2:40 p.m.

*The Town of Camp Verde Council Chambers are accessible to the handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk*

**ACTIONS TAKEN  
REGULAR SESSION  
COMMON COUNCIL  
WEDNESDAY, NOVEMBER 5, 1997  
6:30 P.M.**

5. **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 so requests.**
- a) **Approval of the Minutes:**
    - 1) Special Session – October 10, 1997
    - 2) Regular Session – October 15, 1997
    - 3) Special Session – October 27, 1997
  - b) **Set Next Meeting, Date and Time:**
    - 1) Regular Session – November 19, 1997 at 6:30 p.m.
    - 2) Council Hears P&Z – November 20, 1997 at 6:30 p.m.
  - c) **Chamber of Commerce Request for Approval of Special Event Liquor License for 12/9/97**
  - d) **Chamber of Commerce Request for Quarterly Drawdown of \$8,323**

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda as presented, and to set Executive Sessions to hear legal advice regarding pending litigation on November 12, 1997 at 5:30 p.m., with a Special Session following and an Executive Session on November 19, 1997 at 5:30 p.m.

**Discussion and Possible Action on the Following:  
(Public Input is invited on Item(s) 8, 9, 12 and 14)**

- 6. **S.R. 260 Corridor Update by Richard Strange of ADOT**  
Richard Strange gave an update about the progress of the 260-corridor project.
- 7. **Quarterly Report by the Library Commission**  
Chairperson Gwen Gunnell reported about the Library survey results and the development of a 5-year plan.
- 8. **Public Hearing for BJA Grant**  
Manager Bullard determined to set another hearing to allow the public additional time to prepare for input.
- 9. **Appointment of Vice-Mayor**  
Larkey moved to nominate Hauser for Vice-Mayor, Hauser seconded the motion. Hall moved to nominate Garello, Dickinson seconded the motion. Garello was appointed with Hall, Garello, Dickinson, and Reeves voting 'yes'.
- 10. **Possible Appointment of Acting Town Marshal**  
Larkey moved to leave the Marshal's administration as it is. Hauser seconded the motion. The motion failed with Hall, Garello, Dickinson and Reeves voting 'no'.

Rogers moved to bring in a D.P.S. officer as Acting Town Marshal. Larkey seconded the motion. The motion failed with Hall, Garello, Dickinson and Reeves voting 'no'.

On a motion by Hall, seconded by Dickinson, the Council voted to appoint Wes Mauldin as Acting Town Marshal. Rogers, Larkey and Hauser voted 'no'.

## Actions Taken 11-5-97

### 11. **Informational Status of Camp Verde Sanitary District 260-I-17 Extension**

On a motion by Garelo, seconded by Hall, the Council voted unanimously to table this item.

### 12. **Wingfield Mesa Road Update**

On a motion by Dickinson, seconded by Garelo, the Council voted unanimously to enter into a maintenance agreement on the first section of 503, to blade and add material, and to direct staff to get with the Forest Service to see about taking the 2<sup>nd</sup> section on with a 50 foot right-of-way; and to have Jones and McGinn to check on an alternate route to the area via Zachary Ln.

### 13. **CVMO Roof Repair**

On a motion by Hauser, seconded by Garelo, the Council voted to accept Hale's Roofing bid for CVMO roof repair. Reeves voted 'no'.

### 14. **Authorization to Purchase:**

#### a) **P&Z Vehicle**

On a motion by Hall, seconded by Reeves, the Council voted unanimously to deny funding for a new P&Z vehicle.

#### b) **GIS System**

On a motion by Hauser, seconded Dickinson, the Council voted unanimously to authorize staff to go out to bid on a GIS system.

#### c) **Pool Cover**

On a motion by Hall, seconded by Garelo, the Council voted unanimously to authorize \$8,366 for the purchase of a pool cover and to include \$125 purchase of a cover for the storage rack.

### 15. **Manager's Report**

Bullard reported that Marshal applicant Glenn Nichols would be available for an interview after the 10<sup>th</sup>. Some Council members agreed they would like to see the interview set after 5:30 p.m.

Bullard reported the 2<sup>nd</sup> CDBG hearing was set for Dec. 3<sup>rd</sup>. Dickinson asked that he be reminded of the meeting.

Bullard reported the Council had been invited by the Tribe to attend the open house of their new administration facilities on November 8<sup>th</sup>. Bullard requested Council members advise Carol Brown of their intentions. Dickinson said it was a nice building, and he encouraged attendance at the open house.

### 16. **Council/Staff Comments, Informational Reports, and Activity Updates**

Dickinson told staff to advise Council when there was not a quorum, if there was ever a time staff had to call members to find out if they were coming to a scheduled meeting.

### 17. **Adjournment**

The meeting was adjourned at 9:35 p.m.

**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, NOVEMBER 5, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

**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, except to set them for consideration at a future date.**

5. **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 so requests.**

**a) Approval of the Minutes:**

- 1) Special Session – October 10, 1997
- 2) Regular Session – October 15, 1997
- 3) Special Session – October 27, 1997

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

- 1) Regular Session – November 19, 1997 at 6:30 p.m.
- 2) Council Hears P&Z – November 20, 1997 at 6:30 p.m.

**c) Chamber of Commerce Request for Approval of Special Event Liquor License for 12/9/97**

**d) Chamber of Commerce Request for Quarterly Drawdown of \$8,323**

**Discussion and Possible Action on the Following:**

**(Public Input is invited on Item(s) 8, 9, 12 and 14)**

6. S.R. 260 Corridor Update by Richard Strange of ADOT
7. Quarterly Report by the Library Commission
8. Public Hearing for BJA Grant
9. Appointment of Vice-Mayor
10. Possible Appointment of Acting Town Marshal
11. Informational Status of Camp Verde Sanitary District 260-I-17 Extension

12. Wingfield Mesa Road Update
13. CVMO Roof Repair
14. Authorization to Purchase:
  - a) P&Z Vehicle
  - b) GIS System
  - c) Pool Cover
15. Manager's Report
16. Council/Staff Comments, Informational Reports, and Activity Updates
17. Adjournment

Posted by:

Heborah Barber

Date/Time: 10-31-97 - 1:30 p.m.

The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.



**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, NOVEMBER 5, 1997  
6:30 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

Mayor Rogers called the meeting to order at 6:32 p.m.

**2. Roll Call**

Mayor Rogers, Councilors John Garelo, Ray Larkey, Brenda Hauser, Tom Hall, Wayne Dickinson and Jesse Reeves were present.

Dane Bullard, Town Manager; Dan McGinn, Public Works Director; Doug Jones, Street Superintendent; Dan Martin, Acting Town Marshal; Rolland Huff, Maintenance Supervisor; Virginia Jones, Receptionist; William Lee, Parks & Recreation Director; Debi Phillips, Accounting Tech; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

**3. Pledge of Allegiance**

Councilor Hauser led the pledge.

Mayor Rogers recessed the meeting at 6:33 in order to move to the Community Center to accommodate the large crowd. The meeting was reconvened at 6:40 p.m.

**4. Call to the Public for Items Not on the Agenda.**

Tony Gioia said the Planning & Zoning Commission would be reviewing the General Plan tomorrow, November 6, 1997 at 6:30 p.m. He encouraged public attendance. He also advised copies of the Plan were available at Town Hall for \$1.60.

Wes Girard stated he wished to thank the Council on behalf of the Forest Service for Council's support of the State Lake Improvements Fund application.

June Meachem stated she wished to call attention to the changes made to the General Plan by the P&Z Commission. She said she felt the cartoon published in the Journal was appropriate. She said the General Plan Committee had not finished their work when they were disbanded. She stated she felt the Plan was now an embarrassment to the Town of Camp Verde. Some of the items changed were the deletion of 'small' in reference to the Town; impact fees had been deleted; design review committee had been deleted; and areas of 260 had been made industrial. She stated she felt these changes did not reflect the community's desires of remaining a small, rural, western town with control of its development. She further stated the Plan encouraged development and she felt we would end up like Prescott Valley.

Jennifer Dutton said the Planning & Zoning Commission had also changed Forest Service land from remaining open space to mixed use. She encouraged attendance at the meeting. She also asked if Council had made plans to purchase a new sound system, as she was aware that many people did not attend Council meetings because they could not hear.

Mayor Rogers stated that it was anticipated the General Plan would come to Council after the 1<sup>st</sup> of the year. He encouraged continued public involvement. Rogers advised Dutton that a new sound system had been installed and that hearing devices had been mentioned at a public hearing for CDBG funds.

There was no other public input.

5. **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 so requests.**

**a) Approval of the Minutes:**

- 1) Special Session – October 10, 1997
- 2) Regular Session – October 15, 1997
- 3) Special Session – October 27, 1997

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

- 1) Regular Session – November 19, 1997 at 6:30 p.m.
- 2) Council Hears P&Z – November 20, 1997 at 6:30 p.m.

**c) Chamber of Commerce Request for Approval of Special Event Liquor License for 12/9/97**

**d) Chamber of Commerce Request for Quarterly Drawdown of \$8,323**

Manager Bullard advised Council that Executive Sessions should be set on Nov. 12 at 5:30 p.m., with a Special Session following, and on Nov. 19<sup>th</sup> at 5:30 p.m. He further explained these sessions would be to hear legal advice on pending litigation.

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda as presented, and to set Executive Sessions to hear legal advice regarding pending litigation on November 12, 1997 at 5:30 p.m., with a Special Session following and an Executive Session on November 19, 1997 at 5:30 p.m.

**Discussion and Possible Action on the Following:  
(Public Input is invited on Item(s) 8, 9, 12 and 14)**

6. **S.R. 260 Corridor Update by Richard Strange of ADOT**

Manager Bullard explained that Mr. Richard Strange of ADOT was present to give Council an update of the 260 Corridor project. He stated this was an update, not a public hearing and therefore, Mr. Strange would not be able to take public comment at this time.

