

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, JANUARY 7, 1998
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 – December 17, 1997

b) Set Next Meeting, Date and Time:

- 1) Work Session – January 14, 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 Dickinson, the Council voted unanimously to approve the Consent Agenda as presented.

- 6. Request for Endorsement and Financial Support by the Celebrate 98 Committee for a Community Based Graduation Party**

On a motion by Garello, seconded by Dickinson, the Council voted to endorse and provide financial support of the Celebrate 98 community-based graduation party in the amount of \$5,000. Reeves voted no.

- 7. Award of Oasis Road Construction Project #97-004**

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to award Oasis Rd. Construction Project #97-004 to Fann Construction in the amount of \$163,828.00.

- 8. Review and Possible Action of Department User Fees**

- Community Development
- Parks & Recreation
- Public Works
- Marshal's Office
- Library

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to direct staff to review user fees and bring them back to Council in resolution format with the changes as recommended.

9. Authorization to submit application and for Manager to sign documents for the Arizona Criminal Justice Commission Grant in the Amount of \$6,364 to be used for Indemnification Insurance for Law Enforcement Officers

On a motion by Hauser, seconded by Larkey, the Council voted unanimously to authorize the Manager to submit the application and sign documents for the Arizona Criminal Justice Commission Grant in the amount of \$6,364 to be used for the purposes of Insurance Indemnification for Law Enforcement Officers.

10. Direction to Staff regarding Compel to Clean-up Property Ordinance on Parcel #404-15-157, 2973 S. Maple Street, Lot #601

On a motion by Reeves, seconded by Dickinson, the Council voted unanimously to direct staff to notify the property owner in writing as soon as possible by certified mail.

11. Possible Approval of Memorandum of Understanding with the Arizona Department of Commerce to Provide Technical Assistance to develop a Housing Plan/Strategy and a Revolving Loan Fund for Housing Rehabilitation

On a motion by Larkey, seconded by Hauser, the Council voted unanimously to approve and authorize the Mayor to sign the Memorandum of Understanding with the Department of Commerce to provide Technical Assistance to develop a Housing Plan and a Revolving Loan Fund for Housing Rehabilitation.

12. Manager's Report

Bullard reported that he had been in contact with the Attorney General's office and was told there should be an answer by the end of the month.

He also reported that there was a \$180,000 surplus in the General Fund after the first 6 months of the Fiscal Year. He explained the Town was in a good financial position. Rogers asked for a summary sheet.

13. Council/Staff Comments, Informational Reports, and Activity Updates

McGinn reported he had received approval from the Forest Service to place material on Wingfield Mesa Road. He stated this would be done as soon as weather permitted. He also advised the field work was completed on Camp Lincoln Road, and that proposals for the GIS system and Landfill were in. He stated he would be preparing summaries for the proposals shortly.

Dickinson asked the Manager about a radio transmission overheard by Matt Dutton on October 6, 1997, around midnight which took place between Deputies Brian Andrews and Mike Fields. He said that Rogers could corroborate the conversation, as he had heard it on the police scanner. Dickinson stated that Andrews asked Fields "did you find anything on him?" Dickinson stated that after Fields replied that he had not found anything, Andrews then stated, "next time, make sure you do". Rogers stated he had heard a comment that he believed took place between Andrews and

Fields, but could not remember the date. Rogers confirmed the statements, but he pointed out that he did not know the context of the conversation, or what they were talking about when he came in on the conversation. He said that Andrews said that "if you did not find anything, make sure that the next time, you do." Again, he stated he did not know the context of the conversation.

Dickinson said these were very serious charges and then asked why nothing had been done or why quicker action had not been taken. Bullard responded that the Marshal's Office had been contacted, and had already investigated the incident. Dickinson asked to know when the Marshal's Office had been contacted.

Bullard replied the Marshal's Office was contacted when the citizen's complaint was filed. He advised that the Acting Town Marshal could better answer his questions, as he had been involved in the investigation of the allegations. He assured Dickinson that the complaint had not been set aside or ignored.

Hall asked Bullard if this was the incident the FBI was involved in. Bullard reported that Mr. Babcock had contacted the FBI, and at this time, they have not contacted the Town.

Mauldin reported that he had spoken with the officers that were involved and their stories conflicted with those of the citizen and the Mayor who overheard the conversation. He said the investigation has not been resolved and that it involves very serious allegations of planting evidence and deliberate harassment.

Hall said it sounded to him like they needed to get the authorization to keep the investigation going, to direct the manager.

Rogers responded that it was on going and will continue.

Hauser asked when a Marshal would be appointed.

Rogers said it could come up at the next meeting, but the Manager was to contact the Attorney General's office one more time.

Reeves said that they were not going to "appoint anybody until we've heard from the A.G."

14. Adjournment

The meeting was adjourned at 8:35 p.m.

**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JANUARY 7, 1998
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 - December 17, 1997

b) Set Next Meeting, Date and Time:

- 1) Work Session - January 14, 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:
(Public Input is invited on item(s) 6, 7, 8, and 10)**

6. Request for Endorsement and Financial Support by the Celebrate 98 Committee for a Community Based Graduation Party
7. Award of Oasis Road Construction Project #97-004
8. Review and Possible Action of Department User Fees
 - Community Development
 - Parks & Recreation
 - Public Works
 - Marshal's Office
 - Library
9. Authorization to submit application and for Manager to sign documents for the Arizona Criminal Justice Commission Grant in the Amount of \$6,364 to be used for Indemnification Insurance for Law Enforcement Officers

10. Direction to Staff regarding Compel to Clean-up Property Ordinance on Parcel #404-15-157, 2973 S. Maple Street, Lot #601
11. Possible Approval of Memorandum of Understanding with the Arizona Department of Commerce to Provide Technical Assistance to develop a Housing Plan/Strategy and a Revolving Loan Fund for Housing Rehabilitation
12. Manager's Report
13. Council/Staff Comments, Informational Reports, and Activity Updates
14. Adjournment

Posted by: Heborah Barber

Date/Time: 1-2-98 - 9:00 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, JANUARY 7, 1998
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 Garello, Ray Larkey, Brenda Hauser, Tom Hall, Jesse Reeves and Wayne Dickinson were present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Wes Mauldin, Acting Town Marshal; Dan McGinn, Public Works Director; Doug Jones, Street Superintendent; Bill Lee, Parks & Recreation Director; Phyllis Hazekamp, Library Director; 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.

Mayor Rogers gave Councilor Larkey a newspaper clipping from 1972 about his election.

Tony Gioia said that he had contacted Urban Tech and had been advised it would be possible to include the Camp Lincoln Road intersection and paving of the road in the proposed Montezuma Castle Highway project. He said that to be considered, it must be written into the grant. He also commended Dan McGinn for his excellent work. He said the Town would receive a large benefit at no cost.

Gary Mialocq advised that he would be a candidate in the upcoming recall election against John Garello. He said that he was displeased with the recall committee's endorsement of only one candidate. He also said he had been asked several times not to run. He explained that people in Town are fed up with not having a voice, and that encouraging only one candidate to run was subverting the election process. He said that he has been a counselor for 23 years, and that a split vote will not cause a problem.

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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On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda as presented.

6. Request for Endorsement and Financial Support by the Celebrate 98 Committee for a Community Based Graduation Party

Irene Peoble and Don Goffena advised they were requesting endorsement and financial support from the Town for the 1998 Senior Graduation party. They asked Council to consider matching funds up to \$5,000. They advised they plan to send letters to the students and parents asking for donations and that they were also requesting funds from other sources. They advised there were to be door prizes and gifts, and that the party gave the kids a place to go on graduation night. Irene and Don answered several questions from Council.

On a motion by Garello, seconded by Dickinson, the Council voted to endorse and provide financial support of the Celebrate 98 community-based graduation party in the amount of \$5,000. Reeves voted no.

Hall asked that Garello amend his motion to include that staff check to see if grant funds could be used to pay for the party, instead of paying for indemnification insurance.

Garello declined.

Public Input:

Donna Hromada said this was a good idea and it would provide a safe place for the children. She urged Council to support the request.

John Garello and Mayor Rogers asked that the committee give a report to Council after the party.

7. Award of Oasis Road Construction Project #97-004

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to award Oasis Rd. Construction Project #97-004 to Fann Construction in the amount of \$163,828.00.

There was no public input.

8. Review and Possible Action of Department User Fees

- Community Development
- Parks & Recreation
- Public Works
- Marshal's Office
- Library

Council reviewed and discussed fee changes in Planning & Zoning, Parks & Recreation, Library and the Marshal's Office.

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to direct staff to review user fees and bring them back to Council in resolution format with the changes as recommended.

Pubic Input:

Donna Hromada said that \$120 for three children to attend the summer program was more than reasonable. She said that when she first moved here, she could not afford the fees for her four children, so she worked off the fees. She said that is how she became a volunteer and now serves on the Parks & Recreation Commission. She also said that she had never seen a child turned away from the program.

Dickinson said that he was aware of several children that could not afford to attend.

Hall said that requiring children or parents to work for the program fees placed a stigma upon them.

Rogers said that every child should have the opportunity to attend.

Larkey said there was nothing wrong in working, and that it instilled pride. Larkey said Council should look at the fees more closely, then budget for them.

Reeves said this hurt kids with working parents, and that Council should table this and take a long hard look at the summer program fees.

Claudia Hauser said that the program works out to .50 an hour per child. She said she saved money by placing her children in the program, as she was paying \$4.00 per hour for babysitting for her three children. She also said a lot of the parents save money by putting their children in the program.

Dickinson responded that \$120.00 for three children was too much money for some families.

Donna Hromada said her son attended the program, and last year became a worker. She said the current fees don't cover supplies and labor. She urged Council to provide more funding in the Parks & Recreation budget.

There was no other public input.

9. **Authorization to submit application and for Manager to sign documents for the Arizona Criminal Justice Commission Grant in the Amount of \$6,364 to be used for Indemnification Insurance for Law Enforcement Officers**

Bullard explained the Town had been awarded a grant in the amount of \$6,364 based on the allocation tables in the packet. He also explained that there were seven areas available for expenditure and that he recommended insurance indemnification as we had two grants for overtime.

Hall asked who authorized the application. Bullard explained again that the funds were awarded based on the allocation tables, and that to receive the funds, the Town must submit an application indicating how they are to be expended. He advised the application had not yet been submitted.

Garello said that he felt #2, enhancing security measures in and around schools was more important, and asked why officers needed more insurance protection.

Bullard advised that the school presently has a grant funded DARE officer, and there would be many details and agreements to work out with the school in order to amend anything. He said there was not enough time. He also stated that the grant would be used to offset some of the insurance costs, not to increase them.

On a motion by Hauser, seconded by Larkey, the Council voted unanimously to authorize the Manager to submit the application and sign documents for the Arizona Criminal Justice Commission Grant in the amount of \$6,364 to be used for the purposes of Insurance Indemnification for Law Enforcement Officers.

There was no public input.

10. **Direction to Staff regarding Compel to Clean-up Property Ordinance on Parcel #404-15-157, 2973 S. Maple Street, Lot #601**

Bullard explained this item was on the agenda per request of the Mayor and staff. He said the property was a health and safety hazard, and had been so for three years. He stated the owner was in the military and stationed in Germany. He stated that staff was seeking direction on how to proceed.

Ramsey advised the owner had been notified verbally three months ago, but to enforce the ordinance, there must be proof of written service, either by certified mail or personal service.

Garello stated that this was the worst mess he had ever seen, and the Town should do all it can as soon as possible to clean it up.

Dickinson asked what Town staff would do the cleaning. Bullard responded that the Street Department personnel would do it. Dickinson said that the Street Department had enough work to do, and that it should be bid out.

After further discussion, and a motion by Reeves, seconded by Dickinson, the Council voted unanimously to direct staff to notify the property owner in writing as soon as possible by certified mail.

Public Input:

Debra Moody stated that she was a board member of the Verde Lakes Property Owner's Association, and that she appreciates the follow-through on this complaint.

11. Possible Approval of Memorandum of Understanding with the Arizona Department of Commerce to Provide Technical Assistance to develop a Housing Plan/Strategy and a Revolving Loan Fund for Housing Rehabilitation

Bullard stated that grants had been given to citizens to provide housing rehabilitation. He also stated the grant funding process had become so competitive, that alternatives had to be developed in order to continue our much-needed housing rehab program. Bullard further explained that staff had contacted the Department of Commerce and requested technical assistance to develop a housing plan and a revolving loan fund to continue our housing rehabilitation program. He stated that HUD approved the request, and a Memorandum of Understanding must be signed before proceeding.

Garello advised that Council had discussed this in the past, and that he felt it was a very important project, and that it was good for the community, as it met the needs of many of our citizens. He advised that he supported this project whole-heartedly.

On a motion by Larkey, seconded by Hauser, the Council voted unanimously to approve and authorize the Mayor to sign the Memorandum of Understanding with the Department of Commerce to provide Technical Assistance to develop a Housing Plan and a Revolving Loan Fund for Housing Rehabilitation.

There was no public input.

12. Manager's Report

Bullard reported that he had been in contact with the Attorney General's office and was told there should be an answer by the end of the month.

He also reported that there was a \$180,000 surplus in the General Fund after the first 6 months of the Fiscal Year. He explained the Town was in a good financial position. Rogers asked for a summary sheet.

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McGinn reported he had received approval from the Forest Service to place material on Wingfield Mesa Road. He stated this would be done as soon as weather permitted. He also advised the field work was completed on Camp Lincoln Road, and that proposals for the GIS system and Landfill were in. He stated he would be preparing summaries for the proposals shortly.

Dickinson asked the Manager about a radio transmission overheard by Matt Dutton on October 6, 1997, around midnight which took place between Deputies Brian Andrews and Mike Fields. He said that Rogers could corroborate the conversation, as he had heard it on the police scanner. Dickinson stated that Andrews asked Fields "did you find anything on him?" Dickinson stated that

after Fields replied that he had not found anything, Andrews then stated, "next time, make sure you do". Rogers stated he had heard a comment that he believed took place between Andrews and Fields, but could not remember the date. Rogers confirmed the statements, but he pointed out that he did not know the context of the conversation, or what they were talking about when he came in on the conversation. He said that Andrews said that "if you did not find anything, make sure that the next time, you do." Again, he stated he did not know the context of the conversation.

Dickinson said these were very serious charges and then asked why nothing had been done or why quicker action had not been taken. Bullard responded that the Marshal's Office had been contacted, and had already investigated the incident. Dickinson asked to know when the Marshal's Office had been contacted.

Bullard replied the Marshal's Office was contacted when the citizen's complaint was filed. He advised that the Acting Town Marshal could better answer his questions, as he had been involved in the investigation of the allegations. He assured Dickinson that the complaint had not been set aside or ignored.

Hall asked Bullard if this was the incident the FBI was involved in. Bullard reported that Mr. Babcock had contacted the FBI, and at this time, they have not contacted the Town.

Mauldin reported that he had spoken with the officers that were involved and their stories conflicted with those of the citizen and the Mayor who overheard the conversation. He said the investigation has not been resolved and that it involves very serious allegations of planting evidence and deliberate harassment.

Hall said it sounded to him like they needed to get the authorization to keep the investigation going, to direct the manager.

Rogers responded that it was on going and will continue.

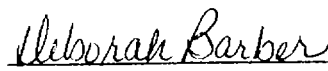
Hauser asked when a Marshal would be appointed.

Rogers said it could come up at the next meeting, but the Manager was to contact the Attorney General's office one more time.

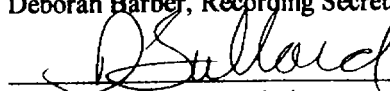
Reeves said that they were not going to "appoint anybody until we've heard from the A.G."

14. Adjournment

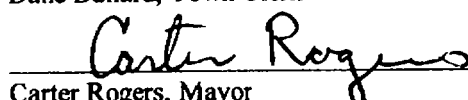
The meeting was adjourned at 8:35 p.m.



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 7th day of January 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 8th day of January 1998.

Deborah Barber

Deborah Barber, Recording Secretary

**AGENDA
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JANUARY 14, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call

Discussion of the Following:

3. Verde Ditch Company drainage issues
4. Adjournment

Posted by: Deborah Barber

Date/Time: 1-12-98 - 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 typeface 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 14, 1998
6:30 P.M.**

1. Call To Order

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

2. Roll Call

Carter Rogers, John Garello, Brenda Hauser, Ray Larkey, Tom Hall, Wayne Dickinson were present. Jesse Reeves joined the meeting at 6:40 p.m.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Tom Foster of ADOT; John Reddell of the Verde Ditch Company; Rick Mayberry, Attorney for the Verde Ditch Company; and Deborah Barber, Recording Secretary were also present.

Discussion of the Following:

3. Verde Ditch Drainage Issues

Manager Bullard explained this meeting was for the purpose of discussing issues of the Verde Ditch Co., hereinafter referred to as the "Ditch", and that no decisions could be made during a Work Session. He further explained the Town Attorney had written a memo addressing the concerns of the Ditch. A copy of this information is attached and becomes a part of these minutes.

John Reddell explained the Ditch flooded the Yavapai-Apache Reservation last Labor Day because it is unable to handle the excess run-off during heavy rains. He further explained the intended purpose of the Ditch was to provide irrigation and not drainage. During the course of the meeting, he advised the Council that the Ditch Company felt that the development that was permitted and/or approved by the Town had caused the excess run-off. This excess had resulted in damage to the Ditch. He explained an area of primary concern was located near the Pack Saddle, and that if the Town would clean the culverts out, some of the flooding might be alleviated.

After much discussion and suggested solutions from Council, Tap Parsons and Henry Shill, the parties appeared to agree that engineering and hydrology studies should be done. The resulting reports would show if the Town was in fact responsible for the 'excess' run-off. It was also suggested that future meetings include Yavapai County Flood Control District and the Yavapai-Apache Tribe.

4. **Adjournment:**

The meeting was adjourned at 7:55 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 discussions 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 14th day of January 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 15th day of January 1998.

Deborah Barber
Deborah Barber, Recording Secretary

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, JANUARY 21, 1998
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 7, 1998
- 2) Work Session – January 14, 1998

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

- 1) Work Session: Interview(s) with GIS Consultant – January 26, 1998 at 6:30 p.m.
- 2) Council Hears P&Z – January 28, 1998 at 6:30 p.m. - **CANCELLED**
- 3) Regular Session – February 4, 1998 at 6:30 p.m.
- 4) Work Session: Interview with Landfill Consultant – February 5, 1998 at 6:30 p.m.
- 5) Work Session: Interview with Landfill Consultant – February 9, 1998 at 6:30 p.m.
- 6) Regular Session – February 18, 1998 at 6:30 p.m.
- 7) Council Hears P&Z – February 25, 1998 at 6:30 p.m.

c) **Approval of Patio Permits Request by Chamber of Commerce for Mixers to be held at:**

- Kilby Realty on 2-24-98;
- Branding Iron Restaurant on 3-17-98

d) **Chamber of Commerce Quarterly Drawdown Request of \$8,323.00**

On a motion by Larkey, seconded by Hauser, the Council unanimously approved the Consent Agenda as presented.

6. **Resolution 98-389, Adopting Fees for Town Services**

On a motion by Reeves, seconded by Dickinson, the Council voted unanimously to table Resolution 98-389, Adopting Fees for Town Services.

7. **Possible Support of Camp Verde Fire District's Acquisition of Camp Verde Clinic Association**

On a motion by Hauser, seconded by Hall, the Council voted unanimously to set a Work Session on January 26, 1998 at 5:30 to 6:30 p.m. to discuss the Fire District's acquisition of Camp Verde Clinic Association.

8. **Possible Appointment of Town Marshal**

On a motion by Dickinson, seconded by Reeves, the Council voted unanimously to hold off on appointment of Town Marshal, and to keep things as they are until Wes (Mauldin) has had enough, and at this time, then will appoint a D.P.S. Officer if there has not been an answer from the Attorney General.

9. Direction to Town Manager from Council on Direction of Town Issues

No action was permitted on this item.

9.a Discussion and Possible Action on back-pay for Town Employee, Larry Bucher

On a motion by Reeves, seconded by Dickinson, the Council voted to approve back pay, in this particular case because of the medical condition of Larry Bucher, in the amount of \$2,226.16. Larkey and Hauser voted no.

10. Manager's Report

Manager Bullard reported that the meeting with the Fire District was set for Monday, January 26th at 8:00 a.m., and requested that Council advise if they wished to attend, so the meeting could be properly noticed.

He also advised that the County Board of Supervisors had approved the additional \$40,000 expenditure on Oasis Road with the 1/2-cent sales tax.

He further advised Council that their Financial Disclosure Statements must be submitted no later than January 31, 1998.

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

Garello advised that Woody Diehl had withdrawn his recall petitions against Rogers and Larkey, and that Jack Bird had withdrawn his petition against Hauser. He presented letters so stating to the Recording Secretary.

Dickinson asked, in reference to the lawsuit filed against Hall and Garello by the Wischmeyers, who had given the information to Hall and Garello.

Attorney Ramsey said this issue should be discussed in an Executive Session since it is in litigation.

Dickinson responded that he just wanted to know who gave them the information.

Bullard stated Debbie Barber had given the information under his direction.

Dickinson then asked how Council could be sued if the information was given to them.

Ramsey again stated this matter should not be discussed in an open meeting. He further stated that the basis of relief in the lawsuit was not that staff released the information, but that Hall and Garello released the information to the public.

Dickinson, referring to an article in the Bugle, asked for the definition of the *Sunshine Law*.

Ramsey said he was unsure, but that it probably referred to the Open Meetings Law.

12. Adjournment

The meeting was adjourned at 8:35 p.m.

**SUPPLEMENTAL AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JANUARY 21, 1998
6:30 P.M.**

9.a Discussion and Possible Action on back-pay for Town Employee, Larry Bucher

Posted by: *Selsoah Barber*

Date/Time: *1-20-98 - 4:00 p.m.*

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**AGENDA
REGULAR SESSION
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TOWN OF CAMP VERDE
COUNCIL CHAMBERS
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3. Pledge of Allegiance
4. Call to the Public for Items Not on the Agenda

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- 7) Council Hears P&Z – February 25, 1998 at 6:30 p.m.

c) Approval of Patio Permits Request by Chamber of Commerce for Mixers to be held at:

- Kilby Realty on 2-24-98;
- Branding Iron Restaurant on 3-17-98

d) Chamber of Commerce Quarterly Drawdown Request of \$8,323.00

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

6. Resolution 98-389, Adopting Fees for Town Services
7. Possible Support of Camp Verde Fire District's Acquisition of Camp Verde Clinic Association

**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JANUARY 21, 1998
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 – January 7, 1998
- 2) Work Session – January 14, 1998

b) Set Next Meeting, Date and Time:

- 1) Work Session: Interview(s) with GIS Consultant – January 26, 1998 at 6:30 p.m.
- 2) Council Hears P&Z – January 28, 1998 at 6:30 p.m. - **CANCELLED**
- 3) Regular Session – February 4, 1998 at 6:30 p.m.
- 4) Work Session: Interview with Landfill Consultant – February 5, 1998 at 6:30 p.m.
- 5) Work Session: Interview with Landfill Consultant – February 9, 1998 at 6:30 p.m.
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7. Possible Support of Camp Verde Fire District's Acquisition of Camp Verde Clinic Association

8. Possible Appointment of Town Marshal
9. Direction to Town Manager from Council on Direction of Town Issues
10. Manager's Report
11. Council/Staff Comments, Informational Reports, and Activity Updates
12. Adjournment

Posted by: *Nikora Barber*

Date/Time: *1-16-98 - 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.

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Posted by: Heborah Barber

Date/Time: 1-16-98 - 2:30 p.m.

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**MINUTES
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JANUARY 21, 1998
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 John Garelo, Ray Larkey, Brenda Hauser, Tom Hall, Jesse Reeves and Wayne Dickinson were present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Wes Mauldin, Acting Town Marshal; Dan McGinn, Public Works Director; Bill Lee, Parks & Recreation Director; Debi Phillips, Accounting Tech; Sharon McCormick, Court Clerk; Rolland Huff, Maintenance Director; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

3. Pledge of Allegiance

Councilor Dickinson led the pledge.

Mayor Rogers recessed the meeting at 6:32 p.m. so that the meeting could be held in the Community Center in order to accommodate the large crowd. The meeting was reconvened in the Community Center at 6:42 p.m.

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

Sharon Petrie questioned the Council as to whether or not the ADOT bypass road was definitely a planned project. She stated that she did not approve of the proposed bypass. Mayor Rogers explained that ADOT had held several public meetings and had determined the best route to handle the traffic. He said there would be another hearing sometime in February, and encouraged Mrs. Petrie to attend and voice her concerns. Larkey advised that ADOT had determined that Main Street cannot handle the traffic it has now, and that it was not possible to widen the existing street. Dickinson stated he had spoken to Bullard about placing this matter on the ballot to let the voters decide whether or not they wanted a bypass road.

Jack Young said an open house and presentation is to be held on January 28, 1998 by the U.S. Fish and Wildlife. The presentation will cover endangered species in the Verde River Basin. He advised this could have a negative impact on property owners, and he encouraged attendance, stating the open house would be from 4:00 p.m. to 6:00 p.m., and the presentation would begin at 7:00 p.m. He also advised Council he would like to see the Call to the Public be moved to the end of the agenda.

Jane Whitmire asked for an explanation as to how agendas are prepared per the Town Code, and who had the ultimate decision to include an agenda item. Bullard explained the Mayor has to approve an item that is placed on the agenda. Rogers explained that he and the Manager prepare the agendas and that any Councilperson can request an item be placed on the agenda. He further explained that he makes it a policy not to deny a Councilperson's request. Whitmire stated that she was concerned about agenda item #9 being obscure and vague. She asked for an explanation as to the meaning, whether it was direction about the manager's job, or direction about issues that were to be discussed tonight. She asked that if it were about the manager's job performance, who was responsible for the potential liability.

Rogers stated that he was not aware of the meaning, but that Ramsey was keeping an eye on the matter to ensure its legality. Whitmire responded that if no one knew what an agenda item met, then how could it be decided whether or not to include public input. She added that she was offended and felt that the agendas should be properly prepared so that everyone could understand it and come to a meeting as a properly prepared, informed public.

Rogers stated, as he understood the issue as requested that it was an item that would be discussed and the Manager would prepare an answer to come back to Council at the next meeting, but he did not know.

Whitmire asked that in the future, the Mayor should make an effort 'to know' so that he could answer questions, or that the description on the agenda be prepared so that everyone knows what to expect, absent a newspaper article that day.

Cheri Wischmeyer stated she felt item 9 was a violation of the Open Meeting Law in that it fails to provide adequate information to the citizens of Camp Verde. She insisted that this item be removed from the agenda.

Ramsey stated that he had comments when the item came up.

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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d) **Chamber of Commerce Quarterly Drawdown Request of \$8,323.00**

On a motion by Larkey, seconded by Hauser, the Council unanimously approved the Consent Agenda as presented.

6. **Resolution 98-389, Adopting Fees for Town Services**

Bullard explained this Resolution was the result of Council's input and changes made at the last meeting.

Hall asked if construction under \$1,000 required a permit.

Reeves expressed confusion as to whether or not there was a fee for fences, and how much the fees were. He asked if a permit was required if a fence cost under \$1,000.

Bullard responded that these issues were not addressed at the last meeting, and he did not have the information available to address these questions. He suggested that Council table this item so that the information could be prepared.

On a motion by Reeves, seconded by Dickinson, the Council voted unanimously to table Resolution 98-389, until the next meeting.

There was no public input.

7. **Possible Support of Camp Verde Fire District's Acquisition of Camp Verde Clinic Association**

Bullard advised he had met with members of the Fire District, Clinic Association and Marcus J. Lawrence. He stated that at this point, it appears that the Fire District will be taking over the Clinic Association. He said the issue at present is the Fire District is trying to determine how it will be possible to take over the financial obligations of the Clinic Association until their new fiscal year begins on July 1. He further stated that many issues were discussed, including what role the Town could play in the acquisition. One possibility of Town involvement would be the waiver of the annual dispatch fees of \$42,000 charged by the Town. He advised that he had requested a second meeting with the District to provide a proposed budget. This meeting had been rescheduled until Monday, January 26th. He recommended that Council hold this matter in abeyance until the figures were available.

Mayor Rogers stated he was uncomfortable with holding this matter off too long, as it is crucial to the safety of the community.

Garello stated the Fire Department should take over the Ambulance, and all of the Town limits should be included in the Fire District. He said he felt a Special Session should be set, as this is very critical situation.

Mayor Rogers said that a Work Session and Special Session should be set.

On a motion by Hauser, seconded by Hall, the Council voted unanimously to set a Work Session on January 26, 1998 at 5:30 p.m. to 6:30 p.m. discuss the Fire District's acquisition of Camp Verde Clinic Association.

There was no public input.

8. Possible Appointment of Town Marshal

Bullard stated that the Town has still not been able to get a response from the Attorney General's Office with regard to whether or not there would be a decision made about the dismissal of the former Marshal. He explained that waiting much longer might require readvertising for the position.

Garello asked Wes Mauldin to speak. Mauldin said the Marshal's Office needs a permanent Marshal to be fair to the employees. He further stated that he had other things he needed to do, and that it was in the best interest of the Town and of the Marshal's Office to appoint a permanent Marshal tonight.

Reeves stated he was apprehensive of appointing a Marshal until a ruling had been received from the A.G. He asked Mauldin if he would stay until the ruling was made.

Mauldin responded that the Attorney General's Office could hold this up for many months to come. He said he's known of cases that went on for years. He said he had been reluctant to make any changes, though he felt changes were needed, because he is there on a temporary basis. He said a new Marshal may not agree with the changes he made. He said he would stay, but he felt a Marshal should be appointed.

Garello said that even if an appointment was made, it might be several months before a new Marshal could begin. Mauldin said that he would stay until the new man began, but noted that he would rather move on to other things.

Rogers said that background checks would still have to be completed. Bullard said they should perform background checks on the top two choices.

Larkey said additional financial liabilities might result if an appointment is made at this time. He stated that as he had said before, a DPS Officer should have been appointed to serve until the matter was settled before advertising and interviewing for a new Marshal. He advised that DPS would provide an officer at no charge to the Town.

Hauser said that she agreed with Larkey. She said additional lawsuits might come about by hiring a man if the Attorney General determined the August 20th meeting was void.

Reeves said that he stood by his vote to appoint Wes Mauldin because Wes had a long history of law enforcement, and more importantly, the Town needed someone who could improve public confidence in the police department. He said the people elected Wes to the County Board of Supervisors. He said that with a DPS Officer, the Town could not be sure that the Officer would

be a management person, that it might be just a traffic officer. He said he stood behind someone who was going to give public confidence to the police department. He further stated it would be his dream to have every one of the police officers to know everyone in Town on a first name basis, to say hello and shake hands with them. He said he did not want to impose on Wes, but that he would like him to stay until a permanent appointment could be made.

Rogers said he agreed with not making a selection until we've heard from the AG's office. He said that if Wes wished to leave, a DPS officer should be considered.

Ramsey said declaring the meeting void was an extreme action for the AG to take. He said if a new Marshal was appointed, there could be a contractual agreement reached with a buy-out. In consideration of Mauldin's remarks, Ramsey advised his recommendation was a DPS appointment.

Reeves said that he was not in favor of appointing at this time, but that he would like to notify the successful applicant that he is the choice once the AG issue is resolved. He asked if it was legal to send a letter.

Rogers advised that he would like Ramsey to at least get an answer from the AG as to whether or not they planned to declare the August 20th meeting null and void.

Ramsey stated that he has been unable to reach them to get an answer.

Larkey noted that Mauldin stated he did not wish to stay that he had other things to take care of. Larkey said a DPS Officer should be appointed until a new Marshal can be hired. He also pointed out that DPS would not send in a man who did not know what is going on, or someone who didn't know how to read or write. He advised that DPS would send a qualified officer and the problem would be solved until the AG has resolved the issues.

Rogers asked Bullard if the DPS offer was still valid. Bullard responded that DPS supplied the Town of Jerome with an officer, and that since a permanent Police Chief had been appointed, this officer might possibly be available. Bullard confirmed that DPS provides this service at no charge.

Hall noted that Mauldin did not say that he wouldn't stay. Hall relayed that Mauldin said he would like for us to appoint someone so that he could leave. Hall said Mauldin was doing a good job where he is, and that bringing someone new in would cause us to have to start all over again. He said that Mauldin knows what the system is right now. Hall further stated that he could not see bringing anyone in from DPS.

Hauser said that she appreciated the work Wes had done, and did not mean to belittle him. She stated that if he wanted out, he should be able to go.

Larkey asked Mauldin if he would be willing to serve an additional 2 or 3 months. Mauldin responded that he would.

On a motion by Dickinson, seconded by Reeves, the Council voted unanimously to "hold off on appointment of Town Marshal, and to keep things like they are until Wes decides that he's had enough, and at that point, then we can bring in somebody from D.P.S."

Reeves asked if there was agreement from Council on the replacement.

Hall said to be fair, there should be no recommendation.

Reeves said that he was very impressed with Gary Vredevelde from Prescott Valley, and would hate to lose him.

Ramsey suggested sending a letter to all candidates explaining the decisions tonight, and let them know they are not being ignored.

There was no public input.

The Following Discussion on item #9 is verbatim.

9. Direction to Town Manager from Council on Direction of Town Issues

Rogers: Item #9, I'm going to ask the Town Attorney to start this off, and you heard a request a minute ago.

Ramsey: Yeah, thank you. I do have some serious questions about the legality that we see here about the item.

Garello: A little bit louder. Please.

Ramsey: Agenda item #9, I have some serious legal questions about the sufficiency of agenda item #9. Councilman Garello, I understand that this is on the agenda at your request when you came into the Manager's office last Friday. Is that correct?

Garello: Yeah.

Ramsey: And that you had declared that there were four of you who had agreed to this item. Is that right?

Garello: I disagree with that, but go ahead.

Ramsey: Well, did you actually talk to other Council members prior to presenting this request to the Town Manager on Friday?

Garello: I, let me read my portion of it and then you can go ahead. (Audience becomes vocal.) Carter, you should keep these guys quiet.

Rogers: O.K. Folks! Please hold it down.

Garello: O.K. This is the way it happened. Before discussions started on item #9, that's what you're talking about. I want, I went to the Council and to the public know that myself, that it was put on the agenda by myself and nobody else was interfered, nobody asked me to, you understand that?! (Audience becomes vocal)

Rogers: Hold it folks! Hold it!

Garello: I'm asking you a question. You understand that? That I personally put it on the agenda myself, with no help of any councilmen.

Ramsey: All right, well my question was, did you discuss [Garello interrupts.]

Garello: No, I'm, let me finish.

Rogers: Wait a minute, wait a minute here, he has a question [Garello interrupts.]

Garello: I don't have to answer his questions!

Rogers: I think it would probably be in your best interest.

Garello: No! I'm going to tell it.

Rogers: Well, go ahead then.

Garello: I'm going to tell it like it is. I alone spent a great deal of time on this packet of performance management overview with friends and people who specialize in management operation. This is one of the highest caliber recommendation to any management, whether it be government or public. I also inserted a package to each Council member and along with the Town Manager for the information and also the packets are available to anybody in the public. And this is a high caliber performance management overview which this Town needs real bad. And these people are making a joke out of it. And making fun out of it, and I resent that! And any question that you're going to ask me, I may not answer it. I'm telling you what happened. You understand that Mr. Ramsey?

Ramsey: Well Mr. Mayor, from the conversation that I was able to overhear from my office [Garello interrupts.]

Garello: I can't hear you. You're going to have to speak louder.

Ramsey: From the conversation that I had overheard from my office when you came in Mr. Garello, and from the comments of those who were present, which would be Carter Rogers, Dane Bullard and Debbie Barber, they all said that you asked that this be put on the agenda and that you have four people who would agree, four council members who would agree. Now the reason I'm asking you these questions is because if there was a prior discussion between yourself and other council members concerning the content of the this agenda item, such as you had certain concerns about Town management or structure and they agreed or disagreed. This is what the Attorney General has already been examining our operations for. This is deliberations outside a public hearing. So that, plus the fact that the language we see for agenda item 9, which I understand came pretty much from your written request for the verbiage for this item. That's far too vague for us to be able to take any action on it tonight. It's in violation of the open meeting law statute which says the agenda items must be sufficiently clear to allow the public to understand what the nature of the item is and to attend and to participate if so invited. For those two reasons, I would recommend that this item be withdrawn and that no action be taken on it as presented.

Dickinson: Ron, I got a question for you. Why didn't you discuss this with uh Dane, prior to tonight?

Ramsey: Oh, we have. But this was put on the agenda at the request of Mr. Garello. And as the Mayor has explained, he honors those requests.

Rogers: We're not going to get in no argument here. Wayne, did you have something else?

Dickinson: Not at this moment.

Rogers: O.K. John?

Garello: Ramsey, how many times has the Town Councilman come in here and requested to put something on the agenda? How many times? How many times have they come in here and says, I've got four votes, I want this on the agenda. Now, don't start giving me that stuff that this doesn't happen! (Audience becomes vocal, someone says, "It's not going to happen any longer!")

Rogers: Hold it! Hold it! Let me say one thing. As I understood John, as I understood it, he said there was four that wanted it on the agenda. He didn't say four council members. You can suppose what ever you want. (Audience becomes very vocal.) Hold it! Hold it! Hold it!

Ramsey: I don't have any other comment. My recommendation is the same.

Reeves: Can I talk a little bit? I want to read something to you, which I've never done before a Council meeting. I talked to an attorney today. (Audience says they can't hear.)

Rogers: Hold it! Hold it!

Reeves: I'm going to read something to you, to Ron, that I talked to an attorney today, and I want to see if he concurs with it. First of all, I, I don't know if this four thing, I don't know anything about that. I'll tell you what I know about it in a minute, exactly what I know about it. Ron, as a result of the majority of council members agree that a particular item be placed on the agenda for discussion and possible action is this attorney's opinion that it is not a violation of the open meeting law, or even a violation of the spirit of the open meeting law. That things must be placed on the council. I'm not reading this, on the agenda in order to discuss it. Is it a meeting, a violation of the open meeting law if four people did to place it on the agenda?

Ramsey: O.K. I'm not sure where you're getting the opinion, but let me back up a little bit and try to lay a little bit of legal groundwork. We've gone over this before, Jesse, and I hope we can be clear on it because we are under considerable public scrutiny and with the Attorney General as well. First of all, we have no requirement in the code as mentioned tonight, that any one, two, or minimum number of council members must agree to an agenda item to be placed on the agenda. So there's no need for anybody to come in and say I have two votes, I have four votes. They just come in and say I want this on the agenda. All right. If in fact, four people got together, four council members got together, I can't really conceive of the four of them discussing something in a limited enough fashion to not violate the open meeting law. Now theoretically, they could come up, or you could come up to Tom and say, I'm concerned about the structure of Town government. And Tom says I'm concerned about the structure of Town government. And the two of you then call John Garello. We are all now concerned with the structure of Town government. And if you've got four of you there who are talking about the structure of Town government, and that's all you said, this is something that interests me, NO, you're not deliberating. But once you start sharing why you

have these concerns or why you want this agenda item on there, with another council member, so that you're debating back and forth about well maybe he agrees or disagrees or she disagrees, or they want to add something else, you are deliberating. And the Attorney General has said that deliberations of that nature where you are discussing and revealing your mind, outside of an open meeting is in violation of the law. The public has the right to know why you are voting or why you are discussing or leaning toward certain issues. That's what we are trying to do. It's not illegal to get together; you just have to do all of it right here. That's all we're saying. Well, I agree with the attorney, if the attorney's interpretation of four people getting together is no more than what I've described. [Reeves interrupts, Ramsey continues.] But if two or three, I don't care, the AG opinion you can't do this successively. You can't go around and take an informal poll either. One by one by one. That is still in violation. It does not allow the public to understand and listen to your thought process. That's what we're looking at.

Reeves: O.K. Second point. This attorney claims if all seven of the council members ask if something be put on the agenda, that would not be a violation of the open meeting law. If they ask it be placed on for discussion and possible action.

Ramsey: Same question, same answer. It doesn't matter about the number.

Reeves: Does the Council not have a defined legal right to communicate with each other to obtain information within perimeters of the open meeting law?

Ramsey: No. You must do that in public. That's the point. You must talk about these items in public. If John alone wanted this item on the agenda, and he came in and said, I've done some research and I think the way the code sets up the duties and responsibilities of the Town Manager, and the Manager's relationship with the Council should be changed, no problem. We'll do it; it's on the agenda. We've talked about it for the first time tonight. That's the point. But if he says that same sort of thing after talking to you about it, to see, you know, does he have some sort of support for this, then that's the violation.

Reeves: So Ray Larkey, I, I, I called Ray Larkey and caused myself and Ray Larkey to break the law last night. I phoned him, and I says, Ray, uh, I have some problems with this thing. I broke the law, I admit it. Uh, and, and it's not your fault, Ray. I cost it.

Larkey: We didn't [Reeves interrupts.]

Reeves: We didn't discuss how are we going to vote. We didn't discuss, I said, I think there's some pretty good things in this. It's not unlike the evaluation model that I have in school. There's some things that I don't understand about it. I need more information on it. Uh, it was, my attorney said we are perfectly in our legal right, the attorney I called, to discuss things like this.

Ramsey: No. I can't agree. We've been hammered too many times by the Attorney General all ready. The same opinion says you cannot do the deliberations. We are not saying you shouldn't deliberate, we are saying you should do it all here in public. Go ahead and have that discussion with Ray right here.

Reeves: One more point. Do you agree with this? Both federal and Arizona courts have stated, both in opinions, in cases of precedents, because an individual or individuals ask or agrees that a

particular item be placed on the agenda for meeting, that his or her doing so does not, that by placing an item on the agenda, he is not predetermined their vote about that specific item.

Ramsey: I agree.

Reeves: So what. So, if you agree with that?

Ramsey: Well, there is no deliberation. One person has decided this is something he wants to look into and he gets on the agenda. There is no violation.

Reeves: So.

Rogers: Jesse let me interrupt you for a second. Wayne's wanting to jump in and say something.

Dickinson: Well, the way I found out about it. Friday afternoon John Garelo came to my house, he handed me this packet. He said this is something I want you to read. I'm going to have this put on the agenda, and we will discuss it. And that was the end of the conversation. Now did I break the law? Did John break the law?

Ramsey: No. I don't think so. He didn't stay around long enough to say what do you think about it or stand there while you read it.

Dickinson: No.

Ramsey: O.K. And you probably, there's no problem with you reading that packet and coming here tonight and hashing it out with John and with the rest of the Council members. What do you want about this particular item? Although there is no focus on what this item really means. I mean it has to be a lot more specific than this. Uh, the statute, and this is not an attorney opinion, Jesse, this is the statute. We don't have to worry about this is my opinion or the AG's opinion or your attorney's opinion. But the statute which is 38-431.09 said it is the public policy of the State that meetings of public bodies be conducted openly and that notices and agendas be provided for such meetings which contain such information as is reasonably necessary to inform the public of the matters to be discussed or decided. So that's black and white law. That's why we have to have specifics in these agenda items. That's why we can't take action on items that are not on an agenda and that's why the deliberations have to be public.

Reeves: Let me, let me explain to the public out here, so they, I mean right here, uh I don't want to read the paper to you. But uh, I want to, I want to say, now look read to the sunshine law, Mayor, others say Garelo having lined votes, having votes lined up. He didn't have any voted lined up for me for anything.

Dickinson interrupts: He didn't have one from me either.

Reeves: I agree. John Garelo, I, the same as everyone else, I got this. I said John; I'll take a look at it. I didn't say for it or against it. But maybe I started this whole thing myself. I do not think that I'm getting enough information from the City Manager to make rational decisions about certain things, and I brought that up to several Council members. Uh, I, (Audience laughs.) I think that

Rogers: Hold it! Hold it! Hold it!

Reeves: I think that we have not been told about, I think the City Council has not been told about certain things that we should have known about. I do not think that I should have to learn about city business from reading the newspaper. I think, I have my own ideas. I think that until I'm recalled or resign or get the hell out of this position, I want to know enough to make a rational decision. And I do not think that. And I brought this up to I think maybe everyone except Brenda, I don't know. Maybe even to Brenda I have. Or haven't, O.K. And maybe it's this whole thing is, I, I don't know whether this is it or not. This is pretty complicated document. And it is, it's like our teacher evaluation model, model at school and the principal's evaluation model. It's going to take a long time to wade through all the, the uh, performance objectives that are on here. I don't, I think this might help. I have a different idea, but y'all bring up this get it on the agenda. Uh, I think I would like Dane to write me a small log, take ten minutes a day, so that on Friday, I can go in his office, and pick it up, look it over the weekend. And I'm not wanting anything about Dane's personal things, about what he talks to his secretaries. If it's anything that has to do with city business, something that I'm going to have to act upon, then I can go into him on Monday and say Dane, what is this? Explain this to me. What do I need to know? What is this roof project? What is this lawsuit? Right now, I feel I'm in the dark ninety percent of the time. I'm like a figurehead who is, who was not elected. I was appointed, but I'm going to do my job the best I can until I'm off of here. And I don't feel I'm being able to do it now. I didn't agree to this, I agreed to take a look at it.

Larkey: Mayor, Mayor, may I have a word here now?

Dickinson: No. No, I've got a question whether (unintelligible)

Hall: I've got a question. Uh, Ron, for us to give the Town Manager direction on items we want taken care of in the Town.

Garello: Speak into the mike, will you please?

Hall: For us to give direction to the Town Manager on the direction we want certain items for him to take in the Town, what, how do we need to word it to get it on there?

Ramsey: You have to be specific so that the public knows what the item is and then you have to take a vote and see if that's the direction the Council votes.

Hall: Every item?

Ramsey: Every item, that's true.

Hall: O.K. But we put it on the agenda and then we'll discuss it [Ramsey interrupts.]

Ramsey: That's right.

Hall: and then talk about it.

Ramsey: That's right. I'm not saying this is an illegal topic in itself [Hall interrupts O.K. Now it's my turn.] Ramsey continues: I'm just saying it's not specific.

Hall: It's my turn! On Thursday afternoon, the ambulance knows this, they picked up my father, he had a stroke. Uh, they picked up my father, the ambulance did, who had a stroke. All week, all weekend, and even up to today; I've been at the hospital with him. John called me late Friday night, I can't even tell you what time it was. It was before 10:00 o'clock though, and told me he had put an item on the agenda. He said direction to Town Manager, but he said that they changed it because that wasn't the way it should have been worded. So, Mr. Ramsey, and Dane, I guess, helped him get the wording. Is that right?

Ramsey: Dane can answer that.

Bullard: During the meeting that we're referring to, I believe was last Friday, uh he came in and his instruction to me was to put an item on the agenda: Council direction to Town Manager. I said John, that's not specific enough. And we discussed uh, what is it you want to see on the agenda for Council to take a vote. He would not tell me what uh, any specifics. This is what we ended up with. And again, I told him if you are not specific enough, I think I referred to the statute at the time, but we have to be specific enough on an agenda so the general public has some idea what the Council will be uh, will be addressing that night.

Ramsey: And I think at the time he came in, he did not have that packet. It was just a request to put that language on the agenda.

Hall: Carol Brown? Yesterday, uh yesterday, early yesterday morning, you had just opened up, I believe, the office had, a little after 8:00. That's when I came in and got my packet, wasn't it? [Brown responds, but her voice is not picked up on tape.] Hall continues: Is that the first time I've been in Town Hall in what, since the last meeting that you know of? [Brown responds.] O.K. That's when I got the information. That's when I got the packet. And that's the first time I had to look at it. That's all I got to say.

Dickinson: I got something.

Rogers: O.K. Wayne.

Dickinson: Ron, knowing what is on the agenda, you knew that what is taking place right now was going to take place. That you were going to advise the Council to, to delete it from the agenda. Why didn't you get a hold of John and tell him, John this is not sufficient. This is not going to work, this is not legal. Why do you wait until a, a public meeting to embarrass this man?

Bullard: The agenda was prepared last Friday. Ron was out of town and by the time he got back, the agenda had already been prepared.

Dickinson: O.K! At that point in time he, he could have gotten with John and said John, this isn't going to work. And then when this item comes up tonight John can say O.K. I screwed up, this isn't worded correctly, and uh, I want it taken off the agenda, or table it until we can get it straightened out. As, as far as I'm concerned, uh, (Dickinson laughs) you, you guys are just laying in wait is what, is what's happening here. And I am sick of it!

Rogers: Hold it! Hold it! [Audience applauds.] Hold it! Hold it! Hold it!

Ramsey: O.K. My advice to John concerning the adequacy of this language would have been the same, the day I already told him.

Garello: I can't hear you!

Ramsey: It's totally inadequate.

Dickinson: Speak more into it, Ron.

Ramsey: It's far too vague! It's far too vague. So what Dane told him at the time he wanted the item put on there, was correct. It's still too vague. As you read it tonight, it's too vague. So that alone makes it fatal in my opinion. The reason I was asking John those questions earlier was because if in fact, he had, as he said, four people who wanted it on. And we have to assume he meant Council members, which is what several of the people present said he did say, that, alone would also make this a suspect item because it would have been an item that's brought on the agenda after deliberations outside of public meeting were already held. I don't know that. That's why I was asking him those questions that he doesn't want to answer. So, my recommendation is still the same, that this is not an illegal item in the sense that you should never consider this. But, it's illegal in the sense that there, there is apparently possible deliberations that this item prior to its coming to the agenda. And as it's presented, it is totally insufficient. It has to be specific. Is John? Like I said, we didn't have this packet, all we had was just the verbiage. But even if we had the packet, when you read through the packet, what's the purpose? Are we trying to restructure the Town position for the Town Manager? If you are, you're talking about some major changes in the Code. You know. So, we've got to be specific. What is this? Are we talking about restructuring the Town Manager? Or restructuring Dane Bullard? Are we, are we talking about firing? Or are we talking about restructuring the Town? There's a lot of issues here. And some of the things that are coming out tonight, that apparently you had in the back of your minds, even John, is that there is a lack of communication. Well maybe that's the item. You know, we want further information from the Town Manager twice a week. You just have to be specific.

Rogers: Tom, go ahead.

Hall: Uh, you said he wasn't here Friday. And a little bit ago, he said he heard from his office when John come in. Now.

Ramsey: I heard when I got back Friday.

Bullard: He's was gone most of the day. When he got back, the packet was prepared. I don't feel like, I feel there's uh, somebody laying in wait. But, I don't think it was staff waiting for Council, I think that this particular item was purposely vague, even after being informed, he has given us no more information. This performance overview didn't arrive at Town Hall until Tuesday morning. So we didn't know at all over the weekend what this is all about. So I don't really believe that uh, staff is laying in wait trying to embarrass Council members. If anything, I think that was really turned around. Uh, and I disagree (Hall interrupts loudly.)

Hall: I want to add an, I want to make an agenda item when we get done talking! I'll, I'll make an agenda item for the next meeting, and I'll spell everything out real plain for everybody.

Rogers: O.K. John, did you have something else you wanted to say.

Garello: Well, what I wanted to say to Ramsey. Ramsey, this is all assumption. When you've got one, two, three people here that you're accusing of us getting together and, and going ahead and, putting this on the agenda,

Rogers: Hold it folks!

Garello: And they just got through telling you that that isn't the way it happened! And I don't care for that kind of business!

Rogers: Brenda. One more comment from Council.

Hauser: In other words what Wayne is saying, is that Mr. Ramsey and Mr. Bullard are to blame for Mr. Garello insisting that this be put on the agenda.

Dickinson: NO! That is NOT what I was saying! I'm just saying a lot of this could have been avoided.

Hauser: How?

Rogers: O.K. Let's not, let's not go into anymore bickering about it here. Ray, you had a quick comment?

Larkey: It's not quick, but I got a comment.

Rogers: Well make it quick!

Larkey: Going back to what Jesse said a minute ago, I wanted to explain something that Jesse, this is probably what the second time we've talked like this or something since you've been on the Council. He called me last night, and I was very cognizant of the fact that we did not want to get into anything that would go into the open meeting law. So I was very, very cautious of that. And, we talked about that, and the first thing he said to me was, hey, I just picked this up down at the Town Hall, and I don't understand it. He was talking about this packet here. I said I don't understand it either. And that's about as far as that went. We talked about things that had nothing to do with the agenda. So, I don't think we had anything to do with the open meeting law. We did not break any laws there, Jesse, with what we said. Because I was very cautious about that. Now going back to this thing about what was this put on the agenda - time and time again, I've gone into the Mayor and said, Mayor, so and so wanted this put on the agenda, what does it mean? "I don't know." We got special meeting called, why? "I don't know." Well, it isn't the fact that staff is doing this, it's the people that put these things on the agenda, are not giving staff the information! Now, you can sit here and argue all you want! But we have sat here time and again at special meetings, executive sessions and nobody knew what they were about until we went in there! And this thing today was put on here with no information whatsoever of what they meant! We don't know what this means. Now, I've read it and I can tell you right now, this is something that came from some corporation that was picked out of uh, normally, this is the type of thing you get involved in with an instructor coming in and teaching people management and things. This is where this thing evidently came from. Uh, from what I read about it, it isn't, it really doesn't pertain very much to the Town. It's a corporate-type thing. It is not things you can blend in. We have to take and have, it's got to work into the Town Code and our uh, what's the other one - Personnel

Manual. These things have to coincide with that, and they don't do it. And so if you say, you want to discuss it Tom, later on or something, then we can discuss the thing. But to put it on the agenda for a voting issue, there's too many things in here that's ambiguous, that does not go along with the laws, the rules that we have to play by. [Dickinson interrupts.] And these are the things we have to look into.

Rogers: O.K. Let's go ahead, John, you get the last shot.

Garello: This [Reeves interrupts.]

Reeves: Question! I don't want to stick any comments. I have a question. Just let me finish. Just, just, just a general question.

Rogers: Now, let's, let's wait and see. I want to cut this off; we're spending too much time on it.

Reeves: If we could settle something tonight.

Rogers: We'll settle something here in a minute. Right now, I'm going to let John speak.

Reeves: [unintelligible]

Garello: Larkey, did you read this?

Larkey: Yes, I did.

Garello: Do you understand this? [Audience becomes vocal.]

Larkey: No, I don't.

Garello: [unintelligible] it's too deep for you!

Rogers: Come on, let's stay out of personalities. [Audience becomes very loud.] Stay out of personalities up here. O.K. Based upon the recommendation of the Attorney that we not hear this item tonight, how do we rectify it, to put it on the agenda in the proper method. Now, Tom said that he had some specifics he wanted to address. Tom. Talk to those, not about anything else!

Hall: You want me to start? All right. I would like an item put on the agenda that at the next meeting for direction from the Town Council to the Manager:

Item 1 – Written weekly reports to the Town Council providing information on any Town business or any discussions of Town business with Town Staff;

Item 2 – Town Manager shall give the Town Council copies of all suits, complaints or litigation, be it federal, state, county or city government received by the Town over the past year;

Three – Town Manager shall direct the Road Department to start cross training on equipment, all equipment immediately. That includes the loader, the backhoe, and the grader;

Four – Weekly report to Council shall include information on Manager's direction to, for Department Heads on what he wants accomplished the following week, that's what the Manager wants accomplished the following week;

Five – The Town Manager shall put out a memo to all Town employees that he, the Town Attorney, and the Town Marshal will be the only people authorized to release Town information or Town records;

Six – Before any Town business or complaints or records are released to the news media, copies will be given to the Town Council. Also the Town Attorney will give a written opinion on whether it should be released (Rogers: Hold it! Hold it! Hold it!)

Seven – Town Manager shall give a written report on all information he has given to the newspaper including suits, complaints or investigations immediately on, on turning them over to the news.

O.K. that's all the things I don't want to add to the agenda. I don't know if anybody else does.

Rogers: Are those specific enough?

Ramsey: Yeah.

Rogers: O.K. Did you get all those?

Ramsey: If we had that list tonight, you could go right down, discuss and vote on it. That's not going to be a problem.

Rogers: O.K. let me ask you this. Do we need to vote on having that on the agenda?

Hall: No, I request they

Ramsey: No

Rogers: Are we sufficient for stating that we want that as an agenda item?

Ramsey: No, I assume Tom is

Hall: I'm the sponsor, I request it.

Ramsey: He's requesting it, and that's our procedure. He requests it, I assume you would grant it. It will be on the agenda.

Rogers: Jesse?

Reeves: All right. My question is this. Before that was voted to, before my suggestion or anyone else's, is there any possibility of sitting down at a work session with Dane and you, and anyone that wants to be there in this whole community, in the City Council and talking to the City Manager about somethings we might be able, [unintelligible] Is there any problem with that?

Ramsey: No. There's no problem.

Reeves: Is there any problem with that?

Ramsey: No.

Dickinson: But. anything we want to talk about has got to be spelled out.

Ramsey: That's right. The work session would have that same agenda, the seven items.

Reeves: The work session could have that same agenda [Hall interrupts.]

Hall: The only difference is, a work session, we can't vote. [Reeves attempts to speak again.] We have it in a Council meeting, we got these seven items or any items anybody else wants to add to it, then we can vote on it.

Reeves: We can discuss it.

Hall: We can have it be open for public comment. A work session is different, let's not.

Rogers: Anything else, Jesse?

Reeves: Well, uh to me, I, I would like to see these things, I would like to see these things come up in a work session. I'd like to hear, maybe a compromise, or if, if, the Council felt a compromise was needed to get Dane's opinion, to get everyone's opinion, and come back with something we felt was mutually agreeable to all of us. You know, that's, that's, that was my question awhile ago. And that's what I'm thinking.

Rogers: O.K. let me go on down here. Ray?

Larkey: Yeah. Can I make a comment on what, what he just said about those seven items?

Rogers: Uh huh.

Larkey: If this, if this Council sits down and passes those seven items, we might just as well eliminate all the department heads because that is managing those departments. That's exactly what that is. When you tell them what you want the people to do and how you do it, that means the Council is managing those departments. And if, is there a problem?

Ramsey: Yeah. If I may, it's not on the agenda really to discuss those items.

Larkey: That's why I asked him if I could make a comment.

Ramsey: Right. Right. I think as far as what uh Tom is saying, can that be a, is that specific enough language. Yes. The answer would be yes.

Larkey: O.K. O.K.

Ramsey: My recommendation tonight is don't take any action on this item as it's presented. If, if in fact we put this on the agenda at Tom's request for another meeting, then go for it.

Rogers: O.K. Let me ask you, ask Council this. We have some items here that are started. Tom, you asked for the next meeting [Tape ends.] At this point in time, any Council members that has anything that they want to add that type of specifics too, to go in and see Dane and have it added in to be put on the agenda. Is that point in time, is that proper?

Ramsey: That's fine.

Reeves: We don't have to vote at this time, do we? [Unintelligible discussion between Hall and Reeves.]

Hall: Right. 24 hours before the meeting. There has to be a 24-hour notice.

[Reeves and Hall continue discussion during Rogers' comments.]

Rogers: The only thing of it is, by state law, we have to have 24-hour notice, but this Town has established 72-hours, I believe. The agenda is put out on a Friday, if at all possible. Generally, Dane and I sit down on Wednesday or Thursday, so I would request you by Wednesday or Thursday of next week get those items in that you want to have on the agenda. Then there's no supplemental agendas, there's no question about it. Those items will be there. Like somebody said, we don't have to list them here tonight. But we can get them out there. I think Tom that was specific enough to get the carried through.

Larkey: Mayor. Going back to these, these items that's on the agenda now. We're always talking about not having enough information. Will there be information on all seven of those items or is it just going to list the seven items.

Ramsey: We normally provide whatever the Council, the sponsoring Council member has provided. If that's all that Tom has, then that will probably be the entire list. If you want us to try to give you some background as to how those items stack into the present code, we'll be glad to do that.

Larkey: Well, I think we should because there's some things he's touched on there that uh, are going to have to be looked into. I'm not saying they shouldn't be in here. I'm just saying they have to be looked into. But, we need information on what he's talking about, not just list the seven items because we're going to be right back to what Jesse said all the time. We'll get an agenda of something and, and the people in the audience, and no one else will know what the reason for it is, or what the reason behind it is.

Hall: It's pretty self-explanatory.

Rogers: O.K. If there's anything else? If not, let's move onto item #9.a. Hey! Hey!

Dickinson: Yeah, I'd like to say something.

Larkey: We didn't make a motion.

Rogers: Jesse?

Reeves: I want to make a motion.

Rogers: I don't think on item #9, I don't think we can make a motion, according to the Town Attorney.

Reeves: Mr. Attorney? Can I make a motion that we discuss it in a work session instead of before we go to Council meeting?

Ramsey: Not because. No. Because what you're talking about I think, is you'd like to see what Tom has presented at a work session if I'm understanding it right. Plus some other things. O.K. The appropriate time to do that is if, if Tom decides he wants to have this on the agenda, it will be on the agenda. At the meeting that it's on the agenda, you would then move to have this transferred to a work session, and see if you carry the vote. O.K.?

Rogers: O.K. Now item 9a.

The following items are a summary of the actions taken. They are NOT verbatim.

9.a Discussion and Possible Action on back-pay for Town Employee, Larry Bucher

Manager Bullard explained that Bucher had developed a medical condition, which prohibited him from driving street department equipment. Because Bucher had been a good employee, a position was created for him as a Laborer in the Maintenance Department. This position however, was at a lower grade of pay due to lesser work requirements. He stated that Councilor Dickinson had requested this item be placed on the agenda to consider back pay for Bucher.

Dickinson asked Bullard when Bucher had transferred and how much money he had lost by taking a position at a lower pay grade. Dickinson stated he had discussed this matter with Bullard several months ago, and Bullard was to have bumped Bucher back up to what he would have been making had he still been an Equipment Operator for the Street Department.

Bullard advised this had been done. Dickinson stated that he needed to figure the difference in pay for the period Bucher worked in the Maintenance Department. Bullard responded it would be \$2,220.

Dickinson stated that he felt Bucher deserved that money. He asked the Town Attorney if it was legal to take money away from an employee because he became disabled.

Ramsey advised this had been checked into under the Disabilities Act. He stated that Bucher's deteriorating eye condition was a hazard to himself and others in his position on the road. He further explained that under the ADA, the Town felt it had an obligation to accommodate him if such a position was available. He stated, however, the Town was not required to create a position for him, nor was the Town required to give him the same pay for lesser work. He advised it was Bucher's choice to take the position and remain employed with the Town, or seek employment elsewhere. Ramsey advised that is how it was presented to Mr. Bucher, and there were no ADA violations.

Dickinson responded that the reason for this request was because the Town had no long-term disability. Dickinson recommended that Bucher be paid back pay of \$2,220.

Bullard cautioned Council that a precedent might be set by this action. He explained there were other employees that had taken transfers and pay cuts due to medical conditions, one of which, was very similar to Bucher's condition.

Dickinson asked if these transfers were voluntary.

Bullard responded that the one employee had been a police officer and certification was difficult to obtain, so he transferred out to a lower position with a substantial cut in pay.

Dickinson asked Bullard if Council had approved the pay cut for Bucher. Bullard responded that it had not. Dickinson then asked why it had to come back to Council to increase his pay.

Bullard responded that it was before Council because it was not his recommendation to give Bucher back pay.

Larkey asked if the Council should be involved at all. He stated that this is a Manager/Employee issue, not a Council issue.

Hall asked if the Code said that if an employee transfers, his pay is cut.

Bullard responded there was no such provision. He explained that this was something he did because Bucher had been with the Town a long time, and had been a good employee, and never had any problems. He further explained that under ADA, the Town could have decided to terminate Bucher since he was no longer able to perform his job, and there would have been no legal issue. Bullard said that because we are a small Town, and Bucher had been a good employee, a position was created for him.

Hall asked if Bucher should be retired. Bullard responded that would have to be between Bucher and his physician.

Dickinson stated that he heard that Bucher had gone on disability today.

Bullard stated he was unaware of that situation. Dan McGinn stated that Bucher had told him he was planning on taking short-term disability, but that he had not returned the papers today as promised.

Hauser said there was nothing in her packet to base a decision on.

Reeves responded that it was just like Dane said. Bucher had been a good employee, and that this request was not as much as other expenditures that in his opinion were frivolous.

On a motion by Reeves, seconded by Dickinson, the Council voted to approve back pay, in this particular case because of the medical condition of Larry Bucher, in the amount of \$2,226.16. Larkey and Hauser voted no.

10. Manager's Report

Manager Bullard reported that the meeting with the Fire District was set for Monday, January 26th at 8:00 a.m., and requested that Council advise if they wished to attend, so the meeting could be properly noticed.

He also advised that the County Board of Supervisors had approved the additional \$40,000 expenditure on Oasis Road with the 1/2-cent sales tax.

He further advised Council that their Financial Disclosure Statements must be submitted no later than January 31, 1998.

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

Garello advised that Woody Diehl had withdrawn his recall petitions against Rogers and Larkey, and that Jack Bird had withdrawn his petition against Hauser. He presented letters so stating to the Recording Secretary.

Dickinson asked, in reference to the claim letter presented against Hall and Garello by the Wischmeyers for "apparently spreading around personal files or the application, who released the information to Tom and John?"

Bullard responded that Hall or Garello had requested Wischmeyer's entire personnel file. He said that he had someone in his office when the Deputy Clerk asked what could a Council member see in personnel files. He advised her that Council members may review the application. The Deputy Clerk went back to the file and pulled out the only item resembling an application and gave it to Mr. Hall and Mr. Garello. He advised that she had been acting under his instruction.

Dickinson asked "Were John or Tom were told at this time that the information was privileged?"

Attorney Ramsey said this issue should be discussed in an Executive Session since it is in litigation.

Dickinson responded, "My point is, how can these two people be faced with a lawsuit when they weren't the ones that released the information."

Ramsey advised the basis of the claim in the lawsuit was not that the information went from Debbie Barber to John Garello, but that the information went from John Garello and Tom Hall to the public. Ramsey again stated this matter should not be discussed in an open meeting, and if there were further questions, they should be discussed in Executive Session, or in his office.

Dickinson, referring to an article in the Bugle, asked for the definition of the *Sunshine Law*.

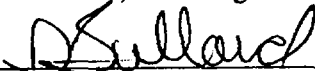
Ramsey said he was unsure, but that it probably referred to the Open Meetings Law.

12. Adjournment

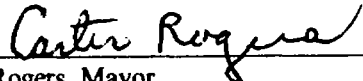
The meeting was adjourned at 8:35 p.m.



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 21st day of January 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 22nd day of January 1998.

Deborah Barber

Deborah Barber, Recording Secretary

**AGENDA
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
ROOM #203
MONDAY, JANUARY 26, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call

Discussion of the Following:

3. Interviews with GIS Consultants
4. Adjournment

Posted by: Liborah Barber

Date/Time: 1-23-98 - 5:30 pm

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

**MINUTES
WORK SESSION
COMMON COUNCIL
TOWN OF CAMP VERDE**

**CAMP VERDE TOWN HALL
ROOM 203
MONDAY, JANUARY 26, 1998
6:30 P.M.**

1. Call To Order

Mayor Rogers called the meeting to order at 6:40 p.m.

2. Roll Call

Carter Rogers, John Garelo, Brenda Hauser, Tom Hall, were present. Ray Larkey and Wayne Dickinson were absent. John Garelo left the meeting at 6:50 p.m. Jesse Reeves joined the meeting at 6:55 p.m.

Dane Bullard, Town Manager; Dan McGinn, Public Works Director; Nancy Buckel, Associate Planner were also present.

Discussion of the Following:

3. Interviews with GIS Consultant Interviews

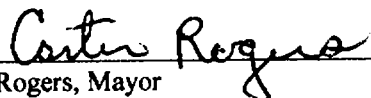
Complex Data Systems and Sunrise Engineering firms gave presentations on GIS systems.

4. Adjournment:

The meeting was adjourned at 8:50 p.m.



Dane Bullard, Town Clerk



Carter Rogers, Mayor

**AGENDA
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
MONDAY, JANUARY 26, 1998
5:30 P.M.**

1. Call to Order
2. Roll Call

Discussion of the Following:

3. Possible Support of Camp Verde Fire District's Acquisition of Camp Verde Clinic Association
4. Adjournment

Posted by: *Deborah Barber*

Date/Time: *1-23-98 - 5:30 p.m.*

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**MINUTES
WORK SESSION
COMMON COUNCIL
TOWN OF CAMP VERDE**

**CAMP VERDE TOWN HALL
COUNCIL CHAMBERS
MONDAY, JANUARY 26, 1998
5:30 P.M.**

1. Call To Order

Mayor Rogers called the meeting to order at 6:35 p.m.

2. Roll Call

Carter Rogers, John Garello, Brenda Hauser, Tom Hall, and Jesse Reeves were present. Ray Larkey and Wayne Dickinson were absent.

Dane Bullard, Town Manager; Phil Harbeson, Fire Chief; Jack Blum, Camp Verde Fire District; Eric Eberhard, Council Candidate; and Deborah Barber, Recording Secretary were also present.

Discussion of the Following:

3. Possible Support of Camp Verde Fire District's Acquisition of Camp Verde Clinic Association

Mayor Rogers began the meeting with a summarization of the meeting that had been held earlier in the day between the Fire District (District), Clinic Association (Association) and Marcus J. Lawrence Hospital (MJL). He advised that he, Brenda Hauser and Bullard had attended the meeting. Rogers stated that he felt this issue was critical to the safety and welfare of the entire Town. He then turned the meeting over to Manager Bullard.

Bullard explained the primary issues with the acquisition were the operating and maintenance expenses, salaries and acquisition of the debts of the Association. He added the District had not budgeted for these items, and that they needed approximately \$170,000 to operate through November when tax monies are received. Bullard stated the Town might consider waiving the annual dispatch fees of \$42,200. He also suggested other funding alternatives such as a low interest loan or an IGA paying for services rendered by the District. Bullard advised that the Town would not be able to give the District money. He suggested setting up a structured account that the District could draw on as needed.

Phil Harbeson, Fire Chief, advised that he was unsure that he could financially obligate the District when the debt was not budgeted. He explained all proposals would have to be approved by the County Attorney. He stated a trust account on which the District could draw might be the answer. He also explained in answer to questions from Hall, Reeves and Garello, that failure to acquire the Association could result in acquisition by a private company. If this were to happen, the fees would be excessive and passed on to the users, and the service would probably be relocated outside of

Camp Verde. He also explained that if the District acquires the Association, all new District personnel would be required to pass written and physical tests. He advised that MJL had offered a loan up to \$55,000 at prime less 1%.

Rogers said the Town might be able to offer a better rate.

After further discussion, Harbeson stated he would determine what part, if any, MJL would have in the acquisition and come back to Council with the figures. He advised that he would try to have all the needed information before the next Regular Council Session.

4. Adjournment:

The meeting was adjourned at 6:30 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 discussions 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 26th day of January 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 27th day of January 1998.



Deborah Barber, Recording Secretary

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, FEBRUARY 4, 1998
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 21, 1998
- 2) Work Session – January 26, 1998
- 3) Work Session – January 26, 1998

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

- 1) Work Session: Interview with Landfill Consultant – February 5, 1998 at 6:30 p.m.
- 2) Work Session: Interview with Landfill Consultant – February 9, 1998 at 6:30 p.m.
- 3) Regular Session – February 18, 1998 at 6:30 p.m.
- 4) Council Hears P&Z – February 25, 1998 at 6:30 p.m.

On a motion by Dickinson, seconded by Hauser, the Council unanimously approved the Consent Agenda as amended.

6. **Resolution 98-389, Adopting Fees for Town Services**

On a motion by Larkey, seconded by Dickinson, the Council voted to approve Resolution 98-389, Adopting Fees for Town Services. Reeves voted no.

7. **Possible Support of Camp Verde Fire District's Acquisition of Camp Verde Clinic Association**

- a) Waiver of Dispatch Fees
- b) Other Funding Alternatives

On a motion by Reeves, seconded by Dickinson, the Council voted to waive the \$42,200 dispatch fee at this time and direct Bullard and Harbeson to meet with Marcus Lawrence or any other government agencies that might provide funding for adequate ambulance services to this area.

Items Requested by Councilman Garello:

8. Employment Agreement of Ronald C. Ramsey, with the Town of Camp Verde, dated June 7, 1995.

A motion by Garello that the employment agreement with the Town Attorney, dated June 7, 1995 through June 30, 1998 with the Town of Camp Verde be terminated as of April 1, 1998 failed due to the lack of a second.

Dickinson: "I'd like to make a motion that we look into other employment opportunities for a lawyer". Hall seconded the motion. The motion carried with Hauser and Larkey voting no.

9. Reinstating Verde Valley Regional Economic Development to the 1998 and 1999 Budget as a Line Item

On a motion by Hall, seconded by Larkey the Council voted unanimously to table this item until the 98/99 Budget Hearings.

Items Requested by Councilman Hall:

10. Direction from Town Council to Town Manger on the following:
- a) Submit written weekly reports to the Council providing information on any town business, or any discussions of town business with town staff or other persons.
 - b) Weekly report to Council shall include information on Manager's direction to Department Heads on what he wants accomplished the following week.
 - c) Manager shall give to Council copies of all suits, complaints or litigation, be it federal, state, county or city government, received by the Town over the past year.
 - d) Manager shall direct the Street Department to start cross training on all heavy equipment immediately; this will be the loader, backhoe, and road blade.
 - e) Manager shall put out a memo to all town employees that he, the Town Attorney, and the Town Marshal will be the only people authorized to release town information or town records.
 - f) Before any Town business, complaint, or records are released to the news media, copies will be given to the Council. Also, the Town Attorney will give a written opinion on whether it should be released.
 - g) Manager shall give a written report on all information he has given to the news media, including suits, complaints or investigations during the past year.
 - h) Manager shall direct the Parks & Recreation Department to start a search for at least four future park sites, two of which are to be located along the river.
 - i) Manager shall make sure Council receives information on any item that goes on the agenda as soon as this information becomes available to him.
 - j) Manager shall direct staff to start a search for land the Town may purchase for a future city complex.
 - k) Due to the fact we are not hiring a new Town Marshal at this time, the Manager shall direct the Acting Town Marshal to start reorganizing the Marshal's Department, as he deems necessary. He shall also direct the Acting Town Marshal to seek the help of any outside agency on any internal or external investigations he deems necessary.
 - l) Manager shall submit a written report to Council on the first of each month that outlines his plans on the short-term goals to be completed by him, staff and employees during the month.
 - m) Manager shall give written information to Council on any equipment purchased by Departments over the past year that cost more than \$500.

On a motion by Hall, seconded by Hauser, the Council voted unanimously to delete items 5, 7, 9, and 11 (E, G, I and K) from the list of direction to the Town Manager.

On a motion by Hall, seconded by Dickinson, the Council voted to direct the Town Manager to perform the following:

- 1) Submit written weekly reports to Council providing information on all Town Business.
- 2) Weekly Report to Council shall include information on Manager's direction to Department Heads on what he wants accomplished the following week. (Items 1 & 2 can be combined.)
- 3) From this point forward, the Manager shall give to Council copies of all suits, complaints or litigation, be it federal, state, county or city government, subject to Town Attorney's recommendations in his memo dated January 26, 1998.
- 4) Manager shall direct the Street Department to start cross training on all heavy equipment immediately; this will be the loader, backhoe and road blade.
- 5) When any Town business, complaints, or records are released to the news media, copies will be given to the Council.
- 6) Manager shall direct the Parks & Recreation Department to start a search for at least four future park sites, two of which are to be located along the river.
- 7) Manager shall direct staff to start a search for land the Town may purchase for a future city complex.
- 8) Manager shall submit a written report to Council on the first of each month that outlines his plans on the short-term goals to be completed by him, staff and employees during the month.
- 9) Manager shall give written information to Council on any equipment purchased by Departments over the past year that cost more than \$500.

The motion carried with Larkey and Hauser voting no.

Items Requested by Councilman Dickinson:

11. Further Consideration of Back Pay for Town Employee Larry Bucher
12. Discussion of the Town's Long-term Disability Benefits
13. Street Department Report on Town Employee Wallace Dickinson's Complaint
14. Community Development Department report on VVREDC referral of potential business investors to private citizen, Jane Whitmire
15. Questions to Bugle Reporter, Joani Woelfel, regarding recent news articles

Dickinson requested these items be held for discussion only. There was no action required by Council.

Item(s) Requested by Mayor Rogers:

16. Review of Town Code, Section 2-3-6, Reconsideration of Agenda Preparation

On a motion by Dickinson, seconded by Hall, the Council voted unanimously to table this item until Mayor Rogers could be present.

17. Manager's Report

Bullard reported that the Mayor requested the Council consider putting the purchase of assisted hearing devices on the next agenda due to the number of complaints received. He also reported that Absentee/Early voting ballots would be available at Town Hall beginning tomorrow, February 5th through March 6th.

The following item is verbatim.

18. Council/Staff Comments, Informational Reports, and Activity Updates

Garello: Okay number 18, Council/Staff comments, informational reports and activity up to dates. Go ahead.

Reeves: Dane, Have, Have you seen any reports from Wes Mauldin uh about the condition of our police department or so on lately?

Bullard: About the general condition of the Police department?

Reeves: Right.

Bullard: No I have not.

Dickinson: Dane, did Wes give you a report um on the complaints that he has been investigating and in that report were there recommendations?

Bullard: He did give me that report. It's been filed. I have had part of the report for the last several weeks. He was able to give me the, uh his response to the last two complaints last week. I am going ahead and putting together my own response. I have consulted with the County Attorney and I expect to have that response out to the complainant probably tomorrow or Friday.

Dickinson: Is this something that the Town Council should have gotten or is this still a investigative type situation?

Bullard: It never really was an investigation it was more of a fact gathering. I believe the Acting Marshal contacted and discussed with various parties involved in the complaint. There was numerous, I think the last count there was twelve complaints from Mr. Babcock. I have uh partially finished my response, as I said I will get that finished and out to Mr. Babcock probably tomorrow. If Council would like to see the whole packet I'll distribute those to you tomorrow or Friday at the latest.

Dickinson: Okay, I'd like to see it.

Bullard: All right.

Garello: Okay if there's nothing else.

Dickinson: Yes, I'd like one more question. Um on a written reprimand, if an employee of the Town gets a written reprimand it is put in his file, correct?

Bullard: That's correct.

Dickinson: Okay, now when this is done who is supposed to sign this?

Bullard: Under the Town's discipline policy, written reprimand is generally done at the second or third violation, the department head should sit down with the employee, go over the memo, have a counseling session if you will. The employee and department should sign and date it. Depending on the violation, that may become a permanent part of the personnel file or maybe something that is put in there for a short duration or a longer duration, it really depends on what's uh being written up.

Dickinson: Okay, well we have an employee or an ex-employee of the Town that has something in his file that was not signed by the Department Head nor himself, and he had no idea that it was in his file until just recently.

Bullard: I don't have any knowledge of that. If you care to stop (Dickinson interrupts)

Dickinson: That's Larry Bucher.

Bullard: If you would care to stop by tomorrow or whatever we could sit and talk about it.

Dickinson: Okay. Thank you.

Garello: Okay if there's not anymore questions or discussion we will call for an adjournment.

19. Adjournment

The meeting was adjourned at 11:40 p.m.

**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, FEBRUARY 4, 1998
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 – January 21, 1998
- 2) Work Session – January 26, 1998
- 3) Work Session – January 26, 1998

b) Set Next Meeting, Date and Time:

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- 3) Regular Session – February 18, 1998 at 6:30 p.m.
- 4) Council Hears P&Z – February 25, 1998 at 6:30 p.m.

**Discussion and Possible Action on the Following:
(Public Input is invited on item(s) 6, 7 and 9)**

6. Resolution 98-389, Adopting Fees for Town Services
7. Possible Support of Camp Verde Fire District's Acquisition of Camp Verde Clinic Association
 - a) Waiver of Dispatch Fees
 - b) Other Funding Alternatives

Items Requested by Councilman Garello:

8. Employment Agreement of Ronald C. Ramsey, with the Town of Camp Verde, dated June 7, 1995
9. Reinstating Verde Valley Regional Economic Development to the 1998 and 1999 Budget as a Line Item

Items Requested by Councilman Hall:

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- i) Manager shall make sure Council receives information on any item that goes on the agenda as soon as this information becomes available to him.
- j) Manager shall direct staff to start a search for land the Town may purchase for a future city complex.
- k) Due to the fact we are not hiring a new Town Marshal at this time, the Manager shall direct the Acting Town Marshal to start reorganizing the Marshal's Department as he deems necessary. He shall also direct the Acting Town Marshal to seek the help of any outside agency on any internal or external investigations he deems necessary.
- l) Manager shall submit a written report to Council on the first of each month that outlines his plans on the short-term goals to be completed by him, staff and employees during the month.
- m) Manager shall give written information to Council on any equipment purchased by Departments over the past year that cost more than \$500.

Items Requested by Councilman Dickinson:

- 11. Further Consideration of Back Pay for Town Employee Larry Bucher
- 12. Discussion of the Town's Long-term Disability Benefits
- 13. Street Department Report on Town Employee Wallace Dickinson's Complaint
- 14. Community Development Department report on VVREDC referral of potential business investors to private citizen, Jane Whitmire
- 15. Questions to Bugle Reporter, Joani Woelfel, regarding recent news articles

Item(s) Requested by Mayor Rogers:

- 16. Review of Town Code, Section 2-3-6, Reconsideration of Agenda Preparation
- 17. Manager's Report
- 18. Council/Staff Comments, Informational Reports, and Activity Updates
- 19. Adjournment

Posted by: Heborah Barber

Date/Time: 1-30-98 10:45 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, FEBRUARY 4, 1998
6:30 P.M.**

These Minutes are verbatim.

1. Call to Order

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

2. Roll Call

Vice-Mayor Garello, Councilors Ray Larkey, Brenda Hauser, Tom Hall, Jesse Reeves and Wayne Dickinson were present. Mayor Rogers was absent. Candidates Eric Eberhard and Gary Mialocq were present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Doug Jones, Streets Superintendent; Bill Lee, Parks & Recreation Director; Bob Lau, Community Development Director; Rolland Huff, Maintenance Director; Debi Phillips, Accounting Tech; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

Vice-Mayor Garello introduced Martina Kuehl of Department of Commerce and acknowledged News Channel 5.

3. Pledge of Allegiance

Councilor Hall led the pledge.

Vice-Mayor Garello recessed the meeting at 6:32 p.m. so that the meeting could be held in the Community Center to accommodate the large crowd. The meeting reconvened in the Community Center at 6:45 p.m.

Vice-Mayor Garello: We're going to go to Call to Public for Items not on the Agenda. Before we get started, I would like to read a memo to the public and the Council before we go into the next item. So, if you will bear with me, I will read it out of the Town Code.

Larkey: Before we go any further, we should probably get the consent agenda.

Vice-Mayor Garello: This is more or less how a meeting should be controlled and how we ask to it be controlled. I will read two different paragraphs. The business of Council shall be the following items, not necessary in that order. Call to Order: The Mayor shall take the chair precisely at the hour appointed for the meeting and shall immediately call the Council to order. In the absence of the Mayor, the Vice-Mayor shall call the Council to order. In the absence of both the Mayor and Vice-Mayor, the Clerk shall call the meeting. Upon arrival of the Mayor or the Vice-Mayor, the Vice-Mayor or Acting Mayor shall immediately relinquish the chair upon the conclusion of business immediately before the Council. The Mayor shall preserve order and decorum and decide all questions of order and conduct. One more paragraph. Call to the Public. In opposition of

communication, comments or suggestions from the citizens presented may be heard by the Council on items designated for public input. All such remarks shall be addressed to the Council as a whole and not to any member thereof or the staff. Such remarks shall be limited to five minutes. And if additional time is granted by the Mayor. No person other than the individual speaking shall enter into the discussion without the permission of the presiding officer. There will also be a call to the public for items not on the agenda. Council may direct staff to follow up on the items with a report or placement on the upcoming agenda. Now before we start comments from the public, I ask the public to come to the podium, state your name for the record, address and speak to the Council only. Time allocated will be five minutes. This meeting will be conducted by number one, Robert's Rule of Order; two, the Arizona Revised Statute [statutes]; three, Camp Verde Town Council, that is the Town of Camp Verde Town Code. The Vice-Mayor, the Vice-Mayor will decide on all points of order and voting procedures, shall preserve order and decorum and decide on all questions of order and conduct. I'm asking the public to not interrupt the speaker that is addressing the Council. I am asking the public, please do not interrupt the Council by disorderly conduct. The public and Council should be able to control this Town meeting in a business-like way for the good of all the people of Camp Verde. I will ask the person to leave the meeting if he or she is unable to control themselves. I am asking the public and Council to please, please, conduct themselves as requested by our Town Code. The preparation of this agenda was done by Mayor Rogers and the Town Manager, Dane Bullard. It is not in my interest to change any part of 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 of a future date. I now open this meeting for the public. Is there anyone who cares to speak may come up to the podium and speak directly to us.

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

Donna Hromada, and I'm addressing this to everyone sitting here before me in the Council. [Garello interrupts: A little bit closer to the mike, please.] Hromada continues: My name is Donna Hromada, I'm addressing this to all of you on this Council. I am here on behalf of myself and several people in this audience and several that are not. I will inquire that you please consider opening all these items on this agenda to the public, and if not all, particularly item #10. Thank you. [Audience applauds.]

Garello: I am going to ask you to discontinue this clapping at this time. This is a business meeting [audience becomes vocal] This is a business meeting, a Town meeting and it's an important meeting! And if you don't like something, you can come up to the podium and speak about it. Does anybody, does anybody else care to speak to the public?

William Baker: My name is William Baker, lived here since 1985. And, I am telling you right now; I don't like the way that you sell the people of this Town short! I'm one of the silent majority members who never say nothing to anybody. But you're out of line as far as I'm concerned. And I just want to make sure that you know that! I'll go sit down now. Thank you. [Audience applauds.]

Garello: Wait a minute! Hold it! Hold it! I appreciate your comment, and uh, appreciate it very much. I want to stop this clapping. This clapping is not necessary in here, and I would please ask you folks not to do it! Do we have anybody else that would like to speak?

Diane Cope: My name is Diane Cope and I'm proud to say I live in Camp Verde, but not because of you. [Audience laughs.] I'm going to say that right up front John, because I'm ashamed of the

way this Council has conducted itself in the past. I came here in 1992, and I started attending the meetings when eight people came. And eight people came because the Council was doing a good job. If you look around, these people are not here because you're doing a good job. They're here because they are concerned about the job you're doing. And you owe it to the people in this Town to let them have a say in how they feel and on certain agenda items, you are prohibiting freedom of speech. And Mr. Hall, on one of his, is attempting to prohibit our right to privacy. And I think that that's unfair, unjust and uncalled for. And I can't wait for March! [Audience applauds.]

Garello: I'm going to ask you again not to clap! Dinegar.

Bob Dinegar: My name is Bob Dinegar and just like the girl before me, I've been to every Council meeting the last eight years. And I'll tell you this thing has gone right down the tubes. I'm not going to talk about items on the agenda tonight under this matter. I'm going to talk about something that happened at the last Council meeting. I wasn't here, but I read about it, I heard about it. I checked the story out. At the last Council meeting, there were foul words directed at our Town Manager, Dane Bullard. As a citizen, I would like the Council to investigate this incident, and in fact show that a Councilman brought disgrace to this Council and also disgrace to our town. The Council should take the appropriate action against the guilty person. I'm asking you to put it on the agenda to investigate. Next step, I want to speak publicly on every item on this agenda. And I also want this Council to open up every item on this agenda to the public. This is a public meeting! It is not a secret meeting. Thank you. [Audience applauds.]

Garello: I thank you.

Virginia Bragg: Virginia Bragg. I've lived in Arizona off and on since I was 12 years old. First, I would like to draw your attention to the black ribbons being worn by some people tonight. The people wearing these black ribbons are in support of the recall of at least one or more Council members who think that they know what is best for the town, despite our outcry of your not listening. This is not what we want for our town. I also would like the Town Council to address the idea of Council members submitting to the public a weekly report of everyone they talk to about Town business [audience applauds] and what was said [audience becomes vocal]

Garello: I want this place QUIET!!! [Audience continues to be loud.] That's all uncalled for, people. [Audience shouts angrily.] Garello leaves the chair to speak to an officer. [The audience continues with comments and laughter.] Garello continues: I forgot to ask you to state your name please.

Bragg continues: I already did, but again it's Virginia Bragg. Okay [Garello: Thank you.] Born and raised here as a Hutchin's kid, so you know, if that's of any help. Okay, so if I could continue. As I stated, I would like the Town Council to address the idea of Council members submitting to the public a weekly report of everyone they talk to about Town business and what was said. In other words, show me what you're doing for the good of the town, because right now, all I know, is where I am not putting my vote at election time. And it's not with a couple of Council members that are here. Thank you. [Applause]

Garello: Thank you.

Jane Whitmire: Good evening. Vice-Mayor Garello, Council members, I request public input be granted on agenda item 14, which reads: Community Development Department report on

VVREDC referral of potential business investors to private citizen Jane Whitmire. That's me, for any of you who don't know. I have no prior knowledge of the content of such a report, nor was I contacted prior to any agenda posting by any Town official, including Camp Verde Community Development Director, Bob Lau. I do welcome Mr. Lau tonight who has come from his home in Cornville to our Council meeting. It is Cornville, isn't it, Bob? I would appreciate some uh feedback on my request prior to the time when I sit down.

Garello: Okay. thank you. When we get to item, what is it, item 14, uh we will discuss it at the time.

Whitmire: Thank you very much.

Garello: Anybody else?

Jackie Baker: My name is Jackie Baker. I'm a resident of Camp Verde since 1985, and I worked with many others to incorporate this town. Um, there have been a couple of members on this Council who have been complaining about information being leaked or put in the paper or whatever the whining has been. I just want to say this, if you are up-front and honest and let the voter know exactly who you are, what about you. We don't care, we look at that and review. So whatever your past history is, don't be whining now after the fact, that some of us like myself, have something new that we know, that we should have had to be an educated voter. And there is a member of this Council who has said, made derogatory statements about my daughter, sitting right there, that were published in the paper! And I want to tell that Council member in public, straight out, not in either one of the papers, or word of mouth, but straight, me to you, don't EVER [Garello interrupts, uh, uh, should I uh] Baker continues: say derogatory [Garello interrupts: Excuse me] Baker continues: I have not mentioned ANY names [Garello interrupts: Excuse me! I, I don't want to get into personality, you can speak] Baker continues: This is public, a Council member made a statement regarding my daughter! And if you think an irate voter is someone to worry about, get some mad mom on you! [audience applauds]

Gloria Miller: Gloria Miller, Camp Verde, resident for 10 years, can you hear me all right?

Garello: A little closer to the mike, please.

Miller continues: Recent incident. Incidentally, I have carefully skirted agenda items and I have had help in preparing skirting those items to your satisfaction, I hope. Recent incident, including tonight's agenda, confirms why we are here again in mass. The very right of the people to assemble, peaceably to assemble has been threatened either by implication, harassment, or outright threat to jobs, peaceful enjoyment of property and one's personal body in the past several months. Escalating with each new wave of this town's personal agenda style of politics. The problem is not Article One alone, covering free speech and assembly. I believe Article Five covers how we shall not quote: "be deprived of life, liberty or property without due process of law." Article Eight refers to prohibiting cruel and unusual punishment. Finally, Article Nine tells us that powers are not delegated to the United States by the Constitution nor prohibited by it to States are reserved to the United States respectively or to the people. People, we have a problem! Throw the above quotes into the arena of present local events and use the focus light of James Madison, the father of this Constitution. In the Federalist papers, he said: Men of factious tempers, local prejudices or a sinister designs may by intrigue, by corruption, or by other means, first obtain the suffrages and then betray the interests of the people. Please hold steady as I wrap up this line of thinking. A.

mentioned before, free speech and assembly are on dangerous ground here. We are being deprived of a very basic element of life, the freedom of conscience by the cruel and unusual treatment of a vocal and evident Town citizenry. Powers of the United States are constitutionally clear as are the existing statutes governing this and other communities right down to the local code. Reserve to the people might include the spirit and ultimate struggle over the following by the citizens and its special council. 1] Public funds are about to be used for a variety of questionable purposes; 2] Policy making or change has now become the rule rather than the exception as needed; 3] Public input is selectively denied on general council agendas. Tonight a new turn of spirit and events has begun 1] Disincorporation is being legally explored. John, you're invited to climb over the [unintelligible] See if you want to. Petition to secure city status, therefore proportionate representation is being legally explored. A few of us, three, can claim a protectorate status. Listen carefully and therefore, are directly appealing to be exempted from the cost of the unheeded warnings and have asked for full protection of the law to sustain here. Months ago, I cried out publicly that Camp Verde was losing itself. I was wrong. You know Camp Verde is probably okay. Some of the public officials here have lost their right to even dare think they speak for most of us. Rethink your positions, gentlemen. [applause]

Garello: I thank you.

Gary Mialocq: Gary Mialocq, Camp Verde. I guess I'm naïve, but I was under the impression that the agenda is supposed to have items that are regarding all the citizens of Camp Verde. And I see nothing but personal items here. You know, I'm reading a report dated December 16, 1997 by the Verde Lakes Community Mobilization Project, and it was attended by Verde Valley Guidance Clinic, Yavapai County Health Department, Camp Verde School District Nurse, Head Start, etc. And it talks about 2,000 residents in Verde Lakes with flooding problems, many of them with no water or electricity, extreme poverty, drugs there, lot of single parent homes, lot of elderly who need transportation. Why isn't anything like this on the agenda? Why is it always personal items so we can get rid of the Manager? If anybody read the Town Code, you can't even give him notice until August, and you can't get rid of him until October. So why is our time being wasted? That's one. The second point is, I went to the Town Hall to get a copy of the budget because I like to see, to do my own budget analysis, and I asked for a copy of the annual financial report. Our fiscal year was up in July 97, and I was told that it was not available yet. That's eight months. The one for 96 was ready in October. That was 3 months. This really is strange to me because you develop the budget for 98 based on what, I don't know. But, the City of Los Angeles has the same fiscal year. They have their annual financial report, so does San Francisco, so does Phoenix. Camp Verde doesn't have it. Maybe uh, Mr. Garello, I know you are a budget expert and you pride yourself on that, maybe you can look on that and get a report back to us by March 9th. [applause]

Garello: I thank you and I will have Debbie Barber look into it, and uh, see if we can get you any information for you, or Mr. Dane Bullard. Someone from this Town will give you that information. Is there anyone else that would like to speak?

Ray Massey: I'll try to be brief. Uh, I look at this, I, I'm not going to speak to this agenda tonight. But I look at our past actions of this Council.

Garello: Your name, sir.

Massey: My name is Ray Massey, I'm a citizen of Camp Verde. [Garello: Thank you.] Massey continues: Uh, I see many efforts to oppress information from the public, to suppress the press, uh,

to try to keep us from being informed. So let me tell you, and this is not a threat, this is a fact, if I go down to the City Hall and as a result of action taken by this group, I'm denied information I deem that is public, then I'll take all legal action that I'm entitled to or the code of Arizona, and I'll hold the people who did it personally responsible. Secondly, it might be apropos, rather than to try to come up with a ways to hide uh, your information, just to take the bull by the horns and conduct your official business in such a manner that you don't care what the press writes about you. Thank you. [applause]

Garello: Thank you, Mr. Massey. Is there anybody else in the audience? I want everybody that would like to speak to come up forward and say what you think. This is what we're here for [laughter and applause]

John Wischmeyer: Mr. Vice-Mayor, my name is John Wischmeyer. I'm a citizen of Camp Verde. I have a few brief comments. This government is in shambles. The good citizens of this Town pay taxes to support a government, which supposedly works for them. We pay good salaries to a Town Manager and several department heads, which I have had the pleasure to work with, to see to the day-to-day management of Town business. And they do a good job. [Garello interrupts: A little closer to the mike, please.] Wischmeyer continues: Why then is it necessary for the Town Council to micromanage the manager's and staff's efforts to effectively do their jobs? The Town staff is so busy tending to the many crises created by this Council, that they cannot perform their best for our community. We have an Acting Town Marshal, appointed by this Council group, who is not even a certified police officer. No wonder the FBI is interested. [laughter] The government of Camp Verde is on the ropes. There have been, there never have been so many claims and potential lawsuits since its creation. The lack of leadership and disdain of common decency have created an atmosphere of weakness, making the Town ripe for the picking. Even one of our own, sitting on the Council, has filed a claim in preparation of a lawsuit. Can this be? You can stop this nonsense before our Town is further degraded and ridiculed. Step down, do it now, just get up out of your seat, walk out of here, [applause] before you further dishonor our Town and yourselves. Vice-Mayor Garello, Councilmen Dickinson and Hall, redeem yourselves while you can. Get going before the recall removes you anyway. [applause]

Dickinson: unintelligible

Garello: Thank you. Henry.

Hall: Get up to the microphone, man.

Henry Shill: This mike?

Garello: No, the other one.

Shill: Okay, can you hear me now? [Garello: Yes, sir.] Shill continues: I just can't believe all of the nastiness that's going on here tonight. Uh now, some of the things that've been printed in the paper, one of the things that I'm referring to is uh, an article that Mr. Eberhard put in the paper about the garbage in the Town of Camp Verde. Uh, now uh, and also uh, in the Bugle uh, I read where Woody Diehl wanted to print, wanted to prevent people from talking at Council meetings. Now, I think I know Woody well enough to know that uh, he would never do that. [disruption from the audience] Nobody's trying to prevent anyone from saying anything, but uh, I just wish these, this crowd here would be courteous enough to allow a orderly meeting without a lot of demonstrations

that's going to break up this meeting. Why can't they just be courteous enough to be quiet? If they want to come up here and talk, let them talk. And uh, nobody wants to prevent them from doing that, but this disorder should be stopped.

Garello: Thank you, Mr. Shill. [applause] Anybody else in the crowd? That would like to speak.

Victoria Barber: I'm too short for your podium, I'm sorry. My name is Victoria Barber. I've been here a lot. Um, I'll be concise and to the point. I see before me a Council full of various backgrounds, educators, things like that. And I have no idea, nor will I try to guess how long it's been since some of you have read the Bill of Rights, but I might suggest that you do so soon. Uh, because I feel that some of you need to be reminded there are some things you can't take away from us, like freedom of speech. And my outburst and my clapping in support of my Town members is just as improper, Mr. Garello, as your temper tantrum earlier. There are many things as a Town I would like to remind you that [Garello interrupts: unintelligible] we can take away from you as well, and we're working on that. I just hope we're quick enough. Thank you. [applause]

Garello: I thank you.

Jim Acock: My name is Jim Acock. I didn't come here tonight with the intention of saying anything. I came with the intention of just observing, being quiet, watching the proceedings, witnessing for myself. But, I feel it's uh, imperative that we do a democratic process, and that is allow everybody on both sides of the issue to have a voice. There is enough dirt on everybody's shoes in this town, sitting at these tables, and in this audience to go around. Everybody doesn't need to clean their boots right here. There's enough to go around. Every one of you have made mistakes, every single one. There's not a soul here that's pure lily-white. I don't think that this venom that we're seeing vented here is appropriate. Uh, some of the things, I was kind of glad to see in this little Camp Verde News today, uh, the uh other two candidates who are going to attempt to unseat you, Mr. Garello. And uh, it kind of thrills me to see that you and they are of the same mind when it comes to the way Town management should be handled. Uh, if you'll read the articles that they wrote rather closely, you'll find that what they're saying in the paper very similarly mimics what you are saying now. Mr. Larkey, I uh, familiar with you when you were in the uh, Flagstaff. I appreciate that we're not uh, direct anything personally, but I remember when you were on the Council in Flagstaff. I lived there, you did a good job there. I believe you're doing a good job here. Part of the process that goes on is, uh, using staff appropriately, directing staff, getting feed back from staff. I believe that's your job. You folks work for us, the citizens, each and every one of you. The department heads or the Town Manager works for you. The department heads works for the Town Manager. And I think you better get a chain of command in place so that everybody knows who works for everybody. And let's follow it. As far as, dissemination of misinformation, that needs to stop. Proper information, the way it's stated and the way it's intended is good for government. This information is bad for government. We're having too much slanted and biased and disinformation out of here. I would hope that you would get a control of not only the meetings, which has been, I understand that some of the uh, some of the discussion has been that the meetings are not controlled properly and I think that you're exactly right to try to control the meetings so that everybody has a chance. All of these outbursts and catcalls and shouting down everybody does not need to happen. We need to maintain decorum and conduct ourselves business-like and uh, get on with business. There's middle ground for all of you, each and every one of you. From the Town Manager to the Town Council to the Town Marshal, let's, let's be big boys here and get it, uh get it behind us and get on with managing. Thank you.

Garello: I thank you very kindly. And your information is very constructive and it was well presented. I thank you. [unintelligible] Anybody else?

Bill Babcock: Hello. My name is Bill Babcock. [Garello: Thank you.] Uh, it's my understanding that uh, Mr. Mauldin's being blamed for the FBI being here, but that's not necessarily the case. [Garello: Little louder sir, please.] Babcock continues: I say that uh, that's not necessarily the case. I'm the one who basically contacted the FBI to begin with. In my, in my situation, I'm concerned about not only the management of the Council people, but also the Town Manager and the uh, city Attorney. Uh, I'm sure the Council's not completely aware of the situation that, that uh, exists. There's been several complaints filed against the Marshal's office. Uh, my understanding is that the findings, er have been turned back into the uh, Town Manager which is also my understanding, I will be getting a response to those by Friday. I would like to make that, at this point, I would like to make that findings by the Town Marshal and the response by the Town Manager to be brought on the agenda for the Council review.

Garello: Barbara, would you take, make a note of that? Thank you. Anybody else?

Judith Plaster: My name's Judith Plaster and I'm a resident of Camp Verde [Garello interrupts: A little louder please.] Plaster continues: I also manage a business here, and my concerns are a lot of different things. But uh, we have a situation uh, of a young granddaughter that was molested in this Town over a year ago. There's nothing been done about it, there were eyewitnesses. And yet, our property is not up to code, so they're threatening to put us in jail, give us jail time. [Garello interrupts: Excuse me, you're going to have to just a little louder so that everybody hears you. Speak right into the mike.] Plaster: Okay, I'm sorry. And I just, you know, the concerns are, this places like we have the Town Square, the young people aren't supposed to be there. I thought this was a public place. I thought that's what it was for. And these are just a few of our concerns. Thank you.

Reeves: Could you state your name again, please?

Plaster: My name is Judith Plaster.

Garello: Thank you very kindly. Anybody else?

Ron Barber: My name's Ron Barber, citizen of Camp Verde. Council, is that better? My name's Ron Barber. I am a citizen of Camp Verde. Good afternoon, Council. I am a very concerned citizen. I went to our Marshal's office about a week ago to obtain a public document that may be involved in some litigation. To my surprise, I was told the only person who had access to said document was our Acting Town Marshal. When I asked where he would be found, I was told he was out of the office, which is fine. He has a job to do, just like each and every one of us do. However, the statement that followed surprised me. The terminology used was 'it is probably on his person anyway'. When questioned as to why it would be on his person anyway, the comment was 'it's routine, that files are carried out of this office'. I would like the Council to address that matter and find out why public documents and/or legal documents pertaining to the Marshal's office is being carried away from said office. Thank you, very much. [applause]

Garello: Thank you. Debbie, did you make a note of that?

Hall: Probably.

Garello: All right, do we, do we have anybody else in the public?

Patricia Marshall: My name's Patricia Marshall and I'm a member of this community, an outraged member. These comments aren't aimed at the Honorables Mr. Larkey and Mrs. Hauser, but the rest of you. I believe that your objections to the open exercise of this community's freedom of expression, could be curtailed if the Town Council [tape ends]... for you to meet. Okay I'd like to see you open all the items on the agenda to this community. They have a direct effect on all of us. We should be able to tell you what we think on all of them. They hurt our pocketbook, they hurt our morale and they hurt the prospects for this community to grow, prosper and be a contiguous, happy community, which I haven't seen in a long time. I also object to your um, to your trying to curtail the press. If the press publishes something that isn't true, there are things that you can do about them – libel suits, I haven't seen any in the paper. I haven't seen any filed. If there is something they're publishing that's not true, there is recourse. Obviously, no recourse, there must be some truth to what they're publishing. There is freedom of the press. They have the right to report what goes on here, what the community feels, thinks and says about what goes on here and I believe they have done a very good job in reporting the inequities, the private agendas [applause], the illegal things that are going on here, and have continued to go on here. You will not, any of you, curtail my freedom of speech. You will not, any of you, curtail my freedom of expression. Those things are guaranteed to me by the Constitution of the United States and by the Bill of Rights, and you being the demi-gods that you are, have no right to take them away from me or anyone in this community. [applause]

Garello: I thank you. John.

John Momeyer: My name is John Momeyer. I've been a resident of this community for 20 years. Uh, a gentleman recently come up here to the podium to give the audience a brief sketch how the, not only how this Town Council, but all Town Councils operate. Uh, I would like to elaborate a little further on that, if I may. Uh, as you folks, I'm sure know, you are not compensated one red cent for your efforts. In fact, it takes a lot of your time, which we do appreciate, uh, he did elaborate on how the Council is more or less the board of directors as in a corporation and how the Town Manager is more or less the CEO of the corporation. There has been ridicule and criticism of this body, but I think there's been very, very much undue. You have due to litigation, I've talked with several of you Council members, due to pending litigation and threat of litigation, you have been able to defend yourselves because you cannot discuss due to this problem. And, I applaud you for not doing as suggested by another member of our community, walking out the door. It's, it's great to have such, such strong people who give of their time to our community to serve. I know there's not a one of you that are serving for any self-means, you're [laughter] doing this job for the community. Until the time that you are able to defend yourselves, I think the community should give you the benefit of the doubt. You have turned the other cheek and I think that's the least we could do, is give you the benefit of the doubt. If your time, if the time comes when you can defend yourselves, I'm sure they're going to find out that, that fearsome four may be a blessing to our community. [laughter and applause] Thank you. [someone in audience shouts out]

Garello: Thank you. Come on, I request quietness! Come on! Give these people a break, please! Is there anyone else who would like to speak?

Cheri Wischmeyer: Good evening, Garello. [laughter] I found it very insulting the way you spoke to a citizen of this community. My name is Cheri Wischmeyer. I live in Camp Verde and I'm proud to live in Camp Verde. I find it insulting the way you treat the citizens of this Town when they

come to you to speak to you. It's their right. It's your obligation to listen to them and to attempt to help them in the building of this community, not destroy it as you have attempted to do over the last 6 to 8 months. I wear a yellow ribbon this evening. That yellow ribbon demonstrates the illegal firing of the Town Marshal, my husband. You fired him while he was on FMLA. You knew and were warned that it was against the law to do so, and you continued on with your actions, which led us down a path of litigation, upset citizens and illegal meetings. You've continued to behave in this manner over the last 8 months. You have been asked repeatedly by citizens to step down, to listen. They were willing to give you a second chance, you didn't do that. Instead, you released personal histories on my family, my children, my parents. You fired my husband while he was taking care of his mother who was ill with cancer, and yet, you have the nerve to say that this community addresses YOU in a bad manner, spreads rumors about you! How can you look this community in the face and continue to say these things, when you have behaved in the manner that you behaved in? I had great hope when you were placed on the Council. I believed that you would listen to this community and attempt to take what was correct. But instead, you have listened and made derogatory comments to citizens and been insulting along with the others. I find that offensive. We are not ignorant in this community. Many

Reeves interrupts and shouts: YOU SHOULD GET YOUR FACTS STRAIGHT!

Wischmeyer continues: Many people in this [audience boos] Wischmeyer: Excuse me sir, I believe I have the floor. Uh, and I would appreciate the same courtesy you have asked for others to address the Council in a manner that is to be free of interruption. [applause] I will not have my right to speak, stepped on by you or anyone else. I will not have my right to demonstrate my opinion stepped on by you or anyone else. I live in this community, I vote in this community, I pay taxes in this community, and I have the same rights as anyone else does. I have no desire to pick a fight with any of you and I didn't back in June, either. However, I will continue to fight for the rights of this community, to retake this Town from the tyranny you have exhibited over the last few months. Thank you. [applause/whistles]

Reeves: Mr. Vice-Mayor, after the last speaker, I would like to make a comment, please.

Garello: Do we have anybody else who would like to speak?

Reeves: Mr. Vice-Mayor, after the last comment, I'd like, I'd like to make a comment.

Garello: You may.

Reeves: You know, it's, it's really a, a [audience interruptions] I'll, I'll say it loud enough so everyone can hear me. My name is Jesse Reeves for those who don't know. It's uh, it's not clear?

Hall: [unintelligible]

Reeves: Okay, you know uh, it's hard to sit up here and be con, be accused being a conspirator, a liar of having secret meetings when you know damn good and well it isn't true! [audience responds] Another thing! If you want to find the facts out about something, I invite each and everyone of you to go down to city hall and get the transcripts, the tapes, the printed transcripts of the last meeting, and you'll find out exactly what happened in the last meeting. If you believe the lies, and I'll say that word, that are printed in the Bugle, then you're very naïve. I invite you do one thing, go down, get the printed transcripts then make up your minds for yourself as an intelligent human being.

Garello: Is that it? Is that it, Mr. Jesse? Reeves?

Reeves: I'm finished.

Jeanine Yeager: I have a comment. My name is Jeanine Yeager, is that loud enough?

Garello: Yes ma'am.

Yeager continues: Okay, thank you. First of all, Mr. Reeves, I was at the last meeting. And I don't appreciate being called a liar. And I was talked to by Mr. Dickinson last week who asked me if I heard his comments about the agenda item that was in question, and I said 'yes, I did hear his comments'. The question he forgot to ask me was if I believed him or not. And the answer is No, I don't' because the four of you have lied to this community for several months. Uh, and this is another problem [applause] get up and you walk out because you

Garello: Quiet! Quiet! Garello screams loudly: Quiet!!!

Yeager screams: You don't want to hear the truth! Thank you.

Garello: Thank you. All right, do we have anybody else?

Larkey: John, I have something to say, are you going to hear me?

Garello: All right.

Larkey: It seems as though that the big problem here this evening is, or one of the big problems, is the fact these people are not being allowed to speak [Garello interrupts: Speak into the mike.] Larkey continues: and not being allowed to be heard. Now they can come up here uh, now and speak, but the problem is, we have a lot of items on the agenda here tonight that these people are very much concerned about. Some of them deal with money. And when I say money, I'm talking about time that the staff is going to be presenting on different items here. And they are, they have an absolute right to know where the money of this Town is being spent. We call ourselves conservatives. Well if we are conservative, we better start paying attention to where our money is going and not throw it around in the streets. Another thing, if you want to stop the catcalling, if you want to stop the clapping, if you want to stop all this going on, let the people be heard on everyone of the items on this agenda tonight! [applause]

Garello: I uh, I will answer that. I did not make this agenda up. I stated that once, and I'll state it again. This agenda was made up by Mayor Rogers and by our Manager. I, I am not changing it. This will probably be, a Mr. our Mayor will probably be back the next meeting. If there's any changes to be made, he will make changes. I will not make any changes on this agenda tonight. I'm not saying that the changes can't be made, what I am saying is that Mr. Carter and Mr. Dane Boler [Bullard] are the ones that's going to have to make the changes that the public requests, not me. I will follow this agenda right to the T.

Bob Dinegar: Mr. Garello, can I say something? Bob Dinegar. You said this meeting was going to be run according to Robert's Rules. Now, I'm Robert, you don't mean my rules, but Robert's Rules. You know what Robert's Rules says in the absence of the Mayor, the Vice-Mayor does the

job of the Mayor. So you don't need the Mayor to be here, you're running the meeting and let's run it right. [applause]

Garello: I, I am going to just, when it calls out on the agenda for tonight, no more, no less. And if there's nobody that wants to speak, I am going to close the floor, and we are going to continue this meeting. All right, I'll take one more.

Heather Mauch: My name is Heather Mauch. I have not spoken at a meeting in a long time. And since you are the acting Mayor tonight, Mr. Garello, if you cannot ask this Council to make changes to make this open to the public for their input, then I ask you to table all the items that are not for public input. [applause]

Garello: I'll, any item that's on the agenda that's requested by either myself, Tom Hall or Wayne Dickinson, that is their privilege. They can request that they be tabled or put on the next meeting. I, I, one more from the public and then I'm cutting it down. We've got to recess. You come on up here if you want a point, a point of.

Victoria Barber: I'm asking for a point of order, Mr. Garello, in that I feel that Mr. Jesse Reeves owes this community, as well as Mrs. Wischmeyer an apology for his rude, and uncalled for outburst and behavior. [applause]

Reeves: I, I couldn't quite hear that. Could someone repeat it for me?

Barber: I believe that Mr. Reeves owes Mrs. Wischmeyer and this community an apology for his behavior before we go any further. If this man wants to have an outburst, much similar to yours, I think that he needs to say that he is sorry. He is a representative of this community on the local news, making a fool of himself. [applause]

Reeves: Uh, I will say this, okay, I have a tremendous amount of uh, patience with children, very little with adults who are acting like children. That's my apology. [audience responds]

Garello: That's enough! We will

Cheri Wischmeyer: I will not be standing here and be called a child in front of this community or anyone else, Mr. Garello! I suggest that you get your Council under control. [applause]

Garello: All right. I, I am closing the floor at this time. And I, and I will bring out, the points of order will be recorded by Mrs. Barber and presented to the Town Attorney as to the discussion of your request. The information will be made at the next meeting.

There was no other public input.

Garello continues: Our next item. The Consent Agenda, all these items listed below may be enacted upon one motion and approved as Council agenda items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of the Council so requested.

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 21, 1998
- 2) Work Session – January 26, 1998
- 3) Work Session – January 26, 1998

b) Set Next Meeting, Date and Time:

- 1) Work Session: Interview with Landfill Consultant – February 5, 1998 at 6:30 p.m.
- 2) Work Session: Interview with Landfill Consultant – February 9, 1998 at 6:30 p.m.
- 3) Regular Session – February 18, 1998 at 6:30 p.m.
- 4) Council Hears P&Z – February 25, 1998 at 6:30 p.m.

Garello: Does the Council care to remove any item or make any correction on the Consent Agenda?
Uh, Hauser?

Hauser: Um, I have just one simple one, on the Monday, January 26th meeting on the last page, um the sentence: He advised MJL had offered up to \$55,000 at prime, it should be minus 1%. They said they would give it at minus 1 percent.

Garello: Did you get that, Barbara, Debbie?

Barber responds but is not picked up on tape.

Garello: I can't hear her.

Hauser: The meeting on the 5th has been changed to the 10th.

Dickinson: Tomorrow's meeting, correct?

Garello: 10th okay, postponed till the 10th. Is any [unintelligible] corrections on the Consent Agenda?

Larkey: When you read this off on the Consent Agenda on item #3, set the next meeting dates, on item 3 there, you said work session, it's our Regular Session.

Garello: All right, that's my error. Sorry. If there's no more corrections, I need a motion to accept the agenda as presented.

Dickinson: So moved.

Garello: I need a second.

Hauser: Second

Garello: All in favor signify by saying Aye.

Council: Aye.

Garello: Opposed? [no response] The motion is carried.

Garello: Discussion and possible action on the following. Public input is invited on item 6, 7 and 9. I will call the public for their discussion and possible recommendation. It reads #6, Resolution 98-389, Adopting fees of the Town Service. This item on the agenda is open to the public. Do we have anybody that would like to speak on it? [comment from someone] There's no, there's no explaining, explaining is Resolution 98-389 Adopting fee for the Town Service. Uh, Mr. Boler can explain it.

6. Resolution 98-389, Adopting Fees for Town Services

Bullard: This is the second time Council has seen this resolution. At the prior meeting, there were several questions, which we hope have been answered. The memo from the Community Development Department, the question centered around how much a fence would be charged under a current permit. You'll see in your packets, the memo from Bob Lau. If these answers are satisfactory, we recommend Council consider adopting 98-389 as presented.

Garello: Is that satisfactory? Does anyone like to speak on that?

Reeves: I have a question of Dane. Explain exactly to me what the, the fees waiver we discussed in our last meeting. If I build a uh, 5 foot fence, is that exempt from any building permit? Is that require a building permit?

Bullard: A 5-foot fence? Right now, as Mr. Lau has pointed out, any uh, any new fence with the exception of a fence for livestock would require a 5 cent per foot.

Reeves: So it requires a. the regular fee which is a minimum of \$25.00?

Bullard: Is that a minimum?

Reeves: That's two, for the fee and right. I, I, really don't

Bullard: Let me ask the Community Development Director to address the questions. Bob. if you would.

Lau: [unintelligible]

Reeves: Any structure, go ahead, we'll talk about the fence first.

Lau: You're asking about fences, is that correct?

Reeves: That's, that's one of the things I'm going to ask about, right.

Lau: Okay, there is a zoning clearance fee of 5 cents per lineal foot charged for fences

Reeves: Right.

Lau: Okay, on fences for the containment of livestock on the other hand, we do not charge a fee. Okay so, this is like for residential fence. You have to have a minimum of, or a maximum of 4 feet at the front of the property, a maximum of 6 in the rear of the property. There are certain, certain things that go along with residential fences that are different than fences for livestock containment. Part of that is visibility, so forth and so on. The fee schedule is set up for zoning clearance fees on residential type fences and commercial fences. Anything over 6 feet requires a building permit because it then falls under the jurisdiction of the UBC.

Reeves: So one builds, is, is there a dollar amount upon which people are exempt from having to get a building permit. not on fences. on storage sheds. We. I know what's in here. but I want to hear it.

Lau: Yes, there is. And that, that \$2,500 fee is based on I believe it was an ordinance that was passed in 1994 that states that anything under \$2,500 would not require a building permit. Now that permit, the value is determined as per the 91 UBC. So in other words, it's based on square footage. That valuation is determined by the building department, not by the individual coming in for the permit, or lack thereof.

Reeves: So, so someone could build a, a shed for \$300, and if the square footage was over what you thought it should be,

Lau: No sir that's not correct.

Reeves: It's not correct, explain it to me.

Lau: According to the charts that I put in the packet, you'll notice that there is a square footage fee. Each type of construction has a different square footage value. Uh, front porch for example, a covered porch, is less than a car, uh, uh, uh a closed-in room. Or the square footage amount for a carport is less than for a closed-in garage. The livable footage in a house is more. Each type of occupancy has a different valuation per square foot. That's how the value is determined according to the codes that were adopted in 94.

Reeves: Um, I, I think \$2,500 is a reasonable figure. I, it seems to me that when we get uh, into someone building a 10 foot long fence, we're interfering too much with the rights of the personal property. I don't see that the government has any business saying okay, you have a \$15 fee or a \$10 fee and a minimum of \$10 per linear foot.

Lau: Well that is a zoning clearance fee. That zoning clearance fee was in place before the building codes were adopted. That \$2,500 minimum that was established at the time the codes were adopted. The fee for the fence is not a building permit fee it's a zoning clearance fee.

Reeves: You know, I realize it is uh, an ordinance. I think we ought to take a close look. My opinion is we ought to take a close look at eliminating that and keep the government out of our lives as much as we can. [applause]

Dickinson: Bob. when your talking about 4 or 5 foot. you're talking in height, right?

Lau: Yes.

Dickinson: So, the visibility factor

Lau: That's right and there's another thing too. If there's a fence on the front of you property and there's more than 50% visibility through the fence, you can go to 6 feet. It's when there's a solid fence that has to be 4 feet or higher. You know, I mean there's a lot of stuff here to discuss concerning fences. The fact is, there's a zoning clearance fee, it's not a building fee, and it has nothing to do with the \$2,500 minimum. It's a zoning clearance fee that was established, I believe prior to the building codes.

Dickinson: That's all I have.

Garello: I don't have anything to ask you, Bob. Uh, if the public is got to uh, would like to discuss it any further. If not, I'm going to close the floor and I'm going to bring it up to Council for discussion. Is anyone in Council like to ask a question?

Larkey: John. is a motion in order?

Garello: A motion is in order.

Larkey: I want to make a motion that 98-389 be approved as submitted.

Dickinson: Second.

Garello: Is anymore discussion on this motion?

Reeves: I would, I would really like to see this tabled, but I'm not opposed to the fees except in a few areas. And maybe take a look at some of the planning and zoning. I do not think most people want the city government breathing down their necks about what they do with their own property as much as uh, as some of these restrictions apply to. So I'd, I'd like to see it, the whole thing tabled, maybe we go into a work session and take another look at it.

Garello: Well, we had a motion by Larkey, Wayne, did you second that motion?

Dickinson: Yes, I did. I'd like to say something though, John. Uh, Jesse, I don't these fees, these fees, what Bob's talking about is zoning. These fees have nothing to do with the height of the fence you're building. It's mainly the length so that to change that to keep the government out of our life on that, we're going to have to, it's going to have to go with the zoning change, correct, Bob?

Reeves: If you'll have a permit, have to get a per, right? The fee is part that's the way the government keeps track of what you're doing is by the fee. [Reeves laughs] I say eliminate the fee on fencing and maybe take a look at a whole bunch of other fees.

Dickinson: That's all I have.

Larkey: I'll call for the question.

Garello: Is that it Jesse? Is there anything else?

Reeves: I'm not opposed to the fees on the rental of the properties or uh, the buildings, pool, that kind of thing.

Garello: Well, if there's no any further discussion, all in favor by saying Aye.

Council: Aye.

Garello: Opposed?

Reeves: Opposed.

Garello: Jesse, Mr. Reeves opposed it. Uh, the motion is carried and uh, we will go to the next item. We will go to the next item. The next item is #7, possible support of Camp Verde Fire Department district acquisition of Camp Verde Clinic Association. This item is open to the public for discussion. I will request Mr. Bullard to discuss it, and then I will open it up to the public.

7. Possible Support of Camp Verde Fire District's Acquisition of Camp Verde Clinic Association

- a) Waiver of Dispatch Fees
- b) Other Funding Alternatives

Bullard: Council has addressed this already in a work session. We've met with the Fire Department as well as representatives from the Clinic Association numerous times. I think all parties involved would agree to the idea that we are reaching a problem within the operation of the Clinic Association and the time is needed at this point in time, to acquire it, into the Fire District. That's the direction both the Town and Marcus J. Lawrence is hopeful it will work into. As I said, the Council has had a work session and some of the ideas thrown out, involve possible waiver of the annual dispatch fee, which is approximately \$41,200. You will see on your agenda that's how we have it listed broken out. I'd like to take these in order. Uh, and have Council consider waiver of that dispatch fee. As I said, that would in fact, be the same as turning around and writing the Fire District a check for \$41,000, which I'm sure Phil would appreciate. We've got second other funding alternatives. Some of the things we've discussed in our meetings with both the Fire Department and Marcus J. include things such as a possible IGA for services provided by the Fire Department to the Town and compensating them along some sort of agreement through the IGA. Some of the other things we've talked about, in your packet, you've got a letter from Mr. Harbeson outlining what he has found from his county attorney. One of the alternatives may include a trust account, which Council can consider contributing to. Those funds can be used to maintain maintenance and operating expenses for the next 6 months until the Department's taxes will be coming in, in order to pick up and help out the acquisition. There is approximately, as we review the financials, approximately \$170,000 shortfall for the next 6 months. Part of that can be offset using the uh, the Clinic's accounts receivable. Part of it, as I said before, can be offset using the waiver of the dispatch fees and some other items. I'd like to propose Council to uh, to look at these two agenda items, address the waiver first and then possibly sit down with Chief Harbeson's input and look at other funding alternatives.

Garello: Okay, uh, I would like to open at this time to the public and then I will have Phil Harbeson make a presentation. And then I, uh the Council will take it over for discussion. Is there anyone in the public that would like to discuss item 7, the possible support of Camp Verde Fire District acquisition of Camp Verde Clinic Association?

John Wischmeyer: Mr. Vice-Mayor, uh, I have some questions about the acquisition, the buy-out costs. Um, how much of that is debt owed by the Clinic Association?

Bullard: Approximately \$70,000 is debt owed by the Clinic Association. Probably a little over \$40,000 is current debt coming due this next year.

Wischmeyer: My question is, do we take that figure on faith or do we do an in-depth audit to find out if indeed that's a correct figure? To assume uh, in the town, to take our taxpayer money and give it to the Fire District.

Garello: We, we have not finalized the figures of the cost of taking it over. But, that will be done very shortly and this matter which is a very high priority to the Town of Camp Verde!

Wischmeyer: I was still wondering if there's going to be an in-depth audit. Will there be an in-depth audit to determine if the figures are true and correct?

Bullard: John. part of that \$170,000 does include the \$4,000 set-aside for an in-depth uh. financial audit.

Wischmeyer: Thank you.

Garello: Thank you. Anybody else from the audience would like to speak? Jane.

Hall: [unintelligible]

Dickinson: [unintelligible]

Ted Whitaker: Mr. Mayor, my name's Ted Whitaker, and if I sat there and heard what I just heard, something's wrong. You haven't had an audit on this, but you're going to take action on it tonight? Somebody better buy another car. You better get the full price for it before you buy it.

Garello: Thank you. Somebody else. Somebody else over there, Jane.

Jane Whitmire: Vice-Mayor and Council, Jane Whitmire. The Camp Verde Fire Department and Clinic Association for many years have done their utmost best to protect this community and to provide for our health, safety and welfare. And I whole-heartedly support the notion that this Town stand behind that effort 100%. However, the facts and the figures must be present before any such decision can be made for the welfare of both the Clinic Association and the Fire Department, and the financial solvency of this Town. So please, table this item until we have all of the dollars and cents in front of us so we can make a knowledgeable decision. Again, I support the health, safety and welfare of this community and I whole-heartedly recognize and thank all of those individuals, both paid and volunteer who provide services to Camp Verde right now, and in the future.

Garello: Thank you. At this time, I will close the floor and bring it back to Council for discussion and possible action.

Dickinson: Excuse me. John. I've got a question. Before you do that. I'd like to hear from Phil Harbeson.

Garello: I'm sorry about that Phil. I had you in mind and forgot it.

Phil Harbeson: Hi, I'm Phillip Harbeson, Fire Chief of the Camp Verde Fire District. We do have a major problem with the medical ambulance service right now. But, I would like to make a couple of corrections in the uh, paperwork that you have in front of you. The Camp Verde Fire District does not want to acquire the Camp Verde Clinic Association. We want to acquire the ambulance service only. The Clinic Association is a non-profit corporation. We don't want them. We want the ambulance service only.

Garello: Hold, stay there just one minute. Dane, has those figures, has those figures as he requested that come up? I know we've had two or three different sets of figures. What he's requesting at this time?

Bullard: The figures that we have, quite frankly, are the figures that Phil has set down with the Clinic Association representatives to come to the best of their ability, this is what we have, \$170,000. We have had a compilation done by a C.P.A. on the financials of the Clinic Association. We have both the balance sheet and the revenue expenditure statement. At this point, we have not had a full-blown audit, which goes to a greater detail and investigation than a simple compilation. Part of the problem we're running into, is time. I would not, I would not suggest that Camp Verde makes a loan, nor can the Fire Department accept a loan. What we're proposing is a short uh, is a bridge account that the Town will fund and later recover all the money, plus any available interest. But as far as coming down to the exact figures, the concern I have is the long-term debt. And I'm confident at this point, that we have a good idea of what that debt constitutes. Uh, we've got a number of creditors to the Clinic Association, but the compilation is very detailed in that regard. So, I'm confident of that. What's a little more fuzzy is the uh, is the expenditure figures for the maintenance and operation. Some of these figures have been provided to us by Phil Harbeson. His best guess at this point in time, as to what salaries for example of three medics would cost or three EMTs or even if we can afford to fund that amount. So, as I said, we have these figures uh, they're as accurate as we have them at this point in time. But, my understanding is that Phil's concern is to fund this maintenance and operation primarily for the next 6 months until his taxes are received sometime in November this year.

Garello: Thank you. The Council will now discuss this item.

Hauser: Can I ask a question?

Garello: Go ahead.

Hauser: Have you talked to the hospital after they had their budget meeting? Are they

Harbeson: The hospital has not shown the courtesy to even call me since their budget meeting. However, I did talk to my attorney, which is the county attorney. He advised me at that time, that he had just gotten off the phone with Marcus J. Lawrence Hospital attorney, and that we should not plan on any support from MJL in any fashion. But yet, they are the ones that came to the Camp Verde Fire District to acquire the ambulance service so that the community could get the service back up, that the community deserves, without paying an out, an exorbitant tax, which is also one of my concerns, because I am a taxpayer, as everyone in here is. I too, do not want to pay an outrageous tax. That's why I'm asking for assistance from the Town so that we do not have to,

next budget year, pay for a loan and then also budget in the operation of an ambulance service which could possibly jump your tax. We have to do both from a \$1.53, which is one of the lowest tax rates for a Fire District of this size in the state, to possibly \$2.56 per \$100. To me, that is unacceptable. There's got to be a way, with the support of the community to provide this service to the best of our ability at a minimum cost. I feel that the Fire District can do that. I thank you.

Reeves: Don't run off, Phil.

Garello: Thank you.

Reeves: Dane and Phil. Oh, I'm sorry, go ahead.

Bullard: I uh, Vice-Mayor, I want to make one quick point regarding one of Phil's statements. I attended last week, a meeting with representatives of the Finance Committee at the hospital, and they are very much interested in doing what they can. I think that we can count on some degree of support with them. I don't know what that would be, but I would, I would feel safe in saying they do want to contribute [tape ends]

Harbeson: I do know that there are some slight problems with the property involved with the Clinic Association. There again, the Fire Department does not want the property. Just want the service so that we can provide the service to the community. We would like to use the building to house the ambulances, but that use only.

Larkey: Phil, you made a statement a minute ago here that I wasn't aware of -- that you're only interested in acquiring part of the ambulance service, is that correct?

Harbeson: No. We want. The Clinic Association is a non-profit corporation that was set up many years ago to get a local doctor into the community. All right?

Larkey: I understand that.

Harbeson: All right. That corporation also owns the ambulance service. The Fire District feels that we could take this ambulance service now that we're manned 24 hours a day and can provide the service. But, we need the entire ambulance service, which would also include all accounts receivable on the books the day we take it, through an audit.

Larkey: Are they acceptable to that?

Harbeson: Yes, they are.

Larkey: They are. [unintelligible] working as mechanics, there's not a problem working it out.

Harbeson: No. The mechanics is not a problem, the finances is a problem right now. My budget is set.

Larkey: Okay, now let me ask you a question now. Right at this very moment, how do we stand as far as service goes?

Harbeson: As far as

Larkey: The ambulance service, how does it stand right now?

Harbeson: Right now, uh, the fire fighters are picking up as much slack as we possibly can by taking the ambulance service, or ambulance when it's called for. Today we had four ambulance calls. Out of those four ambulance calls, there was one that was partially handled by the ambulance personnel.

Larkey: But, but you folks now, the fire department and ambulance personnel, are working it out right now. Is there a problem with money right now in that the very short future to keep this thing going and operating properly?

Harbeson: My problem with not getting something done right now, is if there's a life-threatening situation such as we did today, two heart attacks back-to-back. If we don't have someone to take the local ambulance to that scene, you're looking at a 20-minute response from the next ambulance out, which is Lake Montezuma-Rimrock. And, if I'm laying there with a heart attack, my wife, one of my children with a broken bone, I don't want to have to wait 20 minutes, when I know there's three of them sitting within two minutes of my house.

Larkey: This, this is what I was bringing this up for. You think now, if the Council was to work something out on that \$41,000 uh, rebate back to the Fire Department, that would be a big help to you immediately?

Harbeson: Yes. that \$41,000. \$42,200 would be a start towards the lease-purchase of the ambulance service.

Larkey: Well, I'm talking about the operation now also.

Harbeson: Now the operation, uh, it's going to help some if it's worked out to where we can make payments on the lease-perches until our new budget comes in, yes, that will help towards the operation.

Larkey: But what I'm trying to say right now, I'm trying to figure out if we waive that \$42,000 to you, now will it go to where you can perform the services you have to perform right now, have a medic on call?

Harbeson: No. No, it is not enough to cover all these expenses.

Larkey: You're not going to be able to do any of that?

Harbeson: Well, we could do it for a very short period of time.

Larkey: That's what I'm talking about just a stopgap.

Harbeson: I'm looking at maybe one month instead of six

Larkey: Oh, oh, I was talking about, maybe 4 or 5 months, maybe 6.

Harbeson: No, no, that is not enough to do it.

Larkey: So then, tell me exactly, so the people will know, what are you actually asking for, for the next 6 months?

Harbeson: Uh, according to the figures that you have in your packet, and I believe everyone that has an agenda, has that, the amount that is needed to operate the ambulance service minus the \$42,200 for the dispatch fee, I believe is \$107,000. That's for the total acquisition and operation of the ambulance service for 6 months. At that time, my budget will pick up the slack and operate it as part of the Fire Department at that time.

Dickinson: I got a question for Phil.

Garello: All right.

Dickinson: Is, is this \$107,000 going to be paid back, part of it, all of it, any of it? What, what's the deal?

Harbeson: My attorney stated that if a fund was set aside, we cannot borrow money, that part of that money, that money, part of it could be reimbursed through the income that's generated off the ambulance. But, bear in mind, if you take all the income that's coming in off the ambulance, then where the ambulance going to get the money to operate? It's going to have to be a portion of the monies generated through the ambulance service. But, it can be put back into the trust account until the trust account reaches its maximum and then dissolved.

Dickinson: Okay, well, what I'd like to see happen here is that you can get with Dane, you can get a short-term something fired up here where the community has 24-hour service from our ambulance, mean time, take the \$4,000 to do an extensive audit. Uh, I would like to see the thing itemized a little bit better, exactly where our money's going, how many vehicles, supplies, so on and so forth.

Harbeson: And I agree 100%. But, there's, there's too many ifs and ands and I want an audit.

Dickinson: Right now, what would it take to, to get you going?

Harbeson: To get the Fire District going?

Dickinson: Well, to get the ambulance.

Harbeson: To get the ambulance service tied in with the Fire Department? Right now, let's concentrate on waiving the \$42,200 that's going to be a start. Then once we get our audit done, then we'll have a basis to work on towards the rest of it.

Dickinson: You come back with more detailed facts?

Harbeson: Yes.

Dickinson: Okay, I would be for that.

Larkey: Phil? According to the figures you have here, and I think we just, I just want to go into this with an open mind, we do have to take and save this ambulance service, so it's not a question of rather we don't. we're going to have to save the service.

Harbeson: Yes.

Larkey: Uh, according to the figures here, there's no way you folks can pay any of the money back. I hate to say that, but you're going to need the money you have.

Harbeson: Right. As it stands right now, the, the \$20,000 that's on, er, \$30,000, \$25,000, whatever it was that Dane stated, that's on the record right now, that money, gen, er, the ambulance generates funds every time it goes out. So just because there's only 25 - 30.000 there now. there will be another 25 - 30.000 next month. and the month after that and the month after that.

Larkey: Right. I understand that.

Harbeson: That. Last year, uh, by the uh, month, I believe it was September, there were 153 calls were handled by Montezuma-Rimrock ambulance service, costing the Clinic Association by lack of collection over \$53,000.

Larkey: That they didn't collect.

Harbeson: That they did not collect.

Larkey: Yeah that's the problem with this whole thing.

Harbeson: Yes. Their collection rate is way down. They have turned it over to a different uh, billing agency, which has improved it some. But, at this point, it's too late.

Dickinson: Why couldn't they collect this?

Harbeson: They were trying to do all the collections and everything themselves and today's world, it's just next to impossible for a small agency to do that. Jesse?

Reeves: Uh, I been partially answered, but by the question, have you looked into what it's going to take to get the Town boundaries and the fire district boundaries be the same so that, that all areas of the Town are covered by the ambulance service? Right now we have two different sets of boundaries, right?

Harbeson: Yes that is correct.

Reeves: Have you looked into, into anything on that, Phil?

Harbeson: Uh, they have passed a new law uh, through the Arizona State legislature uh, making a lot easier for the Fire District to annex property into the fire district. We can do it by one piece of property timed it actually joins the fire district. Uh, we do have forms already made up. They have been taken to the county attorney and the uh, Board of Supervisors for their approval. They have approved the forms and they said that we could start at any time. But. I am going to need some

help um, hopefully Planning & Zoning, there again to get this done. Because it's going to be a major undertaking and it can't be done overnight, year and a half, possibly two years to get everything in line.

Reeves: In the mean time. if you will continue to serve wherever you're called. Is that correct. for the ambulance?

Harbeson: Okay, the boundaries for the ambulance service will be governed by the State Board of Health. They are the ones that set the boundary for the response of that ambulance.

Reeves: Do you can't go outside the legal fire district, can you?

Harbeson: Yes. Yes. through our COB.

Reeves: That all I have, thanks.

Garello: Anymore questions to Phil? Thank you, Phil. The Council will discuss this agenda and then we'll come up with a recommendation. Do we have anybody on the Town Council that wants to discuss it and make a recommendation?

Reeves: Uh, I think Wayne's, uh, I'd pretty much go along with that. Uh, this is a really important issue, everyone, the ambulance service. I think if we waive the \$4,200, \$42,200 dispatch fee to start out with and give them that much help and then let Dane and Phillip set down with Marcus Lawrence and see what they'll come up with and see what we, we can go from there, but, I'd be willing to waive the dispatch fee at this time.

Dickinson: Is that a motion?

Larkey: Is that a motion?

Reeves: No that's just my opinion.

Larkey: Make a motion.

Reeves: I move that we waive the \$42,200 dispatch fee at this time and that Dane and Phil get with Marcus Lawrence or any other government agencies that might get some funds to get adequate ambulance service to this area.

Dickinson: I'll second that.

Garello: Okay, is any further discussion? All in favor by saying Aye.

Council: Aye.

Garello: Opposed? Motion carried. And at this time, I was asked that we have a 10-minute recess and it is now 8:20, we will go back to the meeting at 8:30.