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Mr. Strange explained the design concept was completed, and that public hearings could not be held until the environmental assessments are completed. He stated it was anticipated the public hearings would be held sometime after the first of the year. He explained the bypass had been approved for one million dollars for advance acquisition. In answer to Council questions, he explained that ADOT was unsure of the number of persons who would be impacted by the bypass road. He explained that it was not cost effective to contact property owners so early in the process. Strange said it is anticipated that the drainage issues at the Swap Meet will be completed by December 1998 to avoid new Army Corps of Engineers regulations that take effect in 1999. He further stated the project covering the White Bridge to the County complex could begin in the fall of the year 2000, and be completed in the fall of 2002. He strongly encouraged Council to remain involved in the process, and to attend Verde Valley Transportation Organization meetings, and to be prepared to state our case to the Planning Committee whose responsibility is to set priorities for the 5-year plan.

Garello stated that Mike Punkoney had concerns about the impact of the bypass road, and that he would like to allow Punkoney to ask Strange some questions. Strange responded that Mr. Punkoney could reach him at (602) 255-6963 and he would refer him to the person who could answer his impact questions.

Reeves asked Strange what would happen if the public did not approve of the plan. Strange responded there had been extensive public input involved in the planning process over the last two years, and if the public decided now to protest the plan, it would not be done.

Strange advised he would be reporting to the VVTPO on November 13. He encouraged the Town's representative to be present at this meeting.

**7. Quarterly Report by the Library Commission**

Chairperson Gwen Gunnell reported that the Library survey results were in, and the Commission was in the process of developing a 5-year plan. She stated the Commission requested that they receive the budget information earlier. There were no questions from Council.

**8. Public Hearing for BJA Grant**

Manager Bullard explained this was the 2<sup>nd</sup> condition of the grant. He explained the Committee had determined to spend the funds on overtime, bike and burglary patrols, and support personnel. He stated this hearing was to allow public input on spending proposals.

**Public Input:**

Bob Dinegar asked if there would be another opportunity for the public to express their desires.

Dickinson asked if the money could be spent on scuba equipment due to the difficulty in finding drowning victims in the river.

Bullard stated that he would set another hearing for public input.

9. **Appointment of Vice-Mayor**

Manager Bullard explained Section 2-2 of the Town Code required that Council annually appoint a Vice-Mayor on the 1<sup>st</sup> meeting in June. He explained the vacancy was due to the resignation of Pat Pigott.

Larkey stated he would like to nominate Brenda Hauser for the position because she had received over 51% of the votes in the election, was well liked throughout the community, a quick learner, and had done a wonderful job since taking her seat. Hauser seconded the motion.

Hall moved to nominate John Garello because he was more experienced, had been very involved with Town government and was very knowledgeable. Dickinson seconded the motion.

**Public Input:**

Jim Bullard said that he supported Garello. He had known him for a couple of years. He was on P&Z Commission, tried to get the sewer extended and worked to save the landfill. He said that Garello had gotten in a lot of trouble for trying to watch out over the taxpayers' money. He said there were false and unsubstantiated charges brought against him. He said there was slanted news media, primarily the Bugle, that was against Garello, which not only goes against him, but the entire Town of Camp Verde. He said in America, a person is presumed innocent until he is proven guilty. He said Garello had been a successful businessman for 45 years and was a member of VFW, Elks, and the Methodist church. He said Garello's only interest was to help the Town, to look out for the taxpayer and properly control growth.

Charlie Johnson said that he was also a member of all the same organizations. He said that Garello is set for recall, and if he is appointed, Council will just have to do it again in 4 months.

Henry Shill said he endorsed what Jim Bullard said. He said he has known Garello for two years, and has found him to be an honest man. He stated he disagreed with the disturbance (in the audience). He asked Council to appoint Garello.

Jack Bird said that he was in favor of the appointment of Garello as he was the best experienced. He claimed the Town had lost 100 jobs due to turmoil caused by the Bugle and citizens who started a recall on false accusations. He said the recall should not be considered when deciding on a candidate. He further stated that the Welsch's, the Owsleys and the whole group had not allowed this excellent company to come into Town because of this political turmoil. He said that if John weren't appointed, there would just be more political turmoil. He said he knew things were coming that were good for the Town, and he didn't see that happening with the 'plain-Jane' and her group and the Owsleys and different ones. (Rogers asked that Bird refrain from involving personalities.) Bird said these people have really fouled up this time, and the public is going to know it. Instead of having 100 nice jobs in town, they just ran them out of town.

Mike Punkoney said that generally in choosing a vice-mayor, experience is a major consideration. He asked Hauser if she had ever chaired a meeting. (Mayor Rogers did not allow this to be answered.) Punkoney stated he had heard of John's extensive experience, and he wanted to know what experience Hauser had. (Rogers did not allow this to be answered.) Punkoney said he would like to know.

Rogers stated that personalities would be kept out of the discussion.

Woody Diehl said the vice-mayor is not an honorary position. He stated that he has known both candidates a longtime, and he supported Garelo because his experience qualified him for the position. He further stated that the recall should have no bearing on this appointment.

Bob Dinegar stated recall petitions are not false charges. He stated you could recall someone because you didn't like the color of his tie. He said that to everything that Jim Bullard said, Brenda Hauser did not have any of those problems. He further stated that when Garelo is asked for an explanation of his actions, he refuses to answer. He said that if that's the kind of vice-mayor the Council wants, then... He said the newspapers say 'you get what you vote for', however, 'we' are not voting.

Claudia Hauser congratulated Garelo on his accomplishments. She asked the audience which candidate they would vote for.

Ray Massey stated that Hauser received over 51% of the vote, and she had consistently voted responsibly. He stated that when the Town Attorney, the Town Manager, and the Town's risk carrier all said 'don't do it', John 'did it'.

Alexandra Helm-Correa said that she was a new resident and that she had been reading the paper and coming to meetings, and talk on the street. She said it was her opinion that most of the Council members were not serving the Town. She said she was stunned and upset at their actions. She said she was sick of what she had seen. She said they did not vote according to the majority of the public, in fact it was apparent that they voted 'counter' to what the public wanted and they had turned this town into a sewer. She said the press was taking a stand for the Town. She said she can see for herself what was happening and she knew exactly what was going to happen, that it has happened at every meeting she has attended. The Council would take a stand for themselves and their own interests and vote counter to what the people wanted. She said that she wanted the Town to become 'whole' again. It didn't matter what experience they had, what mattered was "Are you going to serve this Town?" She asked Council to look into themselves and try to discern what that meant. She pays taxes, lives here, and she wants to make this Town to be something to be proud of. She said the reputation of the Town has been affected throughout the entire state. She said she supported Brenda Hauser, and she was not in support of John Garelo.

Tony Gioia appealed to Council to do the 'right thing'. He stressed that the massive division throughout the Town was not without reason. He said that he had not been given a list of accolades on Hauser. However, he had worked on many projects with Hauser, and had found her to be community oriented and nurturing, and she had spent a lot of time on research. He said she had a very caring attitude about this Town, and that she would 'give it her all'. He said that he believed strongly in her character. He asked the Council members to not think of this appointment as a 'power-play', but to consider the person that was best for the community.

Joshua Mills said that he was a new resident, and that it was hard to deny the power of 51% of the voters.

Jane Whitmire complimented the consistency of the Council, as they had performed exactly as expected. She said that she was disappointed that none had the open-mindedness to open the

nomination of another person by seconding the motion. She said that it was disgusting and embarrassing. She said the Town was in serious trouble with State agencies investigating, there was no political stability, businesses that didn't want to locate here because they don't want to bring their employees here. She asked how much more we could be embarrassed as a town. She said then to have specifically individuals blamed for something they had nothing to do with was absolutely incredible. She said she would like to believe that all of the Council had the community's interest at heart, but could not because they never demonstrated that. She said that Ray and Brenda are consistently acting in the best interest of the community. They speak their minds and hearts in the sentiments they hear in the community. They represent the public and that was what every one of them was elected to do. She said it was time to act on behalf of the community, and not themselves anymore, no more vendettas, no more anger, but the Town!

Cotton said this was a wonderful town and he did not understand why everyone was so upset. He said it was time for everyone to behave and let the people we elected run the town.

Jennifer Dutton asked Council to please listen to the people. She said it was evident the number of people supporting Brenda, and the people supporting John.

Donna Hromada asked Garello if he had indeed gotten the application on the Marshal. She said the paper quoted Garello as saying he did get the application and make copies, but he did not pass them around. She said that it scared her to have someone in the position of vice-mayor that would do something potentially illegal. Rogers would not allow an answer. Hromada said that she did not know Hauser personally, but she based her judgments on what she had seen. She said that 51% of the voters elected Hauser.

There was no other public input.

Rogers called for a vote.

Hall, Garello and Dickinson voted for Garello.

Larkey said that he would proudly vote for Brenda.

Jesse Reeves said that he would like to explain his vote and said they didn't have to listen if they didn't want to. He said that he had been friends with Brenda a long time and their friendship had nothing to do with it. He said that he and Brenda had different ideas about government. He said that since he had been on Council, Brenda's main idea is "let the department heads run their branch, let the city manager take care of the business, and we (Council) vote on policy." He said he had different ideas on that. He said our town needs some management. He said that we could save money in a lot of areas, that we had problems in our police department, and he thinks the city (Town) Council needs to take an active role. He said that the 80 or 100 people, who say that they are the Town of Camp Verde, he said "well you are not the Town of Camp Verde, there's a whole lot of people out there who have opinions just as well as you do. And I will listen to everyone, but not the one who screams the loudest will not get my vote. I vote for John Garello."

Hauser said that she would vote for herself.

Rogers said that he had known both candidates a long time. He said that he would vote for Brenda.

Rogers said that the vote was 4 to 3 in favor of Garelo. He congratulated John Garelo on his appointment.

**10. Possible Appointment of Acting Town Marshal**

Bullard explained D.P.S. did have a certified officer available to fill the position. Rogers said he agreed with a D.P.S. officer for the temporary position.

Hall said he had talked before about getting someone from D.P.S. and at the time, he thought it was a good idea. He said that he has since thought about it, and now feels it was a better idea to get someone local the people could respond to because they would know the person. He said people would not know an outside person and would not be able to make contact with that person like they would a local person.

Garelo said he agreed with Tom. He said we should pick someone who was local, acquainted with the Town.

Larkey said he went along with Rogers. He said it would be advantageous to bring someone in who would not be involved in the politics or the problems at the Marshal's office. He said this person would be able to make unbiased decisions on a temporary basis to operate the department. He said this has been done all over the state and has been successful. He said a local person would be very close to the problem and there were so many problems, that we needed someone to go in with a new clean slate. He said the new Marshal would not be local, and would not have these problems. He said he saw no reason to put anyone other than a certified, qualified man in the position.

Hall asked what all the problems were. He said he was not familiar with the problems and asked Larkey to tell him what they were.

Larkey said he did not know of a problem down there.

Hall said you just said "all of the problems we have there".

Larkey responded there were certainly problems and asked what we were doing here if there were no problems.

Rogers said to stop the arguing.

Larkey said if there were no problems, he'd like to make a motion to leave it exactly as it is.

Hauser seconded the motion.

The motion failed with Hall, Garelo, Dickinson and Reeves voting 'no'.

Larkey said evidently there is a problem and asked for it to be explained. He said he wanted to have an unbiased person take over the department. He said there should be no argument. This would allow a clean situation. It wouldn't put anyone in a position to make decisions that were left over from someone else.

Rogers moved to make a request to D.P.S. to bring in a supervisor to fill the position.



Larkey seconded the motion.

The motion failed with Hall, Garello, Dickinson and Reeves voting 'no'.

Hall moved to appoint Wes Mauldin as Acting Town Marshal until he is replaced with a full-time paid Marshal.

Dickinson asked why there was an uproar with Mauldin's nomination. He said Mauldin had more police experience than anyone in the state. He said that he did not have to be certified to do the administrative part of the job.

Larkey said at the last meeting in the gym, Hall made the statement that he would not go along with anyone who was not certified. He said the Town had never in its history hired someone for a Marshal that was not certified. He asked if they would have to hire two people to do the job.

Hall said there was a motion on the floor.

The motion passed with Hall, Garello, Dickinson and Reeves voting 'yes', and Rogers, Larkey and Hauser voting 'no'.

Rogers congratulated Mauldin.

**11. Informational Status of Camp Verde Sanitary District 260-I-17 Extension**

On a motion by Garello, seconded by Hall, the Council voted unanimously to table this item.

**12. Wingfield Mesa Road Update**

Bullard advised this was before Council again for consideration. He explained that little had changed since the previous reports. He said that two sections of the road belong to the Forest Service, and the other section is privately owned.

Doug Jones stated that improving a road that is privately owned goes against the Town ordinances.

Rogers stated he was very concerned that emergency vehicles could not reach the area.

Dickinson stated the Town held some responsibility by selling building permits in the area.

Reeves stated the road was in the Town limits, and therefore should be the responsibility of the Town.

Larkey said the property owners knew the road was a primitive Forest Service road, and that improving the road would go against Town standards.

Hauser said this road held six families, while Camp Lincoln, which serves hundreds of children, is in dire need of improvement.

Hall asked how much money was in HURF. Rogers responded that there was over \$800,000. Hall stated he felt the Town should take that money and pave all the roads. Rogers said that it has been his goal over the last ten years to save one million dollars, and live off the interest.

After further discussion and a motion by Dickinson, seconded by Garello, the Council voted unanimously to enter into a maintenance agreement on the first section of 503, to blade and add material, and to direct staff to get with the Forest Service to see about taking the 2<sup>nd</sup> section on with a 50 foot right-of-way; and to have Jones and McGinn to check on an alternate route to the area, possibly via Zachary Lane.

**Public Input:**

Henry Shill urged Council to continue negotiation with the Forest Service. He stated that he did not feel the Forest Service should refuse to allow the Town to take over his permit.

Wes Girard of the Forest Service stated the road was designated a primitive road, and was constructed for administrative purposes only.

**13. CVMO Roof Repair**

Bullard explained that it had come to the attention of staff that the rolled roofing on the Marshal's Office had developed leaks. Upon further inspection, it was discovered the shingles had begun to fail. He further explained the leaks are located over the radio room where all the radio equipment is located. He stated that Hale's Roofing had offered a bid of \$4,000 to re-roof the structure. He said because there is a chance of the radio equipment being destroyed if a rain comes, this could be awarded as an emergency measure.

Dickinson stated the price was reasonable and that they might possibly save \$1,000 by going out to bid, but if it rained an inch next week, it would cause a \$30,000 loss.

Reeves said he felt that they should look out for taxpayer dollars and go out to bid so Council will know what they are getting. He chastised staff for not making Council aware of the problem before now.

Hall stated that he wanted staff to be aware that in the future they were to bring information to Council before the Council meeting, and not to come to the meeting stating it was an emergency unless it was a bonafide emergency.

McGinn stated that staff did make Council aware of the problem as soon as it became evident. He said the damage was discovered less than two weeks ago and this was the first Council meeting since the discovery.

On a motion by Hauser, seconded by Garello, the Council voted to accept Hale's Roofing bid for CVMO roof repair. Reeves voted 'no'.

**14. Authorization to Purchase:**

**a) P&Z Vehicle**

Hall said that he would like to have this item tabled because there are still vehicles at the Marshal's office that can be used.

Reeves said he just talked to Dan Martin, and was told there was a vehicle available that was not a pursuit vehicle.

On a motion by Hall, seconded by Reeves, the Council voted unanimously to table this item.

**b) GIS System**

Bullard explained that this item had a \$1.00 placeholder in the budget, and staff was requesting authorization to go out to bid.

Reeves said he did not have enough information about the system to make a decision.

Garello said he wanted to know the annual maintenance costs, if additional personnel would be required to operate it and software costs before he made a decision.

Bullard said this information would be available after the bids were received. He informed Reeves that the system had been discussed during budget hearings and that the information had been provided to him.

On a motion by Hauser, seconded Dickinson, the Council voted unanimously to authorize staff to go out to bid on a GIS system.

**c) Pool Cover**

On a motion by Hall, seconded by Garello, the Council voted unanimously to authorize \$8,366 for the purchase of a pool cover and to include \$125 purchase of a cover for the storage rack.

**Public Input:**

Donna Hromada encouraged Council to consider a cover for the storage rack when the cover is not in use.

**15. Manager's Report**

Bullard reported that Marshal applicant Glenn Nichols would be available for an interview after the 10<sup>th</sup>. Some Council members agreed they would like to see the interview set after 5:30 p.m.

Bullard reported the 2<sup>nd</sup> CDBG hearing was set for Dec. 3<sup>rd</sup>. Dickinson asked that he be reminded of the meeting.

Bullard reported the Council had been invited by the Tribe to attend the open house of their new administration facilities on November 8<sup>th</sup>. Bullard requested Council members advise Carol Brown of their intentions. Dickinson said it was a nice building, and he encouraged attendance at the open house.

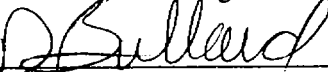
**16. Council/Staff Comments, Informational Reports, and Activity Updates**

Dickinson told staff to advise Council if there was not a quorum, whenever staff had to call members to find out if they were coming to a scheduled meeting.

**17. Adjournment**

The meeting was adjourned at 9:35 p.m.

  
\_\_\_\_\_  
Deborah Barber, Recording Secretary

  
\_\_\_\_\_  
Dane Bullard, Town Clerk

  
\_\_\_\_\_  
Carter Rogers, Mayor

**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 the 5<sup>th</sup> day of November 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 6<sup>th</sup> day of November 1997.

  
\_\_\_\_\_  
Deborah Barber, Recording Secretary

AGENDA  
SPECIAL SESSION

COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
CAMP VERDE TOWN HALL  
COUNCIL CHAMBERS  
WEDNESDAY, NOVEMBER 12, 1997  
6:30 p.m.

**Cancelled**

1. Call to Order
2. Roll Call

**Discussion and Possible Action on the Following:**

3. Litigation Settlement
4. Adjournment

Posted by: Deborah Barber

Date/Time: 11-10-97 - 4:45 p.m.

*The Town of Camp Verde Council Chambers are accessible to the handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk*

**AGENDA  
EXECUTIVE SESSION**

**COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
CAMP VERDE TOWN HALL  
COUNCIL CHAMBERS  
WEDNESDAY, NOVEMBER 12, 1997  
5:30 p.m.**

**Cancelled**

1. Call to Order
2. Roll Call

Discussion in Executive Session of the Following:

3. Legal Advice - A.R.S. §38-431.03 (A)(4)
  - Pending Litigation
4. Adjournment

Posted by: HilSORAH Barber

Date/Time: 11-10-97 4:45 p.m.

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**AGENDA  
SPECIAL SESSION  
  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
CAMP VERDE TOWN HALL  
COUNCIL CHAMBERS  
WEDNESDAY, NOVEMBER 12, 1997  
6:30 p.m.**

1. Call to Order
2. Roll Call

**Discussion and Possible Action on the Following:**

3. Litigation Settlement
4. Adjournment

Posted by: Deborah Barber

Date/Time: 11-10-97 - 9:30 a.m.

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**AGENDA  
EXECUTIVE SESSION**

**COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
CAMP VERDE TOWN HALL  
COUNCIL CHAMBERS  
WEDNESDAY, NOVEMBER 12, 1997  
5:30 p.m.**

1. Call to Order
2. Roll Call

Discussion in Executive Session of the Following:

3. Legal Advice - A.R.S. §38-431.03 (A)(4)
  - Pending Litigation
4. Adjournment

Posted by: Heborah Barber

Date/Time: 11-10-97 - 9:30 a.m.

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**AGENDA  
EXECUTIVE SESSION**

**COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
CAMP VERDE TOWN HALL  
COUNCIL CHAMBERS  
WEDNESDAY, NOVEMBER 19, 1997  
5:30 p.m.**

1. Call to Order
2. Roll Call

Discussion in Executive Session of the Following:

3. Legal Advice - A.R.S. §38-431.03 (A)(4)
  - Pending Litigation
4. Adjournment

Posted by:

Deborah Barber

Date/Time: 11-10-97 - 9:30 a.m.

*The Town of Camp Verde Council Chambers are accessible to the handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk*

**ACTIONS TAKEN  
REGULAR SESSION  
COMMON COUNCIL  
WEDNESDAY, NOVEMBER 19, 1997  
6:30 P.M.**

5. **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 so requests.**

a) **Approval of the Minutes:**

- 1) Regular Session – November 5, 1997

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

- 1) Regular Session – December 3, 1997 at 6:30 p.m.  
2) Regular Session – December 17, 1997 at 6:30 p.m.  
3) Council Hears P&Z – December 17, 1997 at 6:30 p.m.

c) **Proclamation:** December 1st – 7th as Civil Air Patrol Week

Bullard recommended setting an executive session for the final interview of Marshal applicants, Glenn Nichols on December 2, 1997 at 5:30 p.m.