Items Requested by Councilman Garello:

8. Employment Agreement of Ronald C. Ramsey, with the Town of Camp Verde, dated June 7, 1995.

Garello: I will call this meeting to order. I call this meeting to order. We will go down, we will start with item 8. Item 8 says employment agreement of Donald [Ronald] C. Ramsey with the Town of Camp Verde dated June 17th, June 7th, 1995. These items requested by Councilman Garello. I have two items that I requested and I will give you my reasons and you can listen and then uh, we'll go from there. The benefit for not having a full-time attorney: number one, contracting an independent law firm gives the Town the benefit of having multi opinion on legal direction rather than just one person. An independent law firm could be on call 52 weeks a year. This means that there is no need to wait for legal opinion during vacation, sick time or emergency time away from the Town office. Currently the Town is paying about or approximately 300 each day for service of the resident Town attorney, plus benefits. These fees do not include overtime charges or travel time. Why not pay for legal advice that is really needed from a law firm [firm] that has a proven results and benefits. For the Town of Camp Verde needs an attorney that is able to clear, clearly define honest open communications and responsibility for results. The Town Code, page 21, Section 3-2- 6 says: The Town Attorney shall be appointed by the majority vote of the Council on the basis of the ability and shall hold office at the pleasure of the Council. Mr. Ramsey, would you like to discuss this with the Town Council before we discuss it and make a decision? [audience laughs]

Ramsey: What you've just read, I've not seen until you read it. I had no idea what this item agenda was for. Um, I do have a copy of my contract if you'd like to discuss some of those terms. If you're asking about some of your comments, my hourly rate is calculated, based on the salary is \$27.43 an hour. The information that I've already supplied several times to the Council shows that the equivalent work in other Valley communities uh, they have budgeted between \$85 and \$95,000 for that work. The type of work you're asking for per hour, based on what these communities told me last April when you first brought this up, ranges between \$100 to \$125 per hour. So there's quite a difference in the hourly rate. I am not receiving overtime. I am not receiving travel pay. I'm treated. as the contract states. as any other employee and a Department Head. So. I don't have overtime.

Garello: Uh, my point is that your working agreement, uh, will be expires April the 1st and uh, if there is no changes in your working agreement with the Town, it will roll over to the next period of time, is that right?

Ramsey: Well that's partially correct. The contract was set up on a 2-½ year basis as consideration, primarily for the fact that uh, in entering in full-time employment, I gave up a 20-year private law practice. Um, the contract does state that if neither party requests a change prior to April 1st, that the contract would continue one more fiscal year. However, you're not correct that it terminates April 1st. It terminates, by its terms, June 30th of this year.

Garello: Okay. thank you. The Council will at this time discuss the item on the agenda for possible action.

Hall: I have a question. Uh, Ron, if the Town determined that your services were no longer needed as of right now, what would we be liable to you for?

Ramsey: Uh, you'd be liable for the salary through June 30th, 1998.

Hall: Uh, in Arizona is an attorney allowed to bind a client to a term of a contract, for it to specified time?

Ramsey: Yes.

Hall: Oh. [audience laughs] Uh, do you know what, what that comes under, what that cite, that cite is?

Ramsey: It's general contract law. We entered into an agreement with the Council, it's signed and approved by the Mayor and Council.

Hall: Okay, uh, you said that you, you're treated the same as any other employee. Uh, has, no other employee has a contract, do they?

Ramsey: Uh, not that I know of at this time.

Hall: Would you be counted as a contract employee?

Ramsey: No.

Hall: Uh, as right now what John was saying is you're there 8 hours a day, five days a week, right?

Ramsey: And more.

Hall: All, all right. But, if you had an independent source, they wouldn't be there, we, we wouldn't need somebody there 8 hours a day by going that way, right? Or well, that's our opinion anyway.

Ramsey: Well you can evaluate the pros and cons of having a full-service firm as John has indicating. Uh, by having more attorneys potentially on call in different areas of expertise, that's true. Uh, but, my experience in the past in representing other communities is that, that is, in most cases, not a satisfactory way to do, to do Town business. You're better served by having somebody available. Um, on any particular day, I have questions from the Marshal's office, from the Council, from the members of the public, Planning & Zoning, telephone calls. Uh, there would be a tremendous amount of material that would be delayed as far as response. In addition, uh, I don't think you considered the need to have at least a prosecutor on board uh, in an office available at least three days a week because we have, I have questions that come in daily from the clerk at the Magistrate Court uh, about various items. People coming in for a change of plea, sentencing input, last minute changes to preliminary hearings, you have to have somebody there. You can't just say you know, well come back in two weeks. I mean the criminal rules don't allow that leeway.

Hall: Well that's true, but the, there's also fax and telephone and all that. So you can, if you have a firm, you can get a hold of them, isn't that right?

Ramsey: At \$100 and \$125 an hour [Hall interrupts.]

Hall: Well, let me ask you another question! Uh, is right now it says here if you take extra vacation days, that's \$225 a day.

Ramsey: That's true.

Hall: Is that what our cost to you, is that what we're paying you a day right now, \$225 a day?

Ramsey: It's figuring 8 hours uh, roughly the 27 hours, uh the \$27 an hour, something like that.

Hall: That's all the questions I have.

Garello: Anything else, Mr. Hall? Anybody else would like to say something on this?

Larkey: I have something on this Mr. Garello. Can you hear me? [no response] I said I have something.

Garello: Go right ahead.

Larkey: Uh, you know when this came up about two years ago, if I remember correctly, and they were talking about, can you all hear me out there? When, when they were talking about the uh, contract for the attorney, this came up and we did some checking around uh, I think \$115, a \$120 an hour was the going rate at that time. I think it's probably still that much, or a little more now. And we did some checking to find out just what would be the best way to go, rather give Ron a contract and keep him here full-time or go to a uh, staff some place. I personally went to AWD, which is Aspey, Watkins and Diesel, which is involved in a lot of this. I know the firm very, very well and I talked to those people. And, I asked them at that time, would you be willing to bid on the contract for the Town? They said 'absolutely, Ray, we would like to', because I think at that time they were doing Jerome and possibly Sedona, I don't remember, and, and Page. They're in the business. They sat there and told me Ray, the smartest thing you people can do is hire your own attorney, it's cheaper, it's the way to go, you'll have a man there full-time, he's available, he knows what's going on and it's, it's the cheapest way for the community to go. So, we turned around and gave Ron a contract. Now, if there's a problem with Ron here, I wish you people would bring it out and lay it on the floor in front of everybody [applause] so we would know what the problem is! Now let me tell you what I think the problem is. I think the problem is #1, you don't like, when you go in there and talk to him, you don't like what he tells you. Well, if you got an attorney you're paying money to, and he's telling you what you want to hear, you better run for cover! [audience laughs] I guarantee you! And I'm telling you right now that with, with a man being here full-time that we can contact, is worth its weight in gold, and he's proven himself. Now if there's a problem with Ron, bring it out and tell us. Tell us the fact that well we go in there and ask him something and he says well, I don't like what you said. Garello had a big argument in here the other day with him right here in this Council, and two weeks, John, if you'll remember this, two weeks prior to this, we had a meeting with the Verde Valley Ditch and you got up and praised him to no end! You said he was a good man, we should listen to him and by golly that's what we pay him for. [applause] And in two weeks later, we're out crucifying the man! [applause]

Garello: Uh, Mr. Larkey, I'll respond to that. Part of it is correct and part of it, it isn't. And if, if there's anybody else that would like to make any comment on this.

Hall: Uh. I've got something else to say.

Garello: This

Hall: John?

Garello: Go ahead.

Hall: Okay, uh, one reason why this came up is because it says, it states right in there if we don't talk to him about this uh, before the April 1st period then his contract automatic renews for one year. There's no reason why there, why that we can't talk to him about it, nor is there any reason why we can't get prices from other attorneys. If we, if we can get it done cheaper and as good, or better, what's wrong with that? [audience shouts]

Dickinson: No, we haven't already done it! Uh, a previous Council did it, we, we haven't. I would like to uh, see what the market has to offer also. This, this is uh, I didn't come here tonight to fire Ron Ramsey. I came here because of what his contract says and something has to be brought up by April 1st or it rolls over and he goes for another year. We're just exploring our options.

Hall: Mr. Mayor? If I'm not mistaken Ron, the reason why the contract was even set up for two years, for 2 ½ years was because you thought about running for, for Justice of the Peace, wasn't that right? At the time?

Ramsey: Uh, some of the earlier drafts that we had done of the contract specifically mentioned that, that's right. Actually, I had asked for a 3-½ year term, um and there was some debate about that. Councilman Pigott was very much against it and this was sort of a compromise. The 2 ½ years does work out so that since this spring will be the uh, vacancy in the JP that that would give me an option. Um, the April 1st was not meant to be some sort of a secret date or something embedded in the contract. The April 1st was designed so that either side by the way, not just the Council, but either side could make a request to not continue the contract in time uh, to start budget preparation. This is the time when most municipalities will be starting to look at their budgets. Uh, that would give as Mr. Dickinson's pointed out, time for the Council to look around or myself to submit resumes to other communities. So that's the reason the April 1st was put in there, and it triggers not another 2 ½ years, it triggers another [Hall interrupts]

Hall: One year.

Ramsey continues: one year, fiscal year.

Hall: No, I agree with the one-year, I, you, you know right there it is. But if we didn't discuss it, or it hadn't been brought up by then it'd automatically roll over.

Ramsey: Or, if I didn't request a termination [Hall interrupts]

Hall: Right. And which you may decide to run for office, you don't know yet.

Ramsey: Well I can respond to that. I, there are other alternatives that have come up, including reopening a private practice. I put, uh, almost uh, 22 years here in the Verde Valley, and most of that in Camp Verde, private practice and then municipal. I like the municipal work. My personal preference is to stay with the Town of Camp Verde over the municipal elections, I mean over the judicial elections and over another municipality. I have withdrawn my name from other municipalities' considerations because I felt I had the confidence of this Council. Uh, Camp Verde's got a pretty good future I think, and it's got a very interesting history in terms of the legal work that's available and will continue to get that uh, we have issues dealing with water law, Indian law, employment termination law, [laughter from audience] meetings. Uh, we're looking at several potential large developments of the area, annexations, it's, it's an area of law that I think is

a recognized specialty in Arizona. And I, you know, I think Camp Verde is going to be a very interesting place to continue practice. I'd just as soon retire here. That's my personal preference.

Hall: Well

Ramsey: I'll go on record saying that.

Hall: Okay, well uh, when you was originally hired, your salary was \$54,000, according to the contract. What is your salary today?

Ramsey: It's gone up according to any other employee position. Uh, what is it, 56 something.

Hall: Uh, plus the benefits that go with it.

Ramsev: Right.

Hall: Yeah.

Ramsey: Well, it's got a whole budget that goes with it, a whole department budget.

Hall: Yeah. All right.

Dickinson: I've got a question for you, Ron, for Dane also. Uh, when we were considering hiring a marshal and speaking of contracts and such, we were told at that time the maximum contract was two years. Why is it a attorney is longer?

Ramsey: Um, well I think that there are several answers. If you were told a two-year contract, there's a kind of an anomaly in the statutes. The statutes state that the Marshal, the Clerk, and I believe the Town Engineer are appointed bi-annually. And uh, some legal authorities take that to mean that once you have someone filling those positions, you must keep them in at least two years. The reason that I disagree with that interpretation is that statute is the oldest in that group, and at the time it was put into effect, all the Council terms were two years. You renewed your Council every two years. Since then they have uh, put in a provision, which we follow, which allows for four year, staggered terms. And I think that the two-year presumptive term of those positions uh, was based on the fact that they originally were to match the Council that put them in. Uh, and I think that also is why you hear that you can't go longer than two years because originally the law was such that one Council felt, or legally was very limited in what it could bind another Council, a future Council [Dickinson interrupts]

Dickinson: Right.

Ramsev continues: That's been resolved. Contracts are allowed whether you are hiring a consultant. whether you are hiring a professional or something like this. You. you can bind a future Council.

Dickinson: *Why* wasn't I told this, the last time I asked you about a two-year contract?

Ramsey: You asked me about a two-year contract?

Dickinson: Yes, I did.

Ramsey: I would have given you the same speech.

Dickinson: Well, you didn't, but that's beside the point. That's all I have.

Garello: Go ahead.

Hauser: I think with all the lawsuits we have pending, there's a new one in my box today and I'm sure it was in yours, I think because Mr. Ramsey handles the criminal as well as civil cases, I don't know why we would even question him at this time. Unless you each have a specific think, I'd like to hear it. This is the time to discuss it. [applause]

Hall: Mr. Mayor? Mr. Mayor? Uh, Brenda, to start with, Mr. Ramsey don't uh, handle those lawsuits, that's, that's the risk carrier that handles them lawsuits. He doesn't get involved in them.

Hauser: Not everything, he has to be involved in [Hall interrupts]

Hall: I think if you'll read the contract. it. it tells you right in this contract. if you just read it. that. that he doesn't handle them. The risk carrier does.

Hauser: But, he still has a certain amount of work that has to be done

Hall: Well, Yeah, but I'm just explaining to you, you made a statement, and I, I'm letting you

Hauser: I understand. So, is that your problem or

Hall: No, what, no

Hauser: You don't have a problem?

Hall: Yes, Yes, I do. I would like to get prices from other attorneys and firms. I think that was obvious, you know.

Hauser: Why, that's all I'm asking?

Hall: Well uh, I, one of the reasons why is I just got through stating, maybe we can get it cheaper, I don't know. [Hall shouts:] DO YOU KNOW? Do you know? [audience becomes vocal] Hall continues: [Diane Cope responds but is not picked up on tape.] Okay, how much is it cost for somebody else?! You know you can't answer the question anymore than I can. Well, no ma'am you can't. Hall continues to shout: ARE YOU AN ATTORNEY? But, you're not an attorney are you ma'am? What firm are you work? [Cope explains that she is a paralegal in an attorney's office and is aware of prices charged and that they are billed at \$65 per hour for her services and \$140 per hour for the attorney.] Hall continues: What towns do you represent, ma'am? No, no, what towns do you represent ma'am? That's what I'm saying ma'am, we need to find out, there's no, WHAT'S WRONG WITH FINDING OUT? There's a, I mean you, you that doesn't even make sense that YOU DON'T WANT TO FIND OUT! [audience is very vocal]

Garello: TOM! I, I'm going to ask you, you're out of order, so is the crowd. Is anybody else got anything to say?

Bullard: I think it's important to keep in mind that Ron is not a contract employee. At one time he was. We went through this, private counsel uh, he was a contract attorney. I believe he worked with the Town two days out of the week. That was good six, four to six years ago. The Town has grown obviously, I don't know what his caseload is now, but I know that he puts in more than an 8-hour day. He is not a contract attorney; he is a general employee under our Personnel Manual. It'd be the same as if we decided to look at the Street Department and go out for bid on that. I don't see any difference between our Legal Department, our Street Department, our Community Development Department or anything else. I would hope that Council would consider this position just like all the others. I've heard rumors Council members saying they're not looking to terminate or fire a Town employee without first giving him their instructions, what they'd like to see accomplished in that department and then allowing that individual time to accomplish those goals. It's one thing if he's not able to accomplish those goals, but not even be given the chance. And I think this man is obviously demonstrated his legal competence. This is not a position that we can just ask AWD to come on down every other week. We're dealing with issues constantly. We've seen what would happen in the past when we've had an individual, a very good competent attorney fill in for Ron, three meetings, \$2,200. You know, I, I'm concerned from both a professional standpoint, as well as a monetary standpoint, that we don't do anything. We can certainly go out and look at other attorneys and what they would charge, but I can tell you before we do, it is going to be more than what we're looking at right here, in this point in time. But again, I would want to stress that this is a general Town employee. This is not a position where we go out to bid on. But saying that, we'd like to go ahead and ask Council if they want to recommend we go ahead and do this, we've done it before, look at some of the other firms and what charged. But, I'd like to state for the record one more time, this is, this is an employee, and I wouldn't agree with this anymore than I would agree to going out to bid on a new Street Superintendent.

Garello: Anybody, anybody else on the Town Council would like to make a comment. If, if, if not, I would like to make one. This, this, this working contract is got to be negotiated prior to April 1st, The Town Code of Camp Verde page 21 Section 3-2-6 says, the Town Attorney shall be appointed by the majority vote of the Council on the basis of ability and shall hold office at the pleasure of the Council. Now I, I want to make a motion. I make a motion that the employment agreement with the Town Attorney, dated June 7th 1995 through June 30th 1998, with the Town of Camp Verde to be terminated as of April 1st [audience becomes very vocal] Garello continues: 19 LET ME FINISH! [audience continues to be vocal] to terminate as of April 1st 1998. Now, this is a motion, and I will ask the Council to vote on it. [audience is vocal] If, if there's no further discussion,

Dickinson: Yeah, I got some discussion.

Ball: Yeah. yeah. hold it John.

Garello: Go ahead.

Dickinson: Uh, John, I don't agree with your motion completely. I would like, I would like some time to uh, [audience continues to be disruptive]

Garello shouts: YOU'RE OUT OF ORDER! [audience continues to shout]

Dickinson continues: Okay sorry, do we have a second? [applause] I didn't know that.

Hall: I didn't hear. [audience continues to shout comments]

Dickinson: Thank you. Ask for a second.

Garello: I ask for a second.

Hauser: The motion dies for lack of a second.

Garello: Okay there is no second. the motion dies. [audience applauds and shouts]

Hauser: Go to item #9.

Dickinson: I'd like to make a motion. I'd like to make a motion that we look into other employment opportunities for uh, for a lawyer, I do not want to terminate Ron's uh, agreement at this time, but I do not also want it lapse over another year. maybe we can come back in a month or six weeks and at that time. uh. you want to check in. check other rates. call around and uh. I think some of the other Council members want to do the same.

Garello: Uh, Wayne, is that a motion?

Dickinson: No, I'm asking Dane to do that.

Garello: Why can't we put that in a motion?

Dickinson: I just did. [audience laughs]

Hall: I'm going to second his motion. [someone from audience shouts: You would!] Hall responds: Thank you!

Garello: Is there any further discussion?

Ramsey: Could I add to that please? It's going to be critical how you define what you're looking for. Uh, for instance, some communities contract out for two different attorneys, one to do criminal prosecution, one to do civil. Whenever you start investigating what you're soliciting in terms of an offer, you'd better be specific about what you expect him to do in terms of taking over the criminal caseload or attendance at meetings. Uh, for instance, I distributed this paper to you recently this week, and I think also during the budget session. Chino Valley, which is a little bit less than our population, has two different contracts out, between \$45 and \$50,000 each at a \$125 an hour for the civil, I'm not sure what the criminal was, but when they let the contracts out, they were specific in terms of how many meetings per month that included, whether it was e-mail and fax, contact and things like this. So, if you have uh, Councilman Dickinson, something in mind in terms of what you are asking for attorneys to bid on, it would be very helpful. We've done this in the past when I went through this round several years ago and we got all sorts of bids. If you were to pick up a copy of the uh, League of Cities and Towns listing of all the department head and their salaries, under attorneys, it's almost impossible to compare what they are getting for services. Because sometimes it's just quoted per hour, sometimes it's a flat contract; sometimes it's a flat minimum

amount, then plus per hour. Uh, you're going to get all sorts of responses that are going to be very difficult to compare, if you don't try to be specific.

Dickinson: Well, basically [Ramsey interrupts]

Ramsey: I can describe for you what this job is right now and what I forecast is going to grow into, say in the next five years. I can put that together, like a spec sheet. We can submit that, if that's what you have in mind.

Dickinson: Yeah that'd be fine, Ron. I just; I would just like to shop the market a little bit. You know, the people say that previous Council did that. Well, previous Council had that option to exercise that right. That's all I'm asking here is to have the same option the previous Council did. You know, all you people out here can say that Yeah, we ain't going to find one any cheaper. Well, you may be right. You may not be right. I don't know that. I don't think any of you people have been out there shopping to see what a, a lawyer for the Town of Camp Verde is going to cost. Dickinson responds to an audience comment: Uh, I have some concerns in places. He again responds: Not at this moment.

Garello: Let's hold this up. We don't [Dickinson interrupts]

Dickinson: I'll tell you. Just a minute. I'll tell you this, I'm not at this point, going to do anything that's going to cost this Town more money or put this Town in jeopardy. That I will say. Dickinson responds to audience by shouting: NO I HAVEN'T!

Garello: I, I did not acknowledge you coming up here, you have to ask for it.

Dickinson: Wait, wait, what was that? [audience is not picked up on tape]

Jim Acock: Mr. Garello, I'll call a point of order if I have to. You've opened the floor to the general public; you've had discussion back and forth. I'd like to make uh, uh statement from the public. I think we are seeing some of the problem here and that is the animosities going back and forth and we need to get all of this stuff out in the open. If uh, if you Mr. Ramsey had all of this information uh, you should've probably brought it forward early when in that discussion, you've obviously got some background information that should have been made available and uh, possibly, you guys should've looked into this a little more before you uh, brought this up. I agree that we need to make sure that we're spending our dollars properly and when you go out and shop and get all of these profiles for spending our money, I want to make sure that you profile his office with the history that we've had with this gentleman to compare as an overlay on what you uh, will be bringing back for us to consider. So uh, don't limit your uh, your search or your speculation. Make sure we have all of this to compare. And at that point, once you get all of that background information, then I think it's time. And probably, that should have already been done. You should have had better information before it even got this far. Thank you. [applause]

Garello: Any further discussion? All in favor [Larkey interrupts]

Larkey: John, I want a roll call vote.

Garello: All right. All in favor

Larkey: I said a roll call vote!

Dickinson: Start at that end and go this way.

Garello: Okay. Tom?

Hall: Aye

Reeves: Aye

Dickinson: Aye

Garello: Aye

Hauser: Nay

Larkey: No

Garello: It's four and two against it, the motion is carried. The next item is #9, reinstate Verde Valley Regional Economical Development in the 1998 and 1999 budget as a line item on page 4, and I believe Mr. Beson is here tonight.

9. Reinstating Verde Valley Regional Economic Development to the 1998 and 1999 Budget as a Line Item

Larkey: John, can I ask a question to begin with, before we get into this. Is this a typographical error for the budget from 98 to 99 or from 99 on.

Garello: No, 98, in June 98, we will approve a budget for the half of the year of 98 and half of the year of 99.

Larkey: I understand that. That's what you're talking about.

Garello: That's what I'm talking about. Mr. Beson, glad to have you.

Beson: John, thank you for inviting me here. I believe that if you don't mind, I can talk to the audience over here a little better. Okay I came here oh, a couple, three months ago to talk about regional economic development. It still stands true. Regardless of whether Camp Verde would carry me in the budget, I intend to, as my Council does, to work for the good of the Verde Valley, to help create jobs, to help retain jobs, to help our wage rate, to help with downtown revitalization, housing programs, retention of businesses, whatever we can do to help communities and the kids, and our kids' kids remain in this Verde Valley so they don't all have to run off to Phoenix or Tucson. That's what our Council is about. John brought this item up because he said quite clearly is Camp Verde participating. Yes, Camp Verde is always participating [tape ends] because in order for an organization to grow, we need funding in that organization. I am one person with the entire valley. I have a 15-member board, we are missing one board member from the local government of Camp Verde and it is badly needed. Staff is needed so we can continue doing our work. As I said before, we are working for the people of the Verde Valley and Camp Verde. Our mission statement, our vision is quite clear. VVREDC which is the acronym for Verde Valley Regional is

here to help shape communities so our children and grandchildren can be proud to live in them. And I carry that even further, so they can live in them, they can work here, and go to school here and remain here. That's what this organization is about. I'm sorry to say, we need funding for that organization to continue. Camp Verde helped build this organization over the last five years. This is the first year that it, as I can remember that Camp Verde has chosen not to participate financially. So, we're here to help, we're here to ask Camp Verde to financially contribute to this organization and for the local government to appoint a board member. Your Chamber of Commerce has appointed a board member. I've been working with your Chamber of Commerce over the last 6, 8 months, years since I've been here. Uh, actually even before that, since I first came here. It's a very strong Chamber. We need local government's voice for the people. So we need that board member. John?

Garello: Well that sounds good to me and uh, is anybody in the public that would like to uh, speak on this or discuss it? Dinegar. [audience becomes vocal]

Bob Dinegar: My name is Bob Dinegar, with one O. I'd like to know if you've been here, Don, a year or less? You've been here in the Valley a year or less? [Beson responds] In your present job? What Council pulled out of it when we were in it, in the Verde Valley economic organization? Which Council? How long ago did we pull out of it, stop funding it? [Beson responds: Last July.] Dinegar continues: Last July, you mean this recent last July? [laughter] When these guys were [Beson responds] Dinegar continues: No, I'm not putting you on the spot, [laughter] I'm putting these dummies on the spot. These guys took us out of the Verde Valley economic and now they're trying to make it look good [unintelligible] Okay, vote the four of you, to put him back in. [applause]

Reeves: I was not on the Council in July, MR. DINEGAR!

Hall: He said he wasn't on the Council at that time.

Reeves: Council, in July, Mr. Dinegar. [audience shouts comments]

Garello: Is there anyone on the Council would make a comment or open for discussion? Brenda.

Hauser: Uh, I have minutes dated 6/23/97 - "Garello said that he is the 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. There's been one Open House and an occasional memo. Hall said he agreed. Dickinson said he agreed." [applause, audience becomes vocal]

Hall: Mayor!

Garello: Hold it! Hold it! HOLD IT! [disruptions continue] Uh, let, let, let me correct you a little bit on that and uh, [laughter and shouting from the audience] About 3 or 4 weeks ago or 5 weeks ago, I was asked by the landowners, business and homeowners to attend a public meeting with the Verde Valley Regional Economic Development for information and discussion in a public meeting for the benefit for the Verde Valley and Camp Verde. That meeting information gave me a better understanding of the service that can be afforded to the Verde Valley. And, if there's no more discussion with the Council, I will make [audience shouts] uh, a motion.

Hall: Mayor.

Dickinson: Go ahead and open it to the public.

Garello: Huh?

Dickinson: Open it to the public

Hall: What?

Garello: All right.

Hall: No.

Dickinson: You've got to do it.

Larkey: You've got to do it.

Garello: Get up here, get up here to the podium.

Virginia Bragg: Okay, you're saying you went to one meeting and now you're ready to get back in. What meeting or information did you research or find out about before you said they were doing nothing? Do you recall?

Garello: I, I received pamphlets, I received flyers and I talked to Mr. Beson on the phone. I have gone over different properties that he is said that there's possibility of bringing in some commercial business in this Town. The man is bend over backwards to help this Town out on the commercial end of it and this is the reason why [Bragg interrupts]

Bragg: Other than the pamphlets [Garello interrupts]

Garello shouts: Wait! Let me finish!

Bragg: Okay.

Garello: I had to. I had a chance to talk one-on-one and I am convinced that we need the help of Mr. Beson.

Bragg: Okay, did you get any one-on-one input other than pamphlets and the literature that you know, were passed around, before you decided to remove us from it?

Garello: No, this was after I requested it be moved from the line item.

Bragg: Okay, what information did you have that made you want to request to remove it?

Garello: I just got through telling you.

Bragg: The pamphlets?

Garello: Why. I received pamphlets, I received information and I also inquired about the way the Verde Valley Economical was developing and the business people that was inquiring for development in this area and I am convinced that at the time I requested it to hold off the agenda that I was wrong.

Bragg: Okay, very good. Thank you.

Barbie Bridge: Vice-Mayor and Council, my name's Barbie Bridge from the Camp Verde Chamber of Commerce and I would like to say that Don Beson has helped me tremendously in the last 6 months. Uh, we go to CVRC meetings; it's all the chamber executives are there. He works with every community and I would just like to say that he's done a really good job for me. [applause]

Garello: Thank, thank you. Mr. Shill.

Henry Shill: Henry Shill. Uh, anybody can change their mind I, uh, congratulate John for doing that. I'm hoping that uh, you will reinstate funding for the Mr. Beson, and I hope he can bring some uh, much needed commercial development in Camp Verde. It would help the tax base and we won't have to drive to other cities to buy what we want. I just hope that Council will uh, fund this office. Thank you.

Garello: I thank you. Anybody else in the audience?

Hall: Yeah. Right here, standing right there.

Gloria Miller: Council in general, I am 5'11" tall, and I'm a little hard to ignore in a crowd. This has happened several times in the last several meetings and I have obediently waited my turn. I have tried not to clap, I've tried not to respond, I've tried to be all but clinically dead, and I can't any longer. On a better note, I am neither here to support or discourage the VVREDC reacceptance and entry, but I do have some insight that probably ought to be acknowledged by both sides. I spend a very busy agenda daily on my own dollar and on my own computer and on my own phone doing some economic development research, just because that's the way I came to this town, to look in, to find out. Uh, I didn't have the limitation anywhere else we've lived to not live and breathe, and do what we naturally do. However, if this is approached, I would encourage you, very much as a public body to request that VVREDC in the form of Mr. Beson, provide a detailed list of the type of things that are promoted and brought into this community, not withstanding any specific, special interest. I had heard Mr. Shill say in a public meeting, I don't even know him personally, out at Verde Lakes sometime back, how can we keep people from coming into town. When something was discussed, I think on the Verde Lakes issues, there's a lot of things. We have to keep our ear to the ground so hard here. It is work to live here, hard work. It's rewarding work. However, I would encourage you to weigh it and let us know publicly, by way of a new newspaper should you choose to bring the competition here to get accurate news as you see fit. But, some avenue where we have more appropriate information because economic development is going to be the breaking and cutting edge where the dollars meet the road as far as new development and the growth of the stagnation of Camp Verde. That is entirely off the cuff, I hope I've made sense. I have another issue regarding and tied into the economic development. And I will ask that we have an open route to appeal to Mr. Larkey or Mrs. Hauser to consider, to discuss for future agenda an item on public input. I do reserve that and ask that it be entered into record. I am not doing this as a citizen of Camp Verde, but as Gloria B-o-r-u-s-v-e-s-k-i. This is an inherited right dating back

several decades. And I do ask that that be entered into present record and left open or ignored or refused for the end of this meeting. Thank you.

Garello: Thank you. I would like to say one word. Mr. Beson will discuss any commercial or anything else that affects our town. He will come into the Chamber, he will come into Bob Lau, he will come into the Town Manager. It will be put on the agenda for discussion. The main thing is to have Mr. Beson in our folds to let us know what goes on, and at this time, he does have different commercial identities [entities] that are interested in and come into Camp Verde. That doesn't mean that Camp Verde is got to accept them. That means that we've got to look at it. We do need commercial; we do need it for the young people. Thank you. Anybody else from the audience?

Jennifer Dutton: My name is Jennifer Dutton. Um, I have a question, why are we considering an item for the budget? I mean we're not discussing budget anywhere else in this, and this is coming out, out of nowhere it seems like, to put into the 98/99 budget. Nobody's even talking about the budget right now!

Garello: Can I uh. say something?

Dutton: Go ahead.

Garello: He was in the 1997 and 98 budget on a line item. This when he is in, when his request is installed in the 98/99 line item budget, the Town Council goes through each page and decides whether they want to cancel that line item or whether they want to increase the value. Therefore, this is only requesting that the Town put this on the 88 and 89 budget. It does not mean it will be approved. The Town Council has the final decision on all budget matters and costs. You speak to us, please.

Dutton: You said, they said that you said 88 and 89 budget. I assume you meant 98 and 99 budget.

Garello: The budget starts in 1989

Hall: 99

Garello: 89

Hall: You got me confused!

Dutton: 98.

Garello: I mean, excuse me, 98 in June, and, and it goes for the 99 budget. My fault.

Dutton: Um, one other question, I can't remember this for sure, but it seems like when uh, when this was taken out of the budget, didn't they take that money and replace it somewhere else in the budget?

Hall: We give it to the Chamber of Commerce.

Dutton: Wasn't it. That's what I was thinking. Wasn't the money that they were giving to the uh, Verde REDC, wasn't that instead, given to the Chamber of Commerce? So are you going to talk about taking back the money from the Chamber of Commerce now and give it to these guys?

Garello: At that time, the Chamber of Commerce needed extra help monetarian [monetarily] and therefore, this surplus money was given to them. That doesn't mean that we're going to take it back. That doesn't mean any part of that. When the budget comes out, all this will be listed on the line items and that's when decision will be made for the Chamber, for, for Verde Valley Economical Development and many other things, the Street Department, that's when we take a serious look at it.

Dutton: Yeah. Um, I vaguely remember some conversation about uh, uh wanting to take it back from VVREDC and putting it straight back into our community and letting our Chamber handle the business for our own community. Um, I was also wondering just uh, um from Mr. Beson, did Verde REDC have anything to do with um, them, the uh, theme park trying to come into, into Town there, a couple months back? [Beson responds] So they didn't come into our Town through you? Okay, just, just a question. I, I, felt that was not an appropriate uh, business for our town. [Beson responds] Thank you.

Garello: Thank you.

Hall: Okay, I got a question.

Garello: Go ahead.

Hall: Uh, Mr. Ramsey, if we put this in a line item are, are we're not stuck with this item, right? It, it can be taken out on the 98/99, 99 budget?

Ramsey responds, but is not picked up on tape.

Hall: Oh, I thought you was the legal part.

Bullard: As the only uh, as I see it, the only motion the Council can make tonight is to have staff include it in the uh, preparatory budget, the tentative budget at this point in time. This will be taken up for, for it to be uh, addressed this spring during the budget work sessions, but we can certainly add it to the budget, this as a potential budget line item.

Hall: Okay, but we can also just put, just table it until that time and talk about it right?

Bullard: It would accomplish the same thing, right.

Hall: Okay, uh, well I personally I, I, I remember when we took this out and, and it was to give the Chamber money because they needed the money more we thought, in Town, than we did out of Town. So, personally I'd like to see that we table this to uh, that when you start talking about the budgets and see whether we want uh put it in a line item, John.

Garello: Uh,

Hall: It amounts to the same, I believe.

Garello: Uh, if, if, if we have no further discussion in the Council, I will make a motion. [audience becomes vocal]

Dickinson: It's still open to the public, John.

Garello: All right, anybody else?

Dickinson: Yeah, Jane.

Garello: Come on.

Jane Whitmire: Jane Whitmire. I'm not here to accuse, but to merely suggest and that this item was placed here tonight really not having anything to do with Mr. Beson or the VVREDC and the important work that they do or do not do, but in order to make it a political issue, and a false political issue. One of our Council members, the Vice-Mayor, admits he made a mistake. He didn't do his homework. I suggest he still hasn't done his homework. But, it is going to be election time.

Garello: Uh, [applause]

Whitmire: And once again, this does not have anything to do with the effectiveness of the Verde Valley Regional Economic Development Council. Economic development is extremely important, but I resent what's going on here tonight. [applause]

Garello: I uh, would like to respond to that, Jane. I do thirty, forty hours each week and I do research all the items that's put on the agenda. And when you say that I don't do that, you're incorrect.

Dickinson: You got one, you got one over here.

Garello: Where?

Hall: It's open to the public.

Garello: Go ahead.

Bob Dinegar: I remember John, in uh June, when the Council voted to fire John Wischmeyer, I think it was just the meeting before that, it was August 20th. And here you're telling us in June, that uh, the Chamber needed money. You are on the record saying we have a \$1,300,000 contingency, is that right?

Garello: I said we had, that's right I did say that.

Dinegar: Why didn't we have enough money for this?

Garello: I said between the contingency and general fund.

Dinegar: Why didn't we have enough money for this?

Garello: Because at the time, because at the time, I could not see any benefit that Camp Verde was receiving. [Garello begins to shout] Now just a minute!

Dinegar shouts: Because you didn't do your homework!

Garello: NO! [applause] Just a minute! That's because I was not informed of all the information, the pamphlets, the flyers that was put out and talked to people in different areas showing me what can be done and how it can be do. You know, lot of times, people do mistakes, but I understand you're one of the guys that never makes a mistake, am I correct? [audience becomes very vocal]

Dinegar: No, no, John. John, when I'm talking to you, I don't make a mistake. But the thing is, let me say this. [Garello interrupts: Yeah] Dinegar continues: Tonight and on past occasions it's always been and I'm only saying it to you, although I could say it to these guys, uh, if it's somebody else's fault that you didn't get the information right. You didn't get the information right, although it is your fault, John, and therefore I say, do your homework before you do anything else.

Garello: Let me ask you one question, these we're talking back and forth. Where do you get your information?

Dinegar: From you.

Garello: No

Dinegar: A million, three hundred thousand came from you! I was in the meeting!

Garello: No, I'm talking about your outside information.

Dinegar: What outside, give me a specific?!

Garello: Uh, there's so much of it, I couldn't be specific. [audience becomes very vocal]

Dinegar: Give it to me [unintelligible] Give me a specific!

Hall: Come on, gentlemen! Let's get on with this.

Garello: Yeah, this is enough.

Reeves: You know, I'm not this, I think this is a good program, but it looks to me like, we uh, it's just a beat up on John Garello for, that's all it is right now. You uh, it's uh, I think we ought to table it, and get public input and let everyone know about it, but what good is this doing, what you guys are doing here. You are not doing anything.

Larkey: John, John.

Garello: Okay, let's let it go at that. Go ahead.

Cheri Wischmeyer: Can you tell me what information you were provided in June?

Garello: You'll, you'll have to speak louder.

Wischmeyer [louder]: Could you tell me what information you were provided in June?

Garello: What information I was provided?

Wischmeyer: In June.

Garello: The Verde Valley Economic Development, I had no information.

Wischmeyer: Did you attempt to research the project yourself and

Garello interrupts: I did research part of it. I didn't research enough of it and therefore, is the reason why I requested it that the funding would be not appropriated at that time. I did not say it would not happen at a later date.

Wischmeyer: Did you not feel it might have been more appropriate to table the issue at that time, to discuss it later? You can always remove issues from the budget, you cannot add to

Garello: I'm having a heck of a time hearing you, I don't know why.

Wischmeyer: Neither do I, everyone else can. What I said was did you not think it might have been more appropriate to table the issue at that time rather than remove it from the budget. You cannot add to a budget later, why did you not table it, research it further, and get the information you were requiring?

Garello: At that time, I decided to not table it. I decided to void it and take it out of the line item and that is my privilege, and that's what I did.

Wischmeyer: Don't talk down to me.

Garello: Well, I don't know what kind

Hall: Oh, come on!

Larkey: John!

Wischmeyer: Please, just explain to me what, what you did.

Garello: I don't know what kind of answer you want.

Wischmeyer: Okay, thank you.

Larkey: John. I'd like you to see you, I'm not telling you how to run this or anything, but I would like you to close this to the audience now, bring it back to the table here. I'd like to have Tom Hall bring out what you said a moment ago in the sign of uh, as a motion and I'd be happy to second it.

Garello: All right, at this time, I will close the floor and uh, Tom Hall.

Hall: Yeah, I'd like to make a motion that we table this item till budget time uh, for the uh, 98/99 budget and at that time we can discuss it uh, bring it in front of the Council and for uh, public input, public input on it, whether we want to put it on as a line item in that year's budget.

Larkey: I'll second the motion. [applause]

Garello: Well, before there's any further discussion, I would like to make my motion.

Dickinson: There's already a motion on the floor.

Larkey: There's a motion on the floor and a second!

Garello: What about my motion?

Dickinson: There's a motion and a second.

Garello: Okay, all in favor by saying Aye.

Council: Aye

Garello: Opposed? Motion carries. We are now going to item #9 requested by time, Tom Hall, item 10.

Hall: Mr. Mayor?

Garello: And I will request that Mr. Tom Hall starts with A and goes through each one and then there will be a discussion. So would you just, would you go ahead and start Mr. Hall?

Items Requested by Councilman Hall:

10. Direction from Town Council to Town Manger on the following:
 - a) Submit written weekly reports to the Council providing information on any Town business, or any discussions of Town business with Town staff or other persons.
 - b) Weekly report to Council shall include information on Manager's direction to department heads on what he wants accomplished the following week.
 - c) Manager shall give to Council copies of all suits, complaints or litigation, be it federal, state, county or city government, received by the Town over the past year.
 - d) Manager shall direct the Street Department to start cross training on all heavy equipment immediately; this will be the loader, backhoe, and road blade.
 - e) Manager shall put out a memo to all Town employees that he, the Town Attorney, and the Town Marshal will be the only people authorized to release Town information or Town records.
 - f) Before any Town business, complaint, or records are released to the news media, copies will be given to the Council. Also, the Town Attorney will give a written opinion on whether it should be released.
 - g) Manager shall give a written report on all information he has given to the news media, including suits, complaints or investigations during the past year.
 - h) Manager shall direct the Parks & Recreation Department to start a search for at least four future park sites, two of which are to be located along the river.

- i) Manager shall make sure Council receives information on any item that goes on the agenda as soon as this information becomes available to him.
- j) Manager shall direct staff to start a search for land the Town may purchase for a future city complex.
- k) Due to the fact we are not hiring a new Town Marshal at this time, the Manager shall direct the Acting Town Marshal to start reorganizing the Marshal's Department, as he deems necessary. He shall also direct the Acting Town Marshal to seek the help of any outside agency on any internal or external investigations he deems necessary.
- l) Manager shall submit a written report to Council on the first of each month that outlines his plans on the short-term goals to be completed by him, staff and employees during the month.
- m) Manager shall give written information to Council on any equipment purchased by Departments over the past year that cost more than \$500.

Hall: Okay, before I do start this, for those that do have the minutes, March are uh, from January 21st, page 17, uh, about the 5th uh, sentence down, at that point I did request this item to be open for public. I now ask that it be open again for the public. [applause] And I will go down the items and explain what I think and anyone else that want to say anything can say it and we'll go from there. [someone from audience comments] Hall: Are you saying you don't want public comment? Do you want public comment?! Well, it's my item and I guess I got a chance to ask. All right. Mr. Mayor can I have uh, public comment on item 10?

Garello: Yes, you can.

Hall: All right. Is that all right? Okay, all right, let's get on with this. All right, item one stated submit uh, let me back this up. Direction from the Town Council to the Town Manager. The Town Manager shall perform the following: item one, submit weekly written reports to the Town Council providing information on any Town business or any discussion of Town business with Town staff or other persons. All right. After talking to different people and hearing comments, I would like to change that item a little bit to what it will say is: submit written, weekly reports to the Town Council providing information on all Town business, period. I realize Mr. Ramsey give us a notice said that uh, it, it looks like Mr. Bullard was required to keep a diary. No. Uh, he has several.

Okay, the second item, weekly report to the Council shall include information on Manager's direction to department heads on what he wants accomplished the following week. I would like to know what he tells his department heads, at their meetings, what he would like to be, have accomplished the following week.

Item three. Town Manager shall give to the Town Council copies of all law suits, complaints or litigation, be it federal, state, county or city government received by the Town over the past year. I don't think that we've been given all this information. Uh, I don't know why, some of it's been withheld. It's not only been withheld from us, it's been withheld from you as well. Go ahead Dane, you got a comment?

Bullard: I think instead of reading through the whole thing, I'd like to start with each one and address them as, as you go down through it. But, picking up on your comment, I would disagree. You have been given copies of all the Town's lawsuits, complaint letters and such. That hasn't been withheld from you or the public.

Hall: Uh, uh in the first place lawsuits, just lawsuits, it says complaints or litigation.

Bullard: Like I said, I just got through saying, all the complaints, litigation, complaint letters, it's not litigation until 60 days have passed, but Council's been made aware of each and every one of them.

Hall: Of every complaint that's been filed against the Council or anybody or anything?

Bullard: Okay, you're asking here, you'd like to be made aware of each and every citizen complaint, for example the Marshal's office, the Planning & Zoning department, everything else.

Hall: No. That's not what I'm asking. [Bullard starts to speak, but is interrupted.] Hall continues: Let me give you an example! [Bullard: Okay] Hall continues: All right uh, this is a file by Yen and Plin [Pilch] it was filed August the 27th 1997. It was on behalf of their client, Sgt. Roscoe Osley [Owsley], to the Town of Camp Verde; subject – alleged violations of law and abuse of authority by the Town. It starts out Mis – Dear Attorney General Woods, This office represents Sgt. Roscoe Owsley who is an officer with the Camp Verde Marshal's office. On Wednesday, August 20th, 1997, the Town Council in a controversy move terminated the employment of this Marshal John Wischmeyer. We did that. The Council appointed as Acting Marshal Michael Raymond Baker on August 20, 1997, Sgt. Roscoe Owsley placed a telephone call to the Arizona Police Officers Standard of Training boards [APOST] to inquire about the specific status of Mr. Baker. Sgt. Owsley spoke with APOST investigator, Gary Masher. During his conversation with Mr. Masher, Sgt. Owsley learned that Mr. Baker's certification had expired. Sgt. Owsley reasonably believes that the appointment of Mr. Michael Baker to the position of Acting Marshal may be a violation of ARS 41-1821, in particular ARS 14-1823.b, which requires the Marshal to be APOST certified. This statute [statute] is relevant or provides a documentive qualifications, standards and except for agency heads duly elected as required by the Constitution, the person is given authority to peace officer. Also uh, uh ARS 8-205, 11-572, 12-235 or 13-916, no person may exercise the authority or perform the duties of a peace officer unless he is certified by the board pursuant to 41-1822, subsection A, paragraph 3. Sgt. Owsley respectfully requests an investigation into this possible violation of law and action, which may consult, constitute an abuse of authority. Down at the bottom, it says copies to Sgt. Roscoe Owsley, Carter Rogers, Mayor Town of Camp Verde, Town of Camp Verde Council, Dane Bullard, Town Manager.

In the first place, this was a blatant lie to start with! Now wait, let me finish. We never appointed Mr. Baker as the Acting Town Marshal.

Bullard: I never said you did.

Hall: No! No! He did right here. He filed a sue, he filed a claim at the Attorney General accusing us of crim, uh, uh, uh alleged violation of law. [Bullard: Okay.] Hall continues: All right. Did you get a copy of this?

Bullard: I got a copy, Carter got a copy, Council got a copy, I imagine everybody got a copy.

Hall: Council did NOT get a copy of this! This was NEVER given to the Council.

Bullard: Let me explain the procedure. When we get a claim letter or a complaint such as that,

Hall interrupts: It's not a claim letter, Sir!

Bullard: I meant a complaint [Hall interrupts: This is a complaint.] Bullard continues: I just got through saying a complaint. When we get a complaint, anything like that, anything of that nature, we do the same thing each and every time. The Town Attorney and I sit down and review it. Normally a copy gets put in your boxes, the Mayor's box, uh, a copy gets shipped down to Southwest Risk. That's just a matter of course that's how we handle each and every one of them. That letter says they copied each and every one of them. I can only assume that for whatever reason you should have got a copy of that. If I was copied, and it's saying copied to the Council and copy to the Mayor, I find it hard to believe that I was the only one copied.

Hall: Well, believe it, we didn't get a copy of it!

Hauser: I got a copy.

Larkey: I got a copy.

Hall shouts: You do what? You got a copy of it? Did you get a copy of it? Was there one in your box? Would you? [audience is vocal and laughing]

Dickinson: No.

Hall: I didn't get a copy of it! [audience continues to be vocal] All right, now wait a minute! What you're doing is, you're clapping for a lie! [audience shouts] NO! Now wait a minute, wait a minute!

Garello: Come on, let's hold it! Let's hold it! Garello screams: HOLD IT!

Hall: What you're saying it was all right for him to file a charge with the Attorney General against us for a lie! [audience responds] No! Now I can see, we can see the mindset of some you people. You don't care, you don't care, Debbie, that was your husband wasn't it?

Debbie Owsley: Yes that's my husband! [audience applauds and becomes vocal]

Hall: And he filed the lie!

Garello: Hold it! Hold it! Hold it! [audience is screaming]

Ted Whitaker: Ted Whitaker, a Point of Order here.

Hall: That wasn't what the question.

Whitaker continues: is that, the question put before was not the document he holds in his hand, but whether the Town Manager was withholding information.

Hall screams: Well I didn't receive a copy of it in my box!

Whitaker continues: Okay well, let's don't talk about the letter, it's not even on the agenda! Whether or not this man's job of advising you as of any complaint is all we're talking about.

Hall: That's what I ask him about this!

Whitaker: The letter says that Council was copied. Thank you.

Hall: No it, it doesn't, it says more that just the Council's copy, but this wasn't put in my box. Well I, I, think that I, I don't know.

Hauser: This is not on the agenda, please can we get back to what we're doing, do we have to

Hall interrupts: Well, what you're saying is that it's okay just, all right, all right, I'll, I'll that's fine!

Hauser: Ohhh. No. No.

Hall: We'll do that, and I'll make an agenda item out of it for next Council meeting.

Larkey: Tom. Tom.

Hall: Yeah.

Larkey: Back to what you started here on number one. Let's get back to the basics.

Hall: Okay, go ahead! All right, let's go down!

Larkey: Okay, you say down here you want to get a weekly written report. Is that correct?

Hall: That's exactly what.

Larkey: And that's what we have right here.

Hall: NO, that's NOT what you have right there, Ray!

Larkey: The Manager's weekly report for February 4, 1998.

Hall: Okay, read me what happened last week in town!

Larkey: Well, it's, it's

Dickinson: All right, let's don't get in, let's get back to the agenda!

Hall: I can't hear, Ray!

Larkey continues: they don't sit here and tell you how many telephone calls they got, or how many people they talked to in the hallway. They just hit on the pertinent things. Then we get a monthly Manager

Hall interrupts: I got that same thing Ray, and it doesn't say that on mine.

Garello: Hold it, let's hold it here. [audience is vocal]

Hall: It doesn't say pertinent things

Garello: Hold it! Hold it! Hold it! Tom, go right down with your list like I asked you.

Hall: No, let's it's fine, I don't mind doing it this way.

Larkey: I just wanted to clarify what, what you were asking for because

Garello: We, we'll be here all night, go ahead with your list.

Hall: Well we're going to have to come back to the items anyway so we might as well do it as we go.

Larkey: But item #1, uh, you were requesting a Manager Report. What you're saying is that this report isn't complete, is that what you're saying?

Hall: That, I'm saying that I want more information every week than that, that report gives you. That doesn't give you anything but tell you when the dates of your next meetings are Ray!

Larkey: Well there's always other things attached to it to.

Hall: Well but that, that's a letter from somebody else, it doesn't tell you anything.

Larkey: What you're trying to say is that you're not getting enough, you, you don't think it's complete.

Hall: I don't think that this Council is getting all the information it should have every week or every month to do its job correctly. And that, I'm sorry,

Larkey: Well uh, uh I'm just trying to find out what you want. If you can convince me that we need it, well I will go right to bat for you because this is what it's all about. What I'm trying to think is I can't, are you asking him to make a diary of what he does every day?

Hall: No, I just got through saying that little bit a while ago. I, I'm not asking him to do a diary. What I'm asking him to do is weekly written reports on what happened during the week in town, as far as business, that he accomplished, that staff accomplished, what he required uh, on Town business. There's nothing wrong with that, is there?

Larkey: Well no, because you see, we're getting the Manger's Report now and we get a monthly report that's pretty accurate of what goes on, even down to how many dogs were picked up and arrests and everything else [audience laughs] and uh,

Hall: Well, we'll address that in a minute.

Larkey: But that's in a monthly report. I, I think we're getting a tremendous amount of information. Now if there's something comes up, that you're not getting information on, I think you ought to go to the Town Manager and tell him, I want information on something.

Hall: Uh, well uh, I think that should be forthcoming, we shouldn't have to go in every time. Look Ray, you get to go in every day. You go in, sit down and have coffee with him. I can't do that. [audience becomes vocal]

Larkey: The only reason

Garello shouts: Uh, let's cut this out, come on now, Ray! Go ahead, go ahead with your, your agenda items, go ahead.

Hall: All right. We was, we was passed uh what now, uh we're on item #4. Town Manager shall direct the Road department to start cross training on all heavy equipment immediately. This will be the loader, backhoe and road blade. My reason for that is Shorty Baldwin, here just a while, uh, uh, month and a half ago, six weeks ago, whatever it was, had a heart attack and he had to be off for three weeks. He is the blade driver. Well, while he's off, we don't have anyone else available to drive that blade. Now I do believe that if we cross train the uh, road department employees, all of them on all this equipment, we don't have to worry about it. If somebody's gone somebody else could take that position. We can't hear you, use the microphone.

Larkey: I said, I, I am 100% on your side on that. I think you're right. They should be cross-trained, but I was under the impression that that has already taken place or is supposed to start. Isn't that right, Dane?

Bullard: All departments are encouraged and instructed to go ahead and cross train their staff, not just the Street Department. I leave that up to the discretion of the department head. They're professionals, they should know their staff and know how to instruct their people in order if somebody is out with illness that the place isn't just going to come to a grinding halt. Doug and I have had this discussion in the past. He's been instructed at his opportunity, earliest opportunity to go ahead and do some cross training. The extent and degree of that cross training is left up to the department head.

Larkey: Well, I don't want to be accused of micro-managing, but I do think maybe the Town Council's uh, manager maybe ought to talk to staff more about the cross training. Because I think everybody ought to have a pretty good working arrangement

Bullard interrupts: I do. It just makes sense whether it's government or private industry, but uh, as I said, we cross train again so that there's not going to be uh, uh. The simplest example in my offices in administrative. If somebody's out for a week or two or longer, uh, that position isn't going to be uh, stopped. In other words, somebody can go ahead and cross train, somebody can continue with it. However, as I said, the degree is left up to the department head. I'm not going to take a receptionist out of Planning & Zoning and teach her how to run the accounting computer. I mean there's got to be some limitations. We want the employees to know the basic job duties and responsibilities of the other staff, but as far as the technical expertise required to run a blade, uh, that's going to be left up to Doug and uh, unless Council decides to make it a policy vote and instruct me through Doug to go ahead and have each and everyone of his employees to be trained on the blade, uh, I just prefer to leave it up to the department head.

Hall: Okay, this was an item we brought up at the budget hearing, and we talked about it then that we was going to want uh, request it uh, uh, cross training. Uh, as far as I know, it hasn't been started yet. So.

Bullard: Well, it was discussed. Like I say, the budget was not a, was not a uh, work session. Doug and I have had that conversation. I did not take that discussion during the budget work session as a Council mandate to go ahead and allow Wally to run that uh, blade. We can certainly talk about it here and now and uh, if Council so desires, they can make that uh, decision. But I prefer that to be left up to myself and the department heads.

Hall: Okay. Oh, Brenda.

Hauser: I, I've said this before at other meetings, I cannot say who should drive the truck and who should drive the blade, it is way out of my line of expertise. I think that's why we pay a man, a department head to make those decisions. [applause]

Reeves: It, it only makes common sense to me that we cross train people so if someone is, is ill or out, we, we can go on with the job. I, I mean uh, uh, to me, it's common sense. I'm not saying who gets to drive it all the time or whatever. I say we ought to have an auxiliary person, a substitute person in case, one, we need them.

Hall: Uh, I'd like to read something. This is out of the Arizona Towns and Leagues of Cities. Uh, this paragraph here to uh, Council members. Remember above all that you were elected to decide how this city or Town should be run. If the staff is running your community then it is because you and the other members of the Council have created a policy vacuum and have failed to provide the necessary policy direction to your employee.

Hauser: Policy? Policy?

Hall: Policy. Direction. It says: YOU should run the town. It's what it says. [audience becomes vocal] Well, that's way I read it! I don't, you know. [audiences shouts] Hall: All right.

Garello: All right! Quiet!

Dickinson: I'd like to make a statement on this item.

Hall: Okay.

Dickinson: If you look at the City of Cottonwood, the City of Sedona, the County, all those departments cross train. It makes sense, I don't know why anybody would have a problem with the cross training. The more people huh? Okay.

Hauser: I don't have a problem with cross training. I don't have a problem with it. I'm just saying it's not my job. That's why we have the department heads.

Dickinson shouts: What is your job, Brenda?!

Hauser: We're a policy-making body!

Dickinson: Well that's what we're trying to do here.

Hauser: No! We're micro-managing. If you go into each department [applause]

Hall: No. No.

Garello: Uh, I would like to say a word. We are not micro-management. Any part of this Town, or any department heads all we're asking is they follow the directions of the Town Council and that's it. And as far as Manager shall direct the street department to cross training on heavy equipment is, should be a number one priority! When one person is sick, the grader or the blade sits there until he becomes back. We need that grader going sometime in emergency and this cross section of training is very important to the street department. [audience is vocal] Garello continues: No, we've had enough, the floor is closed.

Hall: Doug. Doug's got a comment.

Dickinson: We've got Doug, the Department Head here.

Garello: All right, Doug can speak, yes.

Doug Jones: Okay what, what I'd like to say on this item is.

Hall: Can't hear you, can't hear you somebody's hollering.

Jones: What I'd like to say on this item is, in case anybody's forgotten, when I was hired, that was one of my requirements to be able to run the blade. I have had seven years experience at it. Uh, Mr. Dickinson, I have called Cottonwood, Clarkdale, they do not have a policy on cross training. Sedona does not have a street department, they're contracted out. Uh, Yavapai County does not have a policy.

Dickinson: They may not have a policy, but they all do it!

Jones: That's correct.

Dickinson: OKAY !

Jones: When the foreman sees fit.

Reeves: Doug, do you object to cross training employee, employees?

Jones: No, I don't. But I've said it before; the blade is one piece of equipment that does take some expertise to run. Uh, it's not something that in a week, they're going to be out here running proficient. A lot of the equipment's not, but the blade is one piece of equipment that does take [tape ends]

Jones: You just work your way up. It takes a lot of time to sit in a blade to be able to do something. Contrary to belief even blading these roads, you've got to know what you're doing.

Hall: Doug don't you think that would be more reason to start training people? So when the problem does come up you would have someone that is qualified?

Jones: Like I said I am qualified for emergencies but, also yes [Hall interrupts]

Hall: You're not available all the time to do that because your, uh, other duties, right?

Jones: That's correct. But also the feeling is in talking to these other Street departments, they hire somebody qualified for the piece of equipment. I'm going to be level with you, when Shorty comes to retirement time I don't know if we can have anybody cross-trained in time cause like I said it does take an expertise.

Hall: When's he going to retire?

Jones: He's got about four years to go.

Hall: You don't think anybody can learn in four years?

Jones: Well it's, uh, out here mixing oil, laying oil, laying AB, laying material. It's, uh, I'm not going to guarantee what the roads look like for a while.

Hall: Hmm. Well, it's more the reason why to go ahead and get somebody started [Laughing]

Dickinson: Yeah

Jones: When the department got started. I was required to hire people qualified to do a job. That's why I hired Shorty to run the blade. He had over 30 years experience on the blade. He has had the reputation for being one of the best in the state. Like I said, the blade is not something you just jump in the seat and in 30 minutes you'll be out doing something.

Hall: I don't doubt that Shorty's well qualified. I've got no problem with that. But it seem to me like that would be more of a reason to bring some of the employees you already have working for the city, to where they could be raised in stature or wages or whatever.

Jones: Well see, we're not like the County, we don't have 5 or 6 blades and, and the work we do. We just have one blade. A lot of the work is pretty, uh, I don't know, uh technical, I'm going to say.

Reeves: Yeah. I don't [Jones interrupts]

Jones: For the lack of a better word.

Reeves: I don't expect anyone to become proficient in blue topping and mixing and all that. But if we need a creek cleaned out at Verde Lakes, I don't think it's going to take that long to uh to get someone to be able to operate that blade, and go do it if no one else is available. I,

Jones: I don't have an objection against cross training. In fact, like Dane said, we've sat down and talked about it. I told him that we would get it done this winter, or this spring when the time and place allows it. But, I'm just saying that the blade is not something you're going to put somebody on, sure we can get to where somebody's going to be able to start it up and maybe push a little bit

around with it, but for taking over the complete blade man job, I'm not sure we're going to do it in 4 years.

Dickinson: One way to find out.

Hall: Okay. All right Item 5.

Garello: Thank you.

Hall: The Town Manager should put out a memo to all Town employees that he, the Town Attorney, and the Town Marshal will be the only people authorized to release Town information or Town records. Uh, I believe that right, most departments have a record person who is the only one authorized to release information. Uh, and I don't see anything wrong with, uh, at least we have in each, the Town Manager, the Town Attorney and the uh, Marshal who can release this information. [audience shouts] That would be who the Marshal may, you talking about the Marshals department? All right well, maybe the Marshal will appoint that person to be. The Marshal has the authority, same as he does or anyone else. But that doesn't mean every employee in the Town can release information. [Audience becomes vocal] No, you just asked me a question Debbie and I answered it to you. [Audience becomes vocal] Ask the Manager for that, ask the Town Attorney for that record.

Garello: Uh, if, if you want to talk, could you please come up to the podium and ask address

[Audience and Hall Interrupt]

Hall: It's not open to public [laughs]

Garello: Come on up.

Dickinson: It's not open to the public, John!

Garello: No, I'm going to shut it down.

Debbie Owsley: Debbie, and that's OWSLEY. My question is if Mr. Mauldin is not in the Marshal's office and I go in to get a copy of a public report, am I going to be denied that report? What if he's on vacation for two weeks? What if we don't have a Marshal? [Audience becomes very vocal.]

Dickinson: John, this is not open to the public.

Garello: I am, I'm shutting it down right now. [Audience becomes vocal]

Hall: John, will you tell [unintelligible] to answer the question [Owsley Interrupts]

Owsley: Anybody?

Dickinson: No!

Garello: At this time this floor is closed to the public.

Owsley: You are not going to answer my question?

Garello: Wait a minute, wait a minute! Information can be requested by the Council if they ask someone in the public for information. This floor is closed to the public [Audience becomes vocal]

Owsley: You told me to come to the podium to ask my question. I did so. I would appreciate an answer.

Garello: Well, I, I'm sorry

Owsley: You don't have an answer do you?

Garello: I,

Owsley: Because you don't want the public to know what's going on.

Garello: The public will know.

Hall: [Laughs]

Owsley: Then can you answer my question? I'm part of the public and I want to know now!

Garello: All right, ask your question.

Owsley: I did.

Hall: Mr. Ramsey can you answer [Owsley interrupts]

Owsley: Mr. Ramsey could you please answer my question? Obviously, the Council can't.

Ramsey: Um, I prepared a memo, which should be in the packet addressing each of these items. Item number 5 on the release of Town records, I will read into the record. This topic tries to control both what Town government information is released and who can release it. A few statutes give guidance on the limits of the Manager or Council that they can be imposing this kind of requirement. ARS 38-421 makes it a felony for an officer who is in an elected position or an employee having custody of any record, map or paper, placed in his hands for any reason to remove it, destroy it or mutilate or secrete the whole or the part thereof. ARS 39-121 states that public records and other matters shall be open to inspection during office hours by any person. The term "public record" has been interpreted by the Matthew's v. Pyles decision in 1952 to be a record which is required by law to be kept or necessary to be kept in the discharge of duty imposed by law or directed by law to serve as a memorial and evidence of something written, said, or done. The term "officer" is defined in the statute as any person elected or appointed to hold any elective or appointive office in any public body. ARS 39-121.01B requires that all officer and public bodies shall maintain all records reasonably necessary or appropriate to maintain an accurate knowledge of their official activities. These statutes together make it obvious that to create an appropriate record to not conceal it. 39-121.01 mandates further that any person may request or examine to be furnished copies, printouts, or photographs of any public record during regular office hours. The custodian of such records shall furnish such copies, printouts, or photographs and may charge a fee

if the facilities are available. Further, if the person has requested to examine or copy public records, and has been denied access to or the right to copy the record, that person can file a special action in superior Court, and if it is determined that the refusal was wrongful, be awarded legal costs and attorneys fees. There are numerous court decisions and Attorney General opinions which broadly interpret what are public records, even to the extent where the public was told, I'm sorry the um, the legislator was told that written material from the member of the public given to the legislator during session with a cover letter asking that it remain confidential was nevertheless determined to be public and had to be disclosed. These decisions also allow only a narrow exception for confidentiality granted by statute or the Carlson case, which allows matters that are restricted in the interest of privacy, confidentiality or the best interests of the state. The burden however, is always on the public official to overcome the legal presumption favoring disclosure. Note that the statute does not require that a request be made in writing, and strongly implies, in stating that the copying be done in the presence of the custodian of the record, but that the response be immediate. The above authorities would make any written policy adopted by the Council to limit the access to public records very suspect, whether the Council makes such a policy directly through an amendment to the existing Town Code, or indirectly by requesting that it come from the Manager.

Owsley: Mr. Ramsey, My second question. So if I was to go into the office next week, the Marshal's office, and ask for a report, lets say for example on Mr. Hall, and Mr. Mauldin was not available to give that to me, is this Council going to be held liable for that?

Ramsey: The statutes that I was reading require the custodian of the records release them.

Owsley: So the Record Clerk could release that?

Ramsey: Whoever has possession, is my interpretation of who is the custodian.

Owsley: So if I don't have Mr. Mauldin's approval I could, and have the right to receive that report.

Ramsey: Yes.

Owsley: Thank you.

Hall: All right, Mr. Ramsey.

Dickinson: I have a

Garello: Just minute, this floor is closed at this time to the public. [Audience becomes vocal] Now Just a Minute!! [Audience interrupts]

Garello: Let me finish!

Hall: At the end of the thing I've got a question.

Garello: I have one more [unintelligible]

Hall: Oh, okay.

Garello: Except information that is requested by the Council and I want Mr. Hall to finish his items and complete them. One at a time.

Hall: All right, this Item number 5 that I requested. In no way did I want to keep information, or records, or anything else out of the hands of the public nor the media because I don't think they're getting enough information. But I think they're getting disinformation from different employees. Now Mr. Ramsey, if can we legally appoint people, such as the Town Manager, yourself and the Town Marshal to uh, release, they will be the only ones to release records, or do we have to go have a records clerk to do that in each department?

Ramsey: The authorities I just read, state that the custodian of any public record has the obligation, on demand, to release the copy. I don't plan to be on demand 24 hours a day to all departments. So, the answer is no.

Hall: I don't think, we wouldn't be open 24 hours a day. Let's say

Ramsey: The Marshal's office is.

Hall: All right, but the records department isn't.

Ramsey: My point is.. [Hall interrupts] as I said in the memo if you delay turning over a copy it is a denial.

Hall: All right. Let me ask you a question.

Ramsey: A lot of the items that have come up recently are very much of interest to the press and they need to know right away. So if you're asking can we appoint certain people and then tell the public who makes a request that you've got to come back during office hours and see only 5 people or 3 people, the answer is no. I would not advise you to do that.

Hall: All right let me ask you this question. You just made a statement that the Marshal's office is open 24 hours a day. Uh, somebody goes in there at 2:00 in the morning are they required to give them a record at that time?

Ramsey: It says during normal office hours, I think, if you look at the statutes that would probably be interpreted as eight to five.

Hall: Okay, well then that goes back to my question then. All right then you can appoint somebody as the custodian of records?

Ramsey: You can appoint them, but if the point is you are going to tell the public you have to see that person appointed and only that person I think you are in jeopardy of violating the statutes

Hall: Okay. What, what's the process right now for, uh, uh Mr. Bullard or yourself, for uh, for the uh access to records? In other words, who right now can give records out in the Town of any department?

Bullard: That quite frankly depends on the records being requested. If it is a simple general request, such as a request for minutes, normally that request would go to the Deputy Town Clerk. If it is a

request for the Building Department permits handed out in the last month that goes to Planning and Zoning. It really depends on the type and character of the request.

Hall: All right, if the Deputy Town Clerk isn't there, who gives that out?

Bullard: If it is something to do with minutes? Or something in that department?

Hall: Or whatever the Deputy Town Clerk in charge of.

Bullard: Normally it's my, I'd be the one to that would distribute the information, or Debbie Barber, if not then one of the other secretaries available.

Hall: Then what you're saying, that anybody would have access to those records as an employee of the Town.

Bullard: Minutes.

Hall: No wait.

Bullard: Let's clarify which record you're talking about. If you're talking about minutes or something, sure, that's, or past agendas that pretty much common in each of the departments, anybody should have access to pull, copy and distribute those records.

Hall: What about personnel files?

Bullard: Personnel files are definitely off limits, I think we've been down that road. I have the keys; those are safe guarded under lock and key. I and one other employee have access to those keys.

Hall: You and who else?

Bullard: My Accounting Technician.

Hall: And that's all?

Bullard: That's correct.

Hall: Okay. I thank you.

Dickinson: Tom I move that you uh, delete number 5.

Hall: I, I'm sorry I couldn't hear you.

Dickinson: I move that you delete number 5 in its entirety.

Hall: All right. I will remove number 5 from the agenda. Okay go on to number 6.

Hauser: Is that a motion?

Hall: No. I'm [unintelligible]

Hauser: Okay, thanks.

Hall: Then we'll go back. Okay on Item number 6, what it stated was before any Town business, claim or Town records are released to the new media, copies will be given to the Town Council. Also the Town Attorney will give a written opinion in whether it should be released. As Mr. Ramsey said he gave us a memo, I looked over the memo; I understand what he said on that now. My, uh there was no intent on mine not to see that information was released to the media at any time. All I wanted to make sure was that the Town Council got a copy of everything that was released to the media instead of reading it in the newspaper when the newspaper come out and not have any copy of it. So I'm going to ask for a change on that, that item, on item 6 where it says before, that be scratched and uh the word when be put in place. And what this should be now is Any Town business, complaint or Town records are released to the new media copies will be given to the Town Council Period, end of statement. [Unintelligible] Well I can.