On a motion by Hall, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda as presented.

6. **Request for Approval of Liquor License by Ft. Verde Plaza Chevron**

On a motion by Larkey, seconded by Hall, the Council voted unanimously to recommend approval of the liquor license requested by Fort Verde Gas.

7. **Public Hearing for BJA Grant Fund**

Council required no action. However, Garello moved to direct staff to submit Marshal's Office overtime to Council on a monthly basis for information purposes. The motion died for lack of a second.

8. **Possible Appointment for Board of Adjustment**

On a motion by Hall, seconded by Garello, the Council voted unanimously to appoint Jim Bullard to the Board of Adjustment.

9. **Possible Contribution to DeBolske Endowment**

On a motion by Garello, seconded by Dickinson, the Council voted unanimously to contribute \$500.00 to the Camp Verde Historical Society in DeBolske's name in honor of his dedicated service to be used in conjunction with their awards to Camp Verde students for history/government papers, with a letter sent to Jack DeBolske, George Renner and Harry Mitchell so advising.

**10. Magistrate's Contract Renewal**

On a motion by Dickinson, seconded by Reeves, the Council voted unanimously to appoint Al Driscoll as Town Magistrate for a four-year term.

**11. Retirement Benefits - 457 Match**

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to direct staff to investigate costs and participation in the 457 plan and bring the information back to Council.

**11.a Discussion on Hiring Outside Counsel for Advice on Personnel in Executive Session**

On a motion by Dickinson, seconded by Hall, Council voted unanimously to table this item.

**12. Manager's Report**

Bullard reported the Oasis Road project will go to bid this week, and the permitting process had begun on Wingfield Mesa Road.

**13. Council/Staff Comments, Informational Reports, and Activity Updates**

On a motion by Garelo, seconded by Dickinson, the Council voted to set an executive session to evaluate the Town Manager's past, present and future job performance and position with the Town. Larkey called for a roll call vote. Garelo, Reeves, Hall and Dickinson voted yes. Rogers, Larkey and Hauser voted no.

On a motion by Garelo, seconded by Hall, the Council voted unanimously to set the Executive Session for December 1, 1997 at 5:30 p.m.

John Wischmeyer noted the annual Toy Ride, Dinner and Dance would be held on Saturday, November 22. He encouraged attendance at this fundraiser that provides Christmas presents to needy children.

**14. Adjournment**

The meeting was adjourned at 8:25 p.m.

**SUPPLEMENTAL AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, NOVEMBER 19, 1997  
6:30 P.M.**

11.a Discussion on Hiring Outside Counsel for Advice on Personnel in Executive Session.

Posted by: D. Barber

Date/Time: 11-18-97 2:30 p.m.

*The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.*

**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, NOVEMBER 19, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

Post-It® Fax Note	7671	Date	11/20	# of pages	6
To	Karim Baerast	From	D. BARBER		
Co./Dept	Atty Gen.	Co.	TOWN OF CAMP VERDE		
Phone #		Phone #	567-6631		
Fax #	602-542-8208 4385	Fax #	567-9061		

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, except to set them for consideration at a future date.

5. **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 so requests.**
  - a) **Approval of the Minutes:**
    - 1) Regular Session – November 5, 1997
  - b) **Set Next Meeting, Date and Time:**
    - 1) Regular Session – December 3, 1997 at 6:30 p.m.
    - 2) Regular Session – December 17, 1997 at 6:30 p.m.
    - 3) Council Hears P&Z – December 17, 1997 at 6:30 p.m.
  - c) **Proclamation: December 1st – 7th as Civil Air Patrol Week**

**Discussion and Possible Action on the Following:  
(Public Input is invited on Item(s) 6, 7, 8, 10, and 11)**

6. Request for Approval of Liquor License by Ft. Verde Plaza Chevron
7. Public Hearing for BJA Grant Fund
8. Possible Appointment for Board of Adjustments

9. Possible Contribution to DeBolske Endowment
10. Magistrate's Contract Renewal
11. Retirement Benefits - 457 Match
12. Manager's Report
13. Council/Staff Comments, Informational Reports, and Activity Updates
14. Adjournment

Posted by: Carol Brown

Date/Time: November 14, 1997 10:30am.

The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, NOVEMBER 19, 1997  
6:30 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

Mayor Rogers called the meeting to order at 6:32 p.m.

**2. Roll Call**

Mayor Rogers, Councilors John Garelo, Ray Larkey, Brenda Hauser, Tom Hall, Wayne Dickinson and Jesse Reeves were present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Doug Jones, Street Superintendent; Dan Martin, Sergeant; Al Driscoll, Magistrate; Virginia Jones, Receptionist; William Lee, Parks & Recreation Director; Debi Phillips, Accounting Tech; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

**3. Pledge of Allegiance**

Councilor Larkey led the pledge.

**4. Call to the Public for Items Not on the Agenda.**

Mayor Rogers advised that he had a request to table agenda item 11.a. Ramsey advised Council would have to wait until they came to that item, then motion to table it.

Jack Bird said that he was upset with the problems in Town. He stated the newspaper reported that the Town lost 100 jobs because a business refused to locate here, and the paper is reporting opinions as news. He further stated that he supported Council members and that he would like to see the Town grow and prosper. He stated the claims made by Welsch and Owsley were false. He said he knew the 'good ol' boys' and they did a lot of good for the town. He said that the next person to start a recall would have to 'reckon' with him.

Jane Whitmire said that she agreed with Bird that Camp Verde was a very special place. She stated she had accepted an award for the Pride and Preservation Committee from the Governor's Pride in Arizona Highway Litter program. She read a letter from the Governor's office that stated the Pride and Preservation committee is a model and inspiration for others to follow. She asked that the award be kept up during the meeting.

Milton Pate asked where staff was on investigating the possibility of including the Middle Verde area in the Fire District. Bullard explained the Fire District had been working with the Tunlii developers on acquiring the necessary signatures. He advised he would check with the Chief to determine what needs to be done.

Bob Dinegar said that Bird accused the paper of reporting the loss of 100 jobs. Dinegar pointed out that had been a quote by Bird himself and was not an opinion of the paper. He stated that he accepted Bird's challenge of dealing with him if a recall is started.

Ray Massey regarding pending litigation read the definition of gross negligence. He stated that as a taxpayer, he had a right to know the reasons why Wischmeyer was fired. He further stated that Council's action was not a mistake, but an intentional act that put the Town in financial jeopardy. He chastised Council for acting in a fiscally responsible manner on small matters, but not on the larger matters. He advised that he planned to pursue legal action against each Council member involved.

Andy Ayres stated that he was concerned with the outcome from the last meeting, and that he had hoped to provoke Council into a common sense of open integrity. He said the Town needed a healing process and urged Council to keep their campaign promises. He stated that no member had run on the premise of an 'ax to grind', or 'let my ego feed on the power'. He further stated that Larkey and Hauser had a full understanding of the Council/Manager form of government. He said that if the Town had a charter form of government, the Council would be correct in their actions. He advised Council that until the voters changed the Council/Manager form, Council needed to change their behavior. He further stated the 'sacred cow' should be the 'good ol' boys'.

C.A. McDonald said that he disagreed. He stated he had done a lot for this Town and that Jack Bird had donated a ranch for the school. He stated that people should not run others down just because they don't agree with them.

Gloria Miller read a letter that she had planned to put in the Letters to the Editor section of the newspaper.

Donna Hromada thanked McDonald for pointing out the good that the old timers had done. She said that labels should not be used, and this was not a case of old timers vs. new comers, as new comers have also done a lot for the Town. She further stated the present problems are the result of Council actions being done behind the back of the public. She said the Council owes the public an explanation.

Gary Mialocq stated that it was insanity to turn down a free D.P.S. officer and hire an uncertified person for the job. He said the Town was fiscally at risk. He urged the Council to reinstate Wischmeyer and stated it would be up to Reeves to put the Town back on its feet.

Rogers stated that he was not sure the D.P.S. officer would have been provided without charge, he said he thought there would be a per diem.

Hall stated that Mauldin was donating all of the salary he received to the Bread of Life and a church.

Victoria Barber stated that freedom of speech is a basic right. She said that we are all here due to radical change that occurred 200 years ago. She said that the Council should wonder what brought about this public outcry. She further stated that she could not believe she had elected people who could not understand.

There was no other public input.



5. **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 so requests.**

a) **Approval of the Minutes:**

- 1) Regular Session – November 5, 1997

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

- 1) Regular Session – December 3, 1997 at 6:30 p.m.  
2) Regular Session – December 17, 1997 at 6:30 p.m.  
3) Council Hears P&Z – December 17, 1997 at 6:30 p.m.

c) **Proclamation:** December 1st – 7th as Civil Air Patrol Week

Bullard recommended setting an executive session for the final interview of Marshal applicants, Glenn Nichols on December 2, 1997 at 5:30 p.m.

On a motion by Hall, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda as presented.

6. **Request for Approval of Liquor License by Ft. Verde Plaza Chevron**

Bullard explained that Ft. Verde Gas was requesting a Class 10 liquor license, that the required postings had been done, and that no comments had been received. He recommended that Council recommend approval of the license.

On a motion by Larkey, seconded by Hall, the Council voted unanimously to recommend approval of the liquor license for Fort Verde Gas.

**Public Input:**

Donna Hromada stated it was a successful business and the license should be approved if there had been no complaints.

7. **Public Hearing for BJA Grant Fund**

Bullard explained this was a second public hearing for the BJA grant and that no action was required of Council.

Hall asked what fund had been used to buy the police bicycles. Bullard replied that the General Fund would be reimbursed once the grant funds were received.

Garello asked if the overtime funds from the first grant had been expended. Bullard replied that some of the funds still remained.

Garello moved to direct staff submit overtime of the Marshal's Office to Council on a monthly basis for information purposes. The motion died for lack of a second.

Bullard advised that this information is available in the financial statements supplied to Council and Department Heads.

**Public Input:**

Larry Softley stated that the traffic was still a serious problem on South Access, and he encouraged Council to approve the grant so that the Marshal's Office could get some officers out there to control the speeders.

Bullard stated that the road is a dangerous place to walk, but that signs were posted. He stated that Council could consider reducing the speed limit on the road.

**8. Possible Appointment for Board of Adjustment**

Bullard advised there were two letters of interest, Leo Owens and Jim Bullard.

On a motion by Hall, seconded by Garelo, the Council voted unanimously to appoint Jim Bullard to the Board of Adjustment.

**Public Input:**

Henry Shill said that he favored Jim Bullard because he comes to most of the Planning & Zoning and Council meetings.

Woody Diehl said that he sat on the BOA and would appreciate consideration of Bullard because of his knowledge of the community.

Bob Dinegar said that he supported Jim Bullard because he knew Council would vote against Bullard if Dinegar supported him.

Mike Punkoney said that he supported Jim Bullard.

**9. Possible Contribution to DeBolske Endowment**

Manager Bullard said that the life members of the Arizona League of Cities and Towns were spearheading an effort to endow a scholarship at the ASU School of Public Affairs in the College of Public Programs in the name of Jack DeBolske in honor of his retirement after 40 years as Executive Director of the League. He advised that a contribution to the endowment was requested.

Hall asked if a grant could be made to local schools in DeBolske's name rather than to ASU.

Garelo said that he opposed giving money to ASU, he would rather give it to our own school.

Hall asked Andy Ayres if the band could use it.

Reeves said he would rather see the money go to the Historical Society who gave cash awards to students who wrote papers about the history or government of Camp Verde.

Hauser stated the question was whether to donate the money to the endowment. She said this was a token of the Town's appreciation.

Larkey said that he agreed with Hauser that the intent was a contribution to the endowment. He said a sizeable amount would make a difference.

On a motion by Garello, seconded by Dickinson, the Council voted unanimously to contribute \$500.00 to the Camp Verde Historical Society in DeBolske's name in honor of his dedicated service to be used in conjunction with their awards to Camp Verde students for history/government papers, with a letter sent to Jack DeBolske, George Renner and Harry Mitchell so advising.

There was no public input.

**10. Magistrate's Contract Renewal**

Mayor Rogers declared a conflict of interest and turned the meeting over to Vice-Mayor Garello.

Bullard explained that the Magistrate's contract expired in December, and that there were four letters of interest, and Al Driscoll was present to indicate his interest. He stated the Town Attorney had recommended increasing the contract from 2 to 4 years. He further stated that it had been policy in the past to interview candidates for the position. He said that staff recommended setting interviews.

Garello said that it was unnecessary to have interviews.

Reeves asked if we were legally bound to have interviews. Bullard responded that we were not, but that it has been policy.

On a motion by Dickinson, seconded by Reeves, the Council voted unanimously to appoint Al Driscoll as Town Magistrate for a four-year term.

**Public Input:**

C.A. McDonald said that Al Driscoll was as good as you could get.

Woody Diehl said that he was in favor of appointing Driscoll because he was educated and there were no complaints.

Bob Dinegar stated that he agreed with Diehl and McDonald and that Driscoll had done a good job.

Donna Hromada urged Council to look at Driscoll's record, and that if there were no complaints and they should let him stay.

Ray Koontz said that he was in favor of Driscoll.

Henry Shill said that he was in favor of Driscoll as he was doing a good job.

Jim Bullard said that he supported Driscoll, but that he was underpaid.

**11. Retirement Benefits - 457 Match**

Bullard explained that this was to be a dialog for Council to consider possibly at budget time. He stated that most employers, including government, provide a retirement plan for employees. He said the 401(a) is mandatory and in lieu of social security. He stated that employees have no social security benefits. He also explained that he could not estimate a cost to the Town until he had determined how many employees would participate. He recommended a 50% match as this is the average contribution by employers.

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to direct staff to investigate costs and participation in the 457 plan and bring the information back to Council.

**Public Input:**

Jane Whitmire said that employees should be primarily responsible for their own retirement plans. She stated the Town had a very lucrative retirement plan with a 6% match, and that this was more than most people in Camp Verde had. She stated the plan should not be increased without more complete information about the cost to the taxpayer.

Woody Diehl said the State has a retirement plan. He said Town employees earn ample funds to set aside. He urged Council to get more information before approving the plan and give our dollars away.

Patti Marshall said that she worked for the State and that they have social security, as well as retirement benefits that are way above the Town's. She stated Town employees would not be eligible for social security benefits, and Council should seriously consider approving the request.

**11.a Discussion on Hiring Outside Counsel for Advice on Personnel in Executive Session**

On a motion by Dickinson, seconded by Hall, the Council voted unanimously to table this item.

**12. Manager's Report**

Bullard reported the Oasis Road project will go to bid this week, and the permitting process had begun on Wingfield Mesa Road.

**13. Council/Staff Comments, Informational Reports, and Activity Updates**


On a motion by Garello, seconded by Dickinson, the Council voted to set an executive session to evaluate the Town Manager's past, present and future job performance and position with the Town. Larkey called for a roll call vote. Garello, Reeves, Hall and Dickinson voted yes. Rogers, Larkey and Hauser voted no.

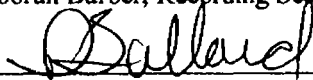
On a motion by Garello, seconded by Hall, the Council voted unanimously to set the Executive Session for December 1, 1997 at 5:30 p.m.

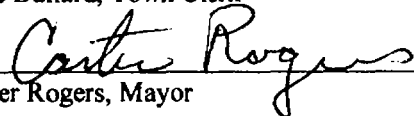
John Wischmeyer noted the annual Toy Ride, Dinner and Dance would be held on Saturday, November 22. He encouraged attendance at this fundraiser that provides Christmas presents to needy children.

**14. Adjournment**

The meeting was adjourned at 8:25 p.m.

  
\_\_\_\_\_  
Deborah Barber, Recording Secretary

  
\_\_\_\_\_  
Dane Bullard, Town Clerk

  
\_\_\_\_\_  
Carter Rogers, Mayor

**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 the 19<sup>th</sup> day of November 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 20<sup>th</sup> day of November 1997.

  
\_\_\_\_\_  
Deborah Barber, Recording Secretary

**AGENDA  
SPECIAL SESSION**

**COMMON COUNCIL  
TOWN OF CAMP VERDE  
CAMP VERDE TOWN HALL  
COUNCIL CHAMBERS  
WEDNESDAY, NOVEMBER 26, 1997  
6:30 p.m.**

- 1) Call to order
- 2) Roll call

Discussion and possible action on the following:

- 3) Hiring outside legal counsel for advice in Executive Session.
- 4) Setting Executive Session for December 1, 1997 at 6:30 p.m.
- 5) Discussion of the December 1, 1997 Executive Session with Town Manager.

Posted: November 25, 1997 At: 11:20 am By: Carl J. Brown

*The Camp Verde Council Chamber is accessible to the handicapped. Those with special accessibility needs or special accommodation needs, such as large type face print, may request these at the Town Clerk's office.*

**MINUTES  
SPECIAL SESSION  
COMMON COUNCIL  
Town of Camp Verde  
CAMP VERDE TOWN HALL  
COUNCIL CHAMBERS  
WEDNESDAY, NOVEMBER 26, 1997  
6:30 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

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

**2. Roll Call**

Mayor Carter Rogers, Councilors Wayne Dickinson, John Garello, Tom Hall and Ray Larkey. Brenda Hauser and Jesse Reeves were absent.

Town Manager Dane Bullard, Town Attorney Ron Ramsey, Town Engineer Dan McGinn, Street Superintendent Doug Jones, Receptionist Virginia Jones and Executive Secretary Carol Brown

**Call to the Public for Items not on the Agenda**

Tony Gioia stated that per the Town Code (Section 2-3-7) agendas should include "Call to the public for items not on the Agenda".

Cheri Wischmeyer noted that agendas shall include "Call to the public for items not on the Agenda".

Attorney Ramsey noted it was the Mayor's choice whether he wanted to open the meeting for this item.

Councilor Dickinson noted that the Council may have to open the meeting to the public for this item.

Mayor Rogers opened the meeting for "Call to the public for items not on the Agenda".

Bob Dinegar commented that Camp Verde does not need more stupidity.

John Garello said, "I resent that remark"!

Wayne McIntosh asked, "what was so important that we had to have this agenda".

Donna Hromada noted that she had to leave family and obligations to be here and that is how little you think of this Town.

Gloria Miller spoke.

**3. Hiring Outside Legal Counsel for Advice in Executive Session**

Hall moved to have the Town hire outside legal counsel, when legal advice is needed for Executive and Regular Sessions or for open meeting agendas and recommended Attorney Robert S. Pecharich be contacted. Garello seconded the motion. The motion failed for lack of majority vote. Hall, Garello, and Dickinson voted yes. Rogers and Larkey voted no.

On an inquiry by Councilor Hall, Attorney Ramsey responded that the Town had a long standing agreement with Mr. Pecharich for his assistance on an emergency basis. Attorney Ramsey also noted that the motion should include amount of pay, designate issues and be clear on duties.

Councilor Larkey noted that it cost the Town \$2,200.00 the last time we hired outside legal Counsel for two meetings and inquired why Council would want to do this?

Councilor Garello responded that Council needed impartial legal counsel.

Mayor Rogers stated that in the last 10 ½ years, Attorney Ramsey's advice has always been consistent with other attorneys and the League of Arizona Cities and Towns.

**4. Setting Executive Session for December 1, 1997 at 6:30 p.m.**

No action was necessary as the motion in item #3 failed for lack of majority vote.

**5. Discussion of the December 1, 1997 Executive Session with Town Manager**

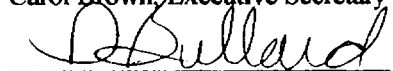
On a motion by Hall, seconded by Garello the Council voted unanimously to cancel the December 1, 1997 Executive Session with Town Manager Dane Bullard.

**6. Adjournment**

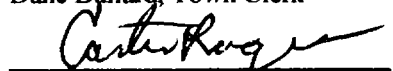
The meeting was adjourned 6:59 p.m.