Larkey: Tom, Can I ask you a question?

Hall: Yeah.

Larkey: You had a problem here a week or so ago with your father is that correct?

Hall: Yes.

Larkey: Okay, you were gone. You told the Council you were gone down at the hospital 4 or 5 days something like that.

Hall: It was off and on.

Larkey: But anyhow what I'm trying to say is, if this is the case, that this information had to be turned out to the council before it's given to the new media and you weren't here or something, we would have to hold up, or I wasn't here anybody on the Council, that we would have to take and hold up that information till everybody got it and received it.

Hall: No, no, no, no Ray!

Dickinson: He changed that Ray.

Hall: All [Dickinson interrupts]

Dickinson: It changed "before" to "when".

Hall: When

Larkey: You can read the newspaper and find that out.

Hall: Well that's what we've been doing.

Larkey: I know [Hall Interrupts]

Hall: We haven't been getting it, we've read it in the newspaper.

Larkey: Well [Hall Interrupts]

Hall: What I'm saying is, when he puts in our box we're served with the notice. Right? As far as having a copy of it at that time. All I'm asking is this information that's being given to the news be given to us. I don't, what's wrong with that.

Hauser: What information are we talking about? Are you talking about minutes of our meetings?

Hall: No. Well uh, all right, well let's, let's just; all right I'll give you an example. Uh after we had an executive session where we interviewed a Town Marshal candidate, uh Mr. Bullard asked us to stay over that he wanted to talk to us at that time. If you remember he informed us at that time, that was on a Monday, that he had suspended the Acting Town Marshal Dan Martin the Friday before for a violation of being involved with, getting involved with a family altercation. Now.

Reeves: But not with his family.

Hall: No, no it was another family, a friend of his, or acquaintance. But that's what he told us, that he told the news. The news had requested and he gave information to the news media, which is fine, I didn't have a problem with it and I don't think anybody else did. But then what do we read on Wednesday? That Mr., that the Acting Town Marshal Dan Martin had been suspended for two violations. One, the possibility of altering records, involving me! Well I think that we should have been informed of that, that night. I don't think we should have waited and read that in the paper. I think that it would've been nice if he told us the whole story instead of just half of the story.

Larkey: Tom I think he told us that night. If I remember correct, I can't remember everything, it wasn't that big a deal with me. But if I remember correctly, that night he explained that to us, what took place. Then I understand the newspaper went down to the Marshal's office and looked at the complaints and there was two complaints there.

Hall: No, the newspaper said he had been suspended for two violations.

Larkey: Well, the two violations were at the Marshal's office.

Hall: No. He was the one who done the suspending, he's the one who told the newspaper he suspended for the two violations.

Bullard: The primary reason he was suspended was due to the altercation out in Verde Lakes. I'll give you a good example of what we've tried to do. I will state for the record the Town and my employees do not volunteer information to the press and purposely keep it from Council. That's nonsense. For example, when your report came up on this alleged violation a few months ago Mr. Hall the press wanted a copy of it, I instructed my staff and the Marshal's Department to give me a copy of that, let me review it, let me look it over, consult with the Town Attorney before it was released. The newspaper knew about it before I did. I have no idea how or why, but to insinuate that I am keeping information away from Council and feeding the newspaper is complete nonsense. That's not the case at all.

Hall: Well now you just said something that I asked for and I was told we can't do it. I asked for him to review any document before it was released to the news media.

Bullard: The way you have it in the paragraph that could include everything from a report on you or any other Council member to minutes. He doesn't have the time to go ahead and review each and every thing. Obviously an alleged violation against a Council member is a little more important than handing out a copy of the minutes.

Hall: Well, I realize that, and I think we've clarified that, but in his information to us, it didn't define whether it was that or uh, serious violation.

Bullard: I'm just trying to use a little common sense before I hand out a report on a Council Member, I want to review it myself and verify whether or not it is releasable. It's quite possible that could have been an ongoing investigation, in which case it wouldn't have been a public document.

Hall: It should have been scrutinized very well if it was an ongoing investigation according to law. But, anyway

Larkey: Tom,

Hall: Yeah.

Larkey: Did you read the paper this morning?

Hall: Yeah I read it.

Larkey: Uh, I can tell you one thing when you start stirring up the newspaper, not the local paper but the national paper, withholding information we're all in a world of hurt.

Hall: I don't want to withhold, Ray.

Larkey: Wait a minute. I can't see any reason

Hall: There's no where in here I said or nowhere I've said I want to withhold information from anybody. I, I don't believe we're getting enough information and that's what I said. That's the reason why I want this information from the Town Manager. And I don't think there's a thing wrong with getting information from the Town Manager so that we know better how to handle things for the Town and to make programs or anything that works for the Town. I, I have got no

Larkey: I'm talking about were you're talking about releasing to the media authorizations and that sort of things.

Hall: Well we just went over that.

Larkey: And I can't see

Hall: And we, and we can't do that.

Larkey: No you can't.

Hall: Fine, this is, these items are on here so we can discuss them Ray.

Larkey: That's what I'm trying to do.

Hall: Right, well

Larkey: Item number 5 and item [Hall interrupts]

Hall: It sounds like, uh, it sounds like that this is written in stone, it's not.

Larkey: I, I understand, that's why I'm saying, that's why we're talking about it. I can't see why items number 5, 6 and 7 can't be deleted from this. Because all of them say [Hall interrupts]

Hall: No Item 6, I don't. Item 6, I want that information, if it's released to the media then I would like to have it, uh a copy of whatever's released.

Hall: All right uh, number 7, I would like to have number 7 withdrawn. I'll read it and explain why. Town Manager shall give a written report on all information he has given to the new media including, suits, complaints or investigations during the last year. After I looked it over I realized that would be pretty hard for him to do. So I take it off the agenda. Number 8.

Audience: Point of Order [unintelligible]

Hall: I believe that since I'm the one sponsored it, where'd he go, sitting down I can't see him, that I have a right to have items removed from the agenda. Uh, other people have items removed from the agenda at meeting. [Audience becomes vocal]

Garello: Mr. Hall requested that these items be put on the agenda and I expect him to go throw [through] each one and answer them. And that is not a violation and if there is a violation I want Mr. Ramsey to speak up. [Audience interrupts] That is his privilege. He requested these put on the agenda and he can cancel them as we go along. Or he could table them. [Audience becomes vocal] No. There is no more from the public, we've had enough!

Ramsey: Well may I [Garello interrupts]

Garello: He asked this to be changed at the next meeting.

Hall: Let the Town Attorney say.

Ramsey: It has been our practice when an agenda item comes up that whoever sponsors it, a Council Member, perhaps it's Verde Valley REDC, whatever it is, that we lead off and let them present the item. This usually allows the Council and the public to know a little bit more about, the purpose of that item. I believe that Vice-Mayor Garello, is that's all he's asking Councilman Hall to do, is go down through these and address them and discuss them. The Point of Order from the audience is correct, none of these have been removed, it has just been his request to remove them. As the Council then goes back through this list and decides what they are going to do on each item, table it, act on it, or bypass it. I hope they take his recommendation into consideration that's what we're asking you to do.

Garello: This list that Mr. Hall requested be put on there will be, some of them will be cut out and on the next General Session the items we requested he keep on will be open for discussion and the public will be able to discuss it along with us.

Ramsey: But the Council has to vote to take them out, he cannot say I hereby remove the item.

Dickinson: So when we're finished discussing all the items in number 10, somebody's going to make a motion to approve or disapprove or whatever with the exception of say items 5, 7 so on and so forth, at that point we will vote. Correct?

Ramsey: The easiest way to do it is to take notes as we're going through here because Tom's made some corrections here and there, just like minutes, you would say I hereby move that we pass items, whatever they are, deleting the following sub items with those corrections.

Hall: All right.

Garello: Go ahead Mr. Hall.

Hall: All right, item number 8. The Town Manager shall direct the Park and Rec. department to start a search for at least four future park sites, 2 of which are to be located along the river. Now I want to explain that too. I believe it was back in uh, January of, uh, of 97, that uh, there was discussion uh, there was a joint meeting of Planning & Zoning and Park and Rec and there was discussion about the Jackson Flat park area that was across Ar, Arena Del Loma, the airstrip area, the uh, Black Bridge area, uh, down by the Marshal's department and the one other one was that 13 acres behind Basha's, used to be called the Kiwanis Park. Uh, I believe that was supposed to come up, er, was requested by a Park & Rec at that time to be put on the agenda. I, I don't think it ever made it on the agenda for Council to discuss it. Anyway, this Council didn't. And one reason why I think we need to look into this park land right now is if we don't start uh, getting with the Forest Service on any land that they have available to recover for the city, uh, somebody else will and this case it could be out to the Casino they talked about having that one area across from Arena Del Loma for a sewage plant. And I don't think that any of us want a sewage plant down in that low water area. Also uh, the price of land is going up so we need look at the, even though we may not have the money to build the parks right now. We still need to start the process of uh, of uh picking up this land for future parks. Item 9.

Larkey: Tom. Tom.

Hall: Yeah.

Larkey: Going back to this park thing here. [Hall: Yeah] When I first got on the Council, Mr. Garello can remember this, that we ran into a hailstorm on the airport. Believe me, it was really quite a thing. And, when it kind of calmed down, the first thing I brought up to Council was, hey why don't we buy all of that land down there and set it aside and we can use if for parks, and maybe there's possibly some areas in there we can use for uh, for uh, car, the car barn for the street department. Also there could be maybe a roping arena in the open-end part of it, because it's a big piece of ground. There's a lot of things we could do out there. I was told that well everything that you said is good Larkey, but we've got all of that over at the school now and we don't have to put tax dollars into it. So it died, I never went any further with it. But I completely say we ought to

be making some arrangements for some parks in this Town and buying the land. And the one we really need, I think, we should focus on, is still that airport, the airport property out there.

Dickinson interrupts: I agree.

Larkey: Because

Hall interrupts: That's, that's the reason why we need to get Park & Recs involved in this. I'm sure uh, Donna, if she's here or somebody when it comes up will have comment on that or Park & Recs here. I don't know what areas to look at here that's the reason why I'm saying direct them to go ahead and start looking.

Larkey: Now this, this is something we should be looking at down the road. Because buying the land and building a park, putting a park in is not the answer. You also have to have the money to maintain it [Hall: That's right] Larkey continues: and take care of it and do something with it. There's been too many times in communities where they make developers, things give pieces of ground for a park, and they lay there dormant. Nothing happens, so they end up giving it back. In this case, I'd like to see us, if we buy the land, say 4 or 5, say 3 years down the road, we put up the money to do something with it to make it worthwhile.

Hall: Yeah. Well that's what I was talking about. We may, we may have money for the land or whatever, but maybe not the park itself.

Garello: Uh, uh, I'm all for the Town to look at land. We should, we should've been buying land sometime ago. And that airport was turned down because of the traffic pattern over the residential area. That piece of ground should've been bought when the first, from the Forest Service for development. And I am in all favor that this Town starts buying ground for development and for parks.

Dickinson: Dane.

Bullard: In your packets where you should have a memo from our Parks & Rec Director that he and his Commission are very much involved presently in doing just that. The airport being, the old airport site being the most ideal for a regional park. That cannot be purchased as Forest Service land, it's going to have to be traded. And that's already been, initial discussions with the Forest Service have already occurred so they are well within, off the starting block, so to speak, in pursuit of exactly that, with some other sites being looked at, with the Black Bridge site and the site behind Basha's, which of course is going to have to wait until that property is purchased and ingress/egress provided to the Town, if the developer decides to allow that to those 13 acres back there. All these various things we've discussed here tonight are already being looked at and actively sought by the Parks & Rec department and its Commission.

Garello: Okay, thank you. Next item.

Hall: All right, item # 9. The Town Manager shall make sure the Town Council receives information on any item that goes on the agenda, agenda as soon as this information becomes, becomes available to him. Uh, and I'm not just talking about things that Council members put on. I think sometimes that we know ahead of time, a week ahead of time, and 10 days ahead of time,

we're going to put something on the agenda, not necessarily Councilmen, but staff. And I would, I personally would like to have information on an item as soon as possible.

Bullard: Well that's one reason we went to uh, by law, we're required 24 hours notice. Of course, that doesn't give staff, nor Council, or the public very much time to investigate or review it. So we do put the agenda together as early as the Friday before the Wednesday Council meeting giving the weekend and everything, allowing the Council the opportunity to review the packets. Normally, the Mayor comes in either on Thursday or early Friday morning to put that together, so what I guess I'm saying is that agenda is not prepared until Friday. That's as soon as it's available. A lot of the items, you're right, do eventually end up on the agenda. They are things we've discussed or looked at. The ambulance being, you know, we've discussed here tonight, being a good example. That thing has been reviewed and looked into and finally gets to the agenda. But I can assure you, anything that comes to the Mayor and myself in terms of potential agenda items, is compiled in the agenda packet as soon as possible, and given to Council on Friday preceding the Wednesday agenda. There's some things that we just cannot get out any earlier because we're not uh, sure that it's going to be on the agenda until that Friday. Saying that, I'll also go on to say, that if we're aware of something that's coming down the line that uh, there's a fairly good chance that's going to be on the agenda uh, Council should be provided advanced knowledge of, there's no problem. We'll, we'll go ahead and put it in the boxes as we normally do.

Hall: Well of course, I'd like to see it like I did. I went and made the motion at the meeting and put all these items or as many I could. Other items I came up with, I made sure you got them in time to get them out to the public [Bullard: Right.] Uh, I'm not saying all of them's right, these are just my interests and I'd like them discussed

Bullard interrupts: Sure and it's easier, it's easier for Council and staff, and the public again, to address it. And one of the things we had hoped uh, the Mayor sponsored an item tonight that I'm going to recommend, at his request, be withdrawn until he's able to be here to address it. But that was part of it. Putting an agenda together and how to do it in order to provide Council and the public enough notice of what's coming up. We'd like to make it a perhaps an amendment to the Code to have Council at a prior meeting bring up these agenda items. And discuss them and direct staff to put them on the subsequent agenda. So that would give you two weeks notice in most cases what's coming up.

Hall: Yeah. All right.

Hauser: So could you delete that one since it's done? Would that be to your satisfaction?

Hall: About receiving information you mean? On the agenda items?

Hauser: Yes.

Hall: You want it deleted? Well, if you do, I'll request we delete item #9.

Hauser: Thank you.

Reeves: Uh, uh, why, why would you de, delete that? We, we need the information. It, all it says is as soon as possible.

Hauser: Because, we already get it.

Hall: Well I thought he said he was going to make something new. All right #10, or was there more discussion on that?

Dickinson: No.

Hall: Okay uh, the Town Manager shall direct staff to start a search for land that the Town may, may purchase for a future city complex. Uh, somewhere down in the future, we're going to have to think about building a bigger area. Uh, not for where, where we can park, but where we'll have an area where we can get into. I believe that we did perches land for the uh, uh, Chamber of Commerce, new Chamber of Commerce building, didn't we?

Bullard: That's correct.

Hall: And the land's available there possibly want to look at. I know it's something we can't build right now, but again, we're back to the same thing. If we can get land from Forest Service at a reasonable price, we might want to look into it because the price of land's going to go up.

Hauser: But, we owe \$400,000 on our present Town complex.

Hall shouts: I'm not saying build one now, Brenda! What I'm saying is huh? I'm sorry.

Hauser: You have to pay for the land, I mean if you're looking

Hall interrupts: We bought land out there for a Chamber of Commerce and there's other land available there. Uh, it's something to look at isn't it? You may not agree with purchase. You know, that's, that's the reason why

Hauser interrupts: I'm just saying we have, you know, we have this, which I think is a pretty good substantial piece of property.

Hall interrupts: Well, I, I realize what you're saying, but someday we may have to build or somebody may have to build a new city complex. If you had the land now.

Dickinson interrupts: Did you want to comment on that, Dane?

Bullard: My only, my only input would be that in five years, the Town would have this, city complex, Town complex paid off. It was purchased from the school district a number of years ago, and we refinanced it at least once. And, it will be paid off in five years, 2003. Uh, I would think just from, this matter, quite frankly hasn't been investigated. This is the first time this kind of thing has been raised, but I would think this potential site right where we are, seems to be the best for the future. We're right here in the middle of Town. We've got our Community Center, we've got our buildings, historical buildings. We've got an activity field behind us, but obviously that's something we can sit down and consider, but uh, I see many advantages to staying right where we're at. That would be my only input.

Hall: Well, the biggest problem I see is uh, one of the big problem we have is parking. Uh, you know, for different Council, Council meetings and uh, different activities that go on during the year.

Bullard: Sure and that'll be a continuing problem. Some of that may be alleviated by purchasing adjacent properties for sale uh, to the south of us, across from the street, Main Street. And that has been a problem that's been discussed in the past.

Hall: Well, that, that's all I'm asking for future

Garello interrupts: Uh, my priority is land for the street department. They need land, and they need it bad. They needed land to put in their office. They need land to put their equipment. They're shoved back here in the corner. They don't have room enough for any of their equipment and I think that that should be looked at as soon as possible for a piece of ground that's suitable for the street department.

Hall: All right. Item #11, due to the fact that we are not hiring a new Town Marshal of this Town, the Town Manager should direct the Acting Town Marshal to start reorganizing the Marshal's department as he deems necessary. He shall also direct the Acting Town Marshal to seek the help of any outside agency on any internal or external investigation he deems necessary. Uh, I know that uh, Wes Mauldin's wife is in the hospital right now, she just had some major surgery, uh today. And he's, I think he's over there. Uh, but, these are some of the concerns I'm thinking about. We're not hiring anybody. It don't look like we're going to hire anybody for a while, so we're going to have to start somewhere, where we have a chain of command.

Dickinson: I got a question. Tom, uh, I believe that uh, Wes Mauldin informed Dane today that uh, February 28th would be his last day. [applause]

Hall: Is that right? Well, if that's the case, this item's mute [moot]. But, I think that uh, uh, we want to look at a agenda item on what we want to do come the 28th.

Larkey: [unintelligible] at our last meeting, we already voted to keep Wes as long as he wanted to stay here, and if he decided to leave [Hall interrupts: DPS Officer] Larkey continues: that we'd get a DPS man. And, I think that's where it ought to stand. You know, we can beat a dead horse to death.

Hall: Well, that might uh, be true, uh, Ray. Uh, we may want to go on that way, or we may want to hire somebody by then. [audience becomes vocal]

Larkey: Well I thought the agreement was with the Council at that time, was that we wouldn't hire anybody until we knew what was going on with the AG.

Hall: Well uh, as I understand it, we've got a new complaint with the AG from that meeting we had then. Uh,

Larkey: What, what do you mean?

Hall: The Council meeting, the last Council meeting, we, we had. All right, as I understand it now, that we had a uh, complaint filed against us again, that we violated the Open Meeting Law because

of that meeting on some of uh [Larkey: Oh, oh.] Hall continues: so, this, these, this investigation could go on for years!

Larkey: It could go on for another few months, no doubt about it.

Hall: Well uh, you know uh, that's not going to be, sooner or later, we're going to bite the bullet and say, hey it's time to put somebody in the job.

Larkey: Well, I agree with, I know where you're coming from, and I agree with what you're saying, because it makes it very unhandy for whoever's down there. The only problem is that, you know our job is to keep the Town out of problems. Believe it or not. Our job is not to get into lawsuits, our job is to save the Town money, and if we do something that we go into and know that there's a possibility, just a possibility, that something like that could happen, we ought to not take and make that step. Just sit back, I think you said the other day, we ought to sit back and wait and see what the AG's going to say.

Hall: Well

Larkey: I agree with you, it drags on longer than anybody would like to see. You know, it's like a black cloud hanging over our head. But I, I sincerely think the thing to do now is what the Council voted for was to put the man uh, from the DPS in here and let's just see how it works. If it don't work, we, we get a new man.

Hall: Well, you know, we'll, we'll see. You know. But, item 11 and I also am going to request that be removed from the agenda since uh, uh, that new was there. All right, item 12. The Town Manager shall on the first of each month submit a written report to the Town Council outlining his plans on the short-term goals to be accomplished by him, Town staff and employees during the month. What I'd like to know is what, what's coming up, what does the Town plan, what does the Town Manager want accomplished by staff and department heads or departments during the coming month.

Bullard: This is similar to uh, #2, where it is requesting weekly information. I certainly have no problem. We'll go ahead and put something together for Council in regards to our short-term goals. I just need some direction as to whether we want it weekly or monthly.

Hall: Uh, I, I, personally, I think we ought to have both weekly and monthly. You're giving week, no wait, you're, you're giving weekly reports and monthly reports now, what's wrong with keeping that up? Because there's nothing in them.

Bullard: There, there is quite a bit in your monthly reports.

Hall: Well, personally, I would like to have a lot more in them. You know, I don't know what everybody else wants, but that's, that's me. I don't know [unintelligible]

Garello: Oh yeah, go on to the next.

Hall: Item 13. The Town Manager shall give the Town Council written information on any equipment purchased by any department over the past year that cost more than \$500. I just like to know what equipment [audience becomes vocal] I just like to know what equipment we buy during

the year, and, and uh, anything over \$500 is a pretty good size piece of equipment. So, I'd like to have that information.

Bullard: There's no problem with that. We can provide that information to you.

Hauser: But, it's already in most department budgets.

Hall: Do what?

Hauser: We already have their budgets, each department budget.

Hall: We have a line item budget, but it doesn't have, describe what the item is.

Hauser: What are you thinking of? Are they buying things that they shouldn't be?

Hall: I, no, I just like, would, would you like to know where the money's spent in Town, Brenda?

Hauser: I, yeah. [audience laughs]

Hall shouts: Okay that's all I'm asking!

Hauser: But not

Hall: You know, is that too much? I mean [Hall laughs]

Hauser: It's already in the budget. They can't spend above it anyway!

Larkey: Tom. Tom, you're asking on this \$500, you say [Hall interrupts: I can't hear you!] Larkey continues: you're, you're saying \$500 on equipment. [Hall: Yeah.] Now you're holding it to equipment, not supplies?

Hall: No, not supplies.

Larkey: That, that's what I want to know. You know they might buy

Hall interrupts: I, I don't care how much toilet paper we buy.

Larkey: Yeah, they might buy \$500 worth of paper or something like that at one time.

Hall: Yeah, equipment.

Larkey: You're talking about actual physical equipment, like a computer or something like that.

Hall: That's right.

Dickinson: You're not questioning what they're buying, you just want to know what they're buying, basically?

Hall: I just want to know *what* we're buying. I just like to know.

Dickinson: I don't see a problem with that.

Larkey: Yeah, yeah.

Hall: All right now, before we go any farther, I would like to make a motion to remove some items from the agenda. Is that right? This is to remove the items only, not the ones we're going to discuss, but the ones I want to remove. Okay, I would like to make a motion that we remove item #5, item #7, item #9, and item #11 from uh, my list of direction from the Town Council to the Town Manager, that's the motion I'd like to make.

Larkey: Tom, I can go along with what you said, but on item #3, do you want to discuss that a little bit more? Do you think we *really* need to have all that information. We're getting it now, they give it to us every month on the

Hall interrupts: On item #3?

Larkey: Yeah [tape ends]

Hall: Why we didn't get that information till, you know, December?

Larkey: Well, if you want to leave it fine, but we get the information now. But, if you want to double up on it that's fine.

Hall: Well this, this, I believe this gives the Manager direction, he knows where we're at and what we want.

Larkey: Now what is this going to be?

Hall: What do you mean, 'what's it going to be'?

Larkey: Is it going to be a Resolution, or is it an Ordinance or what are we doing?

Hall: No, direction, er make a motion to make direction to the Town Manager.

Larkey: Also in your

Hall: No, it's not a Resolution or an Ordinance.

Larkey: Also in your uh, motion, if it is at all possible, if you'd like to, I'd like to have this memo that the uh the Town Manager, no the Attorney on January the 26th of 98 gave us comments on Hall's.

Hall: Ray I can't hear what you're saying.

Larkey: I'd like to have this memo that the Town Attorney has given us, on the 10 uh, actually there was 12 things you wanted and you've taken out a few of them. The Memo that we have in our packet here as of January 26th, I want that read into the record.

Dickinson: Some of those uh he had no comment on.

Larkey: Yeah, he had no comment on and some of them we've deleted.

Dickinson: Well, uh

Larkey: That he's deleted already. There's, what I want to do is I'd like this I want this memo read into the record.

Hall: Okay well, what advantage would that be Ray, I guess that would be the question.

Larkey: Well it uh, backs up

Hall: They could write it into the record

Larkey: It backs up what you have there and it's, it's what the Manager's, uh Attorney's comments are. It doesn't override anything I think it's just a good thing that we have that in the uh

Hall: Well, I realize that, but some of it says this is already being done and things like this.

Larkey: That's all right.

Hall: Actually I, you know if, I, I would rather hold that memo out of my motion, if you want to make a motion to add that memo later you, you know.

Larkey: Okay

Hall: Since it, Council does have that information, as does public.

Garello: Are you going to make a motion uh, uh, Hall

Hall: I did make a motion, I'm looking for a second. That those items be removed.

Hauser: I'll second.

Hall: Okay.

Garello: All right, then when are we going to request that these items that we approve will be on the agenda for public discussion.

Larkey: It won't be on the agenda

Hall: No, no uh, John.

Dickinson: We're doing it now John.

Hall: Only these items I asked will be removed. And then after we make that motion then we'll open it up to the public on the items that are left. Is that right?

Ramsey: Um, Mr. Garello is the chairman, we had a motion and a second that needs to be voted upon.

Hall: We have a question that needs to be voted on first then we will go on.

Dickinson: We have a motion and a second.

Hall: Call for the question.

Garello: All right then a motion is in order uh and uh there is no further discussion. The motion has been in order and there is no further discussion and all in favor by saying aye.

Council: Aye

Garello: Opposed?

Garello: Motion Carried.

Hall: All right, now do I make a request to open up to the public?

Larkey: John, I want to talk, Ron.

Ramsey: Yo?

Larkey: Ron. is it proper to make a motion on this now on the memo to have it read into the minutes?

Ramsey: I, I think what we really got on the floor is a continuation of Councilman Hall's addressing of these items. It is, what you are requesting is related to those items and my suggestion is to wait until we're done and if you'd like to have that simply made part of the record as a separate motion that would be fine.

Larkey: Because we are already done we've voted on it passed it.

Ramsey: Yeah, you are not really done with the pending discussion, which is to go through the remaining of the nine items.

Hall: We haven't voted on any of the nine items.

Larkey: We just voted to, aah that's right. Forget that.

Hall: We just removed them other items.

Larkey: I'm getting punchy folks, it's late. [Audience laughs]

Hall: I know it's getting late, Mr. Mayor. I request that you open the uh floor to the public for comment on the uh, uh, items 1, 2, 3, 4, 6,

Dickinson: 8, 10, 12 & 13

Hall: uh, 10, 12, & 13

Hall: 8, I miss 8, I'm sorry, and 8.

Garello: Please repeat it again, what was that?

Hall: I, I request that you open the floor for public comment on those items, uh items 1, 2, 3, 4, 6, 8, 10, 12, 13.

Garello: Oh thanks, Thank you.

Dickinson: [unintelligible]

Garello: Okay, the floor will be open for discussion on these items, items 1,2,3, [audience: We can't hear you.] The floor is open for discussion on items 1, 2, 3, 4, 6, 8, 10, 12, & 13.

Hall: Can't hear you, you need to get on the microphone. It's not on I guess.

Bob Dinegar: from Camp Verde. You know we heard something earlier about not doing the research on items, we heard that from the Vice-Mayor. What I'd like to do is and I've always been this way in business, how much is this going to cost Camp Verde. To take staff to do what you're asking them to do above what they're doing now. And I'm saying they are doing a good job on the basic, but how much, have you researched that, as to how much it will cost? Let us hear that now.

Hall: I didn't do no research on the cost because you've already said that he's doing weekly and monthly reports. As far as Park & Rec, that is part of their job too. So I, I [unintelligible] where's the cost at Bob?

Dinegar: You got a lot more money, I'm going to give my cup to somebody else.

Hall: Where's the cost at? Show me where?

Dinegar: Show me your items. Read them off again.

Hall: No, now there's no extra cost. We do have salaried employees.

Dinegar: Time and study, time and study.

Hall: It's their job, it's part of their job. That's all I'm saying. Anybody Else?

Garello: Anybody else care to. [Hall interrupts]

Hall: I think everyone wants to go home.

Garello: Speak on these items.

Gloria B. Miller: Uh one of the basic criteria for any successful home based existing corporation is a bottom line analysis of the cost you're going to incur, 30 days, 60 days, 90 days, to say nothing

of the human issue, the human resource issue. There are labor laws that intrinsically protect particularly in women's rights issues, etc. that intrinsically protect the kind of in laboring you will expect without a cost analysis, overtime, etc. Again, I caution you to approach this very, very carefully. This is not just a uh-agricultural based question. We all go out and do our extra hours on into the nighttime etc. We are doing ours tonight. My guess off the top of my head is you'll incur at least a 20 to 25 percent cost increase or burden for freetime etc. to the employees that who, that have been so graciously consistent with being there all through this. And just simply bring that before your consideration. This is something I do everyday to analyze go forward and see if it can happen.

Unknown Person: When you made your motion I don't recall you, um, carrying forth your deletions that you made on like item 1, where you went stop at all Town business.

Hall: No that'll be done after this.

Unknown Person: Okay, I also thought item #6 was being deleted for the same reason that item 5 was that it was in violation of many statutes including the freedom of the press.

Hall: No, part of it will be deleted, but, what part I left is, When the Town, uh when any Town business, complaints, or Town records are released to the news media, copies will be given to Town Council. The word when replaces before and that, and that will be the motion.

Garello: Thank you. Anybody else?

Jane Everts: I don't know which number it was but, on the Parks and Receptions, Manager shall direct Parks & Receptions to look for four parks, uh, two of which must be along the river. I think this has been looked at and should be in the General Plan that's uh, in the works. Uh, I was wondering, are you going to have them go ahead and just pick out a couple of sites along the river arbitrarily? Or go through a process of where the public will have an input of where they would like to see the sites.

Hall: Well, Anything they bring to us, I mean they'll decide in Park & Recs, but anything they bring to us, the public would have input on.

Everts: Well, I would suggest that we should look at the General Plan, which is getting close to being finalized. I think it's out to the [unintelligible] agencies. Look at the General Plan, see what they have.

Hall: I think that is, the General Plan has to be passed for some of that land to even be available to the Town, if I'm not mistaken, such as the uh, area down there by uh Arena del Loma and some of that Forest Service, I'm not sure.

Everts: It's just a guideline, it's the sites from public input that was given through the General Plan process of what the public would like for a site of a park.

Hall: Yeah, well, I think the Park & Rec, uh could advertise that you know, that would be there, uh you know, yeah.

Everts: It sounded like it would be arbitrarily maybe it was going to be kept.

Hall: No. I didn't think anything.

Garello: Thank you. Anybody else? Close the floor and bring it back to Town, to the Council.

Hall: I'd like to make a motion.

Garello: Motion in order.

Hall: Okay, I'd like to make the motion that direction from the Town Council to the Town Manager. The Town Manager shall perform the following:

1. Submit written weekly reports to Town Council providing information on all Town business.
2. Weekly report to the Council shall include information on Manager's direction to department heads on what he wants accomplished the following week. (**Items 1 & 2 were combined.*)
3. The Town Manager shall give to the Town Council copies of all suits, complaints or litigation, be it federal, state, county or city government, received by the Town over the past year. (**This motion amended deleting 'over the past year' and adding: in the future, subject to Town Attorney's recommendations as stated in his memo of January 26, 1998.*)
4. Town Manager shall direct the Road Department to start cross training on all heavy equipment immediately; this will be the loader, backhoe and road blades.
5. When any Town business, complaint, or records are released to the news media, copies will be given to the Town Council.
6. The Town Manager shall direct the Park & Recs Department to start a search for at least four future park sites, two of which should be located along the river. Item 7, uh, see, huh.

Garello: That's deleted?

Hall: This Item 8? No, I am having to reassign the numbers John. [unintelligible] okay.

7. The Town Manager shall direct staff to start search for land the Town may purchase for a future city complex.
8. Town Manager shall on the first of each month submit a written report to the Town Council outlining his plans on the short-term goals to be completed by him, Town staff and employees during the month.
9. The Town Manager shall give to the Town Council written information on any equipment purchased, purchased by any department over the past year that costs more than \$500.

End of motion.

Hauser: I just have a comment, I'm not seconding.

Hall: Sure

Hauser: So you want A and B, you want two weekly reports from Mr. Bullard in our box.

Hall: No, that's all one, actually one, that, it says the weekly reports to Council shall include, it's all one weekly report.

Hauser: So A and B are the [Hall Interrupts]

Hall: They could be added into one item .

Hauser: But that's a lot for, I don't know, does this really have to be a motion? I'm sorry. Can't we just direct, I mean [Hall interrupts]

Hall: No, no. Because if we direct that's not, he doesn't have to follow the direction. If we make it a motion it has to be followed.

Hauser: I think he follows directions pretty well. [Audience laughs].

Garello: Wayne, go ahead.

Dickinson: I'll second that motion with exception on number three, it says Manager will give Council copies of all suits, complaints or litigation, be federal, state, county or city government, received by the Town over the past year. Um, at this point Tom, I don't think Dane has to go back and dig up all the stuff that's come down in the last year, I, I, think it just should say. From this point forward to make sure that we get all these copies of the suits, complaints or litigation.

Hall: All right, I'll go along with that amendment.

Garello: I uh, I agree [Hall interrupts]

Hall: Okay. I'll have to restate it though.

Garello: I agree with Wayne and that's the way it should be.

Ramsey: May I, may I ask a further question? My comment to this particular item also showed some concern, that for two things we're not necessarily going to, first of all have complete lawsuits, as Councilman Hall has pointed out, these lawsuits are quickly turned over to the carrier and they select a law firm to represent the Town. When that happens I lose pretty much most of the control as far as where that suits going to be going and copies of the correspondence that may be going on between such attorney and whatever attorney is representing the plaintiff. So number one, I'm not going to have, the Town's not going to have here available complete copies of lawsuits. Number two, even if they did much of the material that we get from the attorney's during litigation is confidential, privileged and should only be discussed in executive session. Number three, some of

the lawsuits that we have concluded or have reached stages that we can release documents, uh would stack about this high on the table. So, if you were really asking for copies of everything my recommendation, as I put in the comment, is that certainly when we get the claim letters, when we get some of the progress reports or something like that uh we do distribute those routinely. Beyond that, I would be skeptical in terms of turning over information that should be kept confidential in executive session. I am just also advising you I don't always get everything that's been going back and forth between the different parties down in the court room.

Hall: Uh well, should that be restated that is legal to

Ramsey: Yeah that would be helpful. Or you could just simply um getting back to Mr. Larkey's point you could simply say that, that item is subject to the recommendation of Town Attorney as I addressed in the memo, because I put some detail about this in the memo.

Hall: All right, subject to the Town Attorney. Okay, uh, uh subject to Town Attorneys review?

Ramsey: Recommendation.

Hall: Recommendation?

Ramsey: As in the memo that I did, for this.

Hall: Okay that'll have to be changed. [Garello interrupts]

Garello: Is that okay with your motion?

Hall: Well, it'll have to be changed. Do you have that or do you want me to read to you?

Hall: I'm sorry

[Unintelligible]

Hall: What we just stated the change on Items 3 would be.

[Unintelligible]

Hall: Yes, please.

[Unintelligible]

Hall: Sounds good.

Garello: Recommendation?

Hall: Recommendation.

Dickinson: Memo on 1/26/98.

Hall: Per his memo

Dickinson: Dated, January 26, 1998

Garello: Okay,

Hall: Any other changes?

Garello: Anymore discussion on this?

Larkey: I've got one more John, Tom. I didn't realize it until you just read it a moment ago on item number um. Well the one on cross uh,

Hall: Cross training?

Larkey: Cross training

Hall: I think that's uh, number

Dickinson: 4

Larkey: Ah, that's what I meant, four.

Hall: Number 4.

Larkey: Okay, uh, I didn't realize that, in your original I had it here, but I didn't read it, in the original statement that you made you wanted it to start immediately, in other words you're dictating to the department to do this.

Hall: Yeah.

Larkey: I can't go along with that. I mean that's fine if that's what everybody wants to do

Hall: Well I, I, when do you want it to start Ray?

Larkey: Well the only thing I'm saying is that, I was under the impression when we first talked about it, and when Doug was up here, that he was going to go ahead and start this uh like when the season backed off. In the spring and things he was going to go ahead and start working other people doing these things, because right now he's probably tied up doing something else. And if we sit here and dictate to him that he is going to go ahead and start immediately his hands are tied.

Hall: Well

Larkey: I want to see them cross-trained, now I think we all want that.

Dickinson: Ray, the deal is, this is the time of year that they're slowest the spring is when they start getting busy again. They had all winter, there hasn't been any done, this is something that has been talked about for two or three years and uh, it's time to put it into the motion.

Larkey: Well

Hall: We brought this up at the budget and we discussed it and the fact is we directed it at that time, we didn't vote on it, but we directed it.

Larkey: But that is not a budget problem.

Hall: It is immaterial Ray, it was [Larkey interrupts]

Larkey: It isn't immaterial.

Hall: A direction from the Council [Hall laughs] and we didn't do it that, is what I'm saying.

Larkey: What I am trying to say [Hall interrupts]

Hall: And that's what we are getting accomplished now, maybe he couldn't do it in the summertime, but now [Larkey interrupts]

Larkey: Well, what I'm saying is, the Town Manager has already directed him to go ahead and do this and I guess it's going to be started. I don't know when he directed him or how soon it's going to start, but it's between the Town Manager and the uh Department Head.

Hall: Well I

Larkey: I hate to sit here and say you will do this on a certain time and that's what we're doing.

Hall: Well uh, the thing about it is, uh if I'm sure if, I don't know where he's at, oh there he is, Doug. If Doug has a problem, with doing it, when I say immediately like tomorrow, what I'm trying to do is get this into motion. Uh, if there is a problem, if something's broke down or he can't do it tomorrow, I'm sure he can explain to us, come back and say I couldn't do it because of this. I don't think that's going to be uh, or he could talk the Manager, the Manager can inform us through a memo why or whatever. But I don't see you know, why we can't, we've got to say when we are going to start this.

Larkey: Well I think all we need to do, and I don't want to get into an argument about this, but what we need to do is instruct the Manager to see that it starts getting done. I don't think we have to put it down here and say, we will make, have you do it immediately. That's the way I think it should be done.

Hall: Well uh, if we give the Manager instruction to instruct him to do it, what, I mean, next week, next month, next year, you know.

Larkey: Well, all I'm saying is the fact that you're saying start uh instructing to do it immediately

Hall: Yeah

Larkey: That's what you have in there.

Hall: Well

Larkey: That's what I have a problem with.

Garello: I, I, I think the motion should stand. Mr. Hall made the motion, Mr. Dickinson seconded it we, we've had a discussion [Hall interrupts]

Hall: We've got a question.

Larkey: We've got a point of order

Dickinson: We've got a point of order. [audience becomes vocal] [Unintelligible]

Garello: Come on up here, would you please.

Hall: We can't [audience member: unintelligible]

Hall: [Unintelligible]

Garello: Uh, well

Hall: Do you want him to explain that or you want to go ahead and

Garello: No, I, I, I want to go ahead.

Dickinson: No. I want an explanation.

Hall: [Unintelligible]

Garello: Okay

Ramsey: The conflict of interest statutes kind of have two parts. The legal content and what might be perceived as a conflict. I don't think this is a legal conflict, although it does effect one of the immediate members of your family, which under the statutes would be reviewed, but it must somehow convey a direct economic benefit to Wally, and I don't think it does. Whether the audience or whether you personally feel it's a close enough call that you want to refrain, that's your decision.

Dickinson: So, uh, legally I'm in my right on this?

Ramsey: Unintelligible

Dickinson: Okay, I'll vote.

Garello: Okay, we have a motion, we have a second, we had a discussion, all in favor by saying aye.

Dickinson: Aye

Reeves: Aye

Hall: Aye

Garello: Opposed?

Larkey: No.

Hauser: No.

Garello: Opposing we have Mr. Larkey and Mrs. Hauser. The motion has been carried 4 to 3. [audience becomes vocal, yelling 4 to 2]

Dickinson: Four to two.

Garello: That's what I said, four to two.

Dickinson: You said four to three.

Larkey: Tom, the only reason I went against you was on that one technicality there of the immediate thing, which I don't approve.

Hall: You know, Ray, that's one thing we can do, we can agree to disagree.

Larkey: Oh, absolutely.

Garello: Let's go on to the next item.

Hall: Item #11 [unintelligible]

Dickinson: [Unintelligible]

Garello: They're requesting a five-minute break.

Meeting adjourned at 11:05 p.m. and reconvened at 11:15 p.m.

Items Requested by Councilman Dickinson:

11. Further Consideration of Back Pay for Town Employee Larry Bucher
12. Discussion of the Town's Long-term Disability Benefits
13. Street Department Report on Town Employee Wallace Dickinson's Complaint
14. Community Development Department report on VVREDC referral of potential business investors to private citizen, Jane Whitmire
15. Questions to Bugle Reporter, Joani Woelfel, regarding recent news articles

Garello: Okay, uh this is item 11, requested by Councilman Dickinson, and he will start with number 11 and go down to 12, 13, 14 and 15. I will now turn it over to Mr. Dickinson.

Dickinson: Okay on the first, on number 11. I have further consideration of back pay for Town employee Larry Bucher. The reason I brought this back to council is because at the last meeting uh there was, was some question on why Larry's pay was reduced when he left the road department and uh, in the employee handbook, this paragraph in here states alternative position or schedule the

Town may require you to work in a different position or on a different schedule during a period of intermittent or reduced schedule leave that will better accommodate the necessities of your schedule. Alternative position will have the same pay and benefits as the position you held prior to the commencement of this leave. So as far as opening the Town for other people to get back pay for people that have transferred, this was not a voluntary thing, this man did not have a choice. Uh, people that take different positions in the town, it's a voluntary thing, a position opens up they want to get into something, they put in for it. So I don't, uh, correct me if I'm wrong Ron, is this right? Isn't this what this says in this handbook?

Ramsey: Dane and I were talking about this and I'll turn this over to him, but my comment would be exactly what he's going to point out, you took a section out of the FMLA provisions and those provisions are really dictated to us by that Federal enactment, without it being part of an FMLA that not necessarily applicable.

Dickinson: Well, he came back from sick leave, short-term sick leave.

Bullard: Larry never requested, nor was he put on FMLA and after I went back and reviewed that section, that whole section, in fact those four pages are strictly in addressing FMLA, which is as Ron pointed out, very specific because it's a Federal Act. This is not intended for an employee that comes back and is transferred to a different department from Streets, down, over to maintenance to stay at the same rate of pay. This is intended for an employee who for example would have cancer treatments and is put on FMLA. That employee may not take the full 20 or 26 weeks off at one shot, he may be intermittent, work for 2 weeks, off for 1 week. What this is saying under the Federal act is that that employee shall not suffer any loss of pay or position on FMLA.

Dickinson: Okay. I've got one other question Dane. Uh when a man is called back to work from short-term disability, isn't he supposed to have a doctor's release before he can return to work?

Bullard: Under the policy of the Town anybody that has been off for longer than 3 days should have a doctors release before he returns to work. Certainly someone who comes off 6 months of short-term disability should.

Dickinson: Okay. Did Larry have uh, appropriate paper work from a doctor to return back to work?

Bullard: I would have to go and look at Larry's file, we have quite a bit of paper work from Larry's eye doctor in regards to his condition and it was at his suggestion that he first went on the six month leave. We do have documentation from several of Larry's doctors.

Dickinson: Okay. Thank you. That's all I have on number 11, it's really not an action item it was just for discussion, some questions that I had. Number 12 discussion of Town's long-term disability benefits or the lack of. Can you tell us where the Town stands on long-term disability?

Bullard: The Town is currently is, as a lot of people are aware, the Town when it was originally incorporated chose not to participate in Social Security. That not only meant that we wouldn't be holding the FICA on the wages, but it also meant that after 10 years, our employees are not covered under long-term disability of Social Security.

Dickinson: After ten years?

Bullard: After ten years, right, that expires. Basically, according to Social Security, they have to have 20 credits within the last 10 years, and for some of our longer-term employees, that is expiring. That is one of the reasons the Town has acquired a rider policy with out health carrier to provide long term health coverage that is comparable to Social Security long-term disability.

Dickinson: Okay, now Social Security, there's two parts to that right? You've got Social Security Retirement and you have Social Security

Bullard: Disability.

Dickinson: Disability. Okay, so what you're telling me is that what employees were not paying into Social Security, they were paying into their own retirement fund, but yet, certain period of time they still had Social Security Disability benefits.

Bullard: Yes, as long as they met the quarterly requirements they had Social Security benefits. Some still do depending on the length of tenure they have with the Town.

Dickinson: Okay. That's all the questions I have on that. Number 13. Street Department report on Town Employee Wallace Dickinson's Complaint. My brother was informed about this uh apparently from the newspaper on Friday, at that point he came to my house and told me he didn't want me putting anything on the agenda that pertained to him. So for that reason I'm going to delete this. Okay, Community Development Department report on VVREDC referral of potential business investors to private citizen Jane Whitmire. Um, the question I have is that a couple of citizens in the last couple, two months or so. Apparently when the people that were interested in putting in a theme park out on Finney Flat road, where doing they're checking and everything, uh Mr. Beson, apparently from what I was told, directed uh, these people to bypass the Town and speak with Jane Whitmire? Jane I don't know if you're still here or not. Is this true or is Mr. Beson still here? Yeah come on up. And, is Bob Lau still here? Because I think he is involved in all this. Mr. Beson, go ahead, I'd like to

Beson: Well, first of all, this is the first I've heard of this issue um, from you. I guess I haven't had a phone call or anything for those two months, I didn't know there was an issue. In regards to referrals uh by no means would I have any client that would come and talk to me would I ever bypass the Town. This is the Town, or the people in the Town. With respect to this client, this client came to me asking information about Camp Verde, my information to him was go ask the people of Camp Verde if this is a project that they want. Uh, I provided them with a list of people I have worked with uh, with reference to Jane, Jane was on the list of attending the Economic Development foreman uh, forum back in April and that's probably how they got in contact with Jane.

Dickinson: Okay, like I'm saying I'm just trying get this in the open. Uh, some people had some questions, and I had some questions. I am not saying yea or nay to any of it I just, I'm just want to get it out in the open. [Beson interrupts.]

Beson: I would be happy to sit down with any concerns citizens have with you.

Dickinson: Okay. Bob did you want to comment on this? Okay, that's all I have on number 14 then.

Hall: Jane's [unintelligible]

Dickinson: Oh Jane, I'm sorry.

Jane Whitmire: Director Lau, Vice-Mayor Garello, Councilman Dickinson, Town Manager Bullard in accordance with Town Code, I have only one thing to say and it's taken from the United States Code Title 18 Chapter 13 Section 241, Title Conspiracy against Rights of Citizens. It reads as follows: If two or more persons conspire to [unintelligible] oppress threaten or intimidate any citizen in a pre-exercised or enjoyment of any right, privilege or security [unintelligible] by the constitution or laws of the United States or because of this having so exercised the same, they shall be fined not more that \$10,000, or imprisoned not more than 10 years, or both. Gentleman, to quote the Mayor in his absence "What's your pleasure?" [Audience claps & becomes vocal]

Reeves: You're accusing us of conspiracies but I, uh I, I don't know what the question was

[Dickinson Interrupts]

Hall: [Unintelligible]

Dickinson: I don't quite understand that, Jane but uh, is this another intimidation thing or what? I don't know. But anyway, I was just, some citizens had some concerns, I didn't know if um people in the community where trying to side step the Town or what. Like I said that's [Audience becomes vocal]. Okay that's enough on number 14. I'll go to number 15.

Unknown Person: Point of Order

Garello: [Unintelligible]

Gloria Miller: I have a serious question, possibly you will not be able to answer this but I would refer this to Mr. Ramsey being our most available legal. Are we to understand that private business when it goes out on its own to help bring a new business or new associate that we are required by any law in existence or any compelling understanding of law in this community, and I will stand here and wait for an answer, God willing and your permitting, are we compelled to bring everything via the Council when the City activities have shown a repeated shut down of new things that want to come in the community? In other words a leveling, what is good for one group should be good for another. Are we compelled to bring our personal business and interest via Council? I have never heard this before in my entire business life.

Dickinson: I am not condemning these people for doing anything. I'm just asking a question. I just wanted to know what the deal was. There was a concerned citizen that asked me about it.

Unknown Person: Can we know that citizen?

Dickinson: Well I'm going to have to ask him if he wants me to reveal his name.

Unknown Person: It might be part of public record.

Dickinson: And I think he is still in here. So

Audience member: You revealed a name of a citizen [unintelligible] you requested

Dickinson: I'll wait and talk to that citizen and if he doesn't mind I'll bring it up at the next meeting. [audience becomes very vocal] I don't know if he's still in here.

Garello: Uh, excuse me, Ron do you have any answer that you could pass on?

Ramsey: The answer

Miller: Let me simplify sir.

Ramsey: No, No I understand the question. The answer is no.

Hall: Let me write that down.

Dickinson: Okay number 15. The question I have here, questions for Bugle Reporter, Joani Woelfel, regarding recent news articles. Now I know that she's not going to answer me or whatever, there's been deals in the paper saying I want to put her on trial. All I have is one simple question; I just want to do it in the public. I don't know if there is anything dishonest about that or illegal. Ron is there anything illegal for me just asking a Bugle Reporter just one question? She doesn't have to respond but I am just curious to see. Because at the time, I was told it was legal to do so. [Audience: By who?]

Dickinson: Town Manager, Dane Bullard.

Ramsey: Um, we've taken quite a bit of leeway with most of these agenda items because I think we're doing this sort of new in terms of trying to bring more and more for public discussion. Legally and technically the agenda items are designed so the Council can take action, in other words the topic has to be something that the Council has the authority to decide on. We've had citizens in the past raise questions on flood control, or perhaps questions on felony charges or maybe questions on something the Town Magistrate has done on a ruling in a case. Yeah, they are concerned about it; yeah and it affects their life, but it's not something appropriate for a Council agenda item because we've got no authority to overrule those jurisdictions. As far as an information item, sure you can discuss it, my personal recommendation is that some of these items probably should've been discussed one-on-one, and not put on the agenda. They are not really something you can vote on, and whether or not Joani Woelfel or anybody else can ask questions, and I am not really sure this is where you were going with this item, but it has certainly raised those questions and I'm sure it is one of the reasons we're under the spotlights tonight. The short answer to your question is the Council can discuss this but I don't really think that it's a Council-wide issue that is subject to us making a decision on it as a council. It's more of an issue between what you perceive the articles to be saying and the paper and you're free to respond to the paper however you wish personally.

Dickinson: Well, the agenda says discussion and possible action on the following, okay, my part of it is basically discussion only and all I have for Joani is one question. Uh, at our last meeting anybody in the audience, the minutes for that meeting are here in this packet, um it is verbatim, word for word of what we said and in this article it says "based on their own admission at last weeks meeting Hall, Dickinson, Reeves, and Garello appeared to have violated the Open, Arizona

Open Meeting Law. Now, I'd like to know where in these minutes that I violated the Open Meeting Law? Appeared to, well, that's pretty much saying that we appeared to break it. So you can answer, you don't have to Joani; I was just kind of curious. That's all I have, Thank You.

Garello: Okay, let's go to item 16, requested by Mayor Rogers. Uh, Mayor Rogers called me [Audience yells they can't hear.]

Garello: Ah, Goddamn I forget that microphone.

Ramsey: Excuse me, uh, Vice-Mayor, if I may, are you suggesting that none of these items are going to be presented for any action? Or let me ask you this way, Mr. Dickinson are you suggesting that you are withdrawing all these items?

Dickinson: These were just discussion items.

Ramsey: Okay

Dickinson: Discussion and possible action.

Ramsey: Okay, just want to make sure.

Garello: Done?

Dickinson: Well it says discussion and possible action, what do I need to do here Ron? I don't want to violate some Sunshine Law or something.

Ramsey: Just as we had Tom introduce his items, based on your comments and the way you presented them you are asking the council not take action on any of the items and I think you should state that for the record and then we can move on to item 16.

The following items are not verbatim.

Item [s] Requested by Mayor Rogers:

16. Review of Town Code, Section 2-3-6, Reconsideration of Agenda Preparation

On a motion by Dickinson, seconded by Hall, the Council voted unanimously to table this item until Mayor Rogers could be present.

17. Manager's Report

Bullard reported that the Mayor requested the Council consider putting the purchase of assisted hearing devices on the next agenda due to the number of complaints received. He also reported that Absentee/Early voting ballots would be available at Town Hall beginning tomorrow, February 5th through March 6th.

The following is verbatim.

18. Council/Staff Comments, Informational Reports, and Activity Updates

Garello: Okay number 18, Council/Staff comments, informational reports and activity up to dates. Go ahead.

Reeves: Dane, Have, Have you seen any reports from Wes Mauldin uh about the condition of our police department or so on lately?

Bullard: About the general condition of the Police department?

Reeves: Right.

Bullard: No I have not.

Dickinson: Dane, did Wes give you a report um on the complaints that he has been investigating and in that report were there recommendations?

Bullard: He did give me that report. It's been filed. I have had part of the report for the last several weeks. He was able to give me the, uh his response to the last two complaints last week. I am going ahead and putting together my own response. I have consulted with the County Attorney and I expect to have that response out to the complainant probably tomorrow or Friday.

Dickinson: Is this something that the Town Council should have gotten or is this still a investigative type situation?

Bullard: It never really was an investigation it was more of a fact gathering. I believe the Acting Marshal contacted and discussed with various parties involved in the complaint. There was numerous, I think the last count there was twelve complaints from Mr. Babcock. I have uh partially finished my response, as I said I will get that finished and out to Mr. Babcock probably tomorrow. If Council would like to see the whole packet I'll distribute those to you tomorrow or Friday at the latest.

Dickinson: Okay, I'd like to see it.

Bullard: All right.

Garello: Okay if there's nothing else.

Dickinson: Yes, I'd like one more question. Um on a written reprimand, if an employee of the Town gets a written reprimand it is put in his file, correct?

Bullard: That's correct.

Dickinson: Okay, now when this is done who is supposed to sign this?

Bullard: Under the Town's discipline policy, written reprimand is generally done at the second or third violation, the department head should sit down with the employee, go over the memo, have a counseling session if you will. The employee and department should sign and date it. Depending on the violation, it may become a permanent part of the personnel file or maybe something that is put in there for a short duration or a longer duration, it really depends on what's uh being written up.

Dickinson: Okay, well we have an employee or an ex-employee of the Town that has something in his file that was not signed by the Department Head nor himself, and he had no idea that it was in his file until just recently.

Bullard: I don't have any knowledge of that. If you care to stop [Dickinson interrupts]

Dickinson: That's Larry Bucher.


Bullard: If you would care to stop by tomorrow or whatever we could sit and talk about it.

Dickinson: Okay. Thank you.

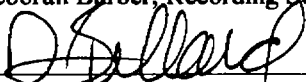
Garello: Okay if there's not anymore questions or discussion we will call for an adjournment.

19. Adjournment


The meeting adjourned at 11:40 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 4th day of February 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 12th day of February 1998.



Deborah Barber, Recording Secretary

**AGENDA
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
ROOM 203
THURSDAY, FEBRUARY 5, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call

Discussion of the Following:

3. Interview with Landfill Consultant
4. Adjournment

Cancelled

Posted by: *Nehrah Barber*

Date/Time: *1-30-98 11:15 a.m.*

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

**AGENDA
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
ROOM 203
MONDAY, FEBRUARY 9, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call

Discussion of the Following:

3. Interview with Landfill Consultant
4. Adjournment

Posted by: Deborah Barber

Date/Time: 1-30-98 - 11:15 a.m.

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**MINUTES
WORK SESSION
COMMON COUNCIL
TOWN OF CAMP VERDE**

**CAMP VERDE TOWN HALL
ROOM 203
MONDAY, FEBRUARY 9, 1998
6:30 P.M.**

1. Call To Order

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

2. Roll Call

John Garello, Brenda Hauser, Jesse Reeves and Ray Larkey were present. Mayor Rogers, Tom Hall and Wayne Dickinson were absent.

Dane Bullard, Town Manager; Dan McGinn, Public Works Director and Bill Lee, Parks & Recreation Director were also present.


Discussion of the Following:

3. Interviews with Landfill Consultants

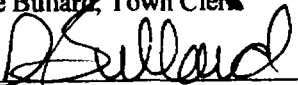
Brian A. Stirrat & Associates (BAS) and Kennedy/Jenks Consultants were interviewed.

4. Adjournment:

The meeting was adjourned at 8:30 p.m.



Dane Bullard, Town Clerk



Carter Rogers, Mayor

**AGENDA
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
TUESDAY, FEBRUARY 10, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call

Discussion of the Following:

3. Interview with Landfill Consultant
4. Adjournment

Posted by: Heborah Barber

Date/Time: 2-6-98 3:15 p.m.

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

**MINUTES
WORK SESSION
COMMON COUNCIL
TOWN OF CAMP VERDE**

**CAMP VERDE TOWN HALL
ROOM 203
TUESDAY, FEBRUARY 10, 1998
7:00 P.M.**

1. Call To Order

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

2. Roll Call

Vice-Mayor John Garello was present. Mayor Rogers, Brenda Hauser, Jesse Reeves, Ray Larkey, Tom Hall and Wayne Dickinson were absent.

Dan McGinn, Public Works Director and Bill Lee, Parks & Recreation Director were also present.

Discussion of the Following:

3. Interviews with Landfill Consultants

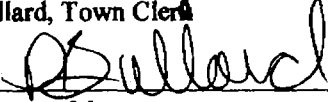
SCS Engineers were interviewed.

4. Adjournment:

The meeting was adjourned at 8:30 p.m.



Dane Bullard, Town Clerk



Carter Rogers, Mayor

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, FEBRUARY 18, 1998
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 4, 1998
- 2) Work Session – February 9, 1998
- 3) Work Session – February 10, 1998

b) Set Next Meeting, Date and Time:

- 1) Council Hears P&Z – February 25, 1998 at 6:30 p.m.
- 2) Regular Session – March 4, 1998 at 6:30 p.m.
- 3) Regular Session – March 18, 1998 at 6:30 p.m.
- 4) Council Hears P&Z – March 25, 1998 at 6:30 p.m.

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda as amended.

6. Library Commission's Quarterly Report

Chairman Gwen Gunnell gave a quarterly report. There was no Council action taken or required on this item.

6a. Possible Approval/Purchase of Assisted Listening Devices

On motion by Larkey, seconded by Hall, the Council voted unanimously to direct staff to check into prices and uses of assisted listening devices and bring the information back to Council for consideration.

7. Liquor License Application by Gunslinger's Restaurant, Lori Ann Langan, applicant

On a motion by Garello, seconded by Reeves, the Council voted unanimously to recommend approval of the liquor license application by Gunslinger's Restaurant, Lori Ann Langan, Langan Arizona Enterprises, Inc.

8. Camp Verde Chamber of Commerce request to lease Oasis Road property

On a motion by Hauser, seconded by Dickinson, the Council voted unanimously to table this item until additional information is received from the Chamber of Commerce.

9. Appointment to the Board of Adjustments

On a motion by Hall, seconded by Dickinson, the Council voted unanimously to appoint John Momeyer to the Board of Adjustments.

10. Continuing discussion of Camp Verde Fire District's acquisition of Camp Verde Clinic Association ambulance service and possible Town assistance

On a motion by Hauser, seconded by Hall, the Council voted unanimously to waive the dispatch fee of \$42,200 for FY 98/99, and enter into a two-year Intergovernmental Agreement to reimburse the Fire District for services performed by the District, not to exceed \$20,000 per year.

11. Direction to Staff regarding award of Feasibility Study Contract of landfill

On a motion by Hauser, seconded by Larkey, the Council voted unanimously to table this item.

12. Review of Town Code, Section 2-3-6, reconsideration of Agenda preparation

On a motion by Larkey, seconded by Hauser, the Council voted unanimously to implement the suggested Council Agenda preparation as presented by the Town Attorney for a 60-day trial period, adding the following items: #9, All items placed on the Agenda by a Council member will be open for public input; and #10, Call to the Public for Items Not on the Agenda will be placed just before the Manager's Report item.

13. Acceptance of Acting Marshal Wes Mauldin's resignation effective 2/28/98 and filling of vacant Marshal position

On a motion by Hall, seconded by Dickinson, the Council voted unanimously to reconsider Councilman Dickinson's motion of 1/21/98 in reference to the DPS Officer appointment for the position of Acting Town Marshal on the Council Hears Planning & Zoning Agenda of 2/25/98.

14. Manager's Report

There was no report.

15. Council/Staff Comments, Informational Reports, and Activity Updates

There were no comments.

16. Adjournment

The meeting was adjourned at 11:30 p.m.

**SUPPLEMENTAL AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, FEBRUARY 18, 1998
6:30 P.M.**

6.a Possible approval/purchase of Assisted Listening Devices for the Hearing Impaired

Posted by: Deborah Barber

Date/Time: 2-17-98 - 8:00 a.m.

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**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, FEBRUARY 18, 1998
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 4, 1998
- 2) Work Session – February 9, 1998
- 3) Work Session – February 10, 1998

b) Set Next Meeting, Date and Time:

- 1) Council Hears P&Z – February 25, 1998 at 6:30 p.m.
- 2) Regular Session – March 4, 1998 at 6:30 p.m.
- 3) Regular Session – March 18, 1998 at 6:30 p.m.
- 4) Council Hears P&Z – March 25, 1998 at 6:30 p.m.

**Discussion and Possible Action on the Following:
Public Input is invited on the following:**

6. Library Commission's Quarterly Report
7. Liquor License Application by Gunslinger's Restaurant, Lori Ann Langan, applicant
8. Camp Verde Chamber of Commerce request to lease Oasis Road property
9. Appointment to the Board of Adjustments
10. Continuing discussion of Camp Verde Fire District's acquisition of Camp Verde Clinic Association ambulance service and possible Town assistance
11. Direction to Staff regarding award of Feasibility Study Contract of landfill
12. Review of Town Code, Section 2-3-6, reconsideration of Agenda preparation

13. Acceptance of Acting Marshal Wes Mauldin's resignation effective 2/28/98 and filling of vacant Marshal position
14. Manager's Report
15. Council/Staff Comments, Informational Reports, and Activity Updates
16. Adjournment

Posted by: Wilborah Barber

Date/Time: 2-13-98 1:45 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.

**MINUTES
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, FEBRUARY 18, 1998
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 Garello, Ray Larkey, Brenda Hauser, Tom Hall, Jesse Reeves and Wayne Dickinson were present. Eric Eberhard and Gary Mialocq, Council Candidates were also present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Wes Mauldin, Acting Town Marshal; Dan McGinn, Public Works Director; Bill Lee, Parks & Recreation Director; Ken Loshonkohl, Maintenance; Gwen Gunnell, Library Commission Chairman; 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 6:32 p.m. so that the meeting could be held in the Community Center in order to accommodate the large crowd. The meeting was reconvened in the Community Center at 6:45 p.m.

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

Gary Mialocq said that the Council had become an object of joking at the Blazing M Ranch show and the Town needed to begin a healing process by finding common ground. He said everyone needed to understand each other's frustrations, learn to listen and conduct ourselves with pride. He asked for an agenda item that would amend the Town Code, so that any item on the agenda that affects the people financially or legally would be open for public input.

Donna Hromada requested an agenda item to reconsider the appointment of the Vice-Mayor, due to the problems from the meeting of February 4th.

Ray Massey said Council appears to be concerned with the public's behavior at Council meetings. He stated that Council should look at the root cause of the unrest, rather than placing blame on the public. He explained the basic cause of the unrest was the public's perception that Council members were not forthright and upfront in its dealings with the public. He said credence was given to this feeling by the AG's ongoing investigation, continuing lack of explanation by some Council members, attempts to limit the public's access to information and Town business, and instances such as violations of the Open Meeting Laws and the firing of the Marshal. He further

stated that Exhibit H of a claim filed by Raymond Michael Baker against the Town proves these violations. The exhibit contains a letter from Cottonwood Council member, Mike Baker, who swears to the fact that he was contacted on 8/20 by Council member Tom Hall and advised that Raymond Michael Baker would be appointed Interim Marshal at that evening's Council session. Hall requested Mike Baker to attend the meeting to show support for the appointment of Raymond Michael Baker. Massey further advised that the statement presupposes two facts that could not have been officially and lawfully known until the Council met and acted that night: 1) that it was a known fact and "done-deal" that the Marshal would be removed and 2) Mr. Baker would be appointed as Interim Marshal. He said that in paragraph 14 of the exhibit, the letter writer explains that Baker was not appointed because the Mayor changed his vote, and the next paragraph explains how the writer castigated the Mayor for his actions. Massey said that only one vote was taken, and therefore, the Mayor could not have officially changed his vote. Massey said that this statement is part of a legal document, and one in which the writer is willing to take a polygraph test to prove he is telling the truth. He said this statement gives credence to the allegations of discussions and positions being taken outside the public's view. He said this, as well as subsequent actions taken, by Council should make them realize why the public had no tolerance with them.

Eric Eberhard advised that Superior Companies would come before Council on 2/25/98 with a resolution allowing extended operating hours. He further stated the resolution was a result of a cooperative effort with Superior and neighboring properties, and he felt it was a win-win situation. He encouraged attendance at the meeting.

Bob Dinegar said that he seconded Massey's comments. He also stated that he had asked for an agenda item at the last meeting to address an investigation into a Council member using foul language enticing the Town Manager outside to fight. He also asked for an agenda item that would explain why \$20,000 of our tax money was being spent on Wingfield Mesa Road, a private road.

Sharon Doran read a statement to Council comparing the actions of Council members and public. She said that each side is as wrong as the other is. She said it was no different that one man's employment contract was distributed to the public than it was for the Manager to release information on an old lawsuit. She asked the difference between vindicate and vindictive. She said the Town Manager released unsolicited, unfounded and 'unnewsworthy' information to the newspaper about private citizens. She asked the difference between Council members making meetings into a 3-ring circus, or the public doing the same. She asked if the Call to the Public was actually a forum for the public to express their displeasure with the public officials. She said that Council members were disrespectful to each other and asked if it were ethical to become involved in recall elections against each other. In closing she said, "What if nothing bad ever happened, unless it was spoken."

Wes Mauldin said that he had been accused of being the cause of a FBI investigation into the Marshal's office at the last meeting. He said the reason given for the FBI investigation was that he was not a certified officer. Mauldin said his certification lapsed after being inactive for three years. He said that Mr. Wischmeyer made a known falsehood when he said that. He said an administrator does not require a certification. Mauldin stated he did not feel that the Marshal should be out enforcing law in the community that the Marshal's job was to administer only. He further stated that all the allegations against the officers were done before he was appointed. He also advised that he had checked into the Plaster claim made at the last meeting regarding child molestation. He contacted Mrs. Plaster and he found that her 11-year-old granddaughter had truly been molested on December 5, 1996. He said the incident had been reported to the Marshal's Office, that there were

two eyewitnesses to the molestation and the perpetrator had admitted, in part, that he did molest the child. The girl had relayed to the investigating officer that the man had had sexual relations with her time and time again over a several week period. He further stated that medical evidence supported the fact that the child was sexually assaulted. Yet, the investigation went no where. Mauldin assured the Mayor that if the FBI were to launch an investigation, it would be over a matter like this, where absolutely nothing had been done. He advised that he had assigned this case to Monte Reimer to try to arrest the 64-year-old man, who had repeatedly sexually assaulted this girl. He said this case had fallen through the cracks and nothing was done about it. In closing, he said he would like to ask Mr. Wischmeyer whose fault this was.

Gloria Miller read a letter to the Council and citizens of the Town and closed with a song.

John Momeyer said that Council members had each taken personal abuse. He challenged the Town Attorney's opinion regarding Council dialog with the audience. He said there was a difference between dialog and rebuttal.

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 4, 1998
- 2) Work Session – February 9, 1998
- 3) Work Session – February 10, 1998

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

- 1) Council Hears P&Z – February 25, 1998 at 6:30 p.m.
- 2) Regular Session – March 4, 1998 at 6:30 p.m.
- 3) Regular Session – March 18, 1998 at 6:30 p.m.
- 4) Council Hears P&Z – March 25, 1998 at 6:30 p.m.

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda as amended.

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

Chairman Gwen Gunnell gave a quarterly report. There was no Council action taken or required on this item.

6a. **Possible Approval/Purchase of Assisted Listening Devices**

Manager Bullard explained there had been several requests by citizens for listening devices to accommodate the hearing impaired. He stated staff had researched this item and the units were approximately \$300 each.

Debbie Barber explained that this item was a CDBG eligible activity and it had been discussed during the public hearings. She further stated that by the time CDBG process was complete and

funds were received, it would be late December or January before the purchase could be made. Bullard advised CDBG funds could not be used to reimburse the Town for the purchase.