  
\_\_\_\_\_

Carol Brown, Executive Secretary

  
\_\_\_\_\_

Dane Bullard, Town Clerk

  
\_\_\_\_\_

Carter Rogers, Mayor

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and accurate accounting of the actions of the Mayor and Common Council during the Special Session of the Town Council of Camp Verde, Arizona held on the 26th day of November, 1997. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 1<sup>st</sup> day of December, 1997.

  
\_\_\_\_\_

Dane Bullard, Town Clerk



**AGENDA  
EXECUTIVE SESSION**

**COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
CAMP VERDE TOWN HALL  
COUNCIL CHAMBERS  
MONDAY, DECEMBER 1, 1997  
5:30 p.m.**

1. Call to Order
2. Roll Call

Discussion in Executive Session of the Following:

3. Review of Past, Present and Future Performance of Town Manager - A.R.S. §38-431.03 (A)(1)
4. Adjournment

**CANCELED**

Posted by: D. Barber

Date/Time: 12-1-97 12:00 p.m.

*The Town of Camp Verde Council Chambers are accessible to the handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk*

**AGENDA  
EXECUTIVE SESSION**

**COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE**

**CAMP VERDE TOWN HALL  
CONFERENCE ROOM #108**

**TUESDAY, DECEMBER 2, 1997  
5:30 p.m.**

- 1) Call to order
- 2) Roll Call

Discussion and Executive Session of the Following:

- 3) Interview of Marshal Applicant A.R.S. §38-431.0-3 (A) (1)
- 4) Adjournment

Posted: November 26, 1997 At: 12:45pm By: Carol J. Brown

**MINUTES  
EXECUTIVE SESSION  
A.R.S. §38-431.03(A)(1)  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, DECEMBER 2, 1997  
5:30 P.M.**

**1. Call to Order.**

The meeting was called to order at 5:30 p.m.

**2. Roll Call.**

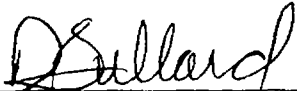
Mayor Rogers, Ray Larkey, John Garello, Brenda Hauser, Jesse Reeves, Tom Hall, and Wayne Dickinson were present. Dane Bullard, Town Manager was also present. Mayor Rogers left the meeting at 6:30 p.m.

**3. Interview of Marshal Applicant – A.R.S. §38-431.03(A)(1)**

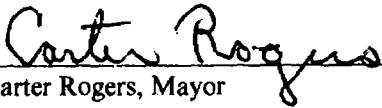
Glen Nichols was interviewed for the position of Town Marshal.

**4. Adjournment.**

The meeting was adjourned at 6:45 p.m.



\_\_\_\_\_  
Dane Bullard, Town Clerk



\_\_\_\_\_  
Carter Rogers, Mayor

**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 Executive Session of the Town Council of Camp Verde, Arizona, held on the 2<sup>nd</sup> day of December 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 3<sup>rd</sup> day of December 1997.



\_\_\_\_\_  
Dane Bullard, Town Clerk

**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, DECEMBER 3, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

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, except to set them for consideration at a future date.

5. **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 so requests.**

a) **Approval of the Minutes:**

- 1) Regular Session – November 19, 1997

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

- 1) Regular Session - December 17, 1997 at 6:30 p.m.
- 2) Council Hears P&Z - December 17, 1997 at 6:30 p.m.
- 3) Regular Session – January 7, 1998 at 6:30 p.m.

**Discussion and Possible Action on the Following:**

6. Second Public Hearing on CDBG Funding Request
7. Response to Superior Companies' Letter of November 2, 1997 Regarding the Town's use of Superior Companies' Property
8. Resolution of Support for Northern Arizona Emergency Medical Services Council
9. Manager's Report
10. Council/Staff Comments, Informational Reports, and Activity Updates
11. Adjournment

Posted by: Carol Brown

Date/Time: November 26, 1997, 3:25 p.m.

The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large type face print, may request these at the Office of the Town Clerk.

**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, DECEMBER 3, 1997  
6:30 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

Mayor Rogers called the meeting to order at 6:31 p.m.

**2. Roll Call**

Mayor Rogers, Councilors John Garello, Ray Larkey, Brenda Hauser, Tom Hall, and Jesse Reeves were present. Wayne Dickinson was absent.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Doug Jones, Street Superintendent; Wes Mauldin, Acting Town Marshal; Dan McGinn, Public Works Director; Virginia Jones, Receptionist; Gwen Gunnell, CVARP Director; Barbie Bridge, Chamber Director; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

**3. Pledge of Allegiance**

Councilor Hauser led the pledge.

**4. Call to the Public for Items Not on the Agenda.**

Sharon Petrie asked why stakes were on the north side of Oasis Road. Doug Jones responded that they are probably reference points to establish right-of-way. Jones and McGinn arranged to meet Ms. Petrie on 12/4/97 to check on the issue.

Donna Hromada asked that the minutes of 11/19/97 be corrected to indicate that she said "IF" there were no complaints.

Lois Strothers stated a bus was needed to provide transportation for Camp Verde residents to Cottonwood.

Clayton Young, Camp Verde Fire District Deputy Chief, advised the District intends to buy-out the Clinic Association. He explained that assistance was needed from the Town and he would like to schedule a meeting with the Council to discuss some of the issues, such as District boundaries covering all the area within the Town limits.

Garello asked Young to put his request in writing.

Jane Whitmire asked that the minutes of 11/19/97 be corrected to indicate that more complete information should be provided, and that the employees should be primarily responsible for their retirement. She stated the Town had a very lucrative plan, with a 100% match.

Jennifer Dutton asked that protection be provided to citizens attending Council meetings. She explained that at the last meeting two Council members were standing near her vehicle after the meeting. She stated that she and her friend decided not to go near the vehicle until the men were gone. She further stated that one of the Councilors yelled at her, and that she and her friend felt very intimidated by the incident.

Mayor Rogers asked that Bullard look into providing the request.

There was no other public input.

**5. 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 so requests.**

**a) Approval of the Minutes:**

- 1) Regular Session – November 19, 1997

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

- 1) Regular Session - December 17, 1997 at 6:30 p.m.
- 2) Council Hears P&Z - December 17, 1997 at 6:30 p.m.
- 3) Regular Session – January 7, 1998 at 6:30 p.m.

On a motion by Garello, seconded by Hauser, the Council unanimously approved the Consent Agenda with the minutes amended.

**Discussion and Possible Action on the Following:**

**6. Second Public Hearing on CDBG Funding Request**

Bullard explained the background of CDBG and that the purpose of this hearing was to accept public comment on expenditure of CDBG funds and that after hearing public comment, Council should prioritize the proposed activities. He further explained that staff would then determine which projects met CDBG guidelines and prepare the application accordingly.

After extensive discussion, the Council prioritized the list of Requests for CDBG Funding as follows:

- Camp Verde Clinic Association request for new ambulance and heart monitor
- Senior Citizen's request for new van
- MJL request for vehicle to transport Camp Verde residents to medical facilities in Cottonwood
- Verde Valley Sanctuary request for \$25,000
- Hearing Devices for the hearing impaired to be used for public meetings
- Accessible Playground equipment
- Owner-occupied housing rehabilitation
- Affordable Housing Plan
- Gymnasium and restroom remodeling to meet ADA requirements
- Public Transportation/Study
- Drainage issues and street paving

- Camp Lincoln Road
- Camp Verde Sanitary District request for purchase of treatment plant site
- Ike Monty LIHTC Partnership request for final acquisition and infrastructure

**Public Input:**

Grace Myers of the Camp Verde Senior Citizens Center asked that a new vehicle be purchased for the Center so that meal deliveries could be made. She stated the new vehicle could also be used to provide transportation for the elderly to medical appointments, shopping and to the Center.

Rick Bennett explained that he was establishing a non-profit adult day care center. He advised that he had purchased a four-bedroom home and he needed \$75,000 to \$100,000 to get the center staffed and opened. He said this would serve four elderly persons.

Dr. Donna Mikels explained that she was present on behalf of the Verde Valley Sanctuary where she serves as a board member. She stated that one woman dies every nine seconds as a result of domestic violence. She said the Sanctuary provides day care, training, housing and counseling. She urged Council to consider \$25,000 for the Sanctuary to provide services for the Camp Verde residents. She stated that Cottonwood and Sedona had used CDBG funds to assist with funding for the shelter.

Bill Boler of the Camp Verde Clinic Association explained that a new ambulance, heart monitor and staffing was urgently needed to keep the Association going. He said the Association was willing to be taken over by the Fire District. However, the District could not absorb their salaries or the debts of the Association. After a lengthy discussion and questions from Council members, Carl Steward of NACOG explained that salaries were not an eligible CDBG activity. He further explained that the purpose of this hearing was to prioritize the funding requests. He stated that NACOG would work with Town staff to determine if the projects actually qualified.

Mr. Machula, Executive Vice-President of Operations of Marcus J. Lawrence Hospital, explained the medical services in Camp Verde are inadequate, as there are not enough physicians or medical equipment available to the Town. He stated that a survey completed in June 1997 showed that a lack of transportation was the primary reason for people not receiving needed medical care. He explained the survey indicated that 4% of the people in Cottonwood, 6.6% of Sedona residents and 9.4% of Camp Verde residents did not receive needed care due to lack of transportation. He said the national average is 4%. He also explained that 44% of Camp Verde citizens leave Camp Verde for medical services, while 12.5% of Cottonwood residents and 10% of Sedona residents leave their respective cities for treatment. He explained the study indicated a dire need of transportation for Camp Verde residents. He asked Council to consider a partnership with MJL in purchasing a vehicle. He assured Council there would be matching funds available. After questions from Council members, he explained the vehicle would not be used for emergencies, but would be for transportation purposes only.

Margie Johnson of the Camp Verde Sanitary District explained the District needed funds to purchase the land where the current treatment site is located. After several questions from Garello on the status of the District's grant funding process of the sewer extension, she advised this proposed project did not address the extension, but was for the purchase of the land only.

Gwen Gunnell stated that public transportation was a very pressing need of the community. She explained that the number one barrier for services is the lack of transportation. She said that it costs as much as \$5 per trip for a minimum wage employee without transportation to get to work. She urged Council to consider public transportation.

Lois Strothers said that a shelter should also be considered in the transportation issue.

Marshall Whitmire stated that after hearing the comments on public transportation needs that perhaps the Council should consider funds for a transportation study.

Garello stated that Henry Shill did not wish to spend that much money on Wingfield Mesa Road so he wished to withdraw the request. He explained that Mr. Shill wishes the Town to maintain the road.

Dan McGinn stated there were drainage issues in Verde Lakes and Overlook Acres, and street paving that could be considered.

Hall asked if staff could pave Camp Lincoln Road. McGinn replied that right-of-way issues are being addressed at this time.

Oscar Crick stated that he is in charge of the Senior Citizens van, and that he gets very few calls for use of the van. He stated he would like to see the purchase of a vehicle to deliver meals, and that it would be used daily. He stated the Center did not need to purchase a van with a wheel chair lift, as they have not used the one they have in six years. He further stated the present vehicle was in need of repair.

Donna Hromada said the Senior Citizen Center was an asset to the Town and that transportation was needed to provide the meals, but that the Council should require more accurate description of the needs and anticipated costs.

Garello said that he had been working with Mrs. Myers and Oscar Crick. He said they are asking only for what they need.

Dr. Mikels said that it was very interesting to hear all the needs of the community. She stated the Sanctuary's work intersected every request that had been made. She urged Council to consider the Verde Valley Sanctuary a top priority.

Gloria Miller stated she had worked with the Victim/Witness program. She stated the Sanctuary had always been available to assist and she urged support of the Sanctuary.

**7. Response to Superior Companies' Letter of November 2, 1997 Regarding the Town's use of Superior Companies' Property**

Bullard advised that Superior had been sold to another company. He stated that staff was seeking authorization to enter into negotiations for the purchase of a street yard or enter into a long-term lease.

Jones stated that he had talked to Art Sheldon and that he was interested in a lease. He stated the Town would have only 18 - 24 months before there might be a problem. He further explained that



two years ago, Superior had proposed a cost of \$2,500 per month for the 7.5 acres with an office building. He expressed concerns with making needed repairs to the office building if a long-term lease was not obtained.

Garello stated the Street Department needed its own office and yard.

Rogers said that he was concerned with being invoiced from 8/96.

On a motion by Larkey, seconded by Garello, the Council voted unanimously to authorize staff to begin negotiations with Superior Companies, and to investigate future properties.

There was no public input.

**8. Resolution of Support for Northern Arizona Emergency Medical Services Council**

Bullard stated the NAEMS Council had requested a resolution of support, however, since the Town had no control over the Camp Verde Clinic Association, he recommended Council draft a letter of support.

On a motion by Garello, seconded by Reeves, the Council voted unanimously to approve the Town support of the Northern Arizona Emergency Medical Services Council by letter.

**Public Input:**

Bill Boler encouraged Council to support the NAEMS Council. He said the organization has been very supportive. He stated the Camp Verde Clinic Association would also provide a letter of support.

**8.a Organization of Council Agendas**

Bullard explained Councilor Larkey had requested this item, and that Attorney Ramsey had issued the attached memo addressing the issues. Ramsey explained that paragraph one of the memo had already been adopted as part of the Town Code.

Larkey stated his primary concern when requesting this item was to stop special meetings being called with 24-hour notice on the eve of holidays. He said this happened on July 4<sup>th</sup> and the night before Thanksgiving.

Hauser stated that she agreed with Larkey. She said that she had grandchildren in a Thanksgiving program and visitors and that she had been unable to attend the meeting. She further stated that she felt it was unfair to the Council, the staff and the public to call a meeting when they would be planning out of town trips, etc.

Reeves stated that he did not think it a good idea to require the public to sign a form to speak before Council.

Hall stated he felt Council should pass the whole thing.

Reeves stated he did not agree, and that he did not feel that the public should be limited to 5 minutes for speaking to Council.

Larkey stated his primary concern was calling special meetings the night before a legal holiday.

On a motion by Reeves, seconded by Larkey, the Council voted to hold no special sessions on the day before a holiday, except in the case of emergencies. Reeves, Rogers, Larkey and Hauser voted yes. Hall and Garelo voted no.

On a motion by Larkey, seconded by Hauser, the Council voted to bring this (approval) back to Council in a Resolution format. Larkey, Rogers, Reeves and Hauser voted yes. Hall and Garelo voted no.

**9. Manager's Report**

Manager Bullard reported that Council had been invited to attend a ceremony to accept a letter of appreciation from the WW II monument restoration committee. Larkey volunteered.

Bullard asked Acting Marshal, Wes Mauldin, to report on the results of the recent inspection of the jail facilities by the Arizona State Health Dept. Mauldin reported that the kitchen facilities had failed the inspection. He said there are insufficiencies in the sewer system and toilets, the appliances, and electrical system. Mauldin further explained the amount of staff time involved in caring for prisoners and the liability to house them. It was his recommendation that the Town get out of the jail business and contract with the County to house prisoners or work with the court for a cite and release system. He said the jail would make an ideal evidence room.

Garelo asked Mauldin if he had submitted the list of repairs to Bullard, so that Bullard could present them to Council.


Bullard advised that staff would look into all costs involved and report back to Council.

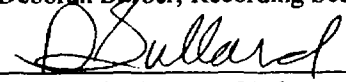
**10. Council/Staff Comments, Informational Reports, and Activity Updates**

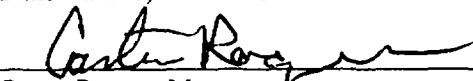
Garelo thanked Mauldin for a job well done. He said that things at the Marshal's Office had quieted down, and that he appreciated Mauldin.

**11. Adjournment**

The meeting was adjourned at 9:42 p.m.

  
\_\_\_\_\_  
Deborah Barber, Recording Secretary

  
\_\_\_\_\_  
Dane Bullard, Town Clerk

  
\_\_\_\_\_  
Carter Rogers, Mayor

Carter Rogers, Mayor

**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 the 3<sup>rd</sup> day of December 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 4<sup>th</sup> day of December 1997.

*Deborah Barber*

\_\_\_\_\_  
Deborah Barber, Recording Secretary

**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, DECEMBER 3, 1997**

5. **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 so requests.**

a) **Approval of the Minutes:**

- 1) Regular Session - November 19, 1997

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

- 1) Regular Session - December 17, 1997 at 6:30 p.m.  
2) Council Hears P&Z - December 17, 1997 at 6:30 p.m.  
3) Regular Session - January 7, 1998 at 6:30 p.m.

On a motion by Garello, seconded by Hauser, the Council unanimously approved the Consent Agenda with the minutes amended.

**Discussion and Possible Action on the Following:**

6. **Second Public Hearing on CDBG Funding Request**

The Council prioritized the list of Requests for Funding as follows:

- Camp Verde Clinic Association request for new ambulance and heart monitor
- Senior Citizen's request for new van
- MJL request for vehicle to transport Camp Verde residents to medical facilities in Cottonwood
- Verde Valley Sanctuary request for \$25,000
- Hearing Devices for the hearing impaired to be used for public meetings
- Accessible Playground equipment
- Owner-occupied housing rehabilitation
- Affordable Housing Plan
- Gymnasium and restroom remodeling to meet ADA requirements
- Public Transportation/Study
- Drainage issues and street paving
- Camp Lincoln Road
- Camp Verde Sanitary District request for purchase of treatment plant site
- Ike Monty LIHTC Partnership request for final acquisition and infrastructure

7. **Response to Superior Companies' Letter of November 2, 1997 Regarding the Town's use of Superior Companies' Property**

On a motion by Larkey, seconded by Garello, the Council voted unanimously to authorize staff to begin negotiations with Superior Companies, and to investigate future properties.

8. **Resolution of Support for Northern Arizona Emergency Medical Services Council**

On a motion by Garello, seconded by Reeves, the Council voted unanimously to approve the Town support of the Northern Arizona Emergency Medical Services Council by letter.

**8.a Organization of Council Agendas**

On a motion by Reeves, seconded by Larkey, the Council voted to hold no special sessions on the day before a legal holiday, except in the case of emergencies. Reeves, Rogers, Larkey and Hauser voted yes. Hall and Garelo voted no.

On a motion by Larkey, seconded by Hauser, the Council voted to bring this (approval) back to Council in a Resolution format. Larkey, Rogers, Reeves and Hauser voted yes. Hall and Garelo voted no.

**9. Manager's Report**

Manager Bullard reported that Council had been invited to attend a ceremony to accept a letter of appreciation from the WW II monument restoration committee. Larkey volunteered.

Bullard asked Acting Marshal, Wes Mauldin, to report on the results of the recent inspection of the jail facilities by the Arizona State Health Dept. Mauldin reported that the kitchen facilities had failed the inspection. He said there are insufficiencies in the sewer system and toilets, the appliances, and electrical system. Mauldin further explained the amount of staff time involved in caring for prisoners and the liability for housing them. It was his recommendation that the Town get out of the jail business and contract with the County to house prisoners or work with the court for a cite and release system. He said the jail would make an ideal evidence room.

Garelo asked Mauldin if he had submitted the list of repairs to Bullard, so that Bullard could present them to Council.

Bullard advised that staff would look into all costs involved and report back to Council.

**10. Council/Staff Comments, Informational Reports, and Activity Updates**

Garelo thanked Mauldin for a job well done. He said that things at the Marshal's Office had quieted down, and that he appreciated Mauldin.

**11. Adjournment**

The meeting was adjourned at 9:42 p.m.

**SUPPLEMENTAL AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, DECEMBER 3, 1997  
6:30 P.M.**

8.a Organization of Council Agendas

Posted by: Nelson Barber

Date/Time: 12-2-97 - 3:30 p.m.

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**ACTIONS TAKEN  
REGULAR SESSION  
WEDNESDAY, DECEMBER 17, 1997  
6:30 P.M.**

5. **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 so requests.**

a) **Approval of the Minutes:**

- 1) Special Session – November 26, 1997
- 2) Regular Session – December 3, 1997

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

- 1) Regular Session – January 7, 1998 at 6:30 p.m.
- 2) Regular Session – January 21, 1998 at 6:30 p.m.
- 3) Council Hears P&Z – January 28, 1998 at 6:30 p.m.

On a motion by Larkey, seconded by Hauser, the Council voted unanimously to approve the Consent Agenda as presented.