Mayor Rogers stated he felt the Town should purchase up to \$2,000 of the devices.

Public Input:

Bob Dinegar stated the audio problems were due to having microphones requiring the person to speak directly into. He stated global microphones would be better.

Patrick O'Neal (Bear) asked who was going to monitor the use. He stated he was concerned that people would leave with these expensive units. He suggested the users purchase their own hearing aids.

Jennifer Dutton stated she had brought this item up to Council before, and that she had been aware of citizens who could not participate because of hearing problems. She urged Council to consider the purchase of the devices.

There was no other public input.

On motion by Larkey, seconded by Hall, the Council voted unanimously to direct staff to check into prices and uses of assisted listening devices and bring the information back to Council for consideration.

7. Liquor License Application by Gunslinger's Restaurant, Lori Ann Langan, applicant

Manager Bullard explained this process required Council to recommend approval or disapproval of the application to the Board of Liquor License and Control. He advised the new owner of Gunslinger's Restaurant requested the license. He further explained the posting had been completed and that no comments were received.

Public Input:

The applicant was not present to answer questions.

Bear O'Neal asked how late the restaurant was open and if there was a bar.

Bob Dinegar stated that Ms. Langan was the former manager of Bank One in Camp Verde, and that the application indicated the hours of operation.

There was no other public input.

On a motion by Garelo, seconded by Reeves, the Council voted unanimously to recommend approval of the liquor license application by Gunslinger's Restaurant, Lori Ann Langan, Langan Arizona Enterprises, Inc.

8. Camp Verde Chamber of Commerce request to lease Oasis Road property

Manager Bullard explained the property had originally been purchased for the new location of the Chamber of Commerce Visitor's Center. He advised the Chamber had requested the lease in order to move forward with their plans. Bullard introduced Harry King, Director of the Chamber of Commerce.

Harry King advised the Chamber of Commerce had paid for the survey and advertising costs for this piece of property. He stated that because of the changes that take place in the governing boards of both the Chamber and the Town government, the Chamber board felt it important that a long-term lease be drawn up to provide assurance that the land would be used as originally intended. He further explained that the Forest Service remains interested in the cooperative project. The Forest Service plans to help with the donation of land for parking, and a staff person. He related that Forest Service personnel advised that one of the first Anasazi picks had been found at the salt mine, and that it was now in a museum in New York. He said items such as these could not be returned to us unless a secure area was available for them. The proposed Visitor's Center will be such an area.

After questions from Council, Mr. King advised a survey of members and area businesses would be conducted to determine if the Oasis site should remain the location of the future Visitor's Center. He also said the Chamber could not begin with design plans or the expenditure of funds for the proposed project until they were provided with the assurance of the land.

Public Input:

Bob Dinegar asked Mr. King if a survey had been done to determine if this is what the area businesses wanted. Dinegar said that he did not feel Council had enough information to make a decision at this time.

Jack Young asked if the Chamber had worked with ADOT on the proposed bypass road and how it would affect this location.

Barbie Bridge, Executive Director of the Chamber, said she had been in contact with ADOT, and they may consider help with the restroom construction.

Tom Neilson said that he felt it was not a good location due to the speed of the traffic.

Marshall Whitmire said the location should be where the Town's attractions are. He felt the people would get right back on the highway and go elsewhere.

Jeanine Yeager said a Day Care Center and Retirement Center were located on that road and the Visitor's Center would cause additional traffic in the area.

Tony Gioia said he had the history of the proposed project available for the Council if they wished to review it. He said the area was zoned residential and the area residents were generally opposed to the proposal. He suggested the Chamber consider locating near the Casino where the majority of tourists visit and use this site to direct visitors into Town.

Barbie Bridge said the Chamber was not opposed to other options, but the land was needed as a bargaining tool.

Bear O'Neal said the Town was in need of additional parking and the Chamber should stay where it is.

Mario Auito said the bypass road was going to happen and the Town should use it as a tool to benefit the area. He said signs could be placed on the freeway to bring people into Town and area businesses.

Jim Acock stated he owned a business on the South Access Road, and that he gets so many tourists stopping in and asking questions that he could hire a full-time information person himself. He advised that he felt this was an excellent location for the Center.

There was no other public input.

After further discussion by Council and a motion by Hauser, seconded by Dickinson, the Council voted unanimously to table this item until additional information is received from the Chamber of Commerce.

9. Appointment to the Board of Adjustments

Manager Bullard explained this position had been advertised and only one letter of interest had been received.

On a motion by Hall, seconded by Dickinson, the Council voted unanimously to appoint John Momeyer to the Board of Adjustments.

There was no public input.

10. Continuing discussion of Camp Verde Fire District's acquisition of Camp Verde Clinic Association ambulance service and possible Town assistance

Manager Bullard stated this item had been discussed at several meetings and it was evident that immediate action was needed. He said the audit would provided reasonable assurances and that staff recommendation was to waive the dispatch fees for an additional year and enter into an intergovernmental agreement with the District to pay for services such as plan reviews, inspections, etc. He advised against setting up a trust account at this time.

Phillip Harbeson answered questions from Council and advised this plan would enable the Fire District to get started on the acquisition and it was anticipated to be completed between March 1st and March 15th. He also said the Town might consider setting up a trust account of \$400,000 which would be paid from accounts receivables over a two-year period.

Mayor Rogers said that his Mother drove the first ambulance into this Town and had been President of the Clinic Association. He said that all of his family members have had cause to use the ambulance and he expressed his heart-felt appreciation to the Fire District, the volunteers and people that made these organizations work.

Public Input:

Jim Acock stated that he was concerned with the Fire District not encompassing the Town limits, and this was an issue that needed to be addressed.

Harbeson said that the Certificate of Necessity covered the entire Town limits.

Gloria Miller recommended a citizen support committee.

Bob Dinegar said a 'buy and sell' agreement should be established so the Clinic Association would be responsible for anything that went wrong.

Tony Gioia commended Council on their decisive action regarding this matter.

There was no other public input.

After further discussion and a motion by Hauser, seconded by Hall, the Council voted unanimously to waive the dispatch fee of \$42,200 for FY 98/99, and enter into a 2-year Intergovernmental Agreement to reimburse the Fire District for services performed by the District, not to exceed \$20,000 per year.

11. Direction to Staff regarding award of Feasibility Study Contract of landfill

Bullard stated staff had been progressing on the landfill issue as directed. He said the feasibility study had been let for bid and three companies were selected for interviews. He further stated some Council members had been unable to attend both sessions. Because the project should be accomplished in phases and would involve an extensive time period, he recommended that Council review the videotapes of the interviews before making a selection.

Larkey stated that he agreed with the recommendation, as the Council must decide whether to request a full-blown report or just a feasibility report. He said that Council should review the tapes before making a decision.

Garello said it was not feasible to spend \$33,000 on a feasibility study when it might cost millions of dollars to open the site and we didn't know the amount of tonnage needed or have a commitment from neighboring cities and independent contractors. He said that he felt the present compactor site was the solution.

Public Input:

Tom Nielson said that Mountain Waste had indicated they would bring in at least 100 tons per day.

Jack Young said that he had recently read an article about Waste Management's request for expansion at the Gray Wolf site. He said that site was the worst possible site for a landfill, and that the Camp Verde site is rated one of the best ten. He said this should be a cooperative effort with other governmental agencies.

Henry Shill said the cost to open the landfill is too extensive. He also suggested that the Council send someone to the EPA and request that they relax some of the environmental requirements.

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Gloria Miller said she had a lot of information and research available. She said she would be happy to be invited to participate as a citizen response team.

Tony Gioia advised the County had taken in between \$500,000 and \$750,000 per year, with operating costs of \$200,000. He said it was a tremendous revenue producer and that he agreed with proceeding one step at a time. He advised Council that the County had site studies available.

Bear O'Neal encouraged the Council to open a landfill to stop the trash burning.

An unidentified person asked if Council had done a study with the transfer station, and if so, what were the costs to the citizens to use it.

An unidentified person stated she had heard on KAZM that Waste Management had taken over the transfer station and the price had risen from \$6.50 per pickup truck to \$12.00.

Jim Acock said that he had experience with landfills, and there was a gold mine to be made in the landfill business. He stated it would be foolish not to look hard at revenue producers.

On a motion by Hauser, seconded by Larkey, the Council voted unanimously to table this item.

12. Review of Town Code, Section 2-3-6, reconsideration of Agenda preparation

Mayor Rogers advised that he had requested this item because of the issues that had recently arisen. He said that it has always been his policy to allow a Council member to request an agenda item. He also stated he was uncomfortable discussing the wording of agenda items with the sponsoring Council member and that allowing Council members to make their requests at the prior meeting would eliminate much of the public's suspicion of open meeting violations.

Public Input:

Jack Young advised he had asked for an agenda item at a public meeting, and nothing had come of it. He asked if the public could request an agenda item during the meeting. Bullard explained that there has not been a formal process other than a public request or written request to the Manager or Mayor. He advised Council should give direction to staff to put an item on the agenda if requested by the public during a Council session. Attorney Ramsey advised that only one Council member would have to agree with the request to have it placed on the agenda.

Young also requested that the Call to the Public be placed at the end of the Agenda and that it had been done that way in the past. He said the Call has become destructive and counter-productive and people should not have to sit through such a lengthy item before hearing Council's regular business.

Donna Hromada advised that she has heard several requests for agenda items by the public, and has never seen them on an agenda. She suggested an agenda item allowing for public requests. She also stated the public had a right to know the reasons why Council voted on items, for example, the Attorney's contract.

Bob Dinegar said the reason so many items are tabled is that many are unprepared. He advised he did not agree with putting the Call to the Public at the end of the agenda.

Jim Bullard stated that he agreed with moving the Call to the Public to the bottom of the agenda.

Gloria Miller spoke and encouraged Council to become familiar with the Open Meeting Laws.

Jim Acock stated that it was common courtesy for sponsoring Council members to table items that other Council members had not had time to study.

There was no other public input.

After further discussion by Council, Hall stated that he could agree with Larkey's motion, if he would add two items, #9, all items requested by Council would be open for public input, and the Call to the Public be moved to the end of the agenda.

On a motion by Larkey, seconded by Hauser, the Council voted unanimously to implement the suggested Council Agenda preparation as presented by the Town Attorney for a 60-day trial period, adding the following items: #9, All items placed on the agenda by a Council member will be open for public input; and #10, Call to the Public for Items Not on the Agenda will be placed just before the Manager's Report item.

13. Acceptance of Acting Marshal Wes Mauldin's resignation effective 2/28/98 and filling of vacant Marshal position

Bullard advised that Mauldin had submitted his resignation, effective 2/28/98 and the Council had several options: 1) appoint a DPS officer tonight; 2) vote to reconsider the original motion at another Council session; 3) appoint Frank Valentine or Ralph O'Donnal; or appoint a permanent Town Marshal. He advised that it was staff recommendation to go with the original motion, and appoint a DPS officer as Acting Town Marshal. He advised that DPS would have someone available immediately. He advised that Frank Valentine had offered to take a Lieutenant position and serve as Acting Town Marshal until such time as a permanent appointment could be made. He further stated that Mr. Valentine asked that if he did not receive the Marshal appointment that he is assured he could keep the Lieutenant position. Bullard stated that Ralph O'Donnal had also submitted a letter of interest for the Acting Marshal position. He advised the O'Donnal would also like assurance that his Deputy position would be available when a permanent appointment is made. Frank Valentine in response to Council questions, advised that he would like to give his present employer at least a two-week notice.

Hall asked Mauldin if he would be willing to stay until an Acting Marshal can be appointed. Mauldin stated that he would stay, but asked that he not receive any more pay for the position.

Public Input:

Bob Dinegar stated that the Town needed a Lieutenant.

Ralph O'Donnal explained that a Lieutenant is the second in command and should be chosen by the Marshal. O'Donnal stated that he had the respect of his co-workers and the public, and that he is able to get along with everyone. He said that he felt he could be a leveling factor by working with

Council, the Manager and the public. He advised that he had over 20 years of DPS experience and that he appreciated the Council's consideration.

Hall responded that Council could not consider O'Donnal as a permanent Marshal because he had not applied for the position.

Marshall Whitmire advised that hiring Valentine as Interim Marshal was an unfair advantage over the other three candidates who would not have the opportunity to participate in this pre-employment test. He said the Attorney should give an opinion on this matter before a decision is made.

Donna Hromada encouraged the appointment from within the department.

Gloria Miller warned the Council to tread lightly.

On a motion by Hall, seconded by Dickinson, the Council voted unanimously to reconsider Councilman Dickinson's motion of 1/21/98 in reference to the DPS Officer appointment for the position of Acting Town Marshal on the Council Hears Planning & Zoning Agenda of 2/25/98.

14. Manager's Report

There was no report.

15. Council/Staff Comments, Informational Reports, and Activity Updates

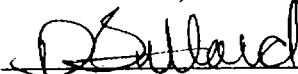
There were no comments.

16. Adjournment

The meeting was adjourned at 11:30 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 18th day of February 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 19th day of February 1998.



Deborah Barber, Recording Secretary

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, MARCH 4, 1998
6:30 P.M.**

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

a) **Approval of the Minutes:**

- 1) Regular Session – February 18, 1998

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

- 1) Regular Session – March 18, 1998 at 6:30 p.m.
2) Council Hears P&Z – March 25, 1998 at 6:30 p.m.

c) **Proclamation:** Recognizing the 150th Anniversary of the Women's Rights Movement

On a motion by Garello, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda as presented.

5. **Appointment of the Town Marshal (This item may include appointment of Acting Town Marshal until the position is permanently filled.)**

On a motion by Hall seconded by Garello, the Council voted unanimously to appoint a DPS officer as Acting Town Marshal.

On a motion by Larkey seconded by Hall the Council voted to appoint Gary Vredeveld as Interim Town Marshal, subject to being removed by the Attorney General or the Wischmeyer lawsuit at a salary of \$45,000; and in the event that the Town is unable to offer a permanent Marshal appointment, Mr. Vredeveld will be offered a Lieutenant position with salary to be discussed at that time; and direction to the Town Manager to address the conditions of Mr. Vredeveld's letter of 2/24/98, subject to Section 3 of the Town Code. [A copy of this letter is attached and becomes a part of these minutes.] Dickinson voted no.

Item #6 is sponsored by Mayor Rogers:

6. **Direction to Town Manager to begin salary comparison survey of all departments**

On a motion by Reeves, seconded by Hall, the Council voted unanimously to direct the Town Manager to being a salary comparison survey (of all departments) with cities of our size.

Item #7 is sponsored by Councilman Dickinson and is for discussion only:

7. **Discussion of argument between Councilman Hall and Town Manager Bullard**

There was no action taken or required on this item.

8. Magistrate Court's request to borrow approximately \$5,244 of contingency funds to complete the Arizona Courts Automation Program (ACAP) conversion

On a motion by Hauser, seconded by Dickinson, the Council voted unanimously to approve the Magistrate Court request for \$5,244 from contingency funds, which is not required to be repaid, in order to complete the ACAP conversion.

9. Call to the Public for Items Not on the Agenda

Jim Redinger said he was representing Kiwanis and he issued a challenge to Council and the audience to contact the Fire District to become CPR certified. He explained the CPR classes are held on Saturdays and last approximately four hours.

Tony Gioia thanked Hauser and staff for attending meetings about the water issue. He explained the issue is still a problem, and citizens need to continue to contact legislators.

Barbie Bridge of the Chamber advised that the Central Regional Board was holding their 5th annual forum in Camp Verde and the Verde River issue is scheduled for discussion. She advised that those wishing to attend the forum should RSVP by April 8.

Gloria Miller spoke.

10. Manager/Staff Report

a) Wingfield Mesa Road costs

Manager reported that approximately \$10,000 had been spent on material, and \$4,000 on labor to repair Wingfield Mesa Road.

b) Town Attorney response to Councilman Reeves' request for clarification of Attorney's memo dated 2/5/98

Reeves asked for clarification of the last paragraph of Ramsey's letter of 2/5/98. Ramsey read the paragraph to him.

Reeves asked if Ramsey had been notified that his contract would not be renewed. He then asked if Ramsey's contract would automatically renew if he were not notified by April 1.

Ramsey advised that it would.

11. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Reeves asked for an agenda item for 3/18 that would address discussion and possible action that the Town Attorney contract would not automatically be renewed on 4/1 without looking at other possibilities.

Larkey asked Reeves for a reason for his request and Reeves replied that it was his right to request an agenda item.

Hauser advised that she had the name of the contact for Arizona Dept. of Water Resources and would make it available to staff to post on the bulletin board. She also asked where the Town was on the annexation.

Bullard replied that it had been determined to take a 'wait and see' position on the annexation.

Reeves asked Bullard if cross training had begun. Bullard replied that he would provide Council with a schedule.

12. Adjournment

The meeting was adjourned at 8:50 p.m.

**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, MARCH 4, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
 - a) **Approval of the Minutes:**
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 - 1) Regular Session – March 18, 1998 at 6:30 p.m.
 - 2) Council Hears P&Z – March 25, 1998 at 6:30 p.m.
 - c) **Proclamation:** Recognizing the 150th Anniversary of the Women's Rights Movement

Discussion and Possible Action on the Following:

Public Input is invited on the following item(s) 5, 6, and 7.

5. Appointment of the Town Marshal (This item may include appointment of Acting Town Marshal until the position is permanently filled.)

Item #6 is sponsored by Mayor Rogers:

6. Direction to Town Manager to begin salary comparison survey of all departments

Item #7 is sponsored by Councilman Dickinson and is for discussion only:

7. Discussion of argument between Councilman Hall and Town Manager Bullard
8. Magistrate Court's request to borrow approximately \$5,244 of contingency funds to complete the Arizona Courts Automation Program (ACAP) conversion

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.

9. Call to the Public for Items Not on the Agenda

10. Manager/Staff Report
 - a) Wingfield Mesa Road costs
 - b) Town Attorney response to Councilman Reeves' request for clarification of Attorney's memo dated 2/5/98
11. Council Comments, Informational Reports, and Activity Updates
 - a) Agenda Item(s) Requests
12. Adjournment

Posted by: Deborah Barber

Date/Time: 2-27-98 3:15 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 4, 1998
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 John Garello, Ray Larkey, Brenda Hauser, Tom Hall, Jesse Reeves and Wayne Dickinson were present. Eric Eberhard and Gary Mialocq, Council Candidates were also present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Dan McGinn, Public Works Director; Al Driscoll, Magistrate; Ralph O'Donnal, Deputy; Bill Lee, Parks & Recreation Director; Rolland Huff, Maintenance; 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.

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

a) Approval of the Minutes:

- 1) Regular Session – February 18, 1998

b) Set Next Meeting, Date and Time:

- 1) Regular Session – March 18, 1998 at 6:30 p.m.
- 2) Council Hears P&Z – March 25, 1998 at 6:30 p.m.

c) Proclamation: Recognizing the 150th Anniversary of the Women's Rights Movement

On a motion by Garello, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda as presented.

5. Appointment of the Town Marshal (This item may include appointment of Acting Town Marshal until the position is permanently filled.)

On a motion by Hall seconded by Garello, the Council voted unanimously to appoint a DPS officer as Acting Town Marshal.

The meeting was recessed at 6:45 and reconvened at 6:53 at the Community Center to accommodate the large crowd.

Public Input:

Ralph O'Donnal advised that his offer to serve as Acting Marshal still stood and the only thing he required was a guarantee that his deputy position would still be available. In response to Council questions, he advised that he did not believe that serving as Acting Marshal would affect his abilities to work with his peers upon returning to the deputy position. He advised that he had the respect of the community and his co-workers.

There was no other public input.

After discussion and a motion by Larkey seconded by Hall the Council voted to appoint Gary Vredeveld as Interim Town Marshal, subject to being removed by the Attorney General or the Wischmeyer lawsuit at a salary of \$45,000; and in the event that the Town is unable to offer a permanent Marshal appointment, Mr. Vredeveld will be offered a Lieutenant position with salary to be discussed at that time; and direction to the Town Manager to address the conditions of Mr. Vredeveld's letter of 2/24/98, subject to Section 3 of the Town Code. [A copy of this letter is attached and becomes a part of these minutes.] Dickinson voted no.

Public Input:

Jim Redinger said that usually the salary of Sergeant is 115 to 125% of a Lieutenant, and the Lieutenant's salary is a percentage of the Commanding Officer's salary.

Victoria Barber asked if there was a residency requirement and asked if anyone had checked with Mr. Vredeveld to see if he were interested in these terms. Bullard responded that the Town Manager, Marshal and Street Superintendent had residency requirements, and that Mr. Vredeveld was in the audience.

Donna Hromada asked what would happen if Wischmeyer was reinstated and he didn't get along with the Lieutenant.

Attorney Ramsey replied that the Marshal would have to consult with the Manager before dismissing anyone.

Lori Boyce noted that Mr. Vredeveld's letter asked for a 2-year contract. She said that it was ironic that Council was discussing a contract for the Marshal when the public had been asking for contracts. She stated the Town Manager should have a contract. She also stated the new Marshal needed to stick to the Town Code.

There was no other public input.

Item #6 is sponsored by Mayor Rogers:

6. Direction to Town Manager to begin salary comparison survey of all departments

On a motion by Reeves, seconded by Hall, the Council voted unanimously to direct the Town Manager to being a salary comparison survey (of all departments) with cities of our size.

Public Input:

Marshall Whitmire asked if the survey would include a determination of internal equity and external comparability.

Item #7 is sponsored by Councilman Dickinson and is for discussion only:

7. Discussion of argument between Councilman Hall and Town Manager Bullard

After discussion between Councilman Dickinson and Bob Dinegar, Dickinson said that he requested this item to get to the bottom of the issue and maybe clear the air.

Dinegar said that he wanted it clear that he had nothing to do with this item and had in fact requested that his name be removed from the sponsorship. He said there had been enough trouble stirred up, and it needed to stop.

Larkey asked Dickinson if he still wanted to address the matter. Dickinson advised that he did.

Bullard said that the situation had gotten out of control and that he and Hall had both lost their tempers and acted unprofessionally. He advised that he preferred to forget it and get on with more important business.

Hall said that he did not threaten the Manager, and that newspaper reports were totally false. He suggested that both he and Bullard take a lie detector test to prove who was lying.

Garello said that he witnessed the whole incident and that none of the reports about Hall threatening the Manager were true.

There was no action taken or required on this item.

Public Input:

Lori Boyce stated that she applauded Bullard's response. She pointed out that the Bugle didn't bring this issue to the Council meeting, Dickinson did, and that it needed to be forgotten. She said ten different people could witness an accident and you would get ten different reports. She said Council should get on with the business of the Town and let this go.

There was no other public input.

8. Magistrate Court's request to borrow approximately \$5,244 of contingency funds to complete the Arizona Courts Automation Program (ACAP) conversion

Manager Bullard explained that the Court needed these funds to complete the ACAP conversion. He recommended that Council pay this amount from contingency and not require that it be repaid.

On a motion by Hauser, seconded by Dickinson, the Council voted unanimously to approve the Magistrate Court request for \$5,244 from contingency funds, which is not required to be repaid, in order to complete the ACAP conversion.

9. Call to the Public for Items Not on the Agenda

Jim Redinger said he was representing Kiwanis and he issued a challenge to Council and the audience to contact the Fire District to become CPR certified. He explained the CPR classes are held on Saturdays and last approximately four hours.

Tony Gioia thanked Hauser and staff for attending meetings about the water issue. He explained the issue is still a problem, and citizens need to continue to contact legislators.

Barbie Bridge of the Chamber advised that the Central Regional Board was holding their 5th annual forum in Camp Verde and the Verde River issue is scheduled for discussion. She advised that those wishing to attend the forum should RSVP by April 8.

Gloria Miller spoke.

10. Manager/Staff Report

a) Wingfield Mesa Road costs

Manager reported that approximately \$10,000 had been spent on material, and \$4,000 on labor to repair Wingfield Mesa Road.

b) Town Attorney response to Councilman Reeves' request for clarification of Attorney's memo dated 2/5/98

Reeves asked for clarification of the last paragraph of Ramsey's letter of 2/5/98. Ramsey read the paragraph to him.

Reeves asked if Ramsey had been notified that his contract would not be renewed. He then asked if Ramsey's contract would automatically renew if he were not notified by April 1.

Ramsey advised that it would.

11. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Reeves asked for an agenda item for March 18 that would address discussion and possible action that the Town Attorney contract would not automatically be renewed on April 1 without looking at other possibilities.

Larkey asked Reeves for a reason for his request and Reeves replied that it was his right to request an agenda item.

Hauser advised that she had the name of the contact for Arizona Dept. of Water Resources and would make it available to staff to post on the bulletin board. She also asked where the Town was on the annexation.

Bullard replied that it had been determined to take a 'wait and see' position on the annexation.

Reeves asked Bullard if cross training had begun. Bullard replied that he would provide Council with a schedule.

12. Adjournment

The meeting was adjourned at 8:50 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 4th day of March 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 5th day of March 1998.

Deborah Barber
Deborah Barber, Recording Secretary

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, MARCH 18, 1998
6:30 P.M.**

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

a) Approval of the Minutes:

1) Regular Session – March 4, 1998

b) Set Next Meeting, Date and Time:

1) Council Hears P&Z – March 25, 1998 at 6:30 p.m.

2) Regular Session – April 1, 1998

3) Regular Session – April 15, 1998

4) Council Hears P&Z – April 22, 1998 at 6:30 p.m.

c) Resolution 98-394 Canvass of Votes - March 10, 1998 Recall Election

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda as presented.

5. Swearing In and Seating of new Council Member

Judge Driscoll swore in Eric Eberhard. Mayor Rogers congratulated Mr. Eberhard and welcomed him to the Council. Eberhard took his seat.

6. Authorization for Town to act as Subgrantee for the Safe Schools Program grant and the Arizona Department Health Services grant

On a motion by Hauser, seconded by Larkey, the Council voted unanimously to act as Subgrantee for the renewal of the Safe Schools grant and the Arizona Department of Health Services grant.

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to table the Safe Schools program grant for the high school until April 1st Regular Session, with direction to the Manager to meet with Marshal Vredevelde to determine need.

7. Review and Direction to staff regarding proposed Superior Lease for Street Department

On a motion by Reeves, seconded by Dickinson, the Council voted unanimously to direct staff to look into this and reach an agreement, with stipulations to settle within a 2-year period and negotiate an early termination clause.

8. Staff report and recommendations regarding the acquisition and development of the airport site as a regional park

On a motion by Reeves, seconded by Dickinson, the Council voted unanimously to authorize SEC Engineering to complete the plan for the biological, archaeological studies and NEPA process in the amount of \$16,437.00.

9. Appointment of members to the Public Safety Retirement Board

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to appoint Brady Bullard, Mike Smith, Greg Elmer, Ron Jones and Joe Butner to the Public Safety Retirement Board, with the members to draw straws to determine whether their term will be two or four years; with Brady Bullard to serve as Secretary.

10. Sparkling Lane Road Abandonment

On a motion by Larkey, seconded by Reeves, the Council voted unanimously to maintain the property like it is.

11. Council direction regard GIS System acquisition

On a motion by Hauser, seconded by Larkey, the Council voted unanimously to direct staff to purchase a GIS System from Sunrise Engineering at \$32,390.

12. FY 1998 Community Development Block Grant

- a) Approval of Resolution 98-391 Authorizing submission of application and implementation of FY 98 CDBG projects
- b) Approval of Resolution 98-392 Adopting of a Relocation Assistance Plan as required under Section 104(d) of the Housing and Community Development Act of 1974 as amended
- c) Resolution 98-393 – Adopting a Fair Housing Policy
- d) Applicant Certifications for FY 1998
- e) Proclamation declaring April as *Fair Housing Month*

On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to approve all of Item #12.

13. Attorney contract information/comparison

On a motion by Dickinson, seconded by Reeves, the Council voted unanimously to table this item.

14. Council authorization of Mayor and/or Council member to act on behalf of the Council in representing Camp Verde in the Prescott AMA Water Issue

On a motion by Larkey, seconded by Reeves, the Council voted unanimously to appoint Carter Rogers and/or Brenda Hauser to act on behalf of the Council in representing Camp Verde in the Prescott AMA Water issues.

15. Call to the Public for Items Not on the Agenda

There was no public input.

16. Manager/Staff Report

Manager Bullard reported that staff had begun training on the Spillman System, and that the System is expected to be a tremendous asset to the department. He advised that Gary Vredevelde would begin full-time as Acting Marshal on March 23rd.

Bullard also reported that the Revenue Estimates had been received and budget work sessions would begin in April.

17. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Larkey asked that staff prepare 2-year contracts for all department heads.

Reeves stated that he wanted it reflected in the minutes that he did not condone the Manager's response to Mr. Babcock's complaints. He also stated that he disagreed with some of the Manager's findings and that it should be under investigation.

Dickinson asked that there be discussion about the written report by Wes Mauldin regarding Babcock's complaint, and the Manager's response.

Mayor Rogers asked that appointment of the Vice-Mayor be on the next agenda, and the review of the Attorney's contract.

18. Adjournment

The meeting was adjourned at 9:50 p.m.

**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, MARCH 18, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
 - a) **Approval of the Minutes:**
 - 1) Regular Session – March 4, 1998

 - b) **Set Next Meeting, Date and Time:**
 - 1) Council Hears P&Z – March 25, 1998 at 6:30 p.m.
 - 2) Regular Session – April 1, 1998
 - 3) Regular Session – April 15, 1998
 - 4) Council Hears P&Z – April 22, 1998 at 6:30 p.m.

 - c) **Resolution 98-394 Canvass of Votes - March 10, 1998 Recall Election**

**Discussion and Possible Action on the Following:
Public Input is invited on the following item(s) 6, 8, 10 and 12.**

5. Swearing In and Seating of new Council Member

6. Authorization for Town to act as Subgrantee for the Safe Schools Program grant and the Arizona Department Health Services grant

7. Review and Direction to staff regarding proposed Superior Lease for Street Department

8. Staff report and recommendations regarding the acquisition and development of the airport site as a regional park

9. Appointment of members to the Public Safety Retirement Board

10. Sparkling Lane Road Abandonment

11. Council direction regard GIS System acquisition

12. FY 1998 Community Development Block Grant
 - a) Approval of Resolution 98-391 Authorizing submission of application and implementation of FY 98 CDBG projects
 - b) Approval of Resolution 98-392 Adopting of a Relocation Assistance Plan as required under Section 104(d) of the Housing and Community Development Act of 1974 as amended
 - c) Resolution 98-393 – Adopting a Fair Housing Policy
 - d) Applicant Certifications for FY 1998
 - e) Proclamation declaring April as *Fair Housing Month*
13. Attorney contract information/comparison
14. Council authorization of Mayor and/or Council member to act on behalf of the Council in representing Camp Verde in the Prescott AMA Water Issue

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.

15. Call to the Public for Items Not on the Agenda
16. Manager/Staff Report
17. Council Comments, Informational Reports, and Activity Updates
 - a) Agenda Item(s) Requests
18. Adjournment

Posted by: Deborah Barber

Date/Time: 3-13-98 - 11:00 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, MARCH 18, 1998
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, Brenda Hauser, and Jesse Reeves were present. John Garello and Tom Hall were absent. Wayne Dickinson joined the meeting at 6:45 p.m.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Dan McGinn, Public Works Director; Al Driscoll, Magistrate; Doug Jones, Street Superintendent; Bill Lee, Parks & Recreation Director; Rolland Huff, Maintenance; Virginia Jones, Receptionist; Debi Phillips, Accounting Tech; Nancy Buckel, Planner; Kelly Kasun, DPS Supervisor; Gary Vredeveld, Acting 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 relocate to the Community Center to accommodate the large crowd. The meeting was reconvened at 6:45 p.m.

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

a) Approval of the Minutes:

1) Regular Session – March 4, 1998

b) Set Next Meeting, Date and Time:

1) Council Hears P&Z – March 25, 1998 at 6:30 p.m.

2) Regular Session – April 1, 1998

3) Regular Session – April 15, 1998

4) Council Hears P&Z – April 22, 1998 at 6:30 p.m.

c) Resolution 98-394 Canvass of Votes - March 10, 1998 Recall Election

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to approve the Consent Agenda as presented.

Mayor Rogers presented a Certificate of Appreciation to the Town on behalf of the Camp Verde Historical Society.

5. Swearing In and Seating of new Council Member

Judge Driscoll swore in Eric Eberhard. Mayor Rogers congratulated Mr. Eberhard and welcomed him to the Council. Eberhard took his seat.

6. Authorization for Town to act as Subgrantee for the Safe Schools Program grant and the Arizona Department Health Services grant

Pat Kaminsky advised that GAAD had chosen the Verde Lakes area for community development due to its high-density population and its ease in beginning a project in one area. Kaminsky explained further that the Arizona Department of Health Services grant would provide up to \$3,000 to do survey and complete a needs assessment in this area. The Safe Schools Program grant is a renewal and provides a Resource Officer at the Middle School. Kaminsky explained the grant covers the officer's salary and benefits. She also explained that the High School was also requesting an officer this year, and this would require a new grant application.

Manager Bullard stated that before Council approved an additional grant, he would like to meet with Vredeveld to determine the need.

On a motion by Hauser, seconded by Larkey, the Council voted unanimously to act as Subgrantee for the renewal of the Safe Schools grant and the Arizona Department of Health Services grant.

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to table the Safe Schools program grant for an officer at the high school until April 1st Regular Session, with direction to the Manager to meet with Marshal Vredeveld to determine need.

Public Input

Patrick O'Neal stated that he thought that the grants were good ideas, but that Beaver Creek School needed to be included in the education programs provided by the officers.

Kaminsky explained that Beaver Creek School would have to apply for their own grants. She stated that she would advise appropriate personnel of the grant availability.

7. Review and Direction to staff regarding proposed Superior Lease for Street Department

Bullard explained that the Street Department has outgrown its facilities, and this lease was before Council for direction to staff. Jones advised that the Town had been notified that the Street Dept. must move its materials from United Metro property as soon as possible. He explained the proposed lease from Arch Sheldon would address the Department's immediate needs, however Mr. Sheldon had been advised by his attorneys not to discuss sale, or terms of sale for at least 18 months. Jones expressed concern with the proposed development in the area raising the price of the land; thus he advised that the Department that improvements should not be made until a more permanent option is available. He advised that the offices would not be moved until a building could be constructed.

On a motion by Reeves, seconded by Dickinson, the Council voted unanimously to direct staff to look into this and reach an agreement, with stipulations to settle within a 2-year period and negotiate an early termination clause.

8. Staff report and recommendations regarding the acquisition and development of the airport site as a regional park

Bullard explained that SEC Engineering began the NEPA process several years ago when the site was being considered as a future airport. He advised that the Parks & Recreation Commission endorsed the project, and recommended that Council retain the services of SEC to complete the NEPA process.

Parks & Recreation Director Bill Lee stated that David Evans had provided the conceptual drawing at no cost to the Town. He explained that the NEPA process must be completed before the Forest Service would consider selling the land. He also advised that some of the land could be used for affordable housing or commercial development to help defray some of the costs. It is estimated that it will cost approximately \$4,500 per acre.

On a motion by Reeves, seconded by Dickinson, the Council voted unanimously to authorize SEC Engineering to complete the study for the biological, archaeological studies and NEPA process in the amount of \$16,437.00.

Public Input

Donna Hromada, Parks & Recreation Commission Chairman said that the Commission endorsed the acquisition of the airport site as a regional park. She said that perhaps the Street Department could use a portion of it for their new location, and that the Town could recapture funds through tournaments and other activities.

Marshall Whitmire said that he agreed with the site in principal, but the Town should ensure that the windsock pole become the centerpiece of the park since it was the original pole when the site was used as a training strip in World War II.

Jennifer Dutton said the conceptual drawing showed little open space and lots of commercial development and this went against the General Plan. She said development would have an adverse effect on drainage, and this should be carefully considered.

Donna Hromada said that these issues would be addressed in the NEPA process and the public hearings that would be involved in the process.

June Meacham said that Camp Verde residents want to keep the Town rural, and that she didn't want this development in her backyard.

Dale Green said that as a Forest Service employee, he was concerned that the Town was attempting to circumvent federal laws regarding commercial development of public land.

Patrick O'Neal said that he thought the development was an excellent idea. He further stated that if the Town had such a park, maybe children wouldn't be drowning in the river.

There was no other public input.

9. Appointment of members to the Public Safety Retirement Board

Bullard explained that this was a 'housekeeping' item and that many of the Board members terms had expired.

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to appoint Brady Bullard, Mike Smith, Greg Elmer, Ron Jones and Joe Butner to the Public Safety Retirement Board, with the members to draw straws to determine whether their term will be two or four years; with Brady Bullard to serve as Secretary.

10. Sparkling Lane Road Abandonment

Bullard explained that Mr. Meredith had received approval of 51% of the property owners for the proposed abandonment. He further stated that the site was a potential liability to the Town, and if the Council chose to keep the site, it should be fenced off to provide utilities access only.

Public Input

Mr. Meredith said that he had been caring for the lot by keeping the grass cut and that it was being used as a pathway to private property. He advised that a fire had recently started in this area and that 'No Trespassing' signs are posted in three different places on the lot. He further stated that he had been advised by CVMO and Town officials that this site was not public property. He explained that if the parcel were abandoned, it would be split between him and adjoining property owner, Mr. Arthurton.

Pam Close said that the property in question had been used for several years as a path to the Country Store. She said that it is public property and it should remain for public use. She explained that if this parcel were closed off, the children would have to travel Hwy. 260 to get to the store and this was much too dangerous. Mrs. Close provided a map and pictures to the Council.

Patrick O'Neal called for a Point of Order.

Attorney Ramsey advised the Council to disband and address the issues to the public. Council returned to their seats.

O'Neal continued by asking if a path were used more than seven years, did it then become public property.

Ramsey advised that the question was not a Point of Order, but that continuous use does not establish a right-of-way.

Marshall Whitmire said that this was not a neighborhood issue and that a vote to abandon the site would eliminate open spaces and trails that were a part of the General Plan. He urged Council not to close off informal access to areas such as this.

Debra Moody, Secretary of the Verde Lakes Property Owner's Association said that abandonment smacks of giving up open spaces, and that the POA had concerns with development in the floodplain. She encouraged Council to vote against abandonment.

Jim Acock stated that he was concerned about rules applying to private property owners and not the government. He said it was our duty to assume liability issues, and he encouraged Council to consider keeping open spaces.

Raymond Miller suggested that the well could be used by the fire department.

Jim Redinger asked if the Town was encouraging people to break the law by allowing access to private property.

Winogene Harris said that the well is 35-feet deep and that FEMA had ordered the abandonment after the 93 flood due to contamination, and that is why Verde Lakes Water Company gave the site to the Town. She encouraged Council to keep development out of the floodplain by denying the abandonment.

There was no other public input.

After discussion and a motion by Larkey, seconded by Reeves, the Council voted unanimously to maintain the property like it is.

11. Council direction regard GIS System acquisition

Bullard explained the GIS System had been under consideration for several years, and it would provide all Town departments with valuable information. He advised that staff recommended awarding the contract to Sunrise Engineering.

McGinn advised that the Sanitary District and Camp Verde Water had indicated an interest in participating. He explained that the system would provide quicker access to information for the Marshal's Office, and be invaluable to planning. He added that the price included training for two staff members.

Larkey said that he had been to several meetings where the System was discussed. He stated the Council needed vision and this would allow immediate access and tracking of information.

Reeves stated that he was concerned with government being able to tell anything to anyone about personal property.

Bullard advised that staff would input information and that private information would not be available to the public.

Rogers said that he had been involved with the System in his tenure with the Forest Service. He said it was a very valuable tool.

On a motion by Hauser, seconded by Larkey, the Council voted unanimously to direct staff to purchase a GIS System from Sunrise Engineering at \$32,390.

12. FY 1998 Community Development Block Grant

- a) Approval of Resolution 98-391 Authorizing submission of application and implementation of FY 98 CDBG projects
- b) Approval of Resolution 98-392 Adopting of a Relocation Assistance Plan as required under Section 104(d) of the Housing and Community Development Act of 1974 as amended
- c) Resolution 98-393 – Adopting a Fair Housing Policy
- d) Applicant Certifications for FY 1998
- e) Proclamation declaring April as *Fair Housing Month*

On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to approve all of Item #12.

There was no public input.

13. Attorney contract information/comparison

Bullard reported that he had contacted Magnum, Wahls and Stoops, and Aspey, Watkins and Diesel (AWD), two of the largest firms in the Verde Valley. He advised that these price estimates would be available next week. He stated that Cottonwood was addressing hiring a full-time attorney this budget year due to the expense of contract firms.

Hauser asked why Council was looking at this. She asked if the purpose was to compare our fees with fees of other towns.

Larkey stated that Council should be very careful in the comparison to ensure that we would be getting the same services afforded by a full-time staff attorney. He stated the Town needed a full-time attorney.

Rogers said that this issue has been addressed several times in the past, and that the determination has been that Council wanted an on-staff attorney. He said the cost is very reasonable and Council needs to make a decision.

Ramsey stated that Dickinson's original motion did not ask for termination of the contract. He advised that AWD was reluctant to bid, but that they would come back with prices. He stated he had also talked to Rob Pecharich and had been advised that they were not interested.

Dickinson said that was not what he had heard.

On a motion by Dickinson, seconded by Reeves, the Council voted unanimously to table this item.

There was no public input.

14. Council authorization of Mayor and/or Council member to act on behalf of the Council in representing Camp Verde in the Prescott AMA Water Issue

On a motion by Larkey, seconded by Reeves, the Council voted unanimously to appoint Carter Rogers and/or Brenda Hauser to act on behalf of the Council in representing Camp Verde in the Prescott AMA Water issues.

15. Call to the Public for Items Not on the Agenda

There was no public input.

16. Manager/Staff Report

Manager Bullard reported that staff had begun training on the Spillman System, and that the System is expected to be a tremendous asset to the department. He advised that Gary Vredevelde would begin full-time as Acting Marshal on March 23rd.

Bullard also reported that the Revenue Estimates had been received and budget work sessions would begin in April.

17. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Larkey asked that staff prepare 2-year contracts for all department heads.

Reeves stated that he was concerned about all the complaints and possible lawsuits against the Town. He advised that he had seen an attorney regarding his personal liabilities, and that he needed to protect himself. He stated that Mr. Ramsey represented the Town and not the Council. He said that Mr. Babcock had filed several complaints against the Town. Reeves said he was very concerned that Bullard had found the majority of the Babcock complaints to be unfounded. He further stated that his attorney had advised that if the federal government or the ACLU began an investigation there could be serious consequences for the Town and for the individual Council members. He stressed that he was not defending or judging Bullard's response. He said that he was very troubled that Josh Babcock had been the only juvenile to ever be arrested for underage possession of tobacco. He said that he was worried what a judge or jury would think of this pattern. He said he was concerned with Bullard's report. He read a statement that he wished to become a part of the minutes. The statement follows verbatim: "I've been advised by my an attorney to put as much distance as possible between myself and Dane's report. If a court of law finds that Dane's report has in anyway violated Josh Bob Babcock's civil rights, civil and constitutional rights, or as anyway can be construed as obstructing jus, justice in anyway [page turns], the Council members, oh, Jesus, the Council members, by not, by not publicly expressing concern about Dane's report are in effect, condoning it. Therefore, I'll be liable as an individual member for punitive damages in the event of, that I was sued. And I do not wish to place myself or my family in that position. So that what we have is, it'd be taken away for, there from us. Therefore on advice from my attorney, the minutes of this meeting of March 18, 1998 will show that I, Jesse Reeves, a) do not condone Dane Bullard's report on the Bob Babcock case. I disagree with some of the findings of the same report; c) I believe that all ass, aspects of the Babcock case should be investigated to the fullest extent possible by the most qualified law enforcement agency available. End of Statement. I just want to make sure that's all in the minutes."

Bullard responded that this was not something that should be discussed at this time. He said the report was simply an answer to Mr. Babcock and his son according to the procedures established by the Town Code. He explained that the response did not imply or in anyway obligate the Council to endorse the response. He further stated that procedure allowed Mr. Babcock to appeal his decision if he had three Council members to agree to sponsor the matter.

Reeves responded: "No, I didn't accu, you've explained all this to me in a private meeting. And I, I'm reading, I, I did not say that Dane. What I said was in the event that a lawsuit, I'm protecting myself."

Dickinson said that he understood where Jesse was coming from. He said his question was that the complaints were filed and the Acting Town Marshal, Wes Mauldin investigated each and every complaint and produced a report on his opinion. He said that Mauldin cleared some of the officers and several others that weren't cleared, two in particular, which he had considerable concern about. He said that Mauldin gave a written report to Bullard. He said that the difference between Bullard's and Mauldin's report was substantial as Bullard found only one complaint to have a valid basis, and this was when Josh Babcock had been asked to leave Hallet Plaza. Dickinson stated that it was not his intention to sound like he was picking on Bullard, but that he did not feel Bullard had the expertise in law enforcement that Mauldin had. He reported on Mauldin's extensive background, and said that he did not understand how Bullard could have just discharged Mauldin's findings.

Ramsey advised that this was not an agenda item for discussion.

Bullard again repeated the Town's complaint procedures. He further advised that it was not his intention to say that he knew more about law enforcement than Mauldin did. He stated that procedures set up by Council did not state that if a department head experienced in an issue, the complaint stops with that department head. Procedure calls for a complaint to be submitted to the department head, the Town Manager and finally the Council, if three or more members agree to sponsor the issue.

Dickinson said that he did not agree. He said that Mauldin said a man's civil rights have been violated, and the Manager said they weren't. He asked Bullard how he came up with that answer.

Ramsey again advised this was not an agenda item.

Bullard said the procedure we were dealing with was an informal complaint process designed to deal with everything from serious situations to potholes in driveways. He said in serious allegations, a citizen has every right to retain an attorney and bring the claim to the Town in a civil manner. He explained that Mr. Babcock chose to use the avenue of the informal complaint procedures.

Dickinson said that they couldn't speak on the matter any longer because it was not an agenda item. He then asked that this be put on the next meeting's agenda.

Rogers asked that Dickinson clarify his request.

Dickinson: "discussion about uh, the uh written report that Wes Mauldin did on his internal investigation on the Babcock complaints and also on the report that Dane wrote uh, with his answer to Babcock on the same investigation."

Larkey asked if the Babcock complaints had been compiled and sent to the County Attorney.

Bullard responded that they had not. But the Acting Marshal had discussed some of the complaints with the County Attorney, but the complaints had not been turned over because the avenue

Babcock chose to follow was the complaint procedure. He said the procedures are intended to be addressed by Staff and Council. He said this did not stop Babcock from seeking legal recourse.

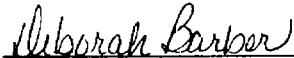
Rogers interrupted and advised that the Attorney had cut it off.

Mayor Rogers asked that appointment of the Vice-Mayor be on the next agenda, and the review of the Attorney's contract review, with updated information and possible action.

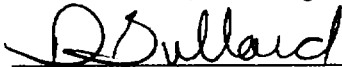
Reeves asked if it were possible to combine Planning & Zoning issues with Council Regular Sessions. Rogers responded that due to advertising requirements and other issues, it was not possible.

18. Adjournment

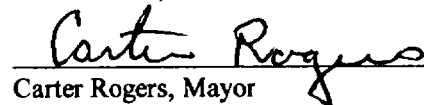
The meeting was adjourned at 9:50 p.m.



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 18th day of March 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 23rd day of March 1998.



Deborah Barber, Recording Secretary

**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, APRIL 1, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
 - a) **Approval of the Minutes:**
 - 1) Regular Session - March 18, 1998
 - b) **Set Next Meeting, Date and Time:**
 - 1) Regular Session - April 1, 1998
 - 2) Regular Session - April 15, 1998
 - 3) Council Hears P&Z - April 22, 1998 at 6:30 p.m.
 - c) **Chamber of Commerce Quarterly Drawdown Request of \$8,323**

**Discussion and Possible Action on the Following:
Public Input is invited on the following item(s) 7, 9, 10, 11 and 12.**

5. Appointment of Vice-Mayor
6. Award of Feasibility Study Contract for Landfill
7. Authorization for Town to act as Subgrantee for the Safe Schools Program grant

Councilman Eberhard requests the following item(s):

8. Possible Approval of Technical Change to Resolution 98-390, Changing Hours of Operation by Superior Companies from 5:00 a.m. to 10:00 p.m., and Berm Location Clarification

Mayor Rogers requests the following item(s):

9. Review of Town Attorney's Contract

Councilman Larkey requests the following item(s):

10. Department Head Employment Contracts

Councilman Dickinson requests the following item(s):

11. Change in Personnel Handbook regarding Employee Dishonesty
12. Babcock Complaints and Responses to Complaints

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.

13. Call to the Public for Items Not on the Agenda
14. Manager/Staff Report
15. Council Comments, Informational Reports, and Activity Updates
 - a) Agenda Item(s) Requests
16. Adjournment

Posted by: Heborah Barber

Date/Time: 3-27-98 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.

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, APRIL 1, 1998
6:30 P.M.**

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

- a) **Approval of the Minutes:**
 - 1) Regular Session – March 18, 1998
- b) **Set Next Meeting, Date and Time:**
 - 1) Regular Session – April 1, 1998 at 6:30 p.m.
 - 2) Regular Session – April 15, 1998 at 6:30 p.m.
 - 3) Council Hears P&Z – April 22, 1998 at 6:30 p.m.
- c) **Chamber of Commerce Quarterly Drawdown Request of \$8,323**

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to approve the Consent Agenda as presented.

- 5. Appointment of Vice-Mayor**

On a motion by Hauser, seconded by Eberhard, the Council voted unanimously to appoint Ray Larkey as Vice-Mayor.

- 5a. Acceptance of Resignation of Council Member, Tom Hall**

On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to accept the resignation of Tom Hall, effective immediately.

- 5b. Appointment of Council Member, Brenda Hauser to the Verde Watershed Association**

On a motion by Larkey, seconded by Eberhard, the Council voted unanimously to appoint Council Member Brenda Hauser to the Verde Valley Association and related committees.

- 6. Award of Feasibility Study Contract for Landfill**

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to table this item, with direction to the Mayor and Manager to contact Salt River Pima Maricopa Indian Community regarding the status of their proposed landfill and to suggest a partnership.

- 7. Authorization for Town to act as Subgrantee for the Safe Schools Program grant**

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to deny authorization for the Town to act as subgrantee for the Safe Schools Program grant.

- 8. Possible Approval of Technical Change to Resolution 98-390, Changing Hours of Operation by Superior Companies from 5:00 a.m. to 10:00 p.m., and Berm Location Clarification**

On a motion by Eberhard, seconded by Dickinson, the Council voted unanimously to approve the technical changes to Resolution 98-390, changing the hours of operation by Superior Companies from 5:00 a.m. to 10:00 p.m. and the clarification of the location of the berm.

9. Review of Town Attorney's Contract

This item was combined with item #10.

10. Department Head Employment Contracts

On a motion by Dickinson, seconded by Larkey, the Council voted unanimously to provide all department heads and at-will employees, including Doug Jones and Bill Lee with 2-year contracts.

11. Change in Personnel Handbook regarding Employee Dishonesty

No action was taken on this item.

12. Babcock Complaints and Responses to Complaints

On a motion by Dickinson, seconded by Larkey, the Council voted unanimously to have Acting Marshal Vredeveld investigate the complaints again.

13. Call to the Public for Items Not on the Agenda

Dirk Oosterwyk asked what happened to the 1.2 million dollars landfill closure fees that were supposed to be available to the Town. Rogers advised that he was keeping apprised of the situation.

Beck Hubbell thanked the Council for the availability of the assisted listening devices.

14. Manager/Staff Report

Bullard advised that Dickinson and other candidates for Council must come in April 2, by 5:00 p.m. to approve the ballot statement and spelling of their names; otherwise it would be submitted as presented.

Brown advised that the final public hearing for the proposed ADOT bypass road was set for 4/29/98 at the School's Multi-use Complex from 6:00 to 8:00 p.m.

15. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Eberhard requested that an ordinance dealing with wood burning and pellet stoves be placed on the next agenda.

16. Adjournment

The meeting was adjourned at 8:40 p.m.

**SUPPLEMENTAL AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, APRIL 1, 1998
6:30 P.M.**

- 5.a Acceptance of Resignation of Council Member, Tom Hall
- 5.b Appointment of Council Member, Brenda Hauser to the Verde Valley Watershed Association

Posted by: Heborah Barber

Date/Time: 3-30-98 9:45 a.m.

The Town of Camp Verde Council Chambers are accessible to the Handicapped. Those with special accessibility or accommodation needs, such as large typeface 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 1, 1998
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 Ray Larkey, Brenda Hauser, Eric Eberhard and Wayne Dickinson were present. Tom Hall and Jesse Reeves were absent.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Doug Jones, Street Superintendent; Gary Vredeveld, Acting Town Marshal; Bob Lau, Community Development Director; Rolland Huff, Maintenance Supervisor; Virginia Jones, Receptionist; Debi Phillips, Accounting Tech; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

3. Pledge of Allegiance

Wayne Dickinson led the pledge.

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

a) Approval of the Minutes:

1) Regular Session – March 18, 1998

b) Set Next Meeting, Date and Time:

1) Regular Session – April 1, 1998 at 6:30 p.m.

2) Regular Session – April 15, 1998 at 6:30 p.m.

3) Council Hears P&Z – April 22, 1998 at 6:30 p.m.

c) Chamber of Commerce Quarterly Drawdown Request of \$8,323

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to approve the Consent Agenda as presented.

Mayor Rogers recessed the meeting at 6:40 p.m. to relocate at the Community Center to accommodate the large crowd. The meeting was reconvened in the Community Center at 6:50 p.m.

5. Appointment of Vice-Mayor

On a motion by Hauser, seconded by Eberhard, the Council voted unanimously to appoint Ray Larkey as Vice-Mayor.

5a. Acceptance of Resignation of Council Member, Tom Hall

On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to accept the resignation of Tom Hall, effective immediately.

5b. Appointment of Council Member, Brenda Hauser to the Verde Watershed Association

On a motion by Larkey, seconded by Eberhard, the Council voted unanimously to appoint Council Member Brenda Hauser to the Verde Watershed Association and related committees.

6. Award of Feasibility Study Contract for Landfill

Bullard explained that per Council direction, staff had prepared and advertised proposals, and interviewed candidates. He advised that staff recommended awarding the feasibility study to BAS, which was both qualified and low bidder.

Mayor Rogers apologized for not advising the Council sooner that Salt River Maricopa Pima Indian Community (Community) was investigating the possibility of a landfill near the same area. He further stated that the Community was negotiating with Mountain Waste to come to an agreement to accept their waste. He stated that he was very concerned with the Town proceeding with the process without a guarantee of needed tonnage to operate.

Dickinson stated that he would like to see a landfill with competitive prices and suggested a partnership with the Community.

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to table this item, with direction to the Mayor and Manager to contact Salt River Pima Maricopa Indian Community regarding the status of their proposed landfill and to suggest a partnership.

There was no public input.

7. Authorization for Town to act as Subgrantee for the Safe Schools Program grant

Bullard advised that he had met with Acting Marshal Vredevelde and it was staff recommendation to deny the new grant application. Vredevelde explained that the grant covered only $\frac{3}{4}$ of the officer's salary and that the present officer covers all three schools. He further stated the Town needed an additional officer that was available to the entire community.

On a motion by Larkey, seconded by Dickinson, the Council voted unanimously to deny authorization for the Town to act as subgrantee for the Safe Schools Program grant.

There was no public input.

8. Possible Approval of Technical Change to Resolution 98-390, Changing Hours of Operation by Superior Companies from 5:00 a.m. to 10:00 p.m., and Berm Location Clarification

Eberhard advised that these changes had not been properly formed into the motion to approve Resolution 98-390.

Community Development Director Lau explained that much discussion had taken place and agreement had been made after the motion was made to approve Resolution 98-390 on 3/25/98. He further explained that the changes were technical changes that were not put into the original motion. Attorney Ramsey agreed that a new resolution was not necessary.

On a motion by Eberhard, seconded by Dickinson, the Council voted unanimously to approve the technical changes to Resolution 98-390, changing the hours of operation by Superior Companies from 5:00 a.m. to 10:00 p.m. and the clarification of the location of the berm.

Public Input:

Dirk Oosterwyk said that plantings would decrease noise and aesthetically improve the site conditions.

9. Review of Town Attorney's Contract

Manager Bullard suggested that items 9 and 10 be combined.

This item was combined with item #10.

10. Department Head Employment Contracts

Bullard advised that Councilor Larkey had requested this item. He informed the Council that the draft contract was a boilerplate and intended to initiate discussion.

Larkey advised that a contract was a win-win situation for the Town. The contract would give the Council a basis for dismissing an employee who was not performing satisfactorily and would also provide stability for the employee.

On a motion by Dickinson, seconded by Larkey, the Council voted unanimously to provide all department heads and at-will employees, including Doug Jones and Bill Lee with 2-year contracts.

Larkey thanked the Council for their decisive action.

There was no public input.

11. Change in Personnel Handbook regarding Employee Dishonesty

Dickinson stated that he had heard of a federal law that applied to employees paid with taxpayer funds. He explained that this law provided for the immediate dismissal of an employee for lying or stealing.

He advised that he wanted the Personnel Handbook to address these items in 'plain English', and that the Town should adopt the same policy, that if an employee is caught lying, they are gone.

Attorney Ramsey advised that these items were addressed in the Handbook and that all personnel were required to abide by the Handbook. He explained that depending upon the severity of the transgression, punishment was normally progressive, beginning with written warnings, with the most severe being termination. He advised that he could research the federal regulations for Dickinson, but that he suspected it was a separate regulation for federal employees. Dickinson advised that he would like to see it.

Larkey stated that he felt the Handbook dealt with these issues, and that changes in terminology were unnecessary. He said that the words 'liar and thief' did not belong in the Handbook.

No action was taken on this item.

Public Input:

Marshall Whitmire said that since no specific rationale was provided, that Council also consider including three other items: hypochondria, paranoia, and pyromania.

Tom Nielson said that Dickinson needed to get rid of his personal agenda.

William Baker said that the Town Manager was responsible for the actions of the employees, and that Council should let the Manager handle them. He further stated that Dickinson's own background prohibited him from calling anyone a liar.

Kay Whitley stated that if Council members require that Town employees be honest, then they should also require that Council members be honest.

There was no other public input.

12. Babcock Complaints and Responses to Complaints

Dickinson stated that he was concerned that Bullard could over rule Wes Mauldin's findings. He advised that his primary concern was that Bullard stated that Deputy County Attorney, Jim Landis had advised that there was insufficient evidence to prosecute on complaints 4 and 5. He conveyed that Mauldin said that was untrue, that Landis had advised that he would prosecute.

Bullard responded that Landis had not stated he would not prosecute, but that the evidence on hand was not sufficient for prosecution, and that if additional information became available, he would refer it to Coconino County for investigation. He also advised that Mauldin had told him that he had NOT talked to Landis, when in fact he had.

Dickinson stated that he brought this item up for Bill Babcock to address the Council.

Mr. Babcock stated that he felt his rights had been violated, that he wasn't made aware of the proper complaint procedures, and that he disagreed with the Manager's findings. He advised that Wes

Mauldin had found a factual basis for the complaints. He also stated that someone should be responsible for watching over the police.

Attorney Ramsey reminded Council that they were to make a decision on the procedure only, and that if it was determined to involve personnel, an executive session should be scheduled. He also advised that Council could not determine whether or not civil rights were violated. He advised that civil rights violation complaints or other substantive issues should be submitted to the EEOC or the courts.

Hauser suggested that our new Marshal investigate the claims. She also reminded Mr. Babcock that she had indeed spoken with him at great length after Babcock reported that Hauser never returned his phone calls.

Larkey asked why Babcock had an issue with the complaint forms. He said that the procedure had been followed. Larkey reminded Babcock of what he considered to be justice. He stated that Babcock had told him that justice would be the firing of the 1) Town Marshal, 2) the Town Attorney and 3) the Town Manager.

Bullard advised that the extended length of time was required because of the number of complaints submitted in a short period of time. He advised that the forms had no affect on the complaint procedure.

On a motion by Dickinson, seconded by Larkey, the Council voted unanimously to have Acting Marshal Vredevelde investigate the complaints again.

Public Input:

Larry Darr said that he was a friend of the Babcocks, and that he had been unreasonably harassed by some of the deputies. He said that he was afraid to drive through Town, and that it should not be this way. He stated that someone should have control of the Marshal's Office and that they were here to serve and protect, not to harass.

Kay Whitley stated that she had been stopped a few times, but not as many times as she deserved. She stated that she was always treated with respect, and that she felt the Marshal's Office was doing a great job.

Alexandra Helm stated that she was Bill Babcock's wife and that she took offense that the Manager called their complaints 'frivolous'. She stated there were glaring discrepancies between Mauldin's and Bullard's findings. She expressed concern that they were not allowed to add to a complaint that had been filed or to provide witnesses.

William Baker stated that he felt the Marshal's Office had done well overall. He stated that he felt they were sometimes over zealous, and that they should be more concerned with safety issues, such as directing traffic, rather than sitting inside a patrol car to block the road. He further stated the Marshal's Office had been investigated by various agencies time and again, and there were never any problems.

Jim Acock stated there was a flaw in the procedural process that allowed this situation to come to this point. He suggested that Council build a system for resolution.

13. Call to the Public for Items Not on the Agenda

Dirk Oosterwyk asked what happened to the 1.2 million dollars landfill closure fees that were supposed to be available to the Town. Rogers advised that he was keeping apprised of the situation.

Beck Hubbell thanked the Council for the availability of the assisted listening devices.

14. Manager/Staff Report

Bullard advised that Dickinson and other candidates for Council must come in April 2, by 5:00 p.m. to approve the ballot statement and spelling of their names; otherwise it would be submitted as presented.

Brown advised that the final public hearing for the proposed ADOT bypass road was set for 4/29/98 at the School's Multi-use Complex from 6:00 to 8:00 p.m.

15. Council Comments, Informational Reports, and Activity Updates

a) **Agenda Item(s) Requests**

Eberhard requested that an ordinance dealing with wood burning and pellet stoves be placed on the next agenda.

The Council discussed the ADOT public hearing process regarding the proposed bypass road.

16. 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 1st day of April 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 2nd day of April 1998.



Deborah Barber, Recording Secretary

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, APRIL 15, 1998
6:30 P.M.**

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

a) Approval of the Minutes:

1) Regular Session – April 1, 1998

b) Set Next Meeting, Date and Time:

1) Council Hears Planning and Zoning – April 22, 1998 at 6:30 p.m.

2) Regular Session – May 6, 1998 at 6:30 p.m.

3) Regular Session – May 20, 1998 at 6:30 p.m.

c) Proclamation: May 2 - May 9, 1998 as National SAFEKIDS week.

On a motion by Hauser, seconded by Eberhard, the Council unanimously approved the Consent Agenda.

- 5. Ordinance Regulating Wood and Pellet Stove Installation for New and Major Remodel Construction**

On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to table this item until further information is received.

- 6. Request by Camp Verde Chamber of Commerce for Lease Agreement from the Town for Oasis Road Property (2nd request)**

A motion by Reeves, seconded by Hauser, to retain ownership of the Oasis Road property and to not enter into a lease agreement with the Chamber of Commerce failed with Reeves, Hauser, and Dickinson voting yes, and Rogers and Eberhard voting no.

On a motion by Eberhard, seconded by Reeves, the Council voted unanimously to direct staff to prepare a draft 'ground lease' agreement for Council perusal.

- 7. Intergovernmental Agreement with the Camp Verde Fire District for Services Provided to the Town**

On a motion by Reeves, seconded by Dickinson, the Council voted unanimously to approve the IGA with Camp Verde Fire District that is agreeable with the Town Manager, the Fire District and the County Attorney, with authorization for the Mayor to sign a resolution adopting the Intergovernmental Agreement.

- 8. Request Authorization from Council to Apply for Funding from Prescott Area Narcotics Task Force (P.A.N.T.) for Funding of a P.A.N.T. Officer**

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to authorize the Town Marshal to apply for funding from the Prescott Area Narcotics Task Force for funding of a P.A.N.T. Officer.

9. Call to the Public for Items Not on the Agenda

a) Gloria B. Miller – Briefing on Community Resource Planning Options

Gloria Miller reported on the Crown Exchange organization that she founded. A copy of her letter is attached and becomes a part of these minutes. She invited Council and citizens to attend a breakfast meeting on May 1.

Donna Hromada reminded Council that this weekend was the Southwestern Days Celebration, and invited attendance to show support of Parks & Recreation.

Dennis Robinson asked for an agenda item addressing a site for his recycling and reclamation business.

His sister spoke on the benefits of recycling.

There was no other public input.

10. Manager/Staff Report

Marshal's Department

a) Community-wide Survey Regarding his Department

Marshal Vredevelde provided a copy of the proposed survey, which will identify law enforcement needs, and open lines of communication. The survey will also provide insight on the citizen's service expectations and which programs are the most important. Vredevelde advised that the surveys will be mailed to all boxes in Camp Verde, and that drop boxes will be placed throughout the Town to encourage a large response.

b) Law Enforcement Torch Run

Vredevelde advised that the 1998 Law Enforcement Torch Run for the Special Olympics is scheduled for May 6, between 12:00 and 2:00 p.m. He stated runners would pick up the torch in Cottonwood, and then run it to I-17. He asked that Council and citizens support this event by pledging donations.

Manager Bullard advised that ADOT had scheduled the final public hearing for the 260 Bypass Road for April 29th, from 6:00 p.m. to 8:00 p.m. at the CVSD Multi-use Center Cafeteria. Bullard also advised that the draft environmental assessment is available in his office for review.

Bullard announced that absentee voting for the Recall Election begins tomorrow, April 16, 1998.

11. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Dickinson asked that a Work Session with Council and Marshal Vredevelde be scheduled. Bullard stated proposed meeting dates would be available at the next Regular Session.

Mayor Rogers encouraged attendance at the public hearing for the 260 Bypass Road. He also advised that the Salt River Pima Council had approved proceeding with the proposed landfill. He advised that they had agreed to a meeting, but that no date had been set.

12. Adjournment

The meeting was adjourned at 8:29 p.m.

**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, APRIL 15, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
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 - 3) Regular Session – May 20, 1998 at 6:30 p.m.
 - c) **Proclamation:** May 2 - May 9, 1998 as National SAFEKIDS week.

**Discussion and Possible Action on the Following:
Public Input is invited on the following item(s) 5 and 6.**

Councilman Eberhard requests the following item:

5. Ordinance Regulating Wood and Pellet Stove Installation for New and Major Remodel Construction.
6. Request by Camp Verde Chamber of Commerce for Lease Agreement from the Town for Oasis Road Property (2nd request).
7. Intergovernmental Agreement with the Camp Verde Fire District for Services Provided to the Town.
8. Request Authorization from Council to Apply for Funding from Prescott Area Narcotics Taskforce (P.A.N.T.) for Funding of a P.A.N.T. Officer.

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.

9. Call to the Public for Items Not on the Agenda

- a) Gloria B. Miller – Briefing on Community Resource Planning Options.

10. Manager/Staff Report

Marshal's Department

- a) Community-wide Survey Regarding his Department.
- b) Law Enforcement Torch Run.

11. Council Comments, Informational Reports, and Activity Updates

- a) Agenda Item(s) Requests

12. Adjournment

Posted by: Carl J. Brown

Date/Time: April 19, 1998 @ 3:15 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 15, 1998
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 Brenda Hauser, Eric Eberhard, Jesse Reeves and Wayne Dickinson were present. Ray Larkey was absent. Council Candidates Tony Gioia, Linda Welsch and Jim Redinger were also present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Gary Vredeveld, Town Marshal; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

3. Pledge of Allegiance

Jesse Reeves led the pledge.

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

a) Approval of the Minutes:

1) Regular Session – April 1, 1998

b) Set Next Meeting, Date and Time:

1) Council Hears Planning and Zoning – April 22, 1998 at 6:30 p.m.

2) Regular Session – May 6, 1998 at 6:30 p.m.

3) Regular Session – May 20, 1998 at 6:30 p.m.

c) Proclamation: May 2 - May 9, 1998 as National SAFEKIDS week.

On a motion by Hauser, seconded by Eberhard, the Council unanimously approved the Consent Agenda.

5. Ordinance Regulating Wood and Pellet Stove Installation for New and Major Remodel Construction.

Manager Bullard advised that additional information regarding wood burning stoves and a copy of the Flagstaff ordinance had been given to Council. A copy of this information is attached and becomes a part of these minutes.

Councilor Eberhard explained that he had requested this agenda item, not to prohibit use of wood burning stoves, but to protect the right to do so. He explained that by taking proactive steps in addressing a potential pollution issue, the Environmental Protection Agency (EPA) would consider this a transitional area and would not impose additional regulations. He said that lean burn stoves produce 97% less pollution, and are 50% more energy efficient. He explained that a modest ordinance that would address the types of wood burning stoves in new construction and major remodel would not have an adverse effect on existing homes. He further stated that proposed subdivisions would bring in approximately 1,300 new homes, and if all these homes had wood burners, there could be a serious pollution problem.

Reeves stated that he felt if an ordinance were enacted, it would draw attention to Camp Verde and result in the EPA coming in and telling the Town what it could and could not do. He also stated he was against any further governmental control. He advised that he had requested further information from other areas of the country that would be available to him shortly.

Dickinson stated that he would like to see the availability of natural gas before restricting the use of wood burning stoves.

Hauser stated that she would also like to see natural gas before adopting an ordinance.

Rogers stated that he is also concerned with pollution and that new construction requires use of lean burn stoves. Rogers asked Bullard to research UBC requirements.

Eberhard reiterated that doing something now would avoid potential EPA actions, such as what Payson is experiencing.

On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to table this item until further information is received.

Public Input:

Leroy Hunter stated that the only stoves you can purchase now must be EPA approved and the Town does not need another ordinance.

Rogers replied that used stoves could still be purchased, as well as masonry fireplaces.

Tom Nielson said that natural gas would probably be available in this area in the next five years. He also stated that during the 60's and 70's, Flagstaff had a horrible problem with smoke, and had to clean it up.

Jane Whitmire advised that she appreciated Eberhard's proactive approach. She stated the Town should not wait until we are told what we can and cannot do. She said that ADOT was inviting 22,000 automobiles in and around the Town and the problem would continue to worsen. She encouraged Council to come up with a creative solution and recommended that this item be tabled until further information could be obtained.

Donna Hromada stated that this action was not admission of a problem, but rather a solution to a potential problem. She also recommended tabling the item until further information was available.

Jennifer Dutton stated that she agreed that the issue should be addressed before it got out of control.

Jim Bullard stated that owners and developers should have a choice, and that once government gets a foot in the door, they keep it there. He said that he wanted no more governmental controls.

Marshall Whitmire advised that it was the Council's responsibility to provide for the general health and safety of the citizens. He said 1,300 new homes could result in additional 2,200 automobiles, and this was approved without a thought to the air quality. He encouraged Council to think about the future, and that we would be chasing our tails with the EPA if we waited to address it when there was a problem. He suggested the item be tabled.

Terri Smith said that she loved the smell of wood burning stoves, but hated the burning trash.

There was no other public input.

6. Request by Camp Verde Chamber of Commerce for Lease Agreement from the Town for Oasis Road Property (2nd request).

Manager Bullard explained that this issue had been before Council previously, and that the Chamber of Commerce had completed the requested surveys of the membership.

Harry King, Chairman, advised that the response rate to the survey had not been as high as they would have liked, but that 75% of the responses received indicated the desire to move to the South Access location. He further advised that tentative plans are available for review for those who are interested. He also stated that space would be available for the Tribe and the Forest Service, and that the Forest Service would be able to bring back artifacts from New York if they had a suitable building in which to store them. He advised the Forest Service would be willing to provide a full-time employee to staff their section of the Center, and that they may also consider a 99-year lease on the adjacent property for parking. He explained that the Chamber has outgrown its existing facilities, there is no parking, and the electrical wiring is outdated and dangerous. He further explained that the previous Council had purchased the property for the Chamber's use, and the Chamber had invested approximately \$2,000 in advertising and related costs. He said that without a lease, the Chamber was unable to proceed with building plans.

Reeves stated that there was no such thing as a partnership with the federal government. He said that they back out of contracts all the time.

Hauser asked if there was a building fund. King responded that there was a small fund, but it wasn't advantageous without the land.

Public Input:

Marshall Whitmire said that he had attended an economic forum sponsored by the Chamber and Verde Valley Regional Economic Development Council. He stated the keynote speaker had stressed the importance of the heart of the city and historic preservation. He further stated that the Chamber's proposed relocation was ludicrous.

Jane Whitmire asked how many survey responses had been returned. King responded that he did not have that information with him, but would get it for her. She stated it was important to know how many

members actually wanted the move. She further stated that it was important for the Chamber and other businesses to work together. She said that moving the Chamber would be like taking the heart out of the Community.

Terri Smith stated that she worked for the Chamber, and that it was the Chamber's job to bring in businesses. She said the bypass road would direct travelers straight to Payson, and that the Oasis Rd. location was ideal to reach these visitors. She further stated that 1,000,000 people visit Montezuma Castle, and only 40,000 visit the Fort. She said a method must be found to bring these visitors into Town.

John Crane said that he was a founding member of the Chamber of Commerce and that it had been a long-time concept to put the Visitor's Center in that area to reach the tourists. He further stated that was the concept when the Town agreed to help with the purchase of the land. He advised that the Town should be acting as an agent only.

There was no other public input.

Hauser said that the South Access Rd. is the only remaining window to Camp Verde. She said she was concerned that other businesses would locate in the area if the Chamber moved out there.

Dickinson asked why the Chamber didn't locate near the Casino if one million people visited the Castle. Smith responded that they didn't have land in that area.

Rogers stated that he also had problems with the move, but that the previous Council did commit to the project, and he felt obligated to support the proposal.

Reeves stated that the historical part of the Town should remain where it is.

Eberhard asked what legal obligations were involved.

Attorney Ramsey responded that the Town had spent from \$28,000 to \$30,000, while the Chamber had paid \$200 or \$300 for advertising. He advised Council to be cautious in disposing of the property. He suggested that a ground lease be developed that would allow the Town to approve tenants and other restrictions, or it would look like a sale.

A motion by Reeves, seconded by Hauser, to retain ownership of the Oasis Road property and to not enter into a lease agreement with the Chamber of Commerce failed with Reeves, Hauser, and Dickinson voting yes, and Rogers and Eberhard voting no.

On a motion by Eberhard, seconded by Reeves, the Council voted unanimously to direct staff to prepare a draft ground lease agreement for Council perusal.

7. Intergovernmental Agreement with the Camp Verde Fire District for Services Provided to the Town.

Bullard advised that the County Attorney and the Fire District had prepared an Intergovernmental Agreement, with an immediate payment of \$40,000 and an item requesting the Town's assistance with annexation. He explained that the original motion did not permit an immediate payment of \$40,000, and he would like clarification on what was expected of the Town with the annexation process.

Clayton Young advised that the Fire District had taken over the Ambulance Service and it was going well. He said that the District needed the funds to operate. He explained that if the Town provided people outside the district with forms and information to be included in the district, it would expedite the annexation process. He asked that Planning & Zoning provide these forms to persons locating outside the district.

On a motion by Reeves, seconded by Dickinson, the Council voted unanimously to approve the IGA with Camp Verde Fire District that is agreeable with the Town Manager, the Fire District and the County Attorney, with authorization for the Mayor to sign a resolution approving the Intergovernmental Agreement.

8. Request Authorization from Council to Apply for Funding from Prescott Area Narcotics Taskforce (P.A.N.T.) for Funding of a P.A.N.T. Officer

On a motion by Dickinson, seconded by Eberhard, the Council voted unanimously to authorize the Town Marshal to apply for funding from the Prescott Area Narcotics Task Force for funding of a P.A.N.T. Officer.

9. Call to the Public for Items Not on the Agenda

a) Gloria B. Miller – Briefing on Community Resource Planning Options.

Gloria Miller reported on the Crown Exchange organization that she founded. A copy of her letter is attached and becomes a part of these minutes. She invited Council and citizens to attend a breakfast meeting on May 1.

Donna Hromada reminded Council that this weekend was the Southwestern Days Celebration, and invited attendance to show support of Parks & Recreation events.

Dennis Robinson asked for an agenda item addressing a site for his recycling and reclamation business.

His sister spoke on the benefits of recycling.

There was no other public input.

10. Manager/Staff Report

Marshal's Department

a) Community-wide Survey Regarding his Department

Marshal Vredevelde provided a copy of the proposed survey, which will identify law enforcement needs, and open lines of communication. The survey will also provide insight on the citizen's service expectations and which programs are the most important. Vredevelde advised that the surveys will be mailed to all boxes in Camp Verde, and that drop boxes will be placed throughout the Town to encourage a large response.

b) Law Enforcement Torch Run

Vredevelde advised that the 1998 Law Enforcement Torch Run for the Special Olympics is scheduled for May 6, between 12:00 and 2:00 p.m. He stated runners would pick up the torch in Cottonwood, and then run it to I-17. He asked that Council and citizens support this event by pledging donations and/or participating in the event.

Manager Bullard advised that ADOT had scheduled the final public hearing for the 260 Bypass Road for April 29th, from 6:00 p.m. to 8:00 p.m. at the School's Multi-use Center Cafeteria. Bullard also advised that the draft environmental assessment for this project is available in his office for review.

Bullard announced that absentee voting for the Recall Election begins tomorrow, April 16, 1998 through May 15, 1998.

11. Council Comments, Informational Reports, and Activity Updates

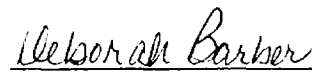
a) Agenda Item(s) Requests

Dickinson asked that a Work Session with Council and Marshal Vredeveid be scheduled. Bullard stated proposed meeting dates would be available at the next Regular Session.

Mayor Rogers encouraged attendance at the public hearing for the 260 Bypass Road. He advised that the Salt River Pima Council had approved proceeding with the proposed landfill. He stated that they had agreed to a meeting, but that no date had been set.

12. Adjournment

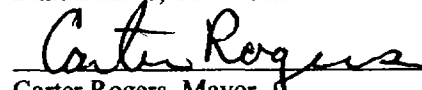
The meeting was adjourned at 8:29 p.m.



Deborah Barber, Recording Secretary



Dane Bullard, Town Clerk

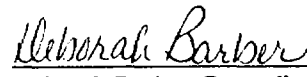


Carter Rogers, Mayor

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 15th day of April 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 16th day of April 1998.



Deborah Barber, Recording Secretary

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, MAY 6, 1998
6:30 P.M.**

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

a) **Approval of the Minutes:**

- 1) Regular Session - April 15, 1998

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

- 1) Regular Session - May 20, 1998 at 6:30 p.m.
2) Council Hears P&Z - May 27, 1998 at 6:30 p.m.
3) Work Session with Marshal Vredevelde - June 3, 1998 at 4:30 p.m.
4) Regular Session - June 3, 1998 at 6:30 p.m.
5) Regular Session - June 17, 1998 at 6:30 p.m.
6) Council Hears P&Z - June 24, 1998 at 6:30 p.m.

c) **Proclamation Recognizing : Law Enforcement Torch Run Day**

On a motion by Reeves, seconded by Eberhard, the Council voted unanimously to approve the Consent Agenda as presented.

5. **Graduation Celebration Committee Update**

Steve Ayres reported that the Committee, students and parents had raised approximately \$19,000, which would be used to purchase prizes, games, photographs, music and security. He advised that the party gave students the opportunity to celebrate their graduation in a drug and alcohol-free environment. He further stated all remaining funds would be used for the 99 Senior Graduation party. There was no action taken or required by Council.

6. **Library Quarterly Report**

Commission Chairman Gwen Gunnell reported on the first quarter of 1998, covering the months of January through March. She advised the Commission had held three meetings and had completed their 5-year plan for the Library. She stated this report had been submitted to the Manager. She explained the plan had been developed from survey results. She further advised that the Commission was now working on the Policy and Procedures Manual and the 98/99 Budget. There was no action required or taken by Council.

7. **Appointment to the Board of Adjustments**

On a motion by Reeves, seconded by Eberhard, the Council voted unanimously to table this item.

8. **CVMO Request for COPS Universal Hiring Program Grant for Additional Officers**

On a motion by Reeves, seconded by Hauser, the Council voted unanimously to approve CVMO request for COPS Universal Hiring Program grant for two additional officers.

9. **Acceptance of FY 96/97 Financial Audit**

On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to accept the FY 96/97 Audit.

10. **Possible Partnership with ADOT for Turn Lanes**

On a motion by Eberhard, seconded by Reeves, the Council voted unanimously to accept a partnership with ADOT, with a cap of \$10,000.

11. **Call to the Public for Items not on the Agenda**

Tom Nielson stated that he and Bob Dinegar were still concerned that there was only one Camp Verde sign on I-17.

Jane Whitmire stated that she was concerned that the recycling bins had been removed from the Bashas' shopping center due to the mess left by Camp Verde residents. She asked for an agenda item dealing with recycling services in Camp Verde.

John Wischmeyer stated that he had spoken with the Tribal Chairman, and that interest had been expressed in a partnership with the Town to repair Reservation Loop Road. He encouraged Council to direct staff to investigate the possibility. He also expressed appreciation for the assistance from the Marshal's office in the investigation and arrest of four persons at Cliff Castle Motel. He advised that a large amount of drugs were confiscated and this type of cooperation was beneficial to everyone.

Jim Redinger asked that the physical address be included on the Planning & Zoning notices.

12. Manager/Staff Report

a) Graffiti Issues

Manager Bullard reported that staff was preparing information on graffiti and abatement options that would be available at the next Council meeting.

Hauser asked if it was permissible to buy the paint and paint it herself.

Attorney Ramsey advised that it was not as it is on private property.

Jane Whitmire asked that Council make a decision tonight, as the graffiti was very unattractive.

Tony Gioia said that Planning & Zoning Commission was addressing Section 109, and perhaps this issue could be included in 109.

Bullard also reported that Library Director Phyllis Hazekamp had given notice, and she would be leaving June 30.

13. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Hauser read a letter from Mr. Davis expressing appreciation of Town support on the Prescott AMA water issues.

Reeves asked if cross training was proceeding on schedule. McGinn advised that it was behind due to equipment repairs.

Hauser asked for clarification from the attorney on conditional use. Ramsey advised that the Town could not legally place a conditional use designation or requirement on an entire district.

Larkey asked for an agenda item requiring a building permit to be linked with landscaping requirements. He stated that he was not satisfied with commercial developers removing all vegetation from areas they were planning to sell, and then leaving the lots that way for an extended length of time. He also asked for an agenda item addressing impact fees.

14. Adjournment

The meeting was adjourned at 7:43 p.m.

**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, MAY 6, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
 - a) **Approval of the Minutes:**
 - 1) Regular Session – April 15, 1998

 - b) **Set Next Meeting, Date and Time:**
 - 1) Regular Session – May 20, 1998 at 6:30 p.m.
 - 2) Council Hears P&Z – May 27, 1998 at 6:30 p.m.
 - 3) Work Session with Marshal Vredevelde – June 3, 1998 at 4:30 p.m.
 - 4) Regular Session – June 3, 1998 at 6:30 p.m.
 - 5) Regular Session – June 17, 1998 at 6:30 p.m.
 - 6) Council Hears P&Z – June 24, 1998 at 6:30 p.m.

 - c) **Proclamation Recognizing : *Law Enforcement Torch Run Day***

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

5. Graduation Celebration Committee Update
6. Library Quarterly Report
7. Appointment to the Board of Adjustments
8. CVMO Request for COPS Universal Hiring Program Grant for Additional Officers
9. Acceptance of FY 96/97 Financial Audit
10. Possible Partnership with ADOT for Turn Lanes

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.

11. Call to the Public for Items not on the Agenda
12. Manager/Staff Report
 - a) Graffiti Issues
13. Council Comments, Informational Reports, and Activity Updates
 - a) Agenda Item(s) Requests
14. Adjournment

Posted by: Heborah Barber

Date/Time: 5-1-98 2:00 p.m.

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**MINUTES
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, MAY 6, 1998
6:30 P.M.**

Minutes are a summary of the actions taken. They are NOT verbatim.

1. Call to Order

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

2. Roll Call

Vice-Mayor Larkey, Councilors Brenda Hauser, Eric Eberhard, and Jesse Reeves were present. Mayor Rogers and Wayne Dickinson were absent. Council Candidates Tony Gioia, Linda Welsch and Jim Redinger were also present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Gary Vredeveld, Town Marshal; Dan McGinn, Public Works Director; Bill Lee, Parks & Recreation Director; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

3. Pledge of Allegiance

Brenda Hauser led the pledge.

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

a) Approval of the Minutes:

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c) Proclamation Recognizing : *Law Enforcement Torch Run Day*

On a motion by Reeves, seconded by Eberhard, the Council voted unanimously to approve the Consent Agenda as presented.

5. Graduation Celebration Committee Update

Steve Ayres reported that the Committee, students and parents had raised approximately \$19,000, which would be used to purchase prizes, games, photographs, music and security. He advised that the party gave students the opportunity to celebrate their graduation in a drug and alcohol-free environment. He further stated all remaining funds would be used for the 99 Senior Graduation party. There was no action taken or required by Council.

6. Library Quarterly Report

Commission Chairman Gwen Gunnell reported on the first quarter of 1998, covering the months of January through March. She advised the Commission had held three meetings and had completed their 5-year plan for the Library. She stated this report had been submitted to the Manager. She explained the plan had been developed from survey results. She further advised that the Commission was now working on the Policy and Procedures Manual and the 98/99 Budget. There was no action required or taken by Council.

7. Appointment to the Board of Adjustments

Manager Bullard advised that the Town had received three letters of interest, however none of the applicants were present for interviews. Bullard recommended that this item be tabled until a full Council and the applicants were present.

On a motion by Reeves, seconded by Eberhard, the Council voted unanimously to table this item.

8. CVMO Request for COPS Universal Hiring Program Grant for Additional Officers

Manager Bullard explained that this request was a continuance of our present COPS Fast grant that was expiring soon. He said the Marshal was requesting two additional officers. Marshal Vredevelde advised that if awarded, the grant would pay for 75% of the officer's salary for three years. He further advised that the Town would be required to keep these positions after the grant expired.

Public Input:

John Wischmeyer said that the Grant called for the Town to pay more for the officers each year. He stressed that Council be aware that the Town would be required to keep the positions after the grant ended. He reminded Council that previous Council members had not understood these grant conditions.

On a motion by Reeves, seconded by Hauser, the Council voted unanimously to approve CVMO request for COPS Universal Hiring Program grant for two additional officers.

9. Acceptance of FY 96/97 Financial Audit

Bullard advised that a notice had been posted advising that the audit was available for public review. He explained that the audit firm had been late in submitting the final product, but that overall the audit showed the Town to be in a strong fiscal position, with an excess of \$596,605 for FY 96/97. He further

stated that staff always looks at recommendations for improvement, and there were some areas where improvement could be made.

Public Input:

Tony Gioia asked if the excess funds would go into the general fund, and if general funds could be used to augment HURF funds. He commended staff for their sound financial management.

On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to accept the FY 96/97 Audit.

10. Possible Partnership with ADOT for Turn Lanes

Bullard advised that this was the second time to consider partnership with ADOT for road improvements. The first project was at Horseshoe Bend Rd. He explained that the Town would use our staff and engineering and ADOT would provide funding.

McGinn advised that ADOT required a 50% cash match. He explained that by including the proposed streets on the chip seal bid and staff time, the match requirement could easily be met. The proposed projects would include right turn lanes only on Hwy. 260 at Verde Lakes Dr., E; Old Hwy. 279, across from the County Complex; and Verde Park Dr. He said that ADOT would provide the cattle guard, and staff would put it in so that larger vehicles could make the turn without blocking on-coming traffic. McGinn advised that these streets were the easiest to complete, and the idea of the partnership was to do in, complete the job, and get out. He stated the last project took two weeks from start to finish, and this is what ADOT was looking for. He further advised that if funds remained, Sierra Verde could also be considered, but it would require more work due to the fill that was needed.

Public Input:

Henry Shill encouraged Council to participate in the partnership. He stated that he felt Sierra Verde was much more dangerous than Park Verde due to the amount of traffic.

Gary Vredeveld stated that Verde Lakes Dr. had been the scene of several accidents lately, one of which involved a deputy. He said this area definitely needed improvement.

On a motion by Eberhard, seconded by Reeves, the Council voted unanimously to accept a partnership with ADOT, with a cap of \$10,000.

11. Call to the Public for Items not on the Agenda

Tom Nielson stated that he and Bob Dinegar were still concerned that there was only one Camp Verde sign on I-17.

Jane Whitmire stated that she was concerned that the recycling bins had been removed from the Bashas' shopping center due to the mess left by Camp Verde residents. She asked for an agenda item dealing with recycling services in Camp Verde.

John Wischmeyer stated that he had spoken with the Tribal Chairman, and that interest had been expressed in a partnership with the Town to repair Reservation Loop Road. He encouraged Council to direct staff to investigate the possibility. He also expressed appreciation for the assistance from the Marshal's office in the investigation and arrest of four persons at Cliff Castle Motel. He advised that a large amount of drugs were confiscated and this type of cooperation was beneficial to everyone.

Jim Redinger asked that the physical address be included on the Planning & Zoning notices.

12. Manager/Staff Report

a) Graffiti Issues

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Tony Gioia said that Planning & Zoning Commission was addressing Section 109, and perhaps this issue could be included in 109.

Bullard also reported that Library Director Phyllis Hazekamp had given notice, and she would be leaving June 30.

13. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Hauser read a letter from Mr. Davis expressing appreciation of Town support on the Prescott AMA water issues.

Reeves asked if cross training was proceeding on schedule. McGinn advised that it was behind due to equipment repairs.

Hauser asked for clarification from the attorney on conditional use. Ramsey advised that the Town could not legally place a conditional use designation or requirement on an entire district.

Larkey asked for an agenda item requiring a building permit to be linked with landscaping requirements. He stated that he was not satisfied with commercial developers removing all vegetation from areas they were planning to sell, and then leaving the lots that way for an extended length of time. He also asked for an agenda item addressing impact fees.

14. Adjournment

The meeting was adjourned at 7:43 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 6th day of May 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 8th day of May 1998.

Deborah Barber

Deborah Barber, Recording Secretary

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, MAY 20, 1998
6:30 P.M.**

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

a) Approval of the Minutes:

1) Regular Session – May 6, 1998

b) Set Next Meeting, Date and Time:

1) Council Hears P&Z – May 27, 1998 at 6:30 p.m.

2) Work Session with Marshal Vredevelde – June 3, 1998 at 4:30 p.m.

3) Regular Session – June 3, 1998 at 6:30 p.m.

4) Regular Session – June 17, 1998 at 6:30 p.m.

5) Council Hears P&Z – June 24, 1998 at 6:30 p.m.

c) Special Event Liquor License for Block Party May 23, 1998

On a motion by Larkey, seconded by Eberhard, the Council voted unanimously to approve the Consent Agenda as presented.

5. Award of Contract Project #98-001, Chip Seal

On a motion by Eberhard, seconded by Larkey, the Council voted unanimously to award Project #98-001 to C&E Paving in the amount of \$87,628.82.

6. Award of Project #98-002, Paving Preparation

On a motion by Hauser, seconded by Eberhard, the Council voted unanimously to award Project #98-002 to Tom Mulcaire for \$104,554.50.

7. Appointment to the Board of Adjustments

On a motion by Hauser, seconded by Larkey, the Council voted to appoint Dirk Oosterwyk to serve out the remaining term of Mike Punkoney on the Board of Adjustments. Reeves abstained.

8. Possible Approval of Ordinance 98-A135, Adopting the 1998 Amendments to the Tax Code of the Town of Camp Verde and Resolution 98-396, Declaring a Public Record, the 1998 Amendments to the Tax Code

A motion by Reeves to table this item failed due to lack of a second.

On a motion by Larkey, seconded by Eberhard, the Council voted to approve Ordinance 98-A135 adopting the 1998 amendments to the Tax Code, and Resolution 98-396 declaring the amendments a public record. Reeves voted no.

9. Municipal Ground Lease of Oasis Road property to the Chamber of Commerce

A motion by Reeves, seconded by Hauser to not enter into an agreement with the Chamber of Commerce failed due to the lack of a majority. Reeves and Hauser voted yes. Rogers, Larkey and Eberhard voted no.

On a motion by Eberhard, seconded Larkey, the Council voted to approve a 2-year ground lease with the Chamber of Commerce without the understanding of a long-term lease of 50-years at this time. Hauser voted no.

10. Parks & Recreation Commission Request to Review Pool User Fees

On a motion by Hauser, seconded by Eberhard, the Council voted to approve Resolution 98-397, reducing the family pass fees from \$125.00 to \$100.00 with no limit to the number of immediate family members; to allow the Mayor to sign the Resolution and with direction to staff to evaluate the fee schedule and pool usage very carefully prior to preparing next year's budget.

11. Discussion and Direction to Staff regarding Impact Fees

On a motion by Eberhard, seconded by Larkey, the Council voted to direct staff to study all areas of impact fees and consultants costs, and bring information back to Council for further discussion. Reeves voted no.

12. Discussion and Direction to Staff regarding Graffiti

On a motion by Eberhard, seconded by Reeves, the Council voted unanimously to direct staff to continue work on Sections 108 and 109 with a 10-day limitation on property owners; to develop a program similar to that of Glendale; to have staff repair Town signs and Town property; and to have the Town Marshal develop methods to apprehend the vandals.

13. Discussion and Direction to Staff regarding Recycling Services

On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to direct staff to get further information; to invite additional input from Belle Starr and Katie Blevins; and to prepare a draft contract.

14. Establishment of Public Safety Advisory Board

On a motion by Eberhard, seconded by Reeves, the Council voted unanimously to direct staff to prepare a Resolution establishing a Public Safety Advisory Board and bring back to Council for approval.

15. Set Executive Session to Discuss Pending Litigation per A.R.S. §38-431.03(A)(4) and Manager's Annual Performance Review per A.R.S. §38-431.03(A)(1)

On a motion by Eberhard, seconded by Reeves, the Council voted to set an executive session to discuss pending litigation and the Manager's annual performance review for June 10, 1998 at 5:30 p.m.

16. Call to the Public for Items not on the Agenda

John Wischmeyer stated that he was present as a representative of the Yavapai-Apache Tribe and a tax-paying citizen. He expressed concerns with the closing of CVMO Jail and the loss of approximately \$40,000 in reimbursement fees.

Jim Bullard advised that Council had directed staff to investigate the cost of operating the jail.

17. Manager/Staff Report

There was no report.

18. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Eberhard asked for an agenda item that would address a Quarterly Report/Newsletter for staff and Council.

Reeves advised Council members that he would like each of them to visit the CVMO jail prior to the Work Session. He stated that it was so bad, he would not like to see anyone held there.

Rogers said that he appreciated the new attitude of the public and Council, and that it was such a good meeting, he would like to see it continued.

19. Adjournment

The meeting was adjourned at 9:46 p.m.

**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, MAY 20, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
 - a) **Approval of the Minutes:**
 - 1) Regular Session – May 6, 1998
 - b) **Set Next Meeting, Date and Time:**
 - 1) Council Hears P&Z – May 27, 1998 at 6:30 p.m.
 - 2) Work Session with Marshal Vredeveld – June 3, 1998 at 4:30 p.m.
 - 3) Regular Session – June 3, 1998 at 6:30 p.m.
 - 4) Regular Session – June 17, 1998 at 6:30 p.m.
 - 5) Council Hears P&Z – June 24, 1998 at 6:30 p.m.
 - c) **Special Event Liquor License for Block Party May 23, 1998**

Discussion and Possible Action on the Following:

Public Input is invited on the following item(s) 8, 9, 10, 11, 12 and 13.

5. Award of Contract Project #98-001, Chip Seal
6. Award of Project #98-002, Paving Preparation
7. Appointment to the Board of Adjustments
8. Possible Approval of Ordinance 98-A135, Adopting the 1998 Amendments to the Tax Code of the Town of Camp Verde *and* Resolution 98-396, Declaring a Public Record, the 1998 Amendments to the Tax Code
9. Municipal Ground Lease of Oasis Road property to the Chamber of Commerce
10. Parks & Recreation Commission Request to Review Pool User Fees
11. Discussion and Direction to Staff regarding Impact Fees
12. Discussion and Direction to Staff regarding Graffiti

13. Discussion and Direction to Staff regarding Recycling Services
14. Establishment of Public Safety Advisory Board
15. Set Executive Session to Discuss Pending Litigation per A.R.S. §38-431.03(A)(4) and Manager's Annual Performance Review per A.R.S. §38-431.03(A)(1)

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.

16. Call to the Public for Items not on the Agenda
17. Manager/Staff Report
18. Council Comments, Informational Reports, and Activity Updates
 - a) Agenda Item(s) Requests
19. Adjournment

Posted by: Nisoral Barber

Date/Time: 5-15-98 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, MAY 20, 1998
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 Ray Larkey, Brenda Hauser and Eric Eberhard were present. Wayne Dickinson was absent. Jesse Reeves joined the meeting at 6:43 p.m. Councilors-elect Tony Gioia and Jim Redinger were also present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Gary Vredeveld, Town Marshal; Dan McGinn, Public Works Director; Doug Jones, Street Superintendent; Bill Lee, Parks & Recreation Director; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

3. Pledge of Allegiance

Ray Larkey led the pledge.

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

a) Approval of the Minutes:

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5) Council Hears P&Z – June 24, 1998 at 6:30 p.m.

c) Special Event Liquor License for Block Party May 23, 1998

On a motion by Larkey, seconded by Eberhard, the Council voted unanimously to approve the Consent Agenda as presented.

5. Award of Contract Project #98-001, Chip Seal

Bullard advised that staff recommended the award go to the low bidder.

On a motion by Eberhard, seconded by Larkey, the Council voted unanimously to award Project #98-001 to C&E Paving in the amount of \$87,628.82.

6. Award of Project #98-002, Paving Preparation

McGinn advised that the Street Department was trying a new approach with paving this year. By contracting out the road preparation, the Street Dept. would be able to pave nearly twice as many miles of road this summer than had been originally planned. In response to Council questions, McGinn advised that cattle guards had to be removed from Verde Park and Sierra Verde for safety issues, and that staff would place the guards on Horseshoe Bend in order to create a safer turning radius. McGinn assured Council that grazing status in the areas had been checked.

On a motion by Hauser, seconded by Eberhard, the Council voted unanimously to award Project #98-002 to Tom Mulcaire for \$104,554.50.

7. Appointment to the Board of Adjustments

Bullard advised that Mike Punkoney had resigned from the Board of Adjustments, that the position had been advertised, and that three letters of interest had been received. The letters of interest were from Margie Johnson, Dirk Oosterwyk and Donald Kriske. Mrs. Johnson and Mr. Oosterwyk were present for Council questions.

Oosterwyk advised that because of his experience as a Council member and training, he was more qualified. Mayor Rogers agreed that the position required technical knowledge and due to Oosterwyk's training, he was the most qualified of the applicants.

Johnson stated that she had served on the General Plan and the Focused Future Committees. She advised that she applied for this position three years ago, and that she was still interested in serving.

On a motion by Rogers, seconded by Hauser, the Council voted to appoint Dirk Oosterwyk to serve out the unfilled term of Mike Punkoney on the Board of Adjustments. Reeves abstained.

8. Possible Approval of Ordinance 98-A135, Adopting the 1998 Amendments to the Tax Code of the Town of Camp Verde and Resolution 98-396, Declaring a Public Record, the 1998 Amendments to the Tax Code

Bullard advised that the League of Cities and Towns works with cities every year to amend the Tax Code. The League acts as the watchdog in order to keep taxation under local control. For example, Camp Verde does not wish to tax food items. He explained the proposed amendments were the League's method of keeping the Model Tax Code consistent and the government out of our general fund. He further stated this was a housekeeping item, and the League needed the Ordinance and Resolution by the end of May.

A motion by Reeves to table this item failed due to lack of a second.

On a motion by Larkey, seconded by Eberhard, the Council voted to approve Ordinance 98-A135 adopting the 1998 amendments to the Tax Code, and Resolution 98-396 declaring the amendments a public record. Reeves voted no.

Public Input:

Bob Burnside asked if the Town could guarantee there would be no retroactive penalties or taxes.

Jane Whitmire also stated that she was concerned with the changes being retroactive to 1987.

Attorney Ramsey advised that the amendments only served to bring the Tax Code into compliance with 1987 environmental laws. He stated the amendments would allow for tax exemption and not penalties.

9. Municipal Ground Lease of Oasis Road property to the Chamber of Commerce

Bullard advised that staff had prepared a draft lease as requested by Council. He explained the reason for the difference in acreage was because when the Town was purchasing the area with plans to construct Oasis Road, the Council was approached to purchase adjacent land for an information center. Rogers said that he served on the Council that approved this arrangement and he felt bound by this original decision. Reeves said that he did not believe all avenues had been explored. Larkey said that he believed that since there were already 12,000 cars per day on Main Street; the Bypass Road was the only solution. He further stated that growth could not be stopped, and that it was the Council's responsibility to plan for the future growth. Eberhard said that it would be a good location IF the Bypass Road were constructed there.

Harry King, Chamber President, advised the Chamber Board had approved the draft lease. The purpose for requesting an immediate response was that there would soon be fill dirt available and they would receive compensation for permitting the clean fill to be dumped on site. He explained these funds would be set aside for the building fund. In response to Reeves' questions about the type of building, King explained there would be space set aside for the Tribe, the Forest Service, the Historical Society and a museum. King further stated the Chamber would control the building and the leases, but the Town would have a say in what was built.

The motion by Reeves, seconded by Hauser to not enter into an agreement with the Chamber of Commerce failed due to the lack of a majority vote. Reeves and Hauser voted yes. Rogers, Larkey and Eberhard voted no.

On a motion by Eberhard, seconded Larkey, the Council voted to approve a 2-year ground lease with the Chamber of Commerce without the understanding of a long-term lease of 50-years at this time. Hauser voted no.

Public Input:

Betty Skousen asked if Oasis Road would be connected to Finney Flat to provide access to the site.

Bob Burnside said he was concerned with the length of the lease.

Henry Shill encouraged Council to approve the lease, as this was an ideal location to reach the traffic that would be using the bypass road.

Dirk Oosterwyk asked if ADOT could be involved to develop the center in conjunction with a rest area.

Jennifer Dutton said that she was very concerned with chunks of concrete and other 'clean fill' being dumped on the site, and no clear time indicated as to when construction would begin. She stated that this sounds like it would have a very negative visual impact.

Marshall Whitmire said the Town was once again putting the cart before the horse. He stated we have no coherent vision for the future or general plan. He advised that he felt it would be much wiser to use the money that would be used for building construction to enhance the downtown area.

Terri Smith, Chamber Administrative Assistant, advised that a Main Street Committee had been formed and was meeting on a regular basis. She further stated the Committee would be reporting their progress to the Council in the near future.

Jane Whitmire advised that she was opposed to moving the Chamber from the downtown area. She said that it would be like moving the beating heart from the heart of town. She also expressed concerns with allowing 'fill' to be dumped without any idea when it would be covered.

Harry King responded that the Town would have restrictions on the area, and the Chamber would meet all requirements.

Dan McGinn advised that there would be over 100,000 square yards of fill from the swap meet project alone.

Tony Gioia said that the area is residentially zoned and that the Chamber of Commerce should remain in the center of Town. He added that if the Chamber needed to reach all the traffic from I-17, they should contact Mr. Steele and rent a space from his facility that is to be constructed across from the casino.

Jim Ellington said that as a business owner, he expects the Chamber of Commerce to send business to him. He said the Bypass road will be an ideal location and that the heart of the Town is the community.

Jim Redinger said that the casino attracts gamblers, and the Bypass road would be the best location.

John Crane said the area had been studied, and the Oasis Road location was the best to attract tourists passing through.

Bob Burnside made a humorous comment.

Jim Bullard said the Oasis Road is the best location as the traffic between here and Cottonwood continues to increase.

There was no other public input.

10. Parks & Recreation Commission Request to Review Pool User Fees

Bullard advised the Commission requested that Council review pool user fees. Donna Hromada, Chairman, said that the Commission had received several comments about the price of the family pass and that after review, the Commission recommended the cost of the pass be lowered from \$125.00 per family of four to \$100.00 per family with no limit on immediate family members. In response answer

to Council questions, Hromada explained the pool user fees were in line with other neighboring communities.

Bill Lee advised that this was a good idea to generate usage and that it would have no revenue impact as the pool was not a profit-making venture.

On a motion by Hauser, seconded by Eberhard, the Council voted to approve Resolution 98-397, reducing the family pass fees from \$125.00 to \$100.00 with no limit to the number of immediate family members; to allow the Mayor to sign the Resolution and with direction to staff to evaluate the fee schedule and pool usage very carefully prior to preparing next year's budget.

Public Input:

Dirk Oosterwyk asked if the definition of 'family' included grandchildren, cousins, etc.

The meeting was recessed at 7:55 p.m. and reconvened at 8:00 p.m.

11. Discussion and Direction to Staff regarding Impact Fees

Manager Bullard explained that this item was to open the lines of discussion and pointed out that impact fees could be used as a method to control or offset growth. He further explained that the statutes were very specific as for the costs and expenditure of the funds, for example they could be used for streets, parks, libraries, police, etc. He advised that he had spoken with Payson representatives who said they wished they had imposed the fees years ago to help with the expenses they were facing now. Bullard advised that it was staff recommendation to go to bid for a consultant to provide an analysis of impact fees.

Hauser said a large development would impact the entire town.

Eberhard said that he would like to see a very broad study that would encompass all areas.

Larkey asked Council to keep in mind that the fees, if imposed, would be passed on to the homeowner.

Rogers said that he would not support impact fees without extensive studies.

On a motion by Eberhard, seconded by Larkey, the Council voted to direct staff to study all areas of impact fees and consultants costs, and bring information back to Council for further discussion. Reeves voted no.

Public Input:

Tom Nielson stated that the Department of Commerce provided guidelines.

Tony Gioia said that the Department of Commerce and NACOG had a wealth of information available, and that Scottsdale had development fees that had withstood court cases. He said that he believed that staff was capable of performing preliminary studies.

Henry Shill said that he would rather see an increase in sales tax than imposition of impact fees. He stated that impact fees hurt those who can least afford it.

Terri Smith said that she had received several calls from builders, and that she would like Council to focus on setting aside areas for parks rather than implementing impact fees.

Donna Hromada encouraged Council to get as much information as possible with little cost.

Heather Mauch said that she agreed.

Suzy Burnside said that the bed tax was enacted "just because it was there" and that it only generated a little over \$2,000 per month. She cautioned Council to seriously consider the consequences of impact fees. She urged Council to look at the whole picture and include water and sewer and to tie in with the General Plan and Capital Improvement Plan.

Marshall Whitmire said that this valley was an 'open system' and that if all other communities charged impact fees, and Camp Verde did not, the developers would chose Camp Verde to develop.

There was no other public input.

12. Discussion and Direction to Staff regarding Graffiti

Manager Bullard explained that staff was addressing the issue through the Zoning Ordinance Sections 108 and 109. He advised that an officer had been assigned to the gang issues, and many volunteers were available to address graffiti abatement. He said the Town should have a plan on the books to address this issue on a consistent basis.

Attorney Ramsey said that Glendale had a program in which they would put the property owner on notice that a clean-up crew would be coming to their home at a certain time to clean the graffiti. The owner would give his consent by leaving the gate opened. He advised that there should be an ordinance to compel the property owner to clean up, as the primary issue is not necessary appearance, but security and safety. Graffiti is actually a 'tag' by gang members. He said the Town should have the ability to cite an owner who refused to comply.

On a motion by Eberhard, seconded by Reeves, the Council voted unanimously to direct staff to continue work on Sections 108 and 109 with a 10-day limitation on property owners; to develop a program similar to that of Glendale; to have staff repair Town signs and Town property; and to have the Town Marshal develop creative methods to apprehend the vandals.

Public Input:

Dale Kyllingstad said that this action would make a victim out of the victim. He further stated the real issue was that the police should be catching the criminals.

Virginia Bragg said that she likes the idea of a 10-day period before action was taken, and that this might push the homeowner to do something.

Henry Shill said the children who are doing this should be penalized, not the property owners. He said the Town should be in violation for the painted street signs that have not been replaced in years, or ADOT who does nothing to remove graffiti from the bridges. He said that more effort should be put into catching the criminals.

Terri Smith said that she had received several calls from builders, and that she would like Council to focus on setting aside areas for parks rather than implementing impact fees.

Donna Hromada encouraged Council to get as much information as possible with little cost.

Heather Mauch said that she agreed.

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On a motion by Eberhard, seconded by Reeves, the Council voted unanimously to direct staff to continue work on Sections 108 and 109 with a 10-day limitation on property owners; to develop a program similar to that of Glendale; to have staff repair Town signs and Town property; and to have the Town Marshal develop creative methods to apprehend the vandals.

Public Input:

Dale Kyllingstad said that this action would make a victim out of the victim. He further stated the real issue was that the police should be catching the criminals.

Virginia Bragg said that she likes the idea of a 10-day period before action was taken, and that this might push the homeowner to do something.

Henry Shill said the children who are doing this should be penalized, not the property owners. He said the Town should be in violation for the painted street signs that have not been replaced in years, or ADOT who does nothing to remove graffiti from the bridges. He said that more effort should be put into catching the criminals.

Marshall Whitmire said that he was impressed with the Council's quick response to this issue, and he would like to see it continue by addressing items of greater concern such as speculative grading and similar issues.

Marshal Vredeveld explained that there was presently a lack of staff to provide the needed patrol.

13. Discussion and Direction to Staff regarding Recycling Services

Bullard explained that Jane Whitmire had requested this item. He said that the statute was written for communities that had waste removal capabilities in place. He further stated the landfill was years away, and the Town did not have the facilities to provide recycling. Jane Whitmire said that she brought this issue to Council's attention after reading a newspaper article about Belle Starr's removal of the bins at Bashas'. She then introduced Dennis Robinson, owner of E&M Recycling a local Camp Verde business.

Mr. Robinson provided Council with a proposed 3-year contract for services in the amount of \$9,800 to provide recycling services. A copy of this material is attached and becomes a part of these minutes. Robinson gave a background of his experience and answered questions from Council. Manager Bullard explained that any contract for services over \$5,000 must be let out for bid, and there would also be bonding and insurance requirements.

On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to direct staff to get further information; to invite additional input from Belle Starr and Katie Blevins; and to prepare a draft contract for recycling services.

Public Input:

Heather Mauch said that the proposal sounded good, but that it would be a good idea to speak with Belle Starr.

Marshall Whitmire said that it was good to support local businesses, and that he was extremely excited about this proposal. He suggested the inclusion of street-side curb service that would result in less traffic and less pollution.

Tony Gioia said that street side service was the ultimate goal, and that he was very excited with Council's quick response.

Rebecca Crouch, Vice-President, of E&M Recycling said that she would be happy to speak with Belle Starr, and encouraged Council not to be intimidated by the costs.

There was no other public input.

14. Establishment of Public Safety Advisory Board

Marshal Vredeveld advised that this Board would open lines of communication with the community, and that it would not be a Board with regulatory powers. He explained their primary purpose would be to identify problems and potential resolutions.

On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to direct staff to prepare a Resolution establishing a Public Safety Advisory Board and bring back to Council for approval.

15. Set Executive Session to Discuss Pending Litigation per A.R.S. §38-431.03(A)(4) and Manager's Annual Performance Review per A.R.S. §38-431.03(A)(1)

Manager Bullard explained that the intent of this session was to bring new Council members up-to-date on the Town's pending litigation.

On a motion by Eberhard, seconded by Reeves, the Council voted to set an executive session to discuss pending litigation and the Manager's annual performance review for June 10, 1998 at 5:30 p.m., and a work session at 6:30 p.m.

16. Call to the Public for Items not on the Agenda

John Wischmeyer stated that he was present as a representative of the Yavapai-Apache Tribe and a tax-paying citizen. He expressed concerns with the closing of CVMO Jail and the loss of approximately \$40,000 in reimbursement fees.

Jim Bullard advised that Council had directed staff to investigate the cost of operating the jail.

17. Manager/Staff Report

There was no report.

18. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Eberhard asked for an agenda item that would address a Quarterly Report/Newsletter for staff and Council.

Reeves advised Council members that he would like each of them to visit the CVMO jail prior to the Work Session. He stated that it was so bad, he would not like to see anyone held there.

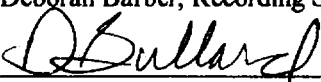
Rogers said that he appreciated the new attitude of the public and Council, and that it was such a good meeting, he would like to see it continued.

19. Adjournment

The meeting was adjourned at 9:46 p.m.



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 20th day of May 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 21st day of May 1998.

Deborah Barber
Deborah Barber, Recording Secretary

**AGENDA
WORK SESSION
COMMON COUNCIL
of the
CAMP VERDE MARSHAL'S OFFICE
33 MOSER LANE
WEDNESDAY, JUNE 3, 1998
4:30 P.M.**

1. Call to Order
2. Roll Call

Discussion of the Following:

3. Marshal's Office Issues
4. Adjournment

Posted by: *Nelsora Barber*

Date/Time: *5-29-98 - 10:00 a.m.*

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

**AGENDA
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
CAMP VERDE MARSHAL'S OFFICE
33 MOSER LANE
WEDNESDAY, JUNE 3, 1998
4:30 P.M.**

1. Call to Order
2. Roll Call

Discussion of the Following:

3. Marshal's Office Issues
4. Adjournment

ANNOUNCED

Posted by: Deborah Barber

Date/Time: June 1, 1998 at 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 typeface print, may request these at the Office of the Town Clerk.

**MINUTES
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
CAMP VERDE MARSHAL'S OFFICE
33 MOSER LANE
WEDNESDAY, JUNE 3, 1998
4:30 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 4:30 p.m.

2. Roll Call

Mayor Rogers, Councilors Larkey, Hauser, Eberhard and Reeves were present. Wayne Dickinson was absent. Councilors-elect Redinger and Gioia; Dane Bullard, Town Manager; Gary Vredeveld, Town Marshal; and Deborah Barber, Recording Secretary were also present.

3. Marshal's Office Issues

Marshal Vredeveld covered the changes he had made since taking over as the Marshal. He advised that his primary goal was to change the philosophy of community policing and to open lines of communication with the community. Vredeveld explained that in the past the philosophy was enforcement only. He stated he believed that community input and involvement in the Marshal's Office would result in a safer and happier community. He said that he wished to see all Department employees take an active role in the community. Vredeveld also advised that the P.A.N.T. organization had approved a DARE Officer and \$10,000 for a DARE car. He provided a picture of the vehicle, as well as copies of the forms developed for officer use. These items are attached and become a part of these minutes.

Vredeveld also provided a salary study that indicated Camp Verde deputy salaries are often lower than those in other communities. He advised this was a detriment to the availability of experienced officers.

Vredeveld played a video regarding community policing and problem solving, and gave a tour of the Marshal's Office and Detention Center.

4. **Adjournment**

The meeting was adjourned at 5:50 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 discussions 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 3rd day of June 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 3rd day of June 1998.

Deborah Barber
Deborah Barber, Recording Secretary

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, JUNE 3, 1998
6:30 P.M.**

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

a) Approval of the Minutes:

1) Regular Session – May 20, 1998

b) Set Next Meeting, Date and Time:

1) Work Session with Marshal Vredevelt – June 3, 1998 at 4:30 p.m.

2) Regular Session – June 3, 1998 at 6:30 p.m.

3) Executive Session – June 10, 1998 at 5:30 p.m.

4) Work Session – June 10, 1998 at 7:00 p.m.

5) Regular Session – June 17, 1998 at 6:30 p.m.

6) Council Hears P&Z – June 24, 1998 at 6:30 p.m.

On a motion by Hauser, seconded by Eberhard, the Council voted unanimously to approve the Consent Agenda as presented.

- 5. Resolution 98-399 Canvass of Votes, May 19, 1998 Recall Election**

On a motion by Eberhard, seconded by Larkey, the Council voted unanimously to approve Resolution 98-399.

- 6. Swearing-In and Seating of New Council Members**

No action was taken or required by Council. Judge Driscoll swore in Jim Redinger and Tony Gioia. The new Council members were seated.

- 7. Resolution 98-398 Establishing a Public Safety Advisory Board**

A motion by Eberhard to approve Resolution 98-398 establishing a Public Safety Board with a sunset clause ending the Board in December 1999 failed for a lack of a second.

On a motion by Gioia, seconded by Redinger, the Council voted to set a work session to discuss the establishment of a Public Safety Advisory Board. Eberhard voted no.

- 8. Review of Town Policy Regarding Use of Alcohol on Town Property for Special Events by**

a) Reunion 98 Request to Use Alcohol on Town Property

On a motion by Larkey, seconded by Eberhard, the Council voted unanimously not to change the existing Town policy regarding use of alcohol on Town property.

- 9. Possible Closure of Camp Verde Marshal's Office Jail Facilities**

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to keep the jail open with the following conditions: 1) perform minimum Health Department requirements; 2) train current staff as necessary and as scheduling permits; and 3) the Marshal bring back a proposal for additional detention staff, with a goal of multiple use for this staff and 4) assess the audio and video equipment needs.

10. Request by the American Legion for a Permanent Patio Permit for Premises Located at 286 S. Third Street

On a motion by Gioia, seconded by Redinger, the Council voted unanimously to approve the request by the American Legion for a permanent patio permit for premises located at 286 S. Third St.

11. Establishing a Quarterly Newsletter for the Town

On a motion by Larkey, seconded by Hauser, the Council voted to direct the Town Manager to research the matter and make his own determination. Eberhard voted no.

12. Call to the Public for Items not on the Agenda

Lori Boyce stated that the cattle guards located at Quarterhorse and at White Hills were important to the safety of children and that they were the only things keeping the horses from running out onto the busy highway. She said that she wanted the cattle guards put back in.

Tom Nielson said that cattle guards were needed in front of the Senior Citizen's Apartments to slow speeders.

Jane Whitmire said the cattle guards were a part of the Town's agricultural and ranch history, and they should not be removed.

Winogene Harris suggested that rumble strips be placed on Clinton Lane to slow speeders.

Del Kyllingstad said that nothing should be placed in the roads to control speeders as they may cause a serious accident. He said it was the Mother's job to watch their children.

Bob Dinegar suggested placing an unused patrol car in an area to deter speeding.

13. Manager/Staff Report

Manager Bullard advised the Town had received a dividend check from the State Fund in the amount of \$28,208. He also reported that staff had been in contact with Ms. Blevins and Starr, and they were both very interested in providing assistance to the Town. He further explained that Waste Management would replace the recycling bins if volunteers could be found to clean the area.

14. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Redinger asked for an agenda item to address trash pickup for the businesses along I-17 and 260.

Gioia asked for an agenda item to establish a park in the Verde Lakes area with RICO grant funds.

15. Adjournment

The meeting was adjourned at 8:45 p.m.

**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JUNE 3, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
 - a) **Approval of the Minutes:**
 - 1) Regular Session – May 20, 1998
 - b) **Set Next Meeting, Date and Time:**
 - 1) Work Session with Marshal Vredevelde – June 3, 1998 at 4:30 p.m.
 - 2) Regular Session – June 3, 1998 at 6:30 p.m.
 - 3) Executive Session – June 10, 1998 at 5:30 p.m.
 - 4) Work Session – June 10, 1998 at 7:00 p.m.
 - 5) Regular Session – June 17, 1998 at 6:30 p.m.
 - 6) Council Hears P&Z – June 24, 1998 at 6:30 p.m.

**Discussion and Possible Action on the Following -
Public Input is invited on the following item(s): 8, 9 and 10**

5. Resolution 98-399 Canvass of Votes, May 19, 1998 Recall Election
6. Swearing-In and Seating of New Council Members
7. Resolution 98-398 Establishing a Public Safety Advisory Board
8. Review of Town Policy Regarding Use of Alcohol on Town Property for Special Events by
 - a) Reunion 98 Request to Use Alcohol on Town Property
9. Possible Closure of Camp Verde Marshal's Office Jail Facilities
10. Request by the American Legion for a Permanent Patio Permit for Premises Located at 286 S. Third Street

Councilor Eberhard requested the following item(s):

11. Establishing a Quarterly Newsletter for the Town

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.

12. Call to the Public for Items not on the Agenda
13. Manager/Staff Report
14. Council Comments, Informational Reports, and Activity Updates
 - a) Agenda Item(s) Requests
15. Adjournment

Posted by: Deborah Barber

Date/Time: 5-29-98 - 10:45 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, JUNE 3, 1998
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 Ray Larkey, Brenda Hauser, and Eric Eberhard were present. Wayne Dickinson and Jesse Reeves were absent. Council Members-elect Tony Gioia and Jim Redinger were also present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Gary Vredeveld, Town Marshal; Bill Lee, Parks & Recreation Director; Judge Al Driscoll, Magistrate; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

Mayor Rogers introduced County Supervisor Chip Davis.

3. Pledge of Allegiance

Chip Davis led the pledge.

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

a) Approval of the Minutes:

- 1) Regular Session – May 20, 1998

b) Set Next Meeting, Date and Time:

- 1) Work Session with Marshal Vredeveld – June 3, 1998 at 4:30 p.m.
- 2) Regular Session – June 3, 1998 at 6:30 p.m.
- 3) Executive Session – June 10, 1998 at 5:30 p.m.
- 4) Work Session – June 10, 1998 at 7:00 p.m.
- 5) Regular Session – June 17, 1998 at 6:30 p.m.
- 6) Council Hears P&Z – June 24, 1998 at 6:30 p.m.

On a motion by Hauser, seconded by Eberhard, the Council voted unanimously to approve the Consent Agenda as presented.

5. Resolution 98-399 Canvass of Votes, May 19, 1998 Recall Election

Bullard advised that there are 4,505 registered voters in Camp Verde and of these, 1,319 cast votes in the Recall Election. Certificates of Election were given to Jim Redinger who replaced Wayne Dickinson, and Tony Gioia who defeated challenger Linda Welsch.

On a motion by Eberhard, seconded by Larkey, the Council voted unanimously to approve Resolution 98-399.

6. Swearing-In and Seating of New Council Members

No action was taken or required by Council. Judge Driscoll swore in Jim Redinger and Tony Gioia. The new Council members were seated.

Chip Davis welcomed the new members, and advised that his office was always open for them. He said he looked forward to a great future and a good working relationship.

7. Resolution 98-398 Establishing a Public Safety Advisory Board

Bullard explained this resolution ratified action taken by Council at the last Regular Session where Council directed staff to establish a Public Safety Advisory Board. He explained that the Board would act as a liaison between the Marshal's Office and the community, and the duties would be to provide assistance as follows. 1) Identify and assess community safety issues within the Town; 2) prioritize community issues for CVMO; 3) conduct input surveys or public forums to improve law enforcement communications; 4) identify public safety partnership opportunities with CVMO and the community, including available programs, grants and other resources; and 5) assess the needs for expansion and relocation of public safety resources, and obtain public support for manpower and/or resource needs to meet the public safety role demanded by the community. He further advised that Council would appoint Board members after a 30-day advertising period.

After discussion by Council, a motion by Eberhard to approve Resolution 98-398 establishing a Public Safety Board with a sunset clause ending the Board in December 1999 failed for a lack of a second.

On a motion by Gioia, seconded by Redinger, the Council voted to set a work session to discuss the establishment of a Public Safety Advisory Board. Eberhard voted no.

Public Input:

Suzy Burnside asked for a Point of Information. She then read Article 4.4 of the Town Code that sets forth the powers and duties of Boards and Commissions.

Bob Dinegar said that this type of Board works well in other areas of the country. He suggested that members who are chosen to serve be well respected throughout the community.

Gloria Miller said the Board was a good idea, but recommended background checks on the members.

Jennifer Dutton asked for clarification on the relocation point. Mayor Rogers advised that relocating the Marshal's Office was NOT a duty of the Board. Attorney Ramsey advised that if the community determined relocation was necessary, finding a suitable location would be a duty of the Board.

There was no other public input.

**8. Review of Town Policy Regarding Use of Alcohol on Town Property for Special Events by
a) Reunion 98 Request to Use Alcohol on Town Property**

Bullard advised that Section 11-1-6 of the Town Code prohibited the use or sale of alcohol in Town Parks. He further advised that approving special event usage would require modification to the Code. Bill Lee, Parks & Recreation Director explained that there were 2-3 requests per month to use Town facilities that went elsewhere due to this policy. He provided Council with a copy of a sample use permit, and advised that he had spoken with the Town's risk carrier. He explained the Carrier recommended that users supply the Town with liquor insurance.

On a motion by Larkey, seconded by Eberhard, the Council voted unanimously not to change the existing Town policy regarding use of alcohol on Town property.

Public Input:

Danny Parker, organizer of the upcoming reunion, said that he was a lifetime resident of Camp Verde, and they would like to have a keg of beer. He assured Council that all participants were of legal age.

Charlene Johnson encouraged Council to consider changing the policy because of the income potential.

Tom Nielson suggested Council table this and have a Work Session to make a final determination.

Del Kyllingstad said the Town already has an alcohol problem and this would only worsen the existing problem. He said alcohol should not be allowed on public land.

Bob Dinegar said that alcohol should not be allowed on Town property, as the liability was too great.

Jane Whitmire asked who would control the consumption. She reminded Council the Community Center was adjacent to a State Park, playground, athletic field, etc.

9. Possible Closure of Camp Verde Marshal's Office Jail Facilities

Bullard stated Council had met at 4:30 for a Work Session at the Marshal's facilities. He advised that issues had been raised with the previous Council that had prompted the question of closing the Detention Center. Bullard said that insurance costs should not be a consideration, as the Town's premiums were increased or decreased by the Detention Center. He advised that Marshal Vredevelt recommended closure of the facilities. However, Bullard reminded Council that the expense to house prisoners at the County was much more extensive. He said that the Council must determine the pros and cons of the situation and make a determination.

Marshal Vredevelde answered questions by Council regarding staffing and costs. On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to keep the jail open with the following conditions: 1) perform minimum Health Department requirements; 2) train current staff as necessary and as scheduling permits; and 3) the Marshal bring back a proposal for additional detention staff, with a goal of multiple use for this staff and 4) assess audio and video equipment needs.

Public Input:

Bob Dinegar said that he admired Council's open discussion and detail. He stated that if an Advisory Board was established, it could provide the answers.

Mitch Block said that prisoners have died in other jails, and it was the Town's responsibility to provide a safe environment for prisoners. He stated that the Town would have liability if a prisoner were injured while in custody. He also said the Town's Dispatchers have enough to do without having to watch prisoners.

Debbie Owsley asked if the Tribe would have recourse against the Town for closing the jail and failing to meet contractual terms. Attorney Ramsey explained there could be no recourse. She stated it was much too expensive to house prisoners in the County.

Lori Boyce asked if security had been studied. She expressed concerns that deputies would be tied up at the County facility with prisoners when they were needed in Camp Verde. She said more information was needed before the decision was made to close the jail.

Marshall Whitmire said that in consideration of the Town's relationship with the Tribe, a thorough rationale should be developed.

Jennifer Dutton said that she was very impressed with the way in which the Marshal's Office handled a recent incident with children from Cottonwood.

Bob Burnside suggested building a new jail at the proposed Information Center location with the money saved by housing our own prisoners.

Kay Whitley said that she was concerned that moving the Dispatch Center would result in additional costs to move computers that had just been installed. She said that Camp Verde does not have prisoners every day.

10. Request by the American Legion for a Permanent Patio Permit for Premises Located at 286 S. Third Street

Mr. Barker explained the request was being made so that the Legion would not have to continue to come to Council for approval every time there was a party or event. He said the area was fenced and that no band would be outside the building. Councilor Gioia said that he had visited the site, spoke with neighbors, and saw no problem with the request.

On a motion by Gioia, seconded by Redinger, the Council voted unanimously to approve the request by the American Legion for a permanent patio permit for premises located at 286 S. Third St.

Public Input:

There was no public input.

Councilor Eberhard requested the following item(s):

11. Establishing a Quarterly Newsletter for the Town

Manager Bullard explained the Town had a newsletter in the past and that it had taken a great amount of staff time to produce.

Eberhard showed a copy of Clarkdale's Newsletter, and said that he felt it would be an asset to the Town, as well as provide a technique in which staff and Council could increase communication with the citizens.

After discussion and a motion by Larkey, seconded by Hauser, the Council voted to direct the Town Manager to research the matter and make his own determination. Eberhard voted no.

Public Input:

Tom Nielson suggested the Town work closely with the Camp Verde News.

Bob Dinegar said this again sounded like micro-management. He suggested that Council let the Manager determine whether a newsletter was needed.

Marshall Whitmire said that he was strongly in favor of such a production. He said it would inform the public and promote a sense of identity and inspiration. He said the Town should obtain an editor and distribute it to all Camp Verde boxholders.

Lori Boyce said the Town should hold a contest to name the newsletter. She suggested Camp Verde BS.

12. Call to the Public for Items not on the Agenda

Lori Boyce stated that the cattle guards located at Quarterhorse and at White Hills were important to the safety of children and that they were the only things keeping the horses from running out onto the busy highway. She said that she wanted the cattle guards put back in.

Tom Nielson said that cattle guards were needed in front of the Senior Citizen's Apartments to slow speeders.

Jane Whitmire said the cattle guards were a part of the Town's agricultural and ranch history, and they should not be removed.

Winogene Harris suggested that rumble strips be placed on Clinton Lane to slow speeders.

Del Kyllingstad said that nothing should be placed in the roads to control speeders as they may cause a serious accident. He said it was the Mother's job to watch their children.

Bob Dinegar suggested placing an unused patrol car in an area to deter speeding.

13. Manager/Staff Report

Manager Bullard advised the Town had received a dividend check from the State Fund in the amount of \$28,208. He also reported that staff had been in contact with Ms. Blevins and Starr, and they were both very interested in providing assistance to the Town. He further explained that Waste Management would replace the recycling bins if volunteers could be found to clean the area.

14. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Redinger asked for an agenda item to address trash pickup for the businesses along I-17 and 260.

Gioia asked for an agenda item establishing a park in the Verde Lakes area with RICO grant funds.

15. Adjournment


The meeting was adjourned at 8:45 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 3rd day of June 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 3rd day of June 1998.



Deborah Barber, Recording Secretary

**AGENDA
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JUNE 10, 1998
7:00 P.M.**

1. Call to Order

2. Roll Call

Discussion of the Following:

3. General Plan

4. ✓ Public Safety Advisory Board

5. Adjournment

Posted by: Nelsonah Barber

Date/Time: 6-8-98 - 1:45 p.m.

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

**MINUTES
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JUNE 10, 1998
7:00 p.m.**

1. Call to Order

Mayor Rogers called the meeting to order at 7:05 p.m.

2. Roll Call

Mayor Rogers, Councilors Larkey, Hauser, Eberhard, Gioia, Redinger and Reeves were present.

Dane Bullard, Town Manager; Gary Vredeveld, Town ^{MARSHAL} Manager; Bob Lau, Community Development Director; Nancy Buckel, Associate Planner; and Deborah Barber, Recording Secretary were also present.

3. General Plan

Director Bob Lau advised that the Planning & Zoning Commission had received a draft plan from the General Plan Committee approximately one year ago, and that several meetings and public hearings had been held. He further advised that the Plan before Council was the result of this year of work, and the Planning & Zoning Commission recommended that it be adopted. Lau explained that a General Plan was a living document that will be constantly changed throughout the lifetime of the Town. Lau noted that the lack of a General Plan was very detrimental to the Town, and recommended that Council adopt the plan as submitted as a foundation on which to work. Lau further explained that at least one public hearing and advertising must be accomplished prior to the formal adoption of the plan.

Council members discussed changes they would like to see made to the draft plan. A copy of the changes are attached and become part of these minutes.

Public Input:

Marshall Whitmire said that he endorsed Eberhard's stance on the Plan. He said that there should not be ambiguous language in the Plan, and that there should be "teeth" in it. He

said that using words such as “promote” and “encourage” would not ensure the citizenry’s right to direct their future. He also encouraged Council to establish an Historical Preservation Commission, as this was important to the Plan as well as the economic development of the Town. Whitmire read an article informing its readers that historic/cultural travelers spend more money and time at historic places than other tourists.

Bob Dinegar stated that he also applauded Eberhard’s stance.

Henry Shill said that he was concerned with the proposed changes and the oppressive regulations the Plan proposed to impose. He said the Planning & Zoning Commission held several public hearings and that there had been no objections to the changes that were made by the Commission. He advised that the General Plan Committee had attempted to re-designate the property along SR 260, and this proposal had indeed upset the property owners. He further stated these owners made it known that they would not tolerate the Town’s attempt to ‘devalue’ their property. Shill advised that he strongly believed that lawsuits against the Town would erupt if the original Land Use map were adopted.

John Crane encouraged Council to define how to implement and enforce the General Plan before they adopt it. He explained for example that all zoning changes could require two hearings, one to change the General Plan, and one to change the zoning. He further stated that perhaps zoning changes which conflict with the General Plan should not be approved the first 2 to 3 years.

In reference to Larkey’s objections to references that Camp Verde will remain a small town, June Meacham said that during hearings held by the General Plan Committee it was determined that the citizen’s did not want the Town to grow at all. She said these citizens who are in the majority also have rights.

There was no other public input.

4. Public Safety Advisory Board

Manager Bullard explained that Council had voted to establish a Public Safety Advisory Board, and that there questions as to the duties of the Board, and this was the purpose of this Work Session.

Mayor Rogers said that the Commission should not be permitted to give direction or input in the day-to-day operations of the Marshal’s Office. Eberhard stated that Section 4 of the Town Code sets the guidelines by which commissions and boards must perform. Redinger said that he was concerned with this Board being a power source. Gioia said that he would like to be able to select members from a large pool of applicants. Reeves said that he would like to see the Board be of diverse ethnicity.

Marshal Vredevelde stated that the Board would not be a review commission, but a resource committee that was responsive to the community.

5. **Adjournment**

The meeting was adjourned at 7:01 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 summary of the meeting 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 10th day of June 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 10th day of June 1998.

Deborah Barber

Deborah Barber, Recording Secretary

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, JUNE 17, 1998
6:30 P.M.**

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
- a) **Approval of the Minutes:**
 - 1) Regular Session – June 3, 1998
 - 2) Work Session – June 3, 1998
 - 3) Work Session – June 10, 1998
 - b) **Set Next Meeting, Date and Time:**
 - 1) Council Hears P&Z – June 24, 1998 at 6:30 p.m.
 - 2) General Plan Work Session – June 24, 1998 immediately following Council Hears P&Z
 - 3) Budget Work Session – June 30, 1998 at 3:00 p.m.
 - 4) Budget Work Session – July 1, 1998 at 3:00 p.m.
 - 5) Regular Session – July 1, 1998 at 6:30 p.m.
 - 6) General Plan Work Session – July 1, 1998 immediately following the Regular Session
 - 7) Work Session- July 8, 1998 at 6:30 p.m.
 - 8) Work Session with Sverdrup (ADOT Project) – July 14, 1998 at 6:30 p.m.
 - 9) Regular Session – July 15, 1998 at 6:30 p.m.
 - 10) Council Hears P&Z – July 22, 1998 at 6:30 p.m.
 - c) **Chamber of Commerce Quarterly Drawdown Request of \$8,323**

Mayor Rogers removed item "C" from the Consent Agenda.

On a motion by Eberhard, seconded by Larkey, the Council voted unanimously to approve the Consent Agenda as amended.

Manager Bullard explained that the Chamber of Commerce had previously drawn down their entire budgeted amount.

5. **Appointment of Vice-Mayor**

On a motion by Redinger, seconded by Reeves, the Council voted unanimously to appoint Ray Larkey as Vice-Mayor.

6. **Acceptance of Resignation of Henry Shill from the Planning & Zoning Commission**

On a motion by Larkey, seconded by Hauser, the Council voted unanimously to accept the resignation of Henry Shill.

7. **Yavapai County Board of Supervisors request to support naming the Verde Watershed Association as Facilitator for upcoming meetings between Verde Valley Communities and the Prescott AMA areas.**

On a motion by Gioia, seconded by Redinger, the Council voted unanimously to approve the County Board of Supervisors' request "and draft a second letter to the Arizona Department of Water Resources and the Governor stating our position of supporting the Verde Valley Watershed Association as facilitator, with extractions made from Gioia's letter and sent under separate cover". (A copy of this letter is attached and becomes a part of these minutes.)

8. **Culvert Change Order Request – Project #98-002**

On a motion by Hauser, seconded by Eberhard, the Council voted to approve the Culvert Change Order request for Project #98-002. Reeves voted no.

9. **Resolution 98-398, Establishing a Public Safety Advisory Board**

On a motion by Redinger, seconded by Larkey, the Council voted unanimously to approve Resolution 98-398, establishing a Public Safety Advisory Board, with the membership to consist of one citizen from each of the five Camp Verde precincts, two citizens selected at-large and a two-year sunset clause.

10. **Review and approval of revisions to the Marshal's Office Policy Manual.**

On a motion by Larkey, seconded by Redinger, the Council voted unanimously to permit staff to review and approve revisions to the Marshal's Office Policy Manual, and to bring back to Council within twelve months.

11. **Library Commission Report**

- **Survey Report**
- **Five-year Plan**
- **1998-99 Library Priorities**

Commission Chairman Gwen Gunnell introduced other Commission members Nora Graff, Burt Singleton and Roger Doering. She explained the Commission had been working diligently on the compiling survey result and preparing a five-year plan for the Library.

Mr. Singleton explained the survey was intended to establish the needs and desires of the community. He advised there were three significant factors that resulted from the survey, these being:

- 1) Only 50% of Camp Verde citizens use the Camp Verde Library exclusively, the other 50% use other libraries and/or have never used the Camp Verde Library;
- 2) 68% of respondents were computer literate; and
- 3) There were many useful comments, both positive and negative.