On a motion by Rogers, seconded by Larkey, the Council voted unanimously to set a Work Session on January 14, 1998 at 6:30 p.m. with the Verde Ditch Company.

6. **Status Report - Improvement of Montezuma Castle Highway from High School to I-17**

Phil Entz of UrbanTech, Ltd. reported on the proposed improvements to Montezuma Castle Highway. There was no action required by Council.

7. **Dispatch Intergovernmental Agreement with Camp Verde Fire District**

On a motion by Garelo, seconded by Hauser, the Council voted unanimously to approve Resolution 97-388, approving the IGA with the Camp Verde Fire Department.

8. **Review of Funding Request by Verde Valley Regional Economic Development Council as Requested by Vice-Mayor Garelo**

On a motion by Garelo, seconded by Larkey, the Council voted unanimously to table the review of funding for Verde Valley Regional Economic Development Council at this time, and to be reinstated in the agenda at a later date for discussion and possible approval.

9. **Direction to Staff Regarding Town User Fees**

On a motion by Larkey, seconded by Hauser, the Council voted unanimously to direct staff to review fees and bring recommendations back to Council.

**10. Manager's Report**

There was no report.

**11. Council/Staff Comments, Informational Reports, and Activity Updates**

McGinn reported bid openings on the Pool Room Enclosure, Oasis Road, the Marshal's Office, GIS, and Landfill this week.

Ramsey reported the Arizona Navigable Stream Adjudication Commission had determined the Verde River showed no navigability as of February 14, 1918, and thus would not receive the designation.

Larkey reported the widening of 89A between Cottonwood and Sedona was discussed at the last Verde Valley Transportation Organization meeting. He stated the project had included the removal of several large cottonwood trees. He asked Council members if they were interested in sending a letter to ADOT to protest removal of the trees. He stated that if Cottonwood, Sedona and Camp Verde Councils sent letters, it might have an impact on the possibility of the tree removal. Rogers and Hauser stated they would like to see the trees saved, as did the audience.

Hauser expressed her appreciation to the Parks & Recreation Department, the P&R Commission and staff for the Christmas activities that were held on December 13<sup>th</sup>.

Garello asked Rogers if it were true that the County had over one million dollars available to open the landfill, and that all Camp Verde had to do was to ask for it. Rogers said he had heard that rumor, and that he and Bullard would be meeting with Chip Davis in January, and it would be discussed at that time.

Reeves asked about the status of the jail, what basis Wischmeyer had for his lawsuit on release of private information and about the lawsuit regarding a raccoon bite.

Ramsey explained the notice was based on the release of confidential records. After further discussion, Ramsey recommended that it not be discussed at this time.

Bullard advised that Ramsey had recently given each Councilperson a memo on confidential/public information.

Rogers wished everyone a Merry Christmas and Happy New Year.

**12. Adjournment**

The meeting was adjourned at 7:26 p.m.



**AGENDA  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, DECEMBER 17, 1997  
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

**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, except to set them for consideration at a future date.**

5. **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 so requests.**

**a) Approval of the Minutes:**

- 1) Special Session -- November 26, 1997
- 2) Regular Session -- December 3, 1997

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

- 1) Regular Session -- January 7, 1998 at 6:30 p.m.
- 2) Regular Session -- January 21, 1998 at 6:30 p.m.
- 3) Council Hears P&Z -- January 28, 1998 at 6:30 p.m.

**Discussion and Possible Action on the Following:**

6. Status Report - Improvement of Montezuma Castle Highway from High School to I-17
7. Dispatch Intergovernmental Agreement with Camp Verde Fire District
8. Review of Funding Request by Verde Valley Regional Economic Development Council as Requested by Vice-Mayor Garelo
9. Direction to Staff Regarding Town User Fees
10. Manager's Report
11. Council/Staff Comments, Informational Reports, and Activity Updates
12. Adjournment

Posted by: Leborah Barber

Date/Time: 12-12-97 - 9:30 A.M.

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**MINUTES  
REGULAR SESSION  
COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
WEDNESDAY, DECEMBER 17, 1997  
6:30 P.M.**

*Minutes are a summary of the actions taken. They are NOT verbatim.*

**1. Call to Order**

Mayor Rogers called the meeting to order at 6:31 p.m.

**2. Roll Call**

Mayor Rogers, Councilors John Garello, Ray Larkey, Brenda Hauser, and Jesse Reeves were present. Tom Hall and Wayne Dickinson were absent.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Dan McGinn, Public Works Director; Debi Phillips, Accounting Tech; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present. Bill Lee, Parks & Recreation Director joined the meeting at 6:35 p.m.

**3. Pledge of Allegiance**

Councilor Garello led the pledge.

**4. Call to the Public for Items Not on the Agenda.**

There was no public input.

**5. 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 so requests.**

**a) Approval of the Minutes:**

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- 1) Regular Session – January 7, 1998 at 6:30 p.m.
- 2) Regular Session – January 21, 1998 at 6:30 p.m.
- 3) Council Hears P&Z – January 28, 1998 at 6:30 p.m.

On a motion by Larkey, seconded by Hauser, the Council voted unanimously to approve the Consent Agenda as presented.

On a motion by Rogers, seconded by Larkey, the Council voted unanimously to set a Work Session on January 14, 1998 at 6:30 p.m. with the Verde Ditch Company.

**6. Status Report - Improvement of Montezuma Castle Highway from High School to I-17**

Phil Entz of UrbanTech, Ltd. reported on the proposed improvements to Montezuma Castle Highway. A copy of the Draft Report is attached and becomes a part of these minutes. In summary, Montezuma Castle Highway will be improved from the High School to I-17. The project costs are anticipated to be approximately 1.9 million dollars and the total amount will be financed through grants. The Yavapai Apache Nation will apply for the entire amount, including the Town's portion of the project. Entz also reported that the project had consisted of nine meetings and included participation from the Tribe, Town of Camp Verde, the Forest Service, the Parks Service and ADOT. He advised the public turnout had been light.

Garello told McGinn that he wanted bi-monthly reports on this project, because he was not going to allow any cost overruns on this project.

Entz responded the project was to be funded in whole with grant funds.

Larkey confirmed with Entz that the project would be funded with federal funds and not Town funds.

There was no action required or taken by Council.

There was no public input.

**7. Dispatch Intergovernmental Agreement with Camp Verde Fire District**

Bullard explained that he had met with Phil Harbeson and worked out an agreement, and this was before Council again for approval. He explained the only changes were copies of recorded dispatch calls, to be paid by the District, and monthly meetings between the District and the Dispatch Supervisor. Bullard advised that staff recommended approval.

Garello asked if the Fire Department had agreed to the IGA. Bullard responded they had.

Rogers stated the Clinic Association was having serious problems, and the Fire District was considering taking over the Association. He stated the District had expressed interest in talking to the Town about their issues, and he suggested this be included in the January 14<sup>th</sup> work session.

On a motion by Garello, seconded by Hauser, the Council voted unanimously to approve Resolution 97-388, approving the IGA with the Camp Verde Fire Department.

There was no public input.

**8. Review of Funding Request by Verde Valley Regional Economic Development Council as Requested by Vice-Mayor Garello**

Garello stated that because Mr. Beson and two other Council members were absent, he wanted to make a motion.

On a motion by Garelo, seconded by Larkey, the Council voted unanimously to table the review of funding for Verde Valley Regional Economic Development Council at this time, and to be reinstated in the agenda at a later date for discussion and possible approval.

There was no public input.

**9. Direction to Staff Regarding Town User Fees**

Rogers advised that many years ago, Council had reviewed Town fees on an annual basis in January. He stated that somewhere along the way, it had been discontinued. He said it might be a good idea to review fees, as some may need to be increased or even decreased. He explained this included all fees for the Pool, Library, Parks & Rec. and Planning & Zoning. He asked Council if they wished to reestablish this procedure.

On a motion by Larkey, seconded by Hauser, the Council voted unanimously to direct staff to review fees and bring recommendations back to Council.

There was no public input.

**10. Manager's Report**

There was no report.

**11. Council/Staff Comments, Informational Reports, and Activity Updates**

McGinn reported bid openings on the Pool Room Enclosure, Oasis Road, the Marshal's Office, GIS, and Landfill this week.

Ramsey reported the Arizona Navigable Stream Adjudication Commission had determined the Verde River showed no navigability as of February 14, 1918, and thus would not receive the designation.

Larkey reported the widening of 89-A between Cottonwood and Sedona was discussed at the last Verde Valley Transportation Organization meeting. He stated the project had included the removal of several large cottonwood trees. He asked Council members if they were interested in sending a letter to ADOT to protest removal of the trees. He stated that if Cottonwood, Sedona and Camp Verde Councils sent letters, it might have an impact on the possibility of the tree removal. Rogers and Hauser stated they would like to see the trees saved, as did the audience.

Hauser expressed her appreciation to the Parks & Recreation Department, the P&R Commission and staff for the Christmas activities that were held on December 13<sup>th</sup>.

Garelo asked Rogers if it were true that the County had over one million dollars available to open the landfill, and that all Camp Verde had to do was to ask for it. Rogers said he had heard that rumor, and that he and Bullard would be meeting with Chip Davis in January, and it would be discussed at that time.

Reeves asked about the status of the jail, what basis Wischmeyer had for his lawsuit on release of private information and about the lawsuit regarding a raccoon bite.


Ramsey explained the notice was based on the release of confidential records. After further discussion, Ramsey recommended that it not be discussed at this time.


Bullard advised that Ramsey had recently given each Councilperson a memo on confidential/public information.

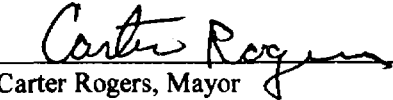
Rogers wished everyone a Merry Christmas and Happy New Year.

**12. Adjournment**

The meeting was adjourned at 7:26 p.m.

  
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Deborah Barber, Recording Secretary

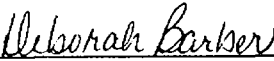
  
\_\_\_\_\_  
Dane Bullard, Town Clerk

  
\_\_\_\_\_  
Carter Rogers, Mayor

**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 the 17<sup>th</sup> day of December 1997. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 18<sup>th</sup> day of December 1997.

  
\_\_\_\_\_  
Deborah Barber, Recording Secretary