Mr. Singleton further advised that the Commission intended to update the five-year plan on an annual basis so that there would always be a five-year plan reflected in the Library budget.

Council members commented on the compilation of the impressive report, as well as the excellent job report performed by the Library Advisory Commission.

Mrs. Gunnell advised there was a vacancy on the Commission due to the recent election of Jim Redinger to the Council.

12. Direction to Town Manager to explore settlement of outstanding claims against the Town.

On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to direct the Town Manager to explore the settlement of outstanding claims against the Town.

13. Call to the Public for Items not on the Agenda

Charlie Johnson, resident of Verde Lakes, said something must be done about speeders on Clinton Lane.

Gloria B. Miller stated that she agreed with Mr. Johnson, but that something should also be done about other abuses such as drug violations. She commended Council for what they had been doing.

Tom Nielson said something needed to be done about the speeders on the South Access Road near the Senior Citizens' Apartments.

Jane Whitmire asked for an explanation on the car wash development behind Circle K. She said it was dangerous to have vehicles with wet windshields entering the intersection. Manager Bullard invited Mrs. Whitmire to speak with Community Development staff for specifics of how the project developed. He explained there were no tools to prohibit development, and the project met all zoning regulations. Mayor Rogers stated that ADOT also had concerns and were not able to stop the project. Larkey also said that Community Development and ADOT had attempted to find a way to prohibit the project.

Theresa McQuerrey said she was speaking as a citizen and not a reporter and that the way to stop unwanted businesses is to boycott them.

Kay Whitley said that patrols also needed to be placed in front of the swap meet area to catch speeders. Mrs. Whitley thanked Public Works Director Dan McGinn for the great job he has been doing. She said that she likes not seeing the skid marks left by people losing control of their vehicles after going over the cattle guard. She also noted that brush had also been removed to improve site distance at Sierra Verde.

14. Manager/Staff Report

There was no report.

15. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Reeves said that he had received two calls advising that the Planning & Zoning Commission was not dealing with the graffiti issue as directed by Council. Manager Bullard explained that he would review the minutes and have staff ensure that the Commission understood Council's direction.

Hauser said that more volunteers were needed for the graffiti abatement committee.

Eberhard asked for an agenda item to adopt the current agenda procedures as they had been adopted for a 60-day trial period only, and another item to develop policy regarding cattle guards.

He stressed this item would not determine whether a cattle guard belonged in an area, but to develop a policy only.

Reeves expressed concerns that someone attending the Executive Session had repeated something because his statements had been quoted to him verbatim. Bullard advised the Council that this was one of the most common violations of the Open Meeting Laws. He stressed the importance of keeping the information confidential. Mayor Rogers said that he would like to hold Executive Sessions in a different area.

Gioia asked for an agenda item to appoint Winn Hjalmarson to the steering committee of the Verde Valley Watershed Association. Mayor Rogers said that someone would have to check with the Association to make sure membership did not have to be an elected official and that Camp Verde could have more than one representative.

16. Adjournment

The meeting was adjourned at 7:55 p.m.

**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JUNE 17, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
 - a) **Approval of the Minutes:**
 - 1) Regular Session – June 3, 1998
 - 2) Work Session – June 3, 1998
 - 3) Work Session – June 10, 1998
 - b) **Set Next Meeting, Date and Time:**
 - 1) Council Hears P&Z – June 24, 1998 at 6:30 p.m.
 - 2) Regular Session – July 1, 1998 at 6:30 p.m.
 - 3) Work Session- July 8, 1998 at 6:30 p.m.
 - 4) Regular Session – July 15, 1998 at 6:30 p.m.
 - 5) Council Hears P&Z – July 22, 1998 at 6:30 p.m.
 - c) **Chamber of Commerce Quarterly Drawdown Request of \$8,323**

Discussion and Possible Action on the Following -

5. Appointment of Vice-Mayor
6. Acceptance of Resignation of Henry Shill from the Planning & Zoning Commission
7. Yavapai County Board of Supervisors request to support naming the Verde Watershed Association as Facilitator for upcoming meetings between Verde Valley Communities and the Prescott AMA areas.
8. Culvert Change Order Request – Project #98-002
9. Resolution 98-398, Establishing a Public Safety Advisory Board
10. Review and approval of revisions to the Marshal's Office Policy Manual.
11. Library Commission Report
 - Survey Report
 - Five-year Plan
 - 1998-99 Library Priorities

Councilor Eberhard requested the following item(s):

12. Direction to Town Manager to explore settlement of outstanding claims against the Town.

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.

13. Call to the Public for Items not on the Agenda
14. Manager/Staff Report
15. Council Comments, Informational Reports, and Activity Updates
 - a) Agenda Item(s) Requests
16. Adjournment

Posted by: Deborah Barber

Date/Time: 6-12-98 - 10:00 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, JUNE 17, 1998
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 Ray Larkey, Brenda Hauser, Eric Eberhard, Tony Gioia, Jim Redinger and Jesse Reeves were present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Gary Vredeveld, Town Marshal; Dan McGinn, Public Works Director; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

3. Pledge of Allegiance

Councilor Eberhard led the pledge.

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

a) Approval of the Minutes:

- 1) Regular Session – June 3, 1998
- 2) Work Session – June 3, 1998
- 3) Work Session – June 10, 1998

b) Set Next Meeting, Date and Time:

- 1) Council Hears P&Z – June 24, 1998 at 6:30 p.m.
- 2) General Plan Work Session – June 24, 1998 immediately following Council Hears P&Z
- 3) Budget Work Session – June 30, 1998 at 3:00 p.m.
- 4) Budget Work Session – July 1, 1998 at 3:00 p.m.
- 5) Regular Session – July 1, 1998 at 6:30 p.m.
- 6) General Plan Work Session – July 1, 1998 immediately following the Regular Session
- 7) Work Session- July 8, 1998 at 6:30 p.m.
- 8) Work Session with Sverdrup (ADOT Project) – July 14, 1998 at 6:30 p.m.
- 9) Regular Session – July 15, 1998 at 6:30 p.m.

10) Council Hears P&Z – July 22, 1998 at 6:30 p.m.

c) **Chamber of Commerce Quarterly Drawdown Request of \$8,323**

Mayor Rogers removed item “C” from the Consent Agenda.

On a motion by Eberhard, seconded by Larkey, the Council voted unanimously to approve the Consent Agenda as amended.

Manager Bullard explained that the Chamber of Commerce had previously drawn down their entire budgeted amount.

5. Appointment of Vice-Mayor

Manager Bullard explained that the Town Code, Section 2-2-2 required that a Vice-Mayor be appointed on an annual basis.

On a motion by Redinger, seconded by Reeves, the Council voted unanimously to appoint Ray Larkey as Vice-Mayor.

6. Acceptance of Resignation of Henry Shill from the Planning & Zoning Commission

Bullard advised that Mr. Shill had submitted a letter of resignation and that his term expired in September 2000. He further advised that the position was being advertised. Councilor Hauser suggested that a replacement be chosen that was interested in the community as a whole, and not for a special interest.

On a motion by Larkey, seconded by Hauser, the Council voted unanimously to accept the resignation of Henry Shill.

7. Yavapai County Board of Supervisors’ request to support naming the Verde Watershed Association as Facilitator for upcoming meetings between Verde Valley Communities and the Prescott AMA areas.

Bullard recommended that Council approve the Board of Supervisors’ request.

On a motion by Gioia, seconded by Redinger, the Council voted unanimously to approve the County Board of Supervisors’ request “and draft a second letter to the Arizona Department of Water Resources and the Governor stating our position of supporting the Verde Valley Watershed Association as facilitator, with extractions made from Gioia’s letter and sent under separate cover”. (A copy of Gioia’s letter is attached and becomes a part of these minutes.)

There was no public input.

8. Culvert Change Order Request – Project #98-002

Bullard explained that a change order in the amount of \$11,500 increase was needed to provide culverts to 60 additional homes in the area. McGinn advised that the project originally addressed

only 30 properties and it was determined to be in the best interest of the project to include the additional 60 properties in order to better control flood and drainage waters. McGinn advised that property owners had been contacted and nearly half had made arrangements to pay for the culverts, and others had paid for them in full. He stated that the property owners pay \$120, while the Town pays approximately \$195 for each culvert installed. He advised that this arrangement suits most owners, as their properties and drainage issues are improved.

Reeves asked why property owners were being required to pay additional amounts for the culverts than they initially agreed to pay. Bullard explained that the property owners were not being required to pay more for the culverts, but that the increase was due because 60 more properties were now included in the project. Reeves said that he did not believe it was right to require the owners to pay more than was originally agreed upon.

On a motion by Hauser, seconded by Eberhard, the Council voted to approve the Culvert Change Order request for Project #98-002. Reeves voted no.

9. Resolution 98-398, Establishing a Public Safety Advisory Board

Bullard explained that this was the third time this issue has come before Council. He stated that the recommended changes had been made to the Resolution, and stressed the Board would not have day-to-day control over the Marshal's Office. He reminded Council that the Town Code sets forth the powers and duties of all boards and commissions. Bullard recommended that membership be chosen with one member from each voting district, and two members selected at-large.

On a motion by Redinger, seconded by Larkey, the Council voted unanimously to approve Resolution 98-398, establishing a Public Safety Advisory Board, with the membership to consist of one citizen from each of the five Camp Verde precincts, two citizens selected at-large and a two-year sunset clause.

Public Input:

Jane Whitmire asked why the community needed one more layer to get through. She stated the Marshal had always been available to the public in the past, and asked why that is a problem now. Mayor Rogers responded that this Board would act as a liaison and would provide a tool to allow the public to discuss their issues, and that it was not a review board for citizen's complaints against the Marshal's Office.

10. Review and approval of revisions to the Marshal's Office Policy Manual.

Bullard advised that the Policy Manual was a large and outdated product that would take several months to revise. Bullard advised that staff was requesting a blanket approval to revise and implement revisions to the Manual without coming to Council each time a section was completed. He explained that he and the Attorney would approve the revisions, and that the completed Manual would be brought back to Council for review and adoption.

Attorney Ramsey said that the revisions would not supercede the Town's Personnel Handbook or Town Code.

On a motion by Larkey, seconded by Redinger, the Council voted unanimously to permit staff to review and approve revisions to the Marshal's Office Policy Manual, and to bring back to Council within twelve months.

11. Library Commission Report

- **Survey Report**
- **Five-year Plan**
- **1998-99 Library Priorities**

Commission Chairman Gwen Gunnell introduced other Commission members Nora Graff, Burt Singleton and Roger Doering. She explained the Commission had been working diligently on the compiling survey result and preparing a five-year plan for the Library.

Mr. Singleton explained the survey was intended to establish the needs and desires of the community. He advised there were three significant factors that resulted from the survey, these being:

- 1) Only 50% of Camp Verde citizens use the Camp Verde Library exclusively, the other 50% use other libraries and/or have never used the Camp Verde Library;
- 2) 68% of respondents were computer literate; and
- 3) There were many useful comments, both positive and negative.

Mr. Singleton further advised that the Commission intended to update the five-year plan on an annual basis so that there would always be a five-year plan reflected in the Library budget.

Council members commented on the compilation of the impressive report, as well as the excellent job report performed by the Library Advisory Commission.

Mrs. Gunnell advised there was a vacancy on the Commission due to the recent election of Jim Redinger to the Council.

12. Direction to Town Manager to explore settlement of outstanding claims against the Town.

Bullard stated that it was his impression that some of the Council wished to proceed with an informational gathering meeting of sorts. He also stated that a compromise was always more favorable than lawsuits, and that staff was now seeking direction on how to proceed with the outstanding claims against the Town. He explained that any proposed resolutions would be brought back to Council and the Town's Risk Carrier.

On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to direct the Town Manager to explore the settlement of outstanding claims against the Town.

13. Call to the Public for Items not on the Agenda

Charlie Johnson, resident of Verde Lakes, said something must be done about speeders on Clinton Lane.

Gloria B. Miller stated that she agreed with Mr. Johnson, but that something should also be done about other abuses such as drug violations. She commended Council for what they had been doing.

Tom Neilson said something needed to be done about the speeders on the South Access Road near the Senior Citizens' Apartments.

Jane Whitmire asked for an explanation on the car wash development behind Circle K. She said it was dangerous to have vehicles with wet windshields entering the intersection. Manager Bullard invited Mrs. Whitmire to speak with Community Development staff for specifics of how the project developed. He explained there were no tools to prohibit development, and the project met all zoning regulations. Mayor Rogers stated that ADOT also had concerns and were not able to stop the project. Larkey also said that Community Development and ADOT had attempted to find a way to prohibit the project.

Theresa McQuerrey said she was speaking as a citizen and not a reporter and that the way to stop unwanted businesses is to boycott them.

Kay Whitley said that patrols also needed to be placed in front of the swap meet area to catch speeders. Mrs. Whitley thanked Public Works Director Dan McGinn for the great job he has been doing. She said that she likes not seeing the skid marks left by people losing control of their vehicles after going over the cattle guard. She also noted that brush had also been removed to improve site distance at Sierra Verde.

14. Manager/Staff Report

There was no report.

15. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Reeves said that he had received two calls advising that the Planning & Zoning Commission was not dealing with the graffiti issue as directed by Council. Manager Bullard explained that he would review the minutes and have staff ensure that the Commission understood Council's direction.

Hauser said that more volunteers were needed for the graffiti abatement committee.


Eberhard asked for an agenda item to adopt the current agenda procedures as they had been adopted for a 60-day trial period only, and another item to develop policy regarding cattle guards. He stressed this item would not determine whether a cattle guard belonged in an area, but to develop a policy only.

Reeves expressed concerns that someone attending the Executive Session had repeated something because his statements had been quoted to him verbatim. Bullard advised the Council that this was one of the most common violations of the Open Meeting Laws. He stressed the importance of keeping the information confidential. Mayor Rogers said that he would like to hold Executive Sessions in a different area.

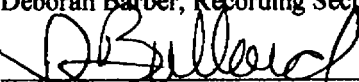
Gioia asked for an agenda item to appoint Winn Hjalmarson to the steering committee of the Verde Valley Watershed Association. Mayor Rogers said that someone would have to check with the Association to make sure membership did not have to be an elected official and that Camp Verde could have more than one representative.

16. Adjournment


The meeting was adjourned at 7:55 p.m.



Deborah Barber, Recording Secretary



Dane Bullard, Town Clerk

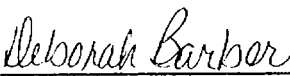


Carter Rogers, Mayor

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 17th day of June 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 18th day of June 1998.



Deborah Barber, Recording Secretary

**AGENDA
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
TUESDAY, JUNE 30, 1998
3:00 P.M.**

1. Call to Order
2. Roll Call

Discussion of the Following:

3. FY 98-99 Budget
4. Adjournment

Posted by: Debi Phillips

Date/Time: 6/26/98 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 typeface print, may request these at the Office of the Town Clerk.

**MINUTES
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JUNE 30, 1998
3:00 p.m.**

1. Call to Order

Mayor Rogers called the meeting to order at 3:04 p.m.

2. Roll Call

Mayor Rogers, Councilors Hauser, Eberhard and Redinger were present. Tony Gioia joined the meeting at 3:06 p.m. Councilors Larkey and Reeves were absent.

Dane Bullard, Town Manager; Debi Phillips, Accounting Tech; and Deborah Barber, Recording Secretary were also present. Department Heads Phyllis Hazekamp, Library Director, Ron Ramsey, Town Attorney, Al Driscoll, Magistrate, Bob Lau, Community Development Director, Rolland Huff, Maintenance Supervisor, Bill Lee, Parks & Recreation Director, and Dan McGinn, Public Works Director joined the meeting at the time Council reviewed each department's budget requests.

3. FY 98/99 Budget

Manager Bullard advised that the budget before Council was a balanced budget, and that increases were due primarily to cost of living increases and requests for additional personnel.

Mayor Rogers stated that he had worked on the budget with the Manager for several years, and that Bullard was always reasonable and conservative in his proposals.


Council reviewed budget requests for the following:

- Local/County/State Revenues
- Revenue/Expenditure Summary
- Mayor & Council
- Town Manager
- Finance/Town Clerk
- Planning & Zoning
- Legal

- Debt Services
- Computer Services
- Buildings/Facilities – Town Hall
- Maintenance Division
- Janitorial Services
- Capital Improvements
- Magistrate
- Buildings/Facilities – Community Center
- Community Pool
- Parks
- Library

4. Adjournment

The meeting was adjourned at 5:39 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 summary of the meeting 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 30th day of June 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 1st day of July 1998.



Deborah Barber, Recording Secretary

**AGENDA
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JULY 1, 1998
3:00 P.M.**

1. Call to Order
2. Roll Call

Discussion of the Following:

3. FY 98-99 Budget
4. Adjournment

Posted by: *Rubi Phillips*

Date/Time: *6/26/98 9:00 am.*

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**MINUTES
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JULY 1, 1998
3:00 p.m.**

1. Call to Order

Vice-Mayor Larkey called the meeting to order at 3:04 p.m.

2. Roll Call

Vice-Mayor Larkey, Councilors Hauser, Eberhard, Gioia and Redinger were present. Mayor Rogers and Councilor Reeves were absent.

Dane Bullard, Town Manager; Debi Phillips, Accounting Tech; and Deborah Barber, Recording Secretary were also present. Department Heads Gary Vredevelde, Marshal, Doug Jones, Street Superintendent, and Dan McGinn, Public Works Director joined the meeting at the time when Council reviewed each department's budget requests.

3. FY 98/99 Budget

Council reviewed budget requests for the following:

- Non-Departmental
- Marshal's Office
- Street Department

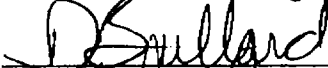
Councilor Eberhard asked the Manager to recommend areas that could be cut in order to maintain a balanced budget.

4. Adjournment

The meeting was adjourned at 4:45 p.m.



Deborah Barber, Recording Secretary



Dane Bullard, Town Clerk



Ray Larkey, Vice-Mayor

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and accurate summary of the meeting 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 1st day of July 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 1st day of July 1998.



Deborah Barber, Recording Secretary

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, JULY 1, 1998
6:30 P.M.**

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

- a) **Approval of the Minutes:**
 - 1) Regular Session – June 17, 1998
- b) **Set Next Meeting, Date and Time:**
 - 1) Work Session- July 8, 1998 at 6:30 p.m.
 - 2) Regular Session – July 15, 1998 at 6:30 p.m.
 - 3) Council Hears P&Z – July 22, 1998 at 6:30 p.m.
- c) **Patio Permit Request by Gunslinger's Restaurant**

On a motion by Larkey, seconded by Redinger, the Council voted unanimously to approve the Consent Agenda as presented, and to set an Executive Session to hear pending litigation per A.R.S. §38-431.03 (A)(4) on July 8, 1998 at 5:30 p.m.

- 5. Possible Recommendation of Approval of Liquor License for Gunslinger's Restaurant**

On a motion by Redinger, seconded by Hauser, the Council voted unanimously to recommend approval of the Gunslinger's Restaurant Liquor License application.

- 6. Appointment to the Planning & Zoning Commission**

A motion by Larkey, seconded by Redinger to appoint Sharon Petrie to the Planning & Zoning Commission failed due to the lack of a majority vote, with Hauser, Eberhard and Gioia voting no.

A motion by Eberhard, seconded by Gioia to appoint John Strathmere to the Planning & Zoning Commission failed due to the lack of a majority vote, with Rogers, Larkey and Redinger voting no.

The Council then took a silent written vote that again resulted in a tie vote between Strathmere and Petrie.

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to flip a coin to determine whether Strathmere or Petrie would be appointed. Petrie won the toss.

On a motion by Redinger, seconded by Larkey, the Council voted unanimously to appoint Sharon Petrie to the Council.

7. Appointment to the Cocopai RC&D Council

On a motion by Hauser, seconded by Eberhard, the Council voted to appoint Jim Redinger to the Cocopai RC&D Council, with Redinger voting no.

8. Approval of Resolution 98-402 Transfer of Franchise Agreement from Fanch Communication to NPG Cable of Arizona

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to table this item until the next Regular Session so that a representative of NPG Cable could be present.

9. Possible Purchase of 1.96 Acres Adjacent to Butler Park for Additional Park Land

On a motion by Eberhard, seconded by Larkey, the Council voted unanimously to direct staff to negotiate the purchase at a price of \$42,000, with \$2,000 down, and to negotiate a pre-payment clause, with a stipulation that there are no archaeological concerns with the parcel.

10. Adoption of Agenda Procedures

On a motion by Eberhard, seconded by Larkey, the Council voted unanimously to direct staff to prepare and authorization for the Mayor to sign a Resolution permanently adopting the Agenda Procedures.

11. Discussion and Possible Direction to Staff Regarding a Cattle Guard Policy

A motion by Eberhard, seconded by Gioia, to direct staff to consider all factors with regard to equestrian safety, community lifestyle and history when removing cattle guards, to try to preserve the guards when possible, and to consider replacement of the removed guards, failed due to the lack of a majority. Hauser, Larkey and Rogers voted no.

On a motion by Larkey, seconded by Redinger, the Council voted unanimously to rely on the experience of the Town Engineer to determine the availability of and placement of cattle guards, safety concerns, and to preserve the remaining cattle guards, providing there is no safety hazard.

12. Call to the Public for Items not on the Agenda

Dennis Robinson asked that recycling be placed on every agenda until the matter is addressed. Mayor Rogers advised that recycling is being addressed in the budget.

Lori Boyce asked that the Parks & Recreation Director give activity reports to the public during Council Regular Sessions. She stated that the former Director used to give reports at every meeting, and she misses that.

Jane Whitmire asked that Council give an update to the public on the status of the Landfill.

Suzy Burnside asked for an update on the progress of the Sewer District extension.

13. Manager/Staff Report

Manager Bullard advised that Budget Work Sessions were underway, and another meeting would be set. Bullard stated that he would like to quell the rumors, and advised that developers had approached staff with questions about the proposed Regional Park area. He stated that Council had given direction to proceed with the NEPA process, and staff is attempting to determine how to purchase the land. He assured Council and the public that developers were not arranging to buy up all the land in the area.

Bill Lee thanked Mayor Rogers and Councilor Hauser for attending the Phoenix Suns event. Mayor Rogers said that Lee had done an excellent job in removing the graffiti from the basketball court prior to the event.

Bob Lau advised that a Commissioner term expires in September, and that another Commissioner had indicated that she would not be seeking an additional term.

14. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Mayor Rogers said that the ribbon cutting ceremony at the Comfort Inn was very nice.

15. Recess to General Plan Work Session (May possibly be cancelled due to time constraints.)

The meeting was recessed to the Work Session at 8:45 p.m. After discussion, Council determined it was too late to begin another meeting since they had been in session since 3:00 p.m.

16. Adjournment

The meeting was adjourned at 8:46 p.m.

**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JULY 1, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
 - a) **Approval of the Minutes:**
 - 1) Regular Session - June 17, 1998
 - b) **Set Next Meeting, Date and Time:**
 - 1) Work Session- July 8, 1998 at 6:30 p.m.
 - 2) Regular Session - July 15, 1998 at 6:30 p.m.
 - 3) Council Hears P&Z - July 22, 1998 at 6:30 p.m.
 - c) **Patio Permit Request by Gunslinger's Restaurant**

**Discussion and Possible Action on the Following -
Public Input is invited on the following item(s): 8, 9, 10 and 11**

5. Possible Recommendation of Approval of Liquor License for Gunslinger's Restaurant
6. Appointment to the Planning & Zoning Commission
7. Appointment to the Cocopai RC&D Council
8. Approval of Resolution 98-402 Transfer of Franchise Agreement from Fanch Communication to NPG Cable of Arizona
9. Possible Purchase of 1.96 Acres Adjacent to Butler Park for Additional Park Land

Councilman Eberhard requests the following items:

10. Adoption of Agenda Procedures
11. Discussion and Possible Direction to Staff Regarding a Cattle Guard Policy

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.

12. Call to the Public for Items not on the Agenda

13. Manager/Staff Report
14. Council Comments, Informational Reports, and Activity Updates
 - a) Agenda Item(s) Requests
15. Recess to General Plan Work Session (May possibly be cancelled due to time constraints.)
16. Adjournment

Posted by: Debi Phillips

Date/Time: 9:00 am 6/26/98

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**MINUTES
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JULY 1, 1998
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 Ray Larkey, Brenda Hauser, Eric Eberhard, Tony Gioia, and Jim Redinger were present. Councilor Reeves was absent.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Gary Vredeveld, Town Marshal; Dan McGinn, Public Works Director; Bill Lee, Parks & Recreation Director; Sgt. Roscoe Owsley; Sgt. Brian Andrews; Carol Brown, Executive Secretary; and Deborah Barber, Recording Secretary were also present.

3. Pledge of Allegiance

Councilor Larkey led the pledge.

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

a) Approval of the Minutes:

1) Regular Session – June 17, 1998

b) Set Next Meeting, Date and Time:

1) Work Session- July 8, 1998 at 6:30 p.m.

2) Regular Session – July 15, 1998 at 6:30 p.m.

3) Council Hears P&Z – July 22, 1998 at 6:30 p.m.

c) Patio Permit Request by Gunslinger's Restaurant

On a motion by Larkey, seconded by Redinger, the Council voted unanimously to approve the Consent Agenda as presented, and to set an Executive Session to hear pending litigation per A.R.S. §38-431.03 (A)(4) on July 8, 1998 at 5:30 p.m.

5. Possible Recommendation of Approval of Liquor License for Gunslinger's Restaurant

Manager Bullard advised that the posting had been completed and no comments were received.

On a motion by Redinger, seconded by Hauser, the Council voted unanimously to recommend approval of the Gunslinger's Restaurant Liquor License application.

6. Appointment to the Planning & Zoning Commission

Manager Bullard advised that Henry Shill had resigned and his term expired in the year 2000. He stated that six letters of interest had been submitted. Director Lau advised that the Planning & Zoning Commission had reviewed the applicants and unanimously recommended that Council appoint Sharon Petrie to the position.

Roger Barber was present and indicated his interest in the position.

Jennifer Dutton said that she believed that she was qualified for the position, had the best interests of the community in mind, and would vote accordingly.

Margie Johnson thanked Council for their consideration. She said that she had worked on the General Plan and Focused Future Committees, and that she was very interested in participating in the future of our community.

Sharon Petrie said that she had been a resident of Camp Verde for six years, that she works here, and she is also interested in the future of our community.

Arlene Rundquist was not present.

John Strathmere said that he has been a resident since 1968, a cattle owner, real estate agent and broker, commercial and residential property owner, and was very active in the General Plan Committee.

A motion by Larkey, seconded by Redinger to appoint Sharon Petrie to the Planning & Zoning Commission failed due to the lack of a majority vote, with Hauser, Eberhard and Gioia voting no.

A motion by Eberhard, seconded by Gioia to appoint John Strathmere to the Planning & Zoning Commission failed due to the lack of a majority vote, with Rogers, Larkey and Redinger voting no.

The Council then took a silent written vote that again resulted in a tie vote between Strathmere and Petrie.

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to flip a coin to determine whether Strathmere or Petrie would be appointed. Petrie won the toss.

On a motion by Redinger, seconded by Larkey, the Council voted unanimously to appoint Sharon Petrie to the Council.

Public Input:

Jane Whitmire asked that Strathmere and Petrie speak directly to their experience.

Strathmere stated that he had started in the cattle business, had rental property, and worked on the airport advisory commission, the General Plan Committee as co-chair of the Housing Committee. He said he was experienced with real estate law and developers.

Petrie said she works for People's Mortgage, and formerly for Waterfield Financial. She explained that her work has enabled Camp Verde citizens to obtain more favorable financing for their properties. She further stated that it was her belief that her contacts with citizens and businesses enabled her to get a realistic view of the opinions and desires of all the community.

Howard Parrish and John Reddell, P&Z Commission members advised that the Commission had unanimously recommended that Sharon Petrie be appointed to serve out the remaining term.

There was no other public input.

7. Appointment to the Cocopai RC&D Council

Bullard advised this position has been vacant since Bea left the Council. He further advised that it was an important organization and that meetings are held in various places once a month.

On a motion by Hauser, seconded by Eberhard, the Council voted to appoint Jim Redinger to the Cocopai RC&D Council, with Redinger voting no.

8. Approval of Resolution 98-402 Transfer of Franchise Agreement from Fanch Communication to NPG Cable of Arizona

There was no one present from NPG Cable to answer questions from Council.

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to table this item until the next Regular Session so that a representative of NPG Cable could be present.

There was no public input.

9. Possible Purchase of 1.96 Acres Adjacent to Butler Park for Additional Park Land

Manager Bullard explained that staff had become aware of the availability of nearly two acres of land adjacent to Butler Park. He stated that Mr. Butler wanted \$60,000 for the acreage. Staff advised Mr. Butler that the Town could not legally pay above the appraised value of \$42,000. Mr. Butler agreed to accept the price, if the Town agreed to pay the balance on an installment basis at 10% interest. Bullard stated that the rate is within reason, and that it was staff recommendation to proceed with the purchase.

McGinn advised that staff recommended the placement of sod so that the park would be ready in time for the Classic Tournaments. He said that it would be at least a year before the fields would be ready for use if the Town chose to seed the parcel. Lee advised the additional fields would allow all the soccer

teams to play in Camp Verde without being required to go to Cottonwood and Clarkdale. Lee further advised this would be very beneficial to area businesses, restaurants and motels.

On a motion by Eberhard, seconded by Larkey, the Council voted unanimously to direct staff to negotiate the purchase at a price of \$42,000, with \$2,000 down, and to negotiate a pre-payment clause, with a stipulation that there are no archaeological concerns with the parcel.

Public Input:

John Reddell said that the soils in that area are extremely poor for seeding, and it would probably take three or four years to get the fields ready for use.

Donna Hromada said that seeding is more labor intensive. She said that sod is more cost-effective when you consider staff time to seed, weed, water, etc. and that she highly recommends sod.

Jane Whitmire said that she was concerned with the 10% interest rate.

Jennifer Dutton said that she was also concerned with the interest rate and asked if he had stipulated a pre-payment penalty. Bullard advised that Mr. Butler wanted installment payments at 10% and would not budge on this.

Sharon Petrie advised that the current rate for land financing is 10¼%.

Mr. Young said that it was apparent that Mr. Butler was using this arrangement to offset the loss of his original offer.

Mayor Rogers stated Mr. Butler had donated a lot of land to the school and the Town, and this might be a way to ensure a monthly income.

Donna Hromada said that the Parks & Recreation Commission supports the purchase of the property.

10. Adoption of Agenda Procedures

Manager Bullard advised that the present procedures had been adopted on a temporary 60-day basis in January.

On a motion by Eberhard, seconded by Larkey, the Council voted unanimously to direct staff to prepare and authorization for the Mayor to sign a Resolution permanently adopting the Agenda Procedures.

Public Input:

Lori Boyce said that she wanted public input, and that if there had been public input in the past, perhaps there wouldn't have been such turmoil.

Jennifer Dutton asked that public input be put back at the beginning of the meeting. Mayor Rogers advised that it had been moved due to audience requests. Eberhard stated that it was good to have it at the end so that people with Agenda items did not have to wait such a long time. Manager Bullard stated

that Call to the Public was not an open forum for open discussion, but an opportunity to request future agenda items.

There was no other public input.

11. Discussion and Possible Direction to Staff Regarding a Cattle Guard Policy

Eberhard advised that he had requested this item because a few people had raised the issues of equestrian safety and the historic factor of removing cattle guards.

A motion by Eberhard, seconded by Gioia, to direct staff to consider all factors with regard to equestrian safety, community lifestyle and history when removing cattle guards, to try to preserve the guards when possible, and to consider replacement of the removed guards, failed due to the lack of a majority. Hauser, Larkey and Rogers voted no.

On a motion by Larkey, seconded by Redinger, the Council voted unanimously to rely on the experience of the Town Engineer to determine the availability of and placement of cattle guards, safety concerns, and to preserve the remaining cattle guards, providing there is no safety hazard.

Public Input:

Lori Boyce said that she was concerned with the safety of her children. She advised that the cattle guard that was removed was the last defense to keep a run-a-way horse from crossing the busy highway. She said that if people skid while crossing the cattle guard, they should slow down.

Howard Parrish said that he had 28 years of getting cattle out of cattle guards and it was not a pretty sight. He said the livestock were seriously injured. He said it was better to take a chance on a horse getting across the street than trying to cut one out of a cattle guard. He said they were very dangerous to animals, to people and to vehicles. He said he would like to see them removed.

Jane Whitmire said that she liked the cattle guards and it reminded us of our cultural background. She asked for the number of accidents that had been caused by cattle guards, and said that they actually serve to slow vehicular traffic.

Engineer McGinn said that the Town was not anti-cattle guard. He advised that there had been numerous complaints in the areas where the guards were removed. He stated that staff had checked with the Town's risk carrier and that they had advised that guards should be removed where feasible, as they are a danger to vehicles, pedestrians and particularly bicyclists. He explained the cattle guards were left in areas that were unfenced and open.

Kay Whitley said there were more people to protect than horses.

John Wischmeyer said that he was aware of one accident caused by a cattle guard near McDonald's.

Tony Gioia said that he had asked ADOT to remove the cattle guard at the interchange because of the safety hazards to vehicles, but that they were necessary in other parts of the Town. He further stated the guards should not be placed so close to the intersections.

Larkey said that the cattle guards were placed in the 1980's and were not considered historic.

Jane Whitmire said that removing the cattle guards is another step toward becoming a city.

Roscoe Owsley said that the cattle guards were necessary as they helped keep livestock contained in the area.

12. Call to the Public for Items not on the Agenda

Dennis Robinson asked that recycling be placed on every agenda until the matter is addressed. Mayor Rogers advised that recycling is being addressed in the budget.

Lori Boyce asked that the Parks & Recreation Director give activity reports to the public during Council Regular Sessions. She stated that the former Director used to give reports at every meeting, and she misses that.

Jane Whitmire asked that Council give an update to the public on the status of the Landfill.

Suzy Burnside asked for an update on the progress of the Sewer District extension.

13. Manager/Staff Report

Manager Bullard advised that Budget Work Sessions were underway, and another meeting would be set. Bullard stated that he would like to quell the rumors, and advised that developers had approached staff with questions about the proposed Regional Park area. He stated that Council had given direction to proceed with the NEPA process, and staff is attempting to determine how to purchase the land.

Bill Lee thanked Mayor Rogers and Councilor Hauser for attending the Phoenix Suns event. Mayor Rogers said that Lee had done an excellent job in removing the graffiti from the basketball court prior to the event.

Bob Lau advised that a Commissioner term expires in September, and that another Commissioner had indicated that she would not be seeking an additional term.

14. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Mayor Rogers said that the ribbon cutting ceremony at the Comfort Inn was very nice.

15. Recess to General Plan Work Session (May possibly be cancelled due to time constraints.)

The meeting was recessed to the Work Session at 8:45 p.m. After discussion, Council determined it was too late to begin another meeting since they had been in session since 3:00 p.m.

16. Adjournment

The meeting was adjourned at 8:46 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 1st day of July 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 2nd day of July 1998.

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 8, 1998
6:15 p.m.**

1. Call to Order
2. Roll Call

Discussion and Possible Action on the Following:

3. Direction to Staff Regarding Wischmeyer Claim
4. Adjournment

Posted by: Deborah Barber

Date/Time: 7-7-98 - 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
SPECIAL SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JULY 8, 1998
6:15 p.m.**

1. Call to Order

Mayor Rogers called the meeting to order at 6:21 p.m.

2. Roll Call

Mayor Rogers, Councilors Larkey, Hauser, Eberhard, Gioia, and Redinger were present. Jesse Reeves was absent.

Dane Bullard, Town Manager; Ron Ramsey; Town Attorney; Gary Vredeveld, Town Marshal; Bob Lau, Community Development Director; Nancy Buckel, Planner; Sgt. Brian Andrews; Sgt. Roscoe Owsley, Sgt. Monte Reimer; Detective Ralph O'Donnai; and Deborah Barber, Recording Secretary were also present.

3. Direction to Staff Regarding Wischmeyer Claim

Manager Bullard stated that he had contacted John Wischmeyer under the direction of Council. He explained the Wischmeyer had been terminated while on family medical leave. He was compensated through September 1997, and remained unemployed through January 1998 when he accepted a position with the Yavapai-Apache Tribe. Bullard advised that discussions had included reinstatement with payment of back wages including raises, cost of living raises, attorney fees and a two-year contract. He further advised that Southwest Risk had indicated they were willing to pay attorney fees that presently total \$8,500, the Town would pay \$40,000 in back wages and an additional \$5,000 deductible to the insurance carrier. He stated that staff was now seeking direction with regard to this matter. He advised that Mr. Wischmeyer was in the audience and available for questions.

On a motion by Eberhard, seconded by Larkey, the Council voted unanimously "that subject to the final agreement being approved by the Council, the Council reinstate John Wischmeyer with benefits and applicable raises; that part of the agreement include dismissal of all law suits in any form; that out of pocket expenses for the Town not exceed \$45,000; that John Wischmeyer receive a standard two-year contract no different than any other employee".

4. Adjournment

The meeting was adjourned at 6:28 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 Special Session of the Town Council of Camp Verde, Arizona, held on the 8th day of July 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 9th day of July 1998.

Deborah Barber
Deborah Barber, Recording Secretary

**AGENDA
EXECUTIVE SESSION**

**COMMON COUNCIL
of the
TOWN OF CAMP VERDE
CAMP VERDE TOWN HALL
COUNCIL CHAMBERS
WEDNESDAY, JULY 8, 1998
5:30 p.m.**

1. Call to Order
2. Roll Call

Discussion in Executive Session of the Following:

3. Legal Advice per A.R.S. §38-431.03 (A)(4) regarding Pending Litigation
4. Adjournment

Posted by: *Nelsora Barber*

Date/Time: *7-7-98 - 3:00 p.m.*

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**MINUTES
EXECUTIVE SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JULY 8, 1998
5:30 p.m.**

1. Call to Order

Mayor Rogers called the meeting to order at 5:30 p.m.

2. Roll Call

Mayor Rogers, Councilors Larkey, Hauser, Eberhard, Gioia, and Redinger were present. Jesse Reeves was absent.

Dane Bullard, Town Manager and Ron Ramsey, Town Attorney were also present.

3. Legal Advice per A.R.S.§38-431.03 (A)(4) regarding Pending Litigation


Manager Bullard provided an update of pending litigation against the Town.

4. Adjournment

The meeting was adjourned at 6:15 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 8th day of July 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 9th day of July 1998.



Dane Bullard, Town Clerk

**AGENDA
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
CAMP VERDE TOWN HALL
COUNCIL CHAMBERS
WEDNESDAY, JULY 8, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call

Discussion of the Following:

3. General Plan
4. Adjournment

Posted by: Heborah Barber

Date/Time: 7-7-98 - 3:00 p.m.

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**MINUTES
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JULY 8, 1998
6:30 p.m.**

1. Call to Order

Mayor Rogers called the meeting to order at 6:35 p.m.

2. Roll Call

Mayor Rogers, Councilors Larkey, Hauser, Eberhard, Gioia, and Redinger were present. Jesse Reeves was absent.

Dane Bullard, Town Manager; Bob Lau, Community Development Director; Nancy Buckel, Associate Planner; and Deborah Barber, Recording Secretary were also present.

3. General Plan

Council members discussed changes they would like to see made to the draft plan. A copy of the changes are attached and become apart of these minutes.

Public Input:

John Crane encouraged Council to eliminate M-2 designation from the Town. He said we should not allow heavy industry at all. He further suggested that a number be placed on the medium/high residential areas, or eliminate the numbers on all the other areas.

Henry Shill said that the Land Use portion of the General Plan shows the *future* use of the land and it is not intended to change the present zoning. He explained that committee members had placed private property into an agricultural designation. He stated that some people felt this was tantamount to the taking of property. He further stated that he objected to impact fees as they increase the cost to those who can least afford it.

Jennifer Dutton complained that she was not permitted to view the General Plan map because it was in the Director's office and he was not in. She suggested the map be moved. She also stated that the Economic Development section of the plan was too specific and inconsistent with the rest of the plan. Dutton further stated it was not the

Town's place to tell the people what they will be doing. She said that something needed to be done such as establishing districts to protect agricultural rights.

There was no other public input.

4. 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 summary of the meeting 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 8th day of July 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 8th day of July 1998.

Deborah Barber
Deborah Barber, Recording Secretary

**AGENDA
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
TUESDAY, JULY 14, 1998
4:30 P.M.**

1. Call to Order
2. Roll Call

Discussion of the Following:

3. FY 98/99 Budget
4. Adjournment

Posted by: Deborah Barber

Date/Time: 7-10-98 1:30 p.m.

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**MINUTES
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JULY 14, 1998
4:30 p.m.**

1. Call to Order

Mayor Rogers called the meeting to order at 4:34 p.m.

2. Roll Call

Mayor Rogers, Councilors Larkey, Hauser, Eberhard, Gioia and Redinger were present. Jesse Reeves was absent.

Dane Bullard, Town Manager; Bill Lee, Parks & Recreation Director; Debi Phillips, Accounting Tech; and Deborah Barber, Recording Secretary were also present.

3. FY 98/99 Budget

Jerry Taylor, Chairman of the Chamber Board, gave a presentation to Council and a copy of their proposed budget. He explained the increase was due to employee related expenses and that the Board had determined that it had come to the point that the Chamber could no longer depend on volunteers, but rather had to pay for a professional staff.

Council reviewed budget requests, suggested \$45,000 for the Chamber of Commerce and \$35,000 for salary increases to be determined by the Manager.

4. Adjournment

The meeting was adjourned at 5:45 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 summary of the meeting 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 14th day of July 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 15th day of July 1998.

Deborah Barber
Deborah Barber, Recording Secretary

**AGENDA
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
TUESDAY, JULY 14, 1998
6:30 P.M.**

1. Call to Order

2. Roll Call

Discussion of the Following:

3. Sverdrup/ADOT - S.R. 260 Public Hearing/Corridor Update

4. Adjournment

Posted by: Wendy Barber

Date/Time: 7-10-98 1:30 p.m.

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**MINUTES
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JULY 14, 1998
6:30 p.m.**

1. Call to Order

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

2. Roll Call

Mayor Rogers, Councilors Larkey, Hauser, Eberhard, Gioia; Redinger; ADOT Representatives Richard Strange, George Wallace, Tom Foster, John Sterner and Sverdrup representatives Don Smith and Berwyn Wilbrink were present. Jesse Reeves was absent. County Supervisor, Chip Davis joined the meeting at 6:40 p.m.

Dane Bullard, Town Manager and Deborah Barber, Recording Secretary were also present.

3. Sverdrup/ADOT – S.R. 260 Public Hearing/Corridor Update

Richard Strange of ADOT began the meeting with the history of the proposed project. He explained that ADOT took the road into its system in 1990 and it was in dire need of upgrade due to the volume of traffic. He said that ADOT studies had been based upon a 3% growth rate, and it is anticipated that growth will actually double over the next five to six years. In that event, there will be severe traffic problems if nothing is done to prevent them. He advised that the drainage issues at the Swap Meet area were issues when ADOT took the road, and the Town and the County shares in the responsibility of this problem. He further advised that if ADOT chose a "No-Build", the drainage project would probably not receive funding, as it is an integral part of the road improvements. He also advised that if a "No-build" was chosen, and it was later determined that it should be done, the work would be redone from the beginning. He stated that \$1,000,000 has been spent to this point for the conceptual phase.

Strange expressed concerns that ADOT had recently been accused of not having public input. He advised that he alone had attended 17 meetings over the year long process, and that he had given several presentations to Council; had been on local television three times; held public hearings; answered countless questions; everyone was receiving a written response and he had personally participated in the General Plan Committee meetings. He advised that staff had gone over and above the requirements to ensure adequate public participation. He said that there was a 72% public approval, with 51 positive comments, 20 opposed and 15 neither for nor against the project. He advised that someone had collected a petition with 192 signatures opposing the by-pass. He explained that ADOT would not consider these petitions because 20% of the signatures were obtained after the presentation, many signers were not local citizens, and they were unsure of the

information that was conveyed to the signers. However, it was important that Council be aware that the petition had been submitted.

Strange advised that the project is anticipated to begin in FY 2002. He explained the project will begin at the I-17 Interchange and end at the Old Airport. Costs are expected to be \$26,000,000. Construction will take two to three years. Strange further advised that \$7,000,000 had been set aside over the next two years for the purchase of rights-of-way.

Strange said this project would also have an extremely positive impact on the local economy with meals, motels, employment needs, sales, materials, etc.

Strange advised that ADOT now required direction from Council to move forward with the project. He explained that management would accept a full vote from Council either for or against. He said that if some Council members felt personal agendas would stand in the way of an unbiased vote, ADOT would accept if the member abstained. Finally, if Council wished to defer the decision to the state because of political repercussions, they would base their decision based on input they have received. He explained that if Council voted against the project, the State would choose a "No-Build", and in all likelihood, the Main Street would be turned back to the Town because it does not meet minimum road standards. He further advised that if the bypass were approved, ADOT would improve and upgrade Main Street before turning it back to the Town.

Strange answered several questions from Council members. In summary, Strange advised that many of the "promises" being made by ADOT could not be put in writing at this stage. He said that the comments would be in writing in the Environmental Review and would have to be addressed in the design phase or in later phases of the project. He said that the two "sister governments" would have to trust each other to ascertain objectives that are best for the community and the Verde Valley, while maintaining our small town character. He stressed that it was not the purpose of ADOT to provide open opportunities for developers to come into an area, but rather to maintain the businesses that are already present and to carry traffic from region to region. He also stressed that the State would pay for any negative impacts on properties or the taking of properties.

Manager Bullard read a letter from the Verde Valley Transportation Organization, which supported the proposed project.

Chip Davis, County Supervisor, expressed appreciation to ADOT for considering a project of such magnitude. He pointed out that the citizens could be begging ADOT for assistance to fix a larger problem.

Mayor Rogers adjourned the meeting at 8:10 p.m. Mayor Rogers reconvened the meeting at 8:12 p.m. to allow public input.

Public Input:

Jack Young asked if the two chain link fences could be removed from the bridges. Strange replied the fences are placed to prohibit children from climbing over the bridge and injuring themselves. He advised that maybe something could be done in the design phase.

Henry Shill said the ADOT proposal was available and it falls within the Transportation Element of the General Plan. He further stated that he did not recall any objections to this during the General Plan public hearings. He also advised that the Transportation Element also encourages controlled access in the area.

Jane Whitmire reminded Council that the General Plan had not yet been adopted and that there had been no open public discussion of transportation. She stated that it was premature for Council to make a decision without having the opportunity to discuss the proposal "amongst ourselves". She stressed that she was not saying that she agreed or disagreed with the proposal, but that this meeting had not been advertised in the newspaper and people had not had the opportunity to participate. She said there should be no decision until the Town has a General Plan.

Marshall Whitmire complimented Mr. Strange's ability to present the material in a convincing manner. He that advised that Camp Verde has obtained petitions with many more than 1,500 signatures and that perhaps the Recall work had prevented people from becoming involved in this proposal. He said that he believed that the one-percent response received by ADOT was not sufficient to be an accurate representation of the entire community. He encouraged Council to open this proposal publicly and to probe the sentiment of the entire community.

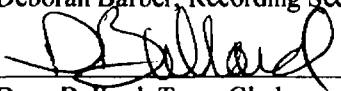
Janie Young said that if Council waits to make decisions based on the adoption of a General Plan, there wouldn't be any decisions made. She encouraged Council to act expediently on this item.

4. **Adjournment**

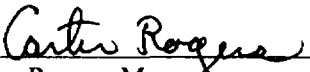
The meeting was adjourned at 8:25 p.m.



Deborah Barber, Recording Secretary



Dane Bullard, Town Clerk




Carter Rogers, Mayor

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and accurate summary of the meeting 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 14th day of July 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 15th day of July 1998.



Deborah Barber, Recording Secretary

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, JULY 15, 1998
6:30 p.m.**

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

a) Approval of the Minutes:

- 1) Budget Work Session – June 30, 1998
- 2) Regular Session – July 1, 1998
- 3) Budget Work Session – July 1, 1998
- 4) Special Session – July 8, 1998
- 5) General Plan Work Session – July 8, 1998

b) Set Next Meeting, Date and Time:

- 1) Regular Session – July 15, 1998 at 6:30 p.m.
- 2) Council Hears P&Z – July 22, 1998 at 6:30 p.m.
- 3) Regular Session – August 5, 1998
- 4) Regular Session – August 19, 1998
- 5) Council Hears P&Z – August 26, 1998

On a motion by Hauser, seconded by Eberhard, the Council voted unanimously to approve the Consent Agenda, with corrections to the minutes of July 1, and a General Plan Work Session to be held on July 22, 1998 at 6:30 p.m.

- 5. Authorization for Mayor to Sign Letter to MJL Hospital Requesting Additional Physicians in Camp Verde**

On a motion by Hauser, seconded by Gioia, the Council voted unanimously to direct the Mayor to get with staff to draft a letter to MJL Hospital requesting one or two additional physicians in Town, and to proceed as soon as possible on the proposed changes in the community.

- 6. Recommendation of Approval of Liquor License for Pack Saddle Drive In Liquors**

On a motion by Redinger, seconded by Eberhard, the Council voted unanimously to table this item.

- 7. Recommendation of Approval of Liquor License for Kawan, Inc. (Ming House)**

On a motion by Reeves, seconded by Larkey, the Council voted unanimously to recommend approval of the liquor license for the Ming House.

- 8. Approval of Resolution 98-402 Consenting to the Assignment of Cable Franchise to NPG Cable of Arizona**

On a motion by Gioia, seconded by Redinger, the Council voted unanimously to approve Resolution 98-402 consenting to the assignment of the cable franchise to NPG Cable of Arizona.

9. **Approval of Resolution 98-404 Adopting the FY 98/99 Tentative Budget**
On a motion by Eberhard, seconded by Gioia, the Council voted to approve Resolution 98-404 declaring the FY 98/99 tentative budget a public record, with \$55,000 additional funds set aside for employee raises, and \$10,000 for the Chamber of Commerce. Reeves abstained.
10. **Approval of Intergovernmental Agreement with Verde Valley Humane Society**
On a motion by Redinger, seconded by Larkey, the Council voted unanimously to approve the Intergovernmental Agreement with the Verde Valley Humane Society.
11. **Approval of Resolution 98-403 Establishing Council Meeting Agenda Procedures**
On a motion by Larkey, seconded by Gioia, the Council voted unanimously to approve Resolution 98-403, establishing Council meeting agenda procedures.
12. **Award of Project #98-003, Street Striping Improvements**
On a motion by Gioia, seconded by Eberhard, the Council voted to approve Project #98-003, street-striping improvements. Reeves voted no.
13. **Call to the Public for Items not on the Agenda**
Mayor Rogers advised that comment on the proposed landfill would not be allowed.

James Johnson commended the Town Engineer for the "slow-down" lanes and asked for an agenda item to develop an ordinance which would establish weight limits on local roads.

Jane Whitmire asked for updates on recycling, litter abatement and the landfill. Mayor Rogers responded that recycling and litter were addressed in the budget, and that the Manager would be reporting on the landfill.

Dan McGinn advised that he had been contacted by the County Detention Center. He said that prisoners would begin litter pickup and weed abatement on weekends beginning August 1. He further advised that the recycling bins would be replaced at the Outpost Mall and that summer youth employees would be used to maintain the area.

Sharon Petrie expressed concerns about the cleaning up of homesites in Verde Lakes.

Henry Shill said that he was hoping to build a road through the Burbacher ranch so that his trucks would not longer have to use Sierra Verde. He stated that he had a letter from the former Town Manager, John Baudek, which permitted him to use Sierra Verde. He invited staff to visit his operation and see the plans.

14. **Manager/Staff Report**
Bullard advised the Council that Library Commissioner Burt Singleton had passed away, and that services were to be held on Saturday, July 18 at the Westcott Funeral Home in Cottonwood. He further advised that the family was requesting donations to the Camp Verde Library in lieu of flowers.

Bullard also stated that he had spoken with Camp Verde Sanitary District regarding the sewer extension. He advised that the project was in the design phase, and that construction could start as early as the first of the year. He stated that Sanitary District personnel were available to answer questions from Council and the public during normal business hours.

Mayor Rogers reported that he had contacted Salt River Pima/Maricopa Indian Community (SRPMIC) about the feasibility of opening a landfill shortly before the Town was preparing to award the landfill feasibility studies. Rogers explained that he was asked not to say anything about the proposal as it might interfere with their negotiations with Mountain Waste. Rogers stated that he assumed the proposed site was in the general location of the old landfill. He further explained that after that contact, he could not support the Town proceeding with the hiring of a landfill consultant if we could not be assured of the tonnage that was needed to operate. He advised that he had contacted SRPMIC several times to arrange a meeting, and finally sat down one day to insist on some answers. Rogers further advised that he first became aware of the actual site location after he, the Town Manager and the Community Development Director met with SRPMIC on July 10. Rogers advised that the matter was scheduled to be heard by the Planning & Zoning Commission on August 6, and the Council on August 26.

Bullard informed Council that the Tribe had submitted only preliminary documents, and if the maps, fees and other required documentation was not received in a timely fashion, the matter could not be heard on the 6th.

15. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Councilor Reeves apologized to those in the audience who had been prepared to speak out about the proposed landfill. He said that he had never seen public comment be denied on items not on the agenda.

Mayor Rogers said that the time to address this issue was when the Planning & Zoning Commission hears the matter.

Rogers asked the Manager if the School District had paid their share of the pool expenses during FY 97/98. Bullard responded that due to financial difficulties, they had not. He advised that the revenues were being carried in the FY 98/99 budget, but it may have to be charged as a bad debt.

16. Adjournment

The meeting was adjourned at 9:03 p.m.

**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JULY 15, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**

a) **Approval of the Minutes:**

- 1) Budget Work Session – June 30, 1998
- 2) Regular Session – July 1, 1998
- 3) Budget Work Session – July 1, 1998
- 4) Special Session – July 8, 1998
- 5) General Plan Work Session – July 8, 1998

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

- 1) Regular Session – July 15, 1998 at 6:30 p.m.
- 2) Council Hears P&Z – July 22, 1998 at 6:30 p.m.
- 3) Regular Session – August 5, 1998
- 4) Regular Session – August 19, 1998
- 5) Council Hears P&Z – August 26, 1998

**Discussion and Possible Action on the Following -
Public Input is invited on the following item(s): 5, 6, 7, 8 and 9**

5. Authorization for Mayor to Sign Letter to MJL Hospital Requesting Additional Physicians in Camp Verde
6. Recommendation of Approval of Liquor License for Pack Saddle Drive In Liquors
7. Recommendation of Approval of Liquor License for Kawan, Inc. (Ming House)
8. Approval of Resolution 98-402 Consenting to the Assignment of Cable Franchise to NPG Cable of Arizona
9. Approval of Resolution 98-404 Adopting the FY 98/99 Tentative Budget
10. Approval of Intergovernmental Agreement with Verde Valley Humane Society
11. Approval of Resolution 98-403 Establishing Council Meeting Agenda Procedures

12. Award of Project #98-003, Street Striping Improvements

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.

13. Call to the Public for Items not on the Agenda
14. Manager/Staff Report
15. Council Comments, Informational Reports, and Activity Updates
 - a) Agenda Item(s) Requests
16. Adjournment

Posted by: Heborah Barber

Date/Time: 7-10-98 1:30 pm

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 15, 1998
6:30 p.m.**

1. Call to Order

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

2. Roll Call

Mayor Rogers, Councilors Larkey, Hauser, Eberhard, Gioia, Redinger and Reeves were present.

Dane Bullard, Town Manager; Dan McGinn, Public Works Director; Bill 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 Reeves led the pledge.

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

a) Approval of the Minutes:

- 1) Budget Work Session - June 30, 1998
- 2) Regular Session - July 1, 1998
- 3) Budget Work Session - July 1, 1998
- 4) Special Session - July 8, 1998
- 5) General Plan Work Session - July 8, 1998

b) Set Next Meeting, Date and Time:

- 1) Regular Session - July 15, 1998 at 6:30 p.m.
- 2) Council Hears P&Z - July 22, 1998 at 6:30 p.m.
- 3) Regular Session - August 5, 1998
- 4) Regular Session - August 19, 1998
- 5) Council Hears P&Z - August 26, 1998

On a motion by Hauser, seconded by Eberhard, the Council voted unanimously to approve the Consent Agenda as amended.

5. Authorization for Mayor to Sign Letter to MJL Hospital Requesting Additional Physicians in Camp Verde

Councilor Hauser explained that Camp Verde had lost a very competent physician with 4,000 patients when MJL Hospital decided not to renew Dr. Stulberg's contract. She said that Camp Verde depends on the Clinic and we should let MJL know.

Dr. Stulberg said that he appreciated Camp Verde's support and also that Dr. Westervelt is allowing him to use his office so that he can continue seeing his patients. He said that is goal to ensure that there are options for his patients.

Craig Owens, President of MJL, said that the hospital was not pleased with the decision to end the contract, but that they had been unable to reach an agreement. He explained that an internist was scheduled to begin September 1, and MJL was aggressively recruiting for a family practitioner. He further stated that MJL was committed to service in Camp Verde. He provided Council with information detailing plans for construction of a new facility. A copy of this material is attached and becomes a part of these minutes. Mr. Owens then answered several questions from the audience and Council.

On a motion by Hauser, seconded by Gioia, the Council voted unanimously to direct the Mayor to get with staff to draft a letter to MJL Hospital requesting one or two additional physicians in Town, and to proceed as soon as possible on the proposed changes in the community.

Public Input:

George Young said that the Sedona medical facility had doctors in place, and they are leaving the MJL program because they are unhappy with it. He advised Council to check with these doctors to see what can be done.

Virginia Bragg said that she would like to see the doctors here be CHAMPUS providers. She asked that MJL look into this while they are recruiting.

Dr. Stulberg said that MJL has new physicians accept insurance providers that many practicing physicians no longer accept. For example he was no longer accepting new patients that were covered by Medicare and ACHHS. He said that MJL was very good about offering medical care for everyone.

Dale Greene said that he was alive because of Dr. Stulberg, and he encouraged Council to let MJL know that the Town wanted to keep him.

Ray Massey said the hospital was money-driven and that all over the country medical decisions are being based on non-medical ground.

Dr. Stulberg said that the impasse was not due to money. He said that money was not the driving factor of his medical career.

There was no other public input.

6. Recommendation of Approval of Liquor License for Pack Saddle Drive In Liquors

Manager Bullard explained that the required posting for this license application had been removed in error, and that it must be reposted. He recommended that this item be tabled.

On a motion by Redinger, seconded by Eberhard, the Council voted unanimously to table this item.

There was no public input.

7. Recommendation of Approval of Liquor License for Kawan, Inc. (Ming House)

Manager Bullard advised that this item had been posted the required length of time, and that no comments were received. He recommended approval.

On a motion by Reeves, seconded by Larkey, the Council voted unanimously to recommend approval of the liquor license for the Ming House.

There was no public input.

8. Approval of Resolution 98-402 Consenting to the Assignment of Cable Franchise to NPG Cable of Arizona

Manager Bullard advised that this was back on the agenda at Council's request so that NPG Cable could have a representative present to answer questions.

Gene Kopp, General Manager of the Sedona office introduced himself and answered questions from Council. He said the company planned to complete an initial assessment of needs and attempt to address all concerns in an expedient manner. He said the Camp Verde office would stay open for an undetermined amount of time. He also advised that the area would now have a local telephone number and local representatives to handle the service.

On a motion by Gioia, seconded by Redinger, the Council voted unanimously to approve Resolution 98-402 consenting to the assignment of the cable franchise to NPG Cable of Arizona.

Public Input:

Dirk Oosterwyk said that he was on Council three years ago, and we still have the same cable problems.

John Crane said that the cable company was permitted to perform substandard installation in the beginning to provide service, with the understanding that should any cuts or damage occur, the cable company would be responsible for repairs.

Teri Smith said that her primary concern was the ability to get Suns games.

George Young encouraged the Council to require access for the local television station, Channel 18.

There was no other public input.

9. Approval of Resolution 98-404 Adopting the FY 98/99 Tentative Budget

Manager Bullard explained the budget before Council was the result of three work sessions, and it was a balanced budget, with raises going to deputies, sergeants and dispatchers only, and a \$10,000 increase for the Chamber of Commerce. He encouraged Council to adopt a balanced budget.

On a motion by Eberhard, seconded by Gioia, the Council voted to approve Resolution 98-404 declaring the FY 98/99 tentative budget a public record, with \$55,000 additional funds set aside for employee raises, and \$10,000 for the Chamber of Commerce. Reeves abstained.

Public Input:

Marshall Whitmire asked if the Town's salary structure was a performance-based system. Bullard responded that it was and the Code allowed a 5% increase for outstanding employees. Whitmire asked if Council members had examined the General Plan paragraph by paragraph to ensure its implementation was covered in the proposed budget.

John Crane said that CVMO staff was grossly underpaid. He said that employees are a company's greatest asset and that if you wanted employees to work for you, you had to work for them. He said that he always remembered the statement: "If you pay peanuts, you're going to get monkeys!"

Jane Whitmire said that it was good to consider the number of years of service and the job descriptions in salary considerations. She noted the Chamber of Commerce was receiving a sizeable increase, and questioned if Chamber employees were held to the same standard. Mayor Rogers stated that the Chamber is required to report on a quarterly basis.

Mayor Rogers recessed the meeting at 8:00 p.m. so that Councilor Hauser could leave. The meeting was reconvened at 8:25 p.m.

10. Approval of Intergovernmental Agreement with Verde Valley Humane Society

Bullard explained that this was an annual agreement that allowed the Animal Control Officer to take animals to the Humane Society. He noted that there was not a fee increase and recommended approval of the IGA.

On a motion by Redinger, seconded by Larkey, the Council voted unanimously to approve the Intergovernmental Agreement with the Verde Valley Humane Society.

There was no public input.

11. Approval of Resolution 98-403 Establishing Council Meeting Agenda Procedures

Bullard advised this was the same Resolution that Council had directed staff to prepare.

On a motion by Larkey, seconded by Gioia, the Council voted unanimously to approve Resolution 98-403, establishing Council meeting agenda procedures.

There was no public input.

12. Award of Project #98-003, Street Striping Improvements

Director McGinn advised that staff was very good at getting the work done with limited resources, however, they were not proficient at striping the streets. He said that it costs between 4 and 5 cents a mile for staff to perform the striping and the bids came in at 4.8 cents per mile.

On a motion by Gioia, seconded by Eberhard, the Council voted to approve Project #98-003, street-striping improvements. Reeves voted no.

There was no public input.

13. Call to the Public for Items not on the Agenda

Mayor Rogers advised that comment on the proposed landfill would not be allowed.

James Johnson commended the Town Engineer for the "slow-down" lanes and asked for an agenda item to develop an ordinance which would establish weight limits on local roads.

Jane Whitmire asked for updates on recycling, litter abatement and the landfill. Mayor Rogers responded that recycling and litter were addressed in the budget, and that the Manager would be reporting on the landfill.

Dan McGinn advised that he had been contacted by the County Detention Center. He said that prisoners would begin litter pickup and weed abatement on weekends beginning August 1. He further advised that the recycling bins would be replaced at the Outpost Mall and that summer youth employees would be used to maintain the area.

Sharon Petrie expressed concerns about the cleaning up of homesites in Verde Lakes.

Henry Shill said that he was hoping to build a road through the Burbacher ranch so that his trucks would not longer have to use Sierra Verde. He stated that he had a letter from the former Town Manager, John Baudek, which permitted him to use Sierra Verde. He invited staff to visit his operation and see the plans.

14. Manager/Staff Report

Bullard advised the Council that Library Commissioner Burt Singleton had passed away, and that services were to be held on Saturday, July 18 at the Westcott Funeral Home in Cottonwood. He further advised that the family was requesting donations to the Camp Verde Library in lieu of flowers.

Bullard also stated that he had spoken with Camp Verde Sanitary District regarding the sewer extension. He advised that the project was in the design phase, and that construction could start as early as the first of the year. He stated that Sanitary District personnel were available to answer questions from Council and the public during normal business hours.

Mayor Rogers reported that he had been contacted Salt River Pima Maricopa Indian Community (Community) about the feasibility of opening a landfill shortly before the Town was preparing to award the landfill feasibility studies. He said that he was asked not to say anything about the proposal as it might cause problems with the Community's potential arrangements. He said he thought the proposed site was in the general location of the old landfill. He explained that after that contact, he could not support the Town proceeding with expending funds on a landfill if we could not be assured of the tonnage we would need to operate. He said he contacted them several times to arrange a meeting, and finally sat down one day and insisted on some answers. He advised that he, the Town Manager and the Community Development Director met with the Community on July 10, and it was at that time, he became aware of the actual location of the proposed site. He advised the

matter was scheduled to be heard by the Planning & Zoning Commission on August 6, and the Council on August 26.

Bullard advised that the Tribe had submitted only preliminary documents, and if the maps, fees and other required documentation was not received in a timely fashion, the matter could not be heard on the 6th.

15. Council Comments, Informational Reports, and Activity Updates
a) Agenda Item(s) Requests


Councilor Reeves apologized to those in the audience who had been prepared to speak out about the proposed landfill. He said that he had never seen public comment be denied on items not on the agenda.

Mayor Rogers said that the time to address this issue was when the Planning & Zoning Commission hears the matter.


Rogers asked the Manager if the School District had paid their share of the pool expenses during FY97/98. Bullard responded that due to financial difficulties, they had not. He advised that the revenues were being carried in the FY98/99 budget, but it may have to be charged as a bad debt.

16. Adjournment


The meeting was adjourned at 9:03 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 15th day of July 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 16th day of July 1998.



Deborah Barber, Recording Secretary

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, AUGUST 5, 1998
6:30 p.m.**

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

a) Approval of the Minutes:

- 1) Budget Work Session – July 14, 1998
- 2) Sverdrup/ADOT Corridor Update – July 14, 1998
- 3) Regular Session – July 15, 1998

b) Set Next Meeting, Date and Time:

- 1) Regular Session – August 19, 1998 at 6:30 p.m.
- 2) Council Hears P&Z – August 26, 1998 at 6:30 p.m.

On a motion by Redinger, seconded by Hauser, the Council voted unanimously to approve the Consent Agenda as presented.

- 5. Recommendation of Approval of Liquor License for Pack Saddle Drive In Liquors**

On a motion by Larkey, seconded by Redinger, the Council voted unanimously to recommend approval of the liquor license for Pack Saddle Drive In Liquors.

- 6. CVUSD Superintendent Report on Pool Reimbursement**

On a motion by Larkey, seconded by Gioia, the Council voted unanimously to table this item and to set a Work Session with School Board Members on 9/9/98 at 6:30 p.m.

- 7. Possible Approval of ADOT Proposal for SR 260 Alternate Route**

On a motion by Larkey, seconded by Redinger, the Council voted to accept ADOT's original proposal of realignment for Highway 260, a 5-lane alternate route beginning at Horseshoe Bend and extending to Clear Creek, and include the conditions of the Richard Strange letter and all concessions and promises that were made on the tape of this meeting. Hauser voted no.

- 8. Authorization for Mayor to sign Certificate of Local Government Approval**

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to authorize the Mayor to sign the Certificate of Local Government Approval.

- 9. Library Commission Quarterly Report**

Chairman Gunnell reported on the last quarter. She advised that the Commission held three meetings and one work session. She also stated that Burt Singleton had passed away, and that he had made one of the single greatest contributions to bringing the library into the future. She stated that his presence was greatly missed.

- 10. Appointment of Library Director**

On a motion by Eberhard, seconded by Larkey, the Council voted unanimously to appoint Mr. Rollah Aston as Library Director.

11. Possible Approval of Wischmeyer Settlement Agreement

On a motion by Gioia, seconded by Eberhard, the Council voted to approve the settlement agreement and to bring Wischmeyer back to work as soon as possible, with full commitments. Rogers voted 'present'. The motion carried.

12. Adoption of Proposed League Resolutions

On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to instruct staff to prepare draft resolutions dealing with tribal trust status and the exclusion of recall dates from the state's consolidated election dates.

13. Call to the Public for Items not on the Agenda

Marshall Whitmire asked when the graffiti ordinance went into effect, and why nothing had been done about the wall above the post office.

14. Manager/Staff Report

Manager asked Council to review the League Conference packet and advise Carol Brown if they planned to attend so that travel arrangements could be made. He advised the Conference would be held in Lake Havasu City this year, and he encouraged attendance.

15. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Redinger asked about the progress of the skate board park. Linda Welsch advised that they had collected \$2,700, and they are now waiting for Town staff to level the donated ab material. Bullard advised that would be done when the Town had equipment in the area. John Crane said that donations were needed for cement and that there were some design concerns. Gioia advised that he was going to check on concrete donations.

Redinger said that he would like an agenda item in mid September to have Council agree to clean up the Town before Ft. Verde Days. He also requested that Council consider holding a meeting at the High School so that students are familiar with the Council process.

Eberhard said that he would like an agenda item to establish a Citizen's Advisory Commission to work with Council and ADOT on the bypass road. He further stated he would like to set a date to pass the General Plan. After discussion, it was determined to hear the General Plan on September 23.

16. Adjournment

The meeting was adjourned at 10:09 p.m.

**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, AUGUST 5, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
 - a) **Approval of the Minutes:**
 - 1) Budget Work Session – July 14, 1998
 - 2) Sverdrup/ADOT Corridor Update – July 14, 1998
 - 3) Regular Session – July 15, 1998
 - b) **Set Next Meeting, Date and Time:**
 - 1) Regular Session – August 19, 1998
 - 2) Council Hears P&Z – August 26, 1998

**Discussion and Possible Action on the Following -
Public Input is invited on the following item(s): 7**

5. Recommendation of Approval of Liquor License for Pack Saddle Drive In Liquors
6. CVUSD Superintendent Report on Pool Reimbursement
7. Possible Approval of ADOT Proposal for SR 260 Alternate Route
8. Authorization for Mayor to sign Certificate of Local Government Approval
9. Library Commission Quarterly Report
10. Appointment of Library Director
11. Possible Approval of Wischmeyer Settlement Agreement
12. Adoption of Proposed League Resolutions

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.

13. Call to the Public for Items not on the Agenda
14. Manager/Staff Report
15. Council Comments, Informational Reports, and Activity Updates
 - a) Agenda Item(s) Requests
16. Adjournment

Posted by: Deborah Barber

Date/Time: 7-31-98 - 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.

**MINUTES
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, AUGUST 5, 1998
6:30 p.m.**

1. Call to Order

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

2. Roll Call

Mayor Rogers, Councilors Larkey, Hauser, Eberhard, Gioia, and Redinger and were present. Jesse Reeves was absent.

Dane Bullard, Town Manager; Dan McGinn, Public Works Director; Bill Lee, Parks & Recreation Director; Carol Brown, Executive Secretary and Deborah Barber, Recording Secretary were also present.

3. Pledge of Allegiance

Councilor Gioia led the pledge. The meeting was recessed and 6:36 and reconvened in the Community Center at 6:46 p.m. to accommodate the large crowd.

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

a) Approval of the Minutes:

- 1) Budget Work Session – July 14, 1998
- 2) Sverdrup/ADOT Corridor Update – July 14, 1998
- 3) Regular Session – July 15, 1998

b) Set Next Meeting, Date and Time:

- 1) Regular Session – August 19, 1998 at 6:30 p.m.
- 2) Council Hears P&Z – August 26, 1998 at 6:30 p.m.

On a motion by Redinger, seconded by Hauser, the Council voted unanimously to approve the Consent Agenda as presented.

5. Recommendation of Approval of Liquor License for Pack Saddle Drive In Liquors

Manager Bullard advised that this was a request for a transfer of a Series 9 license, and that it had been posted for the required 20-day period. He further advised that there had been no comments, and staff recommended that Council recommend approval.

On a motion by Larkey, seconded by Redinger, the Council voted unanimously to recommend approval of the liquor license for Pack Saddle Drive In Liquors.

There was no public input.

6. CVUSD Superintendent Report on Pool Reimbursement

Manager Bullard explained that the Town and Camp Verde Unified School District had entered into an Intergovernmental Agreement to share the maintenance and operating costs of the pool on a 50/50 split. He advised that the District was experiencing budget problems and were unable to pay their share of 1997 expenses totaling \$29,000. He further advised that the District had not budgeted for this expense in their 1998 budget either.

Superintendent Marilyn Semones invited the public to attend School Board Meetings. She said that she became aware of this problem after meeting with the Manager and the Parks Director. She stated that the District had been under the impression that they would provide in-kind services and not actual cash. She stated that the amount owed was simply not available. She stated the IGA ends this year, and the District wants to support the pool, however the money is not there.

Manager Bullard clarified that the IGA does not end unless the parties mutually agree upon a termination.

Larkey stated that in-kind services were never discussed, nor was it addressed in the IGA. He asked how the District could have come to that conclusion.

Charlie German, Board Chairman, apologized for the situation and explained that the District's budgeting process begins in late January or early February. He asked if the Town could make the estimated costs of pool maintenance and operation available to them during that time. He said that the District does not have the funds to pay the debt. He apologized for the situation and advised that he took full responsibility. He explained that in-kind services, for example providing bus service, would cost the District funding that was not budgeted. He stated that the District supports the pool.

Ernestine Murdock, Board Member, said that the District provides the liability insurance, and there was no mention of that expense by the Town.

Superintendent Semones said that the District provides the insurance because their annual premiums are \$183.00, and the Town's premiums would have been over \$2,500.

Rogers suggested the Council schedule a work session with the School Board to further discuss the issued. Eberhard said that he would like to see a list of in-kind services that the District could provide. Andy Ayres, Board Member, said that Bill Lee had done an excellent job with getting the attendance up. He said the pool is an excellent wholesome community asset. He said the District's finances would improve and that the IGA was good partnership.

On a motion by Larkey, seconded by Gioia, the Council voted unanimously to table this item and to set a Work Session with School Board Members on 9/9/98 at 6:30 p.m.

7. Possible Approval of ADOT Proposal for SR 260 Alternate Route

Richard Strange provided a history of the development of the 260 alternate route. He advised that ADOT was willing to scale down the proposal to a 3-lane road, if they could purchase the rights-of-way for future expansion. He said the existing traffic supports the original proposal of 5-lanes. Strange responded to some of the comments received by ADOT and he read a letter that had been sent to Council members. The letter outlines the commitments that will be documented in the final engineering and environmental reports. A copy of this letter is attached, and becomes a part of these minutes. He also advised that ADOT would pave roads in the area to connect to Industrial Drive so that a signal light could be installed to alleviate the congestion. He explained that the existing intersection is too close to the I-17 intersection to allow for signals. He said there was money available for the development of a 'gateway' to the downtown area. He advised this would cover decorative pavers, walls, signage, etc. He explained there was a program offered by the State that provided a 75/25 match, with the State providing 75% for landscaping. He assured the Council and public that the State develops projects that have the least negative impact. He also gave assurance that ADOT would control access and these controls would not be relinquished. He said that ADOT was in the business of building roads, not promoting development. Strange also explained that this project has solicited and received more public input than any other project in ADOT history. He advised that ADOT was also willing to meet with the Council and hold a public hearing to allow public input at the 30% stage of the design phase. He further advised that ADOT was now requesting a vote from Council on whether to proceed or halt the process, or Council could choose to defer the decision to ADOT.

Hauser declared a conflict because the project directly affected her neighborhood.

Gioia thanked ADOT for their efforts and response to all his questions.

On a motion by Larkey, seconded by Redinger, the Council voted to accept ADOT's original proposal of realignment for Highway 260, a 5-lane alternate route beginning at Horseshoe Bend and extending to Clear Creek, and include the conditions of the Richard Strange letter and all concessions and promises that were made on the tape of this meeting. Hauser voted no.

Public Input:

Sharon Petrie stated that she had circulated the petitions and she was unsure what Strange was referring to when he said the statements were not factual. She said that she too would be impacted by the proposal. She said that she was concerned with the speed limit and the frequent accidents at Horseshoe Bend and 260.

Berwyn Wilbrink of Sverdrup explained the project included this area of concern.

Henry Shill said that he supported the project, that it was consistent with the transportation element of the proposed general plan, and that Council should approve the project as presented with 5-lanes.

Bob Dinegar said that he remains concerned with the potential effect on downtown businesses. He advised Council to be sure to dot the "i's" and cross the "t's". He stated that he had contacted ADOT

about the Camp Verde signage on the interstate, and had been told that no other community had three exit signs, yet he had recently been to Williams and noticed there were three exit signs for their community.

Don Gunnell thanked ADOT and advised Council to consider what it would cost the Town if we don't accept the proposal. He offered support for the 5-lane proposal.

Irene Peoble said that the school has grown, Bashas' had to provide a larger store, so the Town is growing. She said it would cost much more in the long run if we had to go back and add lanes to the road. She encouraged Council to approve the 5-lane proposal.

Danny Parker said that he agreed with Gunnell and Peoble. He said ADOT has done a fine job, and asked how the Town could possibly afford to take on the road as it is. He encouraged the 5-lane proposal.

George Young stated that he lives on Head Street and the traffic is unbelievable. He encouraged Council to go with the 5-lane.

Raymond Durfee advised that he is a business owner, and that the traffic is very frustrating. He encouraged Council to approve the 5-lane proposal. He said that controlled access and signage is the best answer.

Marshall Whitmire complimented Council, especially Gioia, on their background work. He said this is the largest public works project ever undertaken in Camp Verde and that many new facts had been presented tonight. He encouraged Council to deliberate these new facts in a work session before making a decision.

Jane Whitmire said that in all her studies and research on rural development, the experts say to maintain the scale of the community. She said that a 5-lane road was out of scale. Referring to Mr. Strange and Sverdrup employees as "Mr. Strange and his entourage" and said that in her opinion this was the first public meeting that the people had been allowed to speak. She urged Council to exercise caution in their decision as highways breed development. She said that ADOT and Sverdrup had referred to this road as an "urban highway". She said this was not an urban area. She stated that she appreciated Gioia's comments on pedestrians and bicycle traffic. She encouraged Council to work with ADOT on their concessions. She also asked that Council take the time, if needed, to review the new information, and make a decision at a later time.

John Crane said that the ADOT traffic estimates are too conservative. He said the weekend traffic is much greater than estimated. He offered an analogy to the Council. He said that if the fire department decided to build a new station and suddenly the amount of calls for assistance went up, could you say that the new building caused more fires? He said that the 3-lane was originally proposed to kill this project. He said that delaying the decision, or deciding to go with a 3-lane was in effect a postponement of part of the job. He explained that such a delay might result in a lack of funding for years to come.

Andy Ayres said that he moved here 15 to 20 years ago, and that Camp Verde was very behind the times and rural in nature. He said that if we could only put time in a bottle to keep things the way they were. He said that the cork came out of Camp Verde 15 years ago. He said the trend now is to move to rural locations, just like the trend used to be to move to urban locations. He said that infrastructure is not unique, the whole valley is "busting loose". He said we could attempt to slow growth like Sedona

did. He said that we have to accept the fact that we are growing, put aside our petty agendas and consider the future for our grandchildren. He said Camp Verde is growing and we cannot stop it. [applause]

Milton Pate said that if 70% of the traffic is locally generated, it must be Verde Lakes residents going to the post office. He said Cornville Road has gotten much more traffic since it was widened. He encouraged Council to approve the 5-lane proposal without a work session. He said we need to get on with it.

Jim Nordwick said there have been no traffic problems since the signal light was installed. He said a little traffic is a small price to pay to save the downtown businesses. He said we can't lose our tax base. He encouraged Council not to "fix what isn't broken".

Jerry Reddell said that this was actually a collector road, not a bypass. He said this road will not meet our needs.

Bob Blevins said to let it happen.

Howard Parrish said that traffic is bad and we need the 5 lanes. He asked who would apologize to the flood victims if the wash at the Swap Meet was not fixed.

Jim Bullard said that he supported the 5-lane proposal, as the traffic is very bad right now.

Stan Bullard said the traffic will only get worse, and encouraged Council to approve the 5-lane proposal.

Jack Young said that he supports the plan and that we should watch the process very carefully. He encouraged Council to vote tonight and get it done.

Mario Aiuto said that he would love to sit on Main Street and talk with Carter while Eric drove around them to get on with their business, but unfortunately, it can't be that way any longer. He said that growth was considered in the incorporation process with the boundaries were set from Verde Lakes to Hayfield Draw. He said this was not Old Town Cottonwood, that Old Town dead ends in Clarkdale. He said most of the people going through are driving 40 mph. He said we should just let them "get the hell on through".

Jim McDonald said that he would be directly affected by the project. He encouraged Council to build what is needed and to do it as soon as possible.

Tom Taylor said that his customers are constantly complaining about the traffic and the difficulties of getting onto Main from Holloman.

Dan McGinn said that he grew up here and he was speaking as a member of the community. He said the traffic was only going to get worse, and that sometimes decisions had to be made that would impact people's lives. He said that ADOT staff is very competent in determining the least impact and the best solution. He said that the multi-million dollar project would be good for the Town, and encouraged Council approval.

Kathi Watson thanked ADOT and Council for listening to her concerns and responding. She advised that she felt that her voice had been heard. She said that this proposal was the best solution, and she encouraged Council to take action soon.

Mayor Rogers thanked the ADOT team and Sverdrup for their tenacity and hard work. The meeting was recessed at 9:15 and reconvened in the Council Chambers at 9:37.

8. Authorization for Mayor to sign Certificate of Local Government Approval

Bullard explained this was a 'housekeeping' item that is done on an annual basis. He explained that NACOG provides funding through Catholic Social Services to assist area residents with various services.

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to authorize the Mayor to sign the Certificate of Local Government Approval.

9. Library Commission Quarterly Report

Chairman Gunnell reported on the last quarter. She advised that the Commission held three meetings and one work session. She also stated that Burt Singleton had passed away, and that he had made one of the single greatest contributions to bringing the library into the future. She stated that his presence was greatly missed.

10. Appointment of Library Director

Manager Bullard explained that Phyllis Hazekamp had retired, and that four interviews for her position had been done. He said the interview committee consisted of Barbara Kile, Yavapai County Library Director, John O'Neill, Cottonwood Library Director, Roger Doering and Gwen Gunnell, Library Commission. He advised that the decision to offer the position to Mr. Aston was unanimous. He advised that the applications were available in his office for Council review.

Gwen Gunnell advised that Mr. Aston was a family man with a good technical background and excellent ideas. She stated that he is currently the Library Director of an educational facility in Roswell, New Mexico.

On a motion by Eberhard, seconded by Larkey, the Council voted unanimously to appoint Mr. Rollah Aston as Library Director.

11. Possible Approval of Wischmeyer Settlement Agreement

Manager Bullard explained that the agreement had been worked out between Wischmeyer, his counsel, Yen and Pilch and the Town's legal counsel, Lewis and Rocca. He explained that it was mutually agreed upon and it was now Council's decision. He said the result would be as if Wischmeyer would have never left his position.

On a motion by Gioia, seconded by Eberhard, the Council voted to approve the settlement agreement and to bring Wischmeyer back to work as soon as possible, with full commitments. Rogers voted 'present'. The motion carried.

12. Adoption of Proposed League Resolutions

Bullard explained that the League of Arizona Cities and Towns prepares resolutions on an annual basis. He further explained that the Town has voiced opposition to the tribal practice of purchasing land and placing it in trust status. He said this takes away the commercial base for communities. He explained that Guadalupe is now in danger of having the whole town becoming a reservation. He said the Mayor requested that the Council consider a resolution that would exempt recall elections from the consolidated election dates.

Rogers said that he felt it was not fair to either party to have election dates strung out for six months.

On a motion by Eberhard, seconded by Hauser, the Council voted unanimously to instruct staff to prepare draft resolutions dealing with tribal trust status and the exclusion of recall dates from the state's consolidated election dates.

13. Call to the Public for Items not on the Agenda

Marshall Whitmire asked when the graffiti ordinance went into effect, and why nothing had been done about the wall above the post office.

14. Manager/Staff Report

Manager asked Council to review the League Conference packet and advise Carol Brown if they planned to attend so that travel arrangements could be made. He advised the Conference would be held in Lake Havasu City this year, and he encouraged attendance.

15. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Redinger asked about the progress of the Skateboard Park. Linda Welsch advised that they had collected \$2,700, and they are now waiting for Town staff to level the donated A-B material. Bullard advised that would be done when the Town had equipment in the area. John Crane said that donations were needed for cement and that there were some design concerns. Gioia advised that he was going to check on concrete donations.

Redinger said that he would like an agenda item in mid September to have Council agree to clean up the Town before Ft. Verde Days. He also requested that Council consider holding a meeting at the High School so that students are familiar with the Council process.

Eberhard said that he would like an agenda item to establish a Citizen's Advisory Commission to work with Council and ADOT on the bypass road. He further stated he would like to set a date to pass the General Plan. After discussion, it was determined to hear the General Plan on September 23.

16. Adjournment

The meeting was adjourned at 10:09 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 5th day of August 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 6th day of August 1998.

Deborah Barber

Deborah Barber, Recording Secretary

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, AUGUST 19, 1998
6:30 p.m.**

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

a) **Approval of the Minutes:**

- 1) Regular Session – July 15, 1998

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

- 1) Council Hears P&Z – August 26, 1998 at 6:30 p.m.
2) Regular Session – September 2, 1998 at 6:30 p.m.
3) Regular Session – September 16, 1998 at 6:30 p.m.
4) Council Hears P&Z – September 23, 1998 at 6:30 p.m.

c) **Special Event Liquor License by the Verde Valley Sheriff's Posse for the August 29 Block Party**

Mayor Rogers requested that approval of the minutes be removed from the Consent Agenda.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda.

On a motion by Larkey, seconded by Redinger, the Council voted unanimously to approve the minutes of July 15, as amended.

Manager Bullard advised that several Council members had requested an additional work session on the General Plan. He suggested holding the work session on Tuesday, August 25 at 6:30. All Council members stated they would be available at that time.

Mayor Rogers called for a moment of silence in honor of former Mayor, Woody Diehl.

5. **Parks & Recreation Commission Quarterly Report**

Donna Hromada, Commission Chairman, gave the quarterly report. She advised that the Commission had voted to have Gary Thompson represent the Commission's interests at Board of Supervisors' meetings, and she encouraged Council attendance at these meetings as well. She stated the Corn Fest had been a huge success, and Secretary Lynda Moore should be commended for her insight in inviting the Arbors residents. She advised that the Commission is providing a handprint in the sidewalk for a \$28 donation, and for a \$50 donation, a whole family's handprints and name will go into the sidewalk block in order to raise money for the sod. She advised that the Regional Park is being delayed due to the Town's lack of a General Plan, and she further explained that the project is not on the Forest Service's list of priorities. She said that Tom Bonomo advised that if the Town had land for a 'swap', the project would make it on the priority list. She advised there might be some land near the river at I-17 for sale that the Forest Service would be interested in. Hromada advised that three Commission terms would expire in September, Suzy Burnside, Jack Shultz and Gary Thompson. She stated that only Gary Thompson wished to reapply. She further advised that the next Parks & Recreation meeting would be held at Butler Park. She stated that a tree was being planted and a plaque placed in honor of Earl Hasbrouck's service to the Town. She invited Council members to attend.

6. **Public Hearing and Possible Approval of Resolution 98-405 - Adoption of the FY 98/99 Budget**

On a motion by Gioia, seconded by Eberhard, the Council voted to approve Resolution 98-405, the Adoption of the FY 98/99 Budget. Reeves abstained.

7. **Membership Renewal of Lower Verde Valley Governor's Alliance Against Drugs (GAAD)**
On a motion by Reeves, seconded by Redinger, the Council voted unanimously to approve the membership renewal of the Lower Verde Valley Governor's Alliance against Drugs. Mayor Rogers asked that Kaminsky supply Council members with the 35-page grant application once it was complete.
8. **Authorization for Mayor to Sign the Community Rating System Annual Recertification**
On a motion by Reeves, seconded by Redinger, the Council voted unanimously to authorize the Mayor to sign the Community Rating System Annual Recertification.
9. **Authorization for Mayor to Sign the Intergovernmental Agreement for the Establishment of Unified Emergency Management between the Town and Yavapai County**
On a motion by Reeves, seconded by Larkey, the Council voted unanimously to authorize the Mayor to sign the IGA for the establishment of Unified Emergency Management.
10. **Possible Approval of Lease Agreement for the Street Department Yard**
On a motion by Larkey, seconded by Redinger, the Council voted to approve the lease agreement for the Street Yard at \$4,000 per month for a two-year period. Reeves voted no.
11. **Approval of League Resolutions**
On a motion by Larkey, seconded by Hauser, the Council voted to approve the three resolutions to be submitted to the League. Reeves voted no.
12. **Call to the Public for Items not on the Agenda**
Henry Shill advised that he was glad Council had agreed to another General Plan Work Session. He further asked Council to review the minutes, as the former Council had promised the Plan would be published again before it was adopted. He said he was very concerned with impact fees and design review committees.

Bob Dinegar suggested that a "Wall of Mayors" be constructed. He said that he had never seen as many credits in an obituary as he had seen in Woody Diehl's. He further stated that Woody had accomplished many things in our Town.

There was no other public input.
13. **Advanced Approvals**
A motion by Eberhard to approve the \$19,000 request for sprinklers and fencing at Butler Park, less donations collected, and the parks vehicle. The motion died for lack of a second.

On a motion by Redinger, seconded by Larkey, the Council approved the \$19,000 expenditure request less the vehicle only. Eberhard voted no.
14. **Manager/Staff Report**
Bullard advised that Bob Dinegar would soon begin the Town newsletter. He encouraged Council and staff to contribute. Bullard also advised that the Library Director position had been offered to the recommended candidate. Mr. Aston advised that the cost of housing was much higher than he anticipated and he would not accept the position unless the salary was brought up to \$40,000. Bullard advised that the position would be re-advertised. Bullard reminded Council of the intergovernmental meeting on 8/20 in Clarkdale.

Ron Ramsey advised that he had provided Council with copies of Robert's Rules of Order, and he had ordered a new set for Council. He explained that a formal request for discussion to end required a second and a 2/3 approval vote.

15. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Mayor Rogers advised that he had provided Council with copies of a map and petitions regarding Super Wash. Manager Bullard explained that a letter had been prepared and would be sent out tomorrow.

Reeves said he noticed in a report that the FBI was investigating the Marshal's Office over the Babcock complaints. Bullard advised that the FBI was not investigating the Marshal's Office, but rather the FBI had notified the Marshal's Office that they had received complaints from Mr. Babcock.

Reeves asked Ramsey if he knew if the Attorney General's Office was launching an investigation into five Council members going to dinner together in between Council meetings. Ramsey responded that the Attorney General had advised there would be a decision on prior complaints in the near future, but that he was unaware of new complaints.

Reeves said that he never associated publicly with Tom Hall and John Garello and Wayne Dickinson. He further stated that if he had, the newspapers would have had a field day. He said he felt the new Council had violated the open meeting laws.

Hauser said there was a big difference, they did not discuss Town business, and they did not come back and fire Dane, or come back and fire Ron. She said it was perfectly legal to be friends and to associate with each other as long as no decisions are discussed or made.

Larkey said that they had been in meetings since 3:00 p.m. and had a 30-minute break between the next meeting so they all went to get something to eat in a hurry.

Eberhard said it would have been different if there were seven different fast food restaurants in Town.

Ramsey cautioned Council members about e-mail and appearances. He explained that a problem occurs when Council members associate socially and then come to meetings and make unified decisions with very little public discussion.

Rogers said that he too was concerned with appearances. He said he had been branded over one event, however, he felt that one time did not establish a 'pattern'.

16. Adjournment

The meeting was adjourned at 8:20 p.m.

**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, AUGUST 19, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
 - a) **Approval of the Minutes:**
 - 1) Regular Session – July 15, 1998
 - b) **Set Next Meeting, Date and Time:**
 - 1) Council Hears P&Z – August 26, 1998 at 6:30 p.m.
 - 2) Regular Session – September 2, 1998 at 6:30 p.m.
 - 3) Regular Session – September 16, 1998 at 6:30 p.m.
 - 4) Council Hears P&Z – September 23, 1998 at 6:30 p.m.

 - c) **Special Event Liquor License by the Verde Valley Sheriff's Posse for the August 29 Block Party**

**Discussion and Possible Action on the Following -
Public Input is invited on the following item(s): 6 and 7**

5. Parks & Recreation Commission Quarterly Report

6. Public Hearing and Possible Approval of Resolution 98-405 - Adoption of the FY 98/99 Budget

7. Membership Renewal of Lower Verde Valley Governor's Alliance Against Drugs (GAAD)

8. Authorization for Mayor to Sign the Community Rating System Annual Recertification

9. Authorization for Mayor to Sign the Intergovernmental Agreement for the Establishment of Unified Emergency Management between the Town and Yavapai County

10. Possible Approval of Lease Agreement for the Street Department Yard

11. Approval of League Resolutions

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.

12. Call to the Public for Items not on the Agenda

13. Advanced Approvals

14. Manager/Staff Report

15. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

16. Adjournment

Posted by: Deborah Barber

Date/Time: 8-14-98 1:30 p.m.

Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.

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 19, 1998
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 Larkey, Hauser, Eberhard, Gioia, Redinger and Reeves were present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Dan McGinn, Public Works Director; Doug Jones, Street Superintendent; Bill Lee, Parks & Recreation Director; Carol Brown, Executive Secretary and Deborah Barber, Recording Secretary were also present.

3. Pledge of Allegiance

Councilor Eberhard led the pledge.

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

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c) Special Event Liquor License by the Verde Valley Sheriff's Posse for the August 29 Block Party

Mayor Rogers requested that approval of the minutes be removed from the Consent Agenda.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda.

On a motion by Larkey, seconded by Redinger, the Council voted unanimously to approve the minutes of July 15, as amended.

Manager Bullard advised that several Council members had requested an additional work session on the General Plan. He suggested holding the work session on Tuesday, August 25 at 6:30. All Council members stated they would be available at that time.

Mayor Rogers called for a moment of silence in honor of former Mayor, Woody Diehl.

5. Parks & Recreation Commission Quarterly Report

Donna Hromada, Commission Chairman, gave the quarterly report. She advised that the Commission had voted to have Gary Thompson represent the Commission's interests at Board of Supervisors' meetings, and she encouraged Council attendance at these meetings as well. She stated the Corn Fest had been a huge success, and Secretary Lynda Moore should be commended for her insight in inviting the Arbors residents. She advised that the Commission is providing a handprint in the sidewalk for a \$28 donation, and for a \$50 donation, a whole family's handprints and name will go into the sidewalk block in order to raise money for the sod. She advised that the Regional Park is being delayed due to the Town's lack of a General Plan, and she further explained that the project is not on the Forest Service's list of priorities. She said that Tom Bonomo advised that if the Town had land for a 'swap', the project would make it on the priority list. She advised there might be some land near the river at I-17 for sale that the Forest Service would be interested in. Hromada advised that three Commission terms would expire in September, Suzy Burnside, Jack Shultz and Gary Thompson. She stated that Gary Thompson wished to reapply another term. She further advised that the next Parks & Recreation meeting would be held at Butler Park. She stated that a tree was being planted and a plaque placed in honor of Earl Hasbrouck's service to the Town. She invited Council members to attend.

6. Public Hearing and Possible Approval of Resolution 98-405 - Adoption of the FY 98/99 Budget

Manager Bullard explained that the budget before Council was a balanced budget, with raises for classified employees who were paid less than League average. He recommended approval of Resolution 98-405.

Mayor Rogers and Gioia commended the Manager and staff for their work.

On a motion by Gioia, seconded by Eberhard, the Council voted to approve Resolution 98-405, the Adoption of the FY 98/99 Budget. Reeves abstained.

7. Membership Renewal of Lower Verde Valley Governor's Alliance Against Drugs (GAAD)

Manager Bullard explained that this was done on an annual basis, and that the Town acted as the fiscal agent for the local GAAD organization. He introduced Pat Kaminsky who explained the project. Kaminsky answered several questions from Council.

On a motion by Reeves, seconded by Redinger, the Council voted unanimously to approve the membership renewal of the Lower Verde Valley Governor's Alliance against Drugs. Mayor Rogers

asked that Kaminsky supply Council members with the 35-page grant application once it was complete.

There was no public input.

8. Authorization for Mayor to Sign the Community Rating System Annual Recertification

Bullard explained that this was an annual 'housekeeping' item that required Council approval. He explained that the Town's participation in this project allows a 10% reduction in flood insurance premiums for our residents. Bullard recommended Council authorize the Mayor's signature.

On a motion by Reeves, seconded by Redinger, the Council voted unanimously to authorize the Mayor to sign the Community Rating System Annual Recertification.

There was no public input.

9. Authorization for Mayor to Sign the Intergovernmental Agreement for the Establishment of Unified Emergency Management between the Town and Yavapai County

Bullard explained that this was also an annual 'housekeeping' item that required Council approval. He explained that this item is included in the budget, and the County covers all natural disaster events such as flooding, earthquakes, etc. He advised that Town staff is also working in cooperation with the Fire District to apply for a grant that will address hazardous material containment on I-17. He further explained that all past emergency management has been due to flooding. In answer to Council questions, Bullard advised that the County Flood Control develops and requires all flood mitigation measures by property owners.

There was no public input.

10. Possible Approval of Lease Agreement for the Street Department Yard

Bullard explained that the Street Department has several tons of material stored at this location, and that the monthly lease cost is \$4,000. Superintendent Jones said that he estimated it will cost between \$80 – \$90,000 to move the material, and Mr. Sheldon could give the Town 30-days' notice at any time now. He said that he recommended a 2-year lease, as that is how long the material will probably last.

Reeves said that he thought the previous Council had given direction to look for property to purchase. He stated that he did not believe it was fiscally responsible to pay \$4,000 for rent, when the Town could buy a place.

On a motion by Larkey, seconded by Redinger, the Council voted to approve the lease agreement for the Street Yard at \$4,000 per month for a two-year period. Reeves voted no.

There was no public input.

11. Approval of League Resolutions

Manager Bullard explained these resolutions were the result of discussion at the last meeting. He explained that the tribal trust issues were addressed two years ago, and exempting recall elections from the consolidated election dates made it more equitable for both sides.

Reeves asked if anyone had contacted the Tribe regarding these resolutions, and he asked Ramsey if they had been tested in the federal courts. Ramsey said these were not laws, but resolutions to let lawmakers know our thoughts on certain issues. He said some legislation has been introduced regarding similar issues, but they did not pass. Reeves said that he felt the Tribe should be able to spend their money how they wanted, and that he had never seen them dress as well or look as well as they do now. He stated that they have more social services and nicer buildings and we should not try to stop them.

Bullard explained the concern was that Tribes would buy land throughout a community, place it in trust, then develop it the way they wanted without regard to the Town's laws, wishes, or provide taxes for the Towns to service it. Ramsey said that he had recently talked to the attorney for the Town of Guadalupe, Arizona. This attorney advised that the tribe in their region had purchased nearly 60% of the land in the Town's borders, and that this is a concern for cities and towns all over the nation. He said that it is not the intent to stop the purchase, but merely to have the tribes on the same playing field as the rest of us.

On a motion by Larkey, seconded by Hauser, the Council voted to approve the three resolutions to be submitted to the League. Reeves voted no.

Public Input:

Lori Boyce said that the newspaper had an article on this subject in today's paper, and asked if anyone from the Tribe had contacted the Town. Bullard explained that this was not a new issue and that the two Councils had discussed it in the past, so the Tribe is aware of this issue.

12. Call to the Public for Items not on the Agenda

Henry Shill advised that he was glad Council had agreed to another General Plan Work Session. He further asked Council to review the minutes, as the former Council had promised the Plan would be published again before it was adopted. He said he was very concerned with impact fees and design review committees.

Bob Dinegar suggested that a "Wall of Mayors" be constructed. He said that he had never seen as many credits in an obituary as he had seen in Woody Diehl's. He further stated that Woody had accomplished many things in our Town.

There was no other public input.

13. Advanced Approvals

A motion by Eberhard to approve the \$19,000 request for sprinklers and fencing at Butler Park, less donations collected, and the parks vehicle. The motion died for lack of a second.

On a motion by Redinger, seconded by Larkey, the Council approved the \$19,000 expenditure request less the vehicle only. Eberhard voted no.

14. Manager/Staff Report

Bullard advised that Bob Dinegar would soon begin the Town newsletter. He encouraged Council and staff to contribute. Bullard also advised that the Library Director position had been offered to the recommended candidate. Mr. Aston advised that the cost of housing was much higher than he anticipated and he would not accept the position unless the salary was brought up to \$40,000. Bullard advised that the position would be re-advertised. Bullard reminded Council of the intergovernmental meeting on 8/20 in Clarkdale.

Ron Ramsey advised that he had provided Council with copies of Robert's Rules of Order, and he had ordered a new set for Council. He explained that a formal request for discussion to end required a second and a 2/3 approval vote.

15. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Mayor Rogers advised that he had provided Council with copies of a map and petitions regarding the Super Wash. Manager Bullard explained that a letter had been prepared and would be sent out tomorrow.

Reeves said he noticed in a report that the FBI was investigating the Marshal's Office over the Babcock complaints. Bullard advised that the FBI was not investigating the Marshal's Office, but rather the FBI had notified the Marshal's Office that they had received complaints from Mr. Babcock.

Reeves asked Ramsey if he knew if the Attorney General's Office was launching an investigation into five Council members going to dinner together in between Council meetings. Ramsey responded that the Attorney General had advised there would be a decision on prior complaints in the near future, but that he was unaware of new complaints.

Reeves said that he never associated publicly or otherwise at any time with Tom Hall and John Garello and Wayne Dickinson. He further stated that if he had, the newspapers would have had a field day. He said he felt the new Council had violated the open meeting laws.

Hauser said there was a big difference, they did not discuss Town business, and they did not come back and fire Dane, or come back and fire Ron. She said it was perfectly legal to be friends and to associate with each other as long as no decisions are discussed or made.

Larkey said that they had been in meetings since 3:00 p.m. and had a 30-minute break between the next meeting so they all went to get something to eat in a hurry.

Eberhard said it would have been different if there were seven different fast food restaurants in Town.

Ramsey cautioned Council members about e-mail and appearances. He explained that a problem occurs when Council members associate socially and then come to meetings and make unified decisions with very little public discussion.

Rogers said that he too was concerned with appearances. He said he had been branded over one event, however, he felt that one time did not establish a 'pattern'.

16. Adjournment

The meeting was adjourned at 8:20 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 19th day of August 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 20th day of August 1998.

Deborah Barber

Deborah Barber, Recording Secretary

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, SEPTEMBER 2, 1998
6:30 p.m.**

4. **Consent Agenda – All those items listed below may be enacted upon by one motion and approved as Consent Agenda items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
- a) **Approval of the Minutes:**
 - 1) Regular Session – August 19, 1998
 - 2) Regular Session – August 5, 1998
 - b) **Set Next Meeting, Date and Time:**
 - 1) Work Session with Camp Verde Unified School District – September 9, 1998 at 6:30 p.m.
 - 2) Regular Session – September 16, 1998 at 6:30 p.m.
 - 3) Council's Public Hearing for the General Plan – September 23, 1998 at 6:30 p.m.
 - c) **Chamber of Commerce Quarterly Drawdown Request for \$11,250**
 - d) **Approval of FY 1998/99 Library Service Agreement with Yavapai County**

On a motion by Reeves, seconded by Larkey, the Council voted unanimously to approve the Consent Agenda as amended.

5. **Proclamation: *Declaring September 8th as International Literacy Day***
On a motion by Redinger, seconded by Reeves, the Council voted unanimously to proclaim September 8th as International Literacy Day.
6. **Proclamation: *Declaring September 1998 as Shop Local Month***
Larkey moved to approve the proclamation, and Hauser seconded the motion. Reeves requested an amendment changing the proclamation to declare September through August as Shop Local Month. Larkey agreed, Hauser withdrew her second. The motion failed due to the lack of a second.

On a motion by Redinger, seconded by Eberhard, the Council voted unanimously to proclaim September as Shop Local Month.
7. **Proclamation: *Support Prevention of Violence Against and By Kids***
On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve the proclamation supporting the prevention of violence against and by kids.
8. **Possible Recommendation of Approval of Transfer of Liquor License Request for Boler's Bar**
On a motion by Redinger, seconded by Larkey, the Council voted to recommend approval of the transfer of the liquor license for Boler's Bar. Reeves declared a conflict and abstained.
9. **Possible Approval of Project #98-004, Chip Seal Award**
On a motion by Reeves, seconded by Eberhard, the Council voted unanimously to award Project #98-004 to Blevins Construction for \$42,222.12.
10. **Possible Approval and Establishment of an ADOT Technical Advisory Committee**
On a motion by Reeves, seconded by Hauser, the Council voted unanimously to table this item and direct staff to develop guidelines for a committee and bring back to Council at the next regular session.

11. Call to the Public for Items not on the Agenda

James Johnson asked the status of his agenda item request to impose weight restrictions in residential areas. Manager Bullard explained that a citizen's agenda item request must be sponsored by at least one Council member in order to be placed on the agenda. Bullard advised that no Council members had yet sponsored the request.

12. Advanced Approvals

There were no advanced approvals.

13. Manager/Staff Report

Manager Bullard reminded Council of the Regional meeting to be held on September 17th at 2:00 p.m. Bullard also advised that the general plan was to be published in the Camp Verde News at a cost of \$1,600. He explained that Camp Verde News would reach 4,300 boxes. He further advised that complete and corrected copies of the General Plan would be available for public review on September 3. Bullard also reminded the Council of the Work Session on September 9th with the School District.

14. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Eberhard agreed to support Mr. Johnson's request for weight restrictions after Council adopted the General Plan.

Gioia asked for an update on recycling. Bullard advised that it remained the same as the Engineer's last report. He stated he would have McGinn prepare a memo. Reeves asked if anyone had heard from Dennis Robinson. Reeves said that he would like to contact him to see what could be worked out. Rogers cautioned Council that Robinson had requested a \$9,000 contract, and the Town would have to go out to bid for a project of this amount. Bullard advised that Council had not considered this item in the budget, and that anything over \$2,500 should be let for bid.

Gioia reported that the Verde Lakes Mobilization organization had scheduled a clean up of the Verde Lakes area for September 19. He advised that he had enlisted the assistance of the County, Gray Wolf, and other organizations to donate trucks, fees, etc.

Rogers noted the graffiti had been cleaned from the wall above the Post Office. He then opened the floor to allow a young student named Tom Anderson address the Council. Mr. Anderson advised that he had prepared a letter and collected signatures on a petition to close the exit at the car wash. He explained that the exit was in the bike path and extremely dangerous to the children and others who used the path. He also expressed concerns about the lack of signage, and advised that his mother had seen an out of town vehicle turn the wrong way earlier in the day. He also expressed concerns with the number of vehicles that negligently use the bike path. Mr. Anderson asked for an agenda item addressing his request to close the exit. Rogers advised that this was not possible, but asked the Manager to address the signage as quickly as possible.

15. Adjournment

The meeting was adjourned at 7:34 p.m.

**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, SEPTEMBER 2, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
 - a) **Approval of the Minutes:**
 - 1) Regular Session – August 19, 1998
 - 2) Regular Session – August 5, 1998
 - b) **Set Next Meeting, Date and Time:**
 - 1) Work Session with Camp Verde Unified School District – September 9, 1998 at 6:30 p.m.
 - 2) Regular Session – September 16, 1998 at 6:30 p.m.
 - 3) Council's Public Hearing for the General Plan – September 23, 1998 at 6:30 p.m.
 - c) **Chamber of Commerce Quarterly Drawdown Request for \$11,250**
 - d) **Approval of FY 1998/99 Library Service Agreement with Yavapai County**

**Discussion and Possible Action on the Following -
Public Input is invited on the following item(s): 10**

5. **Proclamation:** *Declaring September 8th as International Literacy Day*
6. **Proclamation:** *Declaring September 1998 as Shop Local Month*
7. **Proclamation:** *Support Prevention of Violence Against and By Kids*
8. Possible Recommendation of Approval of Transfer of Liquor License Request for Boler's Bar
9. Possible Approval of Project #98-004, Chip Seal Award

Councilman Eberhard requests the following item(s):

10. Possible Approval and Establishment of an ADOT Technical Advisory Committee

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.

11. Call to the Public for Items not on the Agenda
12. Advanced Approvals
13. Manager/Staff Report
14. Council Comments, Informational Reports, and Activity Updates
 - a) Agenda Item(s) Requests
15. Adjournment

Posted by:

Caul Ream

Date/Time:

Aug 28th 1998 11:25 a.m.

Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.

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 2, 1998
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 Larkey, Hauser, Eberhard, Gioia, Redinger and Reeves were present.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Doug Jones, Street Superintendent; Carol Brown, Executive Secretary and Deborah Barber, Recording Secretary were also present.

3. Pledge of Allegiance

Councilor Larkey led the pledge.

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

a) Approval of the Minutes:

- 1) Regular Session – August 19, 1998
- 2) Regular Session – August 5, 1998

b) Set Next Meeting, Date and Time:

- 1) Work Session with Camp Verde Unified School District – September 9, 1998 at 6:30 p.m.
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- 3) Council's Public Hearing for the General Plan – September 23, 1998 at 6:30 p.m.

c) Chamber of Commerce Quarterly Drawdown Request for \$11,250

d) Approval of FY 1998/99 Library Service Agreement with Yavapai County

On a motion by Reeves, seconded by Larkey, the Council voted unanimously to approve the Consent Agenda as amended.

5. **Proclamation: *Declaring September 8th as International Literacy Day***

Manager Bullard read the proclamation.

On a motion by Redinger, seconded by Reeves, the Council voted unanimously to proclaim September 8th as International Literacy Day.

6. **Proclamation: *Declaring September 1998 as Shop Local Month***

Manager Bullard read the proclamation. Rogers noted that the new ALCO Store had opened this week. He stated he had spoken with them, and they were very pleased with the community's response to the Grand Opening.

Larkey moved to approve the proclamation, and Hauser seconded the motion. Reeves requested an amendment changing the proclamation to declare September through August as Shop Local Month. Larkey agreed, Hauser withdrew her second. The motion failed due to the lack of a second.

On a motion by Redinger, seconded by Eberhard, the Council voted unanimously to proclaim September as Shop Local Month.

7. **Proclamation: *Support Prevention of Violence Against and By Kids***

Manager Bullard explained that Councilor Redinger requested this item. Bullard read the proclamation. Redinger referring to a recent newspaper article, said that it was important to improve the quality of life for our children. He said the Town needed to get busy on the skate board park. Gioia noted that the anticipated time for the park was mid-October.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve the proclamation supporting the prevention of violence against and by kids.

8. **Possible Recommendation of Approval of Transfer of Liquor License Request for Boler's Bar**

Manager Bullard advised that the required 20-day posting was completed with no comments. He advised that staff recommended approval of the request of transfer. Rogers asked the attorney to explain his recent memo regarding liquor license procedures. A copy of this memo is attached, and becomes a part of these minutes. Ramsey explained that new statutes require a 2/3 vote of the Liquor Control Board to override a city or town's recommendation of denial. He also recommended that public input be permitted during the public hearing, however the speaker should be required to identify their residence.

On a motion by Redinger, seconded by Larkey, the Council voted to recommend approval of the transfer of the liquor license for Boler's Bar. Reeves declared a conflict and abstained.

9. **Possible Approval of Project #98-004, Chip Seal Award**

Bullard advised that this project completes paving projects started earlier this year. He advised that staff recommended award to the lowest responsible bidder, Blevins Earth Moving.

On a motion by Reeves, seconded by Eberhard, the Council voted unanimously to award Project #98-004 to Blevins Earth Moving for \$42,222.12.

10. Possible Approval and Establishment of an ADOT Technical Advisory Committee

Bullard advised that Eberhard requested this item. Eberhard stated that Richard Strange of ADOT recommended such a committee to ensure adequate public input. He advised that Strange suggested that Bullard and McGinn be members of a committee, and that staff, not committee members had direct contact with ADOT. Eberhard said that he would like to see a seven-member committee established under Chapter Four of the Town Code, with either McGinn or Bullard as staff members.

Reeves said ADOT will do what they want to do and a committee will not make a difference.

Rogers said that ADOT will continue to hold public hearings throughout the process, and it was his understanding that this was where ADOT would get public opinion.

Larkey said that he was very clear in his motion, and ADOT was in complete understanding of what the Town wanted. He stated that he believed it was too early to establish a committee, and he wanted to know the duties and powers of such a committee before he would approve one.

Redinger stated that he believed this committee could ultimately result in obstacles to the project. He stated he was not in favor of an ad hoc committee, and he wanted guidelines established before he would cast a favorable vote.

On a motion by Reeves, seconded by Hauser, the Council voted unanimously to table this item and direct staff to develop guidelines for a committee and bring back to Council at the next regular session.

Public Input:

Marshall Whitmire stated that he advocated such a committee. He reminded Council that it was their responsibility to establish guidelines for the operation of committees. He said this was the largest public works project ever undertaken in Camp Verde, and public input was crucial. He also said that it only made sense to allow citizen participation in the development of what some call a 5-lane urban highway.

Henry Shill encouraged Council not to act on the formation of a committee tonight. He said that he was suspicious that such a group may wish to be involved only to throw obstacles in the way of the project. He said that Council should accept public comment and direct staff to advise ADOT.

Jane Whitmire stated that she supports a committee, and strongly encouraged Council to establish a committee and guidelines. She stated this is a sizeable project that "we could all take pride in, or we could all be horrified by the results".

Larkey stated the Whitmires' comments served to confirm his belief that a committee could in fact be damaging to the project. He said we must trust ADOT and staff.

Gioia said that McGinn could not tell ADOT about everything everyone wanted. He said a committee would have more time and more resources available, and they would not have to be paid.

Redinger said that Council should let the people with the knowledge make the decisions, and not be tied up committee members arguing about the looks of something.

Larkey said a road looks like a road, and we can not require such things as a river rock retaining wall. He explained that such a wall would not be safe.

Eberhard said that having staff set the agenda would address these concerns. He reiterated that this committee was recommended by Richard Strange.

Larkey said that he would agree if Bullard and McGinn were on the committee, and those committee members were to be responsive to staff and not have direct contact with ADOT.

Rogers suggested the item be tabled with instruction to staff to develop guidelines.

11. Call to the Public for Items not on the Agenda

James Johnson asked the status of his agenda item request to impose weight restrictions in residential areas. Manager Bullard explained that a citizen's agenda item request must be sponsored by at least one Council member in order to be placed on the agenda. Bullard advised that no Council members had yet sponsored the request.

12. Advanced Approvals

There were no advanced approvals.

13. Manager/Staff Report

Manager Bullard reminded Council of the Regional meeting to be held on September 17th at 2:00 p.m. Bullard also advised that the general plan was to be published in the Camp Verde News at a cost of \$1,600. He explained that Camp Verde News would reach 4,300 boxes. He further advised that complete and corrected copies of the General Plan would be available for public review on September 3. Bullard also reminded the Council of the Work Session on September 9th with the School District.

14. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Eberhard agreed to support Mr. Johnson's request for weight restrictions after Council adopted the General Plan.

Gioia asked for an update on recycling. Bullard advised that it remained the same as the Engineer's last report. He stated he would have McGinn prepare a memo. Reeves asked if anyone had heard from Dennis Robinson. Reeves said that he would like to contact him to see what could be worked out. Rogers cautioned Council that Robinson had requested a \$9,000 contract, and the Town


would have to go out to bid for a project of this amount. Bullard advised that Council had not considered this item in the budget, and that anything over \$2,500 should be bid out.

Gioia reported that the Verde Lakes Mobilization organization had scheduled a clean up of the Verde Lakes area for September 19. He advised that he had enlisted the assistance of the County, Gray Wolf, and other organizations to donate trucks, fees, etc.

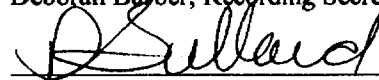
Rogers noted the graffiti had been cleaned from the wall above the Post Office. He then opened the floor to allow a young student named Tom Anderson address the Council. Mr. Anderson advised that he had prepared a letter and collected signatures on a petition to close the exit at the car wash. He explained that the exit was in the bike path and extremely dangerous to the children and others who used the path. He also expressed concerns about the lack of signage, and advised that his mother had seen an out of town vehicle turn the wrong way earlier in the day. He also expressed concerns with the number of vehicles that negligently use the bike path. Mr. Anderson asked for an agenda item addressing his request to close the exit. Rogers advised that this was not possible, but asked the Manager to address the signage as quickly as possible.

15. Adjournment

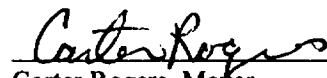
The meeting was adjourned at 7:34 p.m.



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 2nd day of September 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 3rd day of September 1998.



Deborah Barber, Recording Secretary

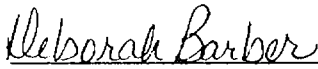
would have to go out to bid for a project of this amount. Bullard advised that Council had not considered this item in the budget, and that anything over \$2,500 should be bid out.

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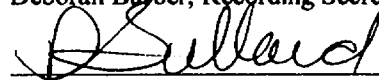
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15. Adjournment

The meeting was adjourned at 7:34 p.m.



Deborah Barber, Recording Secretary



Dane Bullard, Town Clerk

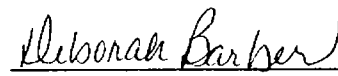


Carter Rogers, Mayor

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 2nd day of September 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 3rd day of September 1998.



Deborah Barber, Recording Secretary

**AGENDA
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
CAMP VERDE TOWN HALL
COUNCIL CHAMBERS
WEDNESDAY, SEPTEMBER 9, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call

Discussion of the Following:

3. Joint Work Session with Camp Verde Unified School District regarding the Heritage Pool Intergovernmental Agreement
4. Adjournment

Posted by: Deborah Barber

Date/Time: Sept 4, 1998 - 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 typeface print, may request these at the Office of the Town Clerk.

**MINUTES
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, SEPTEMBER 9, 1998
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 Larkey, Hauser, Gioia, Redinger and Reeves were present. Eberhard joined the meeting at 6:35 p.m.

School Board Chairman Charles German and School Board Member Bob Simbric were present. It was noted that there was not a quorum of Board Members present. Ernestine Murdock joined the meeting at 6:33 p.m. Irene People joined the meeting at 6:45 p.m.

Dane Bullard, Town Manager and Deborah Barber, Recording Secretary were also present.

3. Joint Work Session with Camp Verde Unified School District regarding the Heritage Pool Intergovernmental Agreement

Bullard reported that the Camp Verde Unified School District (District) had entered an intergovernmental agreement with the Town on July 29, 1993. Terms of the IGA called for a 50% share paid by each entity for the maintenance and operation (M&O) of the pool. Bullard reported that apparently, there was a misunderstanding on the part of the District and the M&O costs had not been budgeted. He indicated that the District's share of the costs for 97/98 was \$25,697. He reported that approximately the same amount would be due for FY 98/99 also.

Dr. Semones reported that the District would budget for the 98/99 year, but they needed assistance with the 97/98 amount that is past due. She advised that a misunderstanding had occurred and the costs were not budgeted. She advised the District wished to continue the partnership, however she and the Board felt that the IGA should be reviewed and amended.

German advised that he felt there should be a cap on the amount of M&O to be paid by the District, so that the amount could be budgeted each year.

Redinger noted that all parties wished to continue the partnership and suggested that Bullard and Semones work out the IGA.

After further discussion, Bullard and Semones agreed to meet to work out terms of the IGA and payment of the 97/98 M&O costs.

German advised that the School Board appreciated the Council's support.


Public Input:

John Crane encouraged the Council and the District to work together in a coordinated effort to use the new school tax credit program.

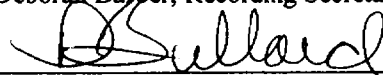
There was no other public input.

4. Adjournment

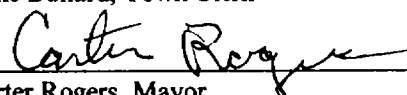
The meeting was adjourned at 7:10 p.m.



Deborah Barber, Recording Secretary



Dane Bullard, Town Clerk



Carter Rogers, Mayor

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and accurate summary of the meeting 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 9th day of September 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 10th day of September 1998.



Deborah Barber, Recording Secretary

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, SEPTEMBER 16, 1998
6:30 p.m.**

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

a) **Approval of the Minutes:**

- 1) Regular Session – September 2, 1998
- 2) Work Session – September 9, 1998

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

- 1) Council's Public Hearing for the General Plan – September 23, 1998 at 6:30 p.m. in the Community Center
- 2) Regular Session – October 7, 1998 at 6:30 p.m.
- 3) Regular Session – October 21, 1998 at 6:30 p.m.
- 4) Council Hears Planning & Zoning – October 28, 1998 at 6:30 p.m.

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as presented, canceling the October 21, 1998 meeting due to Council attendance at the League Conference in Lake Havasu City. After a point of order called by Jane Whitmire, staff was instructed to review her comments on the minutes of September 2, 1998, and change them if necessary.

Mayor Rogers presented a plaque to Phyllis Hazekamp, former Library Director. He thanked Hazekamp for her 8 years of service to the Town. Ms. Hazekamp thanked Council for their consideration and encouraged them to continue their support of the library.

5. **Appointment of Three Parks & Recreation Commissioners**

On a motion by Gioia, seconded by Hauser, the Council voted to appoint Gary Thompson, Linda Welsch and Jim Ellington to the Parks & Recreation Commission. Reeves voted no on the grounds that he believed that Council should support the recommendation of the Commission.

6. **Camp Verde Fire District Update on Acquisition of Camp Verde Clinic Association**

Clayton Young advised that the Fire District had begun acquisition of the Camp Verde Clinic Association and that three EMT drivers and two paramedics had been hired. He also advised that the first response time had been greatly reduced and the ambulance was normally on-scene within three to four minutes. He further advised that the Fire District had spent \$76,000 to date. Mr. Young then answered questions from Council. Council expressed appreciation for the Fire District's work.

7. **Review & Consideration of Proposed 1999 Arizona Cities & Towns Resolutions**
Council reviewed the proposed resolutions. They agreed to co-sponsor #30, and submit the Town's resolutions dealing with Indian Gaming and Recall Elections being exempt from the Consolidated Election Dates. Council, with the exception of Reeves, disagreed with Resolution #19.
8. **Town Support of Verde Lakes Community Mobilization Clean-Up Project**
On a motion by Reeves, seconded by Hauser, the Council voted unanimously to approve Gioia's proposal with the amount not to exceed \$300. Gioia proposed to use the Town's line of credit at the transfer station to dump trash that is collected during the clean-up project.
9. **Call to the Public for Items not on the Agenda**
There was no public input.
10. **Advanced Approvals**
There were no advanced approvals.
11. **Manager/Staff Report**
There was no report.
12. **Council Comments, Informational Reports, and Activity Updates**
 - a) **Agenda Item(s) Requests**
Rogers advised that Eberhard's request for the ADOT Technical Advisory Committee will be on the next agenda.

Redinger asked for an agenda item with a resolution that supports an annual street cleanup project. He also reminded Council and the public that there would be a community-wide cleanup project on the weekend before Ft. Verde Days.

Reeves asked for an agenda item supporting the FFA request. He also asked for clarification of the graffiti abatement procedures.

Hauser advised that she had attended several water meetings and that all the cities and towns were well represented. She stated that she was available to answer questions. She further suggested sending a letter voicing concerns with the proposed Tusayan project at the Grand Canyon.
13. **Adjournment**
The meeting was adjourned at 8:07 p.m.

**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, SEPTEMBER 16, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
 - a) **Approval of the Minutes:**
 - 1) Regular Session – September 2, 1998
 - 2) Work Session – September 9, 1998

 - b) **Set Next Meeting, Date and Time:**
 - 1) Council's Public Hearing for the General Plan – September 23, 1998 at 6:30 p.m. in the Community Center
 - 2) Regular Session – October 7, 1998 at 6:30 p.m.
 - 3) Regular Session – October 21, 1998 at 6:30 p.m.
 - 4) Council Hears Planning & Zoning – October 28, 1998 at 6:30 p.m.

**Discussion and Possible Action on the Following -
Public Input is invited on the following item(s): 8**

5. Appointment of Three Parks & Recreation Commissioners
6. Camp Verde Fire District Update on Acquisition of Camp Verde Clinic Association
7. Review & Consideration of Proposed 1999 Arizona Cities & Towns Resolutions

Councilor Gioia requested the following item(s):

8. Town Support of Verde Lakes Community Mobilization Clean-Up Project

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.

9. Call to the Public for Items not on the Agenda
10. Advanced Approvals

11. Manager/Staff Report
12. Council Comments, Informational Reports, and Activity Updates
 - a) Agenda Item(s) Requests
13. Adjournment

Posted by: Deborah A. Barber

Date/Time: Sept 11, 1998 - 11:30pm

Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.

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 16, 1998
6:30 p.m.**

1. Call to Order

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

2. Roll Call

Mayor Rogers, Councilors Hauser, Gioia, Redinger and Reeves were present. Eric Eberhard joined the meeting at 6:38 p.m. Ray Larkey was absent.

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

3. Pledge of Allegiance

Councilor Reeves led the pledge.

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

a) Approval of the Minutes:

- 1) Regular Session – September 2, 1998
- 2) Work Session – September 9, 1998

b) Set Next Meeting, Date and Time:

- 1) Council's Public Hearing for the General Plan – September 23, 1998 at 6:30 p.m. in the Community Center
- 2) Regular Session – October 7, 1998 at 6:30 p.m.
- 3) Regular Session – October 21, 1998 at 6:30 p.m.
- 4) Council Hears Planning & Zoning – October 28, 1998 at 6:30 p.m.

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as presented, canceling the October 21, 1998 meeting due to Council attendance at the League Conference in Lake Havasu City. After a point of order called by Jane Whitmire,

staff was instructed to review her comments on the tape of September 2, 1998, and change them if necessary. Whitmire also stressed that she would never do anything to harm the ADOT project.

Mayor Rogers presented a plaque to Phyllis Hazekamp, former Library Director. He thanked Hazekamp for her 8 years of service to the Town. Ms. Hazekamp thanked Council for their consideration and encouraged them to continue their support of the library.

5. Appointment of Three Parks & Recreation Commissioners

Donna Hromada, Parks & Recreation Commission Chairman, advised that three Commission terms had expired, and that Gary Thompson was the only one that wished to be reappointed. Hromada further advised that the Commission had interviewed the applicants and had taken a vote. The Commission recommended that Gary Thompson, Mitch Dickinson and Jim Ellington be appointed.

On a motion by Gioia, seconded by Hauser, the Council voted to appoint Gary Thompson, Linda Welsch and Jim Ellington to the Parks & Recreation Commission. Reeves voted no on the grounds that he believed that Council should support the recommendation of the Commission.

6. Camp Verde Fire District Update on Acquisition of Camp Verde Clinic Association

Clayton Young advised that the Fire District had begun acquisition of the Camp Verde Clinic Association and that three EMT drivers and two paramedics had been hired. He also advised that the first response time had been greatly reduced and the ambulance was normally on-scene within three to four minutes. He further advised that the Fire District had spent \$76,000 to date. Mr. Young then answered questions from Council. Council expressed appreciation for the Fire District's work.

7. Review & Consideration of Proposed 1999 Arizona Cities & Towns Resolutions

Council reviewed the proposed resolutions. They agreed to co-sponsor #30, and submit the Town's resolutions dealing with Indian Gaming and Recall Elections being exempt from the Consolidated Election Dates. Council, with the exception of Reeves, disagreed with Resolution #19.

8. Town Support of Verde Lakes Community Mobilization Clean-Up Project

On a motion by Reeves, seconded by Hauser, the Council voted unanimously to approve Gioia's proposal with the amount not to exceed \$300. Gioia proposed to use the Town's line of credit at the transfer station to dump trash that is collected during the clean-up project. Gioia also asked the Manager to have the Marshal's office check on the trash bins periodically until they were removed.

Public Input:

Marshall Whitmire stated that he endorsed this project. He also stated that he endorsed a community-wide effort to dispose of paints, solvents and other hazardous waste so that our ground water would not be negatively impacted.

Teri Smith expressed appreciation to Councilor Gioia for his support of this project. She also encouraged others to participate.

Debra Moody read a letter of appreciation to all who have made the Verde Lakes Community Mobilization project a success.

9. Call to the Public for Items not on the Agenda

There was no public input.

10. Advanced Approvals

There were no advanced approvals.

11. Manager/Staff Report

There was no report.

12. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Rogers advised that Eberhard's request for the ADOT Technical Advisory Committee will be on the next agenda.


Redinger asked for an agenda item with a resolution that supports an annual street cleanup project. He also reminded Council and the public that there would be a community-wide cleanup project on the weekend before Ft. Verde Days.

Reeves asked for an agenda item supporting the FFA request. He also asked for clarification of the graffiti abatement procedures.

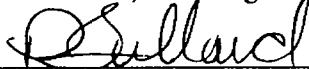
Hauser advised that she had attended several water meetings and that all the cities and towns were well represented. She stated that she was available to answer questions. She further suggested sending a letter voicing concerns with the proposed Tusayan project at the Grand Canyon.

13. Adjournment

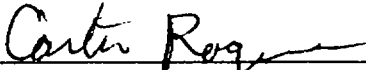
The meeting was adjourned at 8:07 p.m.



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 16th day of September 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 17th day of September 1998.

Deborah Barber

Deborah Barber, Recording Secretary

PUBLIC NOTICE

**COMMON COUNCIL
of the
TOWN OF CAMP VERDE
WEDNESDAY, SEPTEMBER 30, 1998
MARCUS J. LAWRENCE HOSPITAL
4:00 p.m.**

The Mayor and a majority of the Common Council of the Town of Camp Verde may be present at the tour of Marcus J. Lawrence Hospital.

Posted by: *Nelsorah Barber*

Date/Time: *9-29-98 - 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

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, OCTOBER 7, 1998
6:30 p.m.**

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

a) **Approval of the Minutes:**

1) Regular Session – September 16, 1998

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

1) Regular Session – October 21, 1998 at 6:30 p.m. - **CANCELLED**

2) Council Hears Planning & Zoning – October 28, 1998 at 6:30 p.m.

3) Regular Session – November 4, 1998 at 6:30 p.m.

4) Regular Session & Council Hears Planning & Zoning – November 18, 1998 at 6:30 p.m.

5) Council Hears Planning & Zoning – November 25, 1998 – **CANCELLED**

Gioia asked that item C be removed from the Consent Agenda. On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as presented.

- c) **Patio Permit Request by the Verde Valley Mounted Sheriff's Posse for their Ft. Verde Days Parking Lot Party on October 9th and 10th**

On a motion by Eberhard, seconded by Jesse, the Council voted unanimously to approve the patio permit request.

5. **Possible Adoption of Administrative Procedures for Commission Appointments**

On a motion by Gioia, seconded by Redinger, the Council voted unanimously to set a policy to hear from Commission applicants on the evening of their appointments, if they so desire, and to have dialogue with them.

6. **Appointment of Members to the Following Commissions:**

a) **Library**

b) **Board of Adjustments**

c) **Planning & Zoning**

On a motion by Eberhard, seconded by Gioia, the Council voted to table Commission appoints to the Board of Adjustment and Planning & Zoning Commission until October 28.

On a motion by Reeves, seconded by Larkey, the Council voted unanimously to appoint Nora Graf, Sheila Dunn and Sharon Massey to the Library Advisory Commission.

7. **Possible Approval of CDBG and Verde Valley Sanctuary Contracts, and Authorization for Mayor to Sign All Required Documents**

On a motion by Reeves, seconded by Gioia, the Council voted unanimously to approve the Verde Valley Sanctuary contract and authorized the Mayor to sign all required documents.

- 8. Consideration of the Consolidation of Voting Precincts**
No action was required or taken on this agenda item.

Councilor Redinger requested the following item(s):

- 9. Resolution 98-407 Establishing the First Saturday in October as Take Pride in Camp Verde Day**
On a motion by Redinger, seconded by Gioia, the Council voted unanimously to table this item.

Councilor Reeves requested the following item(s):

- 10. Support of the Future Farmers of America (FFA) Request for Financial Support**
On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to match up to \$1,200 for funds raised to go to the National Convention so they could pay back their loans, with the money to be paid through Camp Verde Unified School District and earmarked for the FFA.

Councilor Eberhard requested the following item(s):

- 11. Establishment of an ADOT Advisory Committee**
On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to accept the structure of the committee as outlined in the Manager's memo, to begin advertising for letters of interest and to select the membership by the first part of December.
- 12. Direction to Staff to Prepare Proposals for the Packaging of the General Plan**
On a motion by Larkey, seconded by Eberhard, the Council voted unanimously to direct staff to research the artwork in the General Plan which was submitted by the committee on April 1, and bring the suggestions for incorporation back to Council by the middle of January.
- 13. Direction to Staff Regarding Implementation Planning for the General Plan**
On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to direct staff to prepare an outline and corresponding timeline for the implementation plan of the General Plan.
- 14. Discussion of the General Plan Growing Smarter Legislation**
No action was taken on this item.
- 15. Call to the Public for Items not on the Agenda**
Beck Hubbell said that he had attended a meeting for the Main Street Beautification Committee. He said that the committee should be made of additional members throughout the community. He suggested that it be a part of the ADOT Advisory Committee. He said the committee had good ideas, but that it needed a broader representation. He further stated that the primary concern of this Committee should be to bury the power lines on Main Street.

Dirk Oosterwyk said there should be no more commission meetings until the commissioners were replaced. Attorney Ramsey said the Commissioners remain in office until they are replaced, and new members are sworn in.

Kathy Fredricks, candidate for State Legislation, gave an update on the Prescott AMA water issues. She thanked Council and Chip Davis for their actions and continued support of the on-going efforts to stop the taking of water.

John Crane reminded Council of the history of burying the power lines. He said that at one time APS had agreed to move them from Main Street to Third Street, and this may remain a consideration.

There was no other public input.

16. Advanced Approvals

There were no advance approvals.

17. Manager/Staff Report

Bullard advised that a shroud had been installed at the Super Wash and that should address the lighting complaints. He further advised that the Attorney General's Office had not returned telephone calls to confirm the October 14 training date. Therefore, that meeting will be postponed.

McGinn reported that the Main Street Committee was in fact addressing concerns with the powerlines. He advised that the latest cost estimates to bury the lines were approximately \$500,000, and there was only \$37,000 to \$38,000 in the APS aesthetic funds. He further advised that the Committee would welcome the public.

18. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Rogers asked when the bicycle signs would be placed at the car wash. McGinn advised they should be up tomorrow.

Gioia reported there would be a seminar at the college tomorrow covering Y2K issues and he encouraged staff attendance. He asked that staff place flyers advertising the free dump day at various places around Town. He also advised he had set a meeting with Director Bill Lee and Superior to further discuss obtaining park lands at little or no cost to the Town.

Eberhard asked for agenda items that would address policies for donations and use of alcohol on Town property.

19. Adjournment

The meeting was adjourned at 9:44 p.m.

**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, OCTOBER 7, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
 - a) **Approval of the Minutes:**
 - 1) Regular Session – September 16, 1998
 - b) **Set Next Meeting, Date and Time:**
 - 1) Regular Session – October 21, 1998 at 6:30 p.m. - **CANCELLED**
 - 2) Council Hears Planning & Zoning – October 28, 1998 at 6:30 p.m.
 - 3) Regular Session – November 4, 1998 at 6:30 p.m.
 - 4) Regular Session & Council Hears Planning & Zoning – November 18, 1998 at 6:30 p.m.
 - 5) Council Hears Planning & Zoning – November 25, 1998 – **CANCELLED**
 - c) **Patio Permit Request by the Verde Valley Mounted Sheriff's Posse for their Ft. Verde Days Parking Lot Party on October 9th and 10th**

**Discussion and Possible Action on the Following -
Public Input is invited on the following item(s): 5, 7 through 14**

Councilor Gioia requested the following item(s):

5. Possible Adoption of Administrative Procedures for Commission Appointments
6. Appointment of Members to the Following Commissions:
 - a) Library
 - b) Board of Adjustments
 - c) Planning & Zoning
7. Possible Approval of CDBG and Verde Valley Sanctuary Contracts, and Authorization for Mayor to Sign All Required Documents
8. Consideration of the Consolidation of Voting Precincts

Councilor Redinger requested the following item(s):

9. Resolution 98-407 Establishing the First Saturday in October as Take Pride in Camp Verde Day

Councilor Reeves requested the following item(s):

10. Support of the Future Farmers of America (FFA) Request for Financial Support

Councilor Eberhard requested the following item(s):

11. Establishment of an ADOT Advisory Committee
12. Direction to Staff to Prepare Proposals for the Packaging of the General Plan
13. Direction to Staff Regarding Implementation Planning for the General Plan
14. Discussion of the General Plan Growing Smarter Legislation

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.

15. Call to the Public for Items not on the Agenda
16. Advanced Approvals
17. Manager/Staff Report
18. Council Comments, Informational Reports, and Activity Updates
 - a) Agenda Item(s) Requests
19. Adjournment

Posted by:

Deborah Barber

Date/Time:

10/1/98 - 3:30 p.m.

Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.

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**MINUTES
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, OCTOBER 7, 1998
6:30 p.m.**

1. Call to Order

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

2. Roll Call

Mayor Rogers, Councilors Larkey, Gioia, Redinger, Reeves and Eberhard were present. Brenda Hauser was absent.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Dan McGinn, Public Works Director; Bill Lee, Parks & Recreation Director; Bob Lau, Community Development Director; Lynda Moore, Parks & Recreation Secretary; Carol Brown, Executive Secretary and Deborah Barber, Recording Secretary were also present.

3. Pledge of Allegiance

Councilor Redinger led the pledge.

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

a) Approval of the Minutes:

1) Regular Session – September 16, 1998

b) Set Next Meeting, Date and Time:

1) Regular Session – October 21, 1998 at 6:30 p.m. - **CANCELLED**

2) Council Hears Planning & Zoning – October 28, 1998 at 6:30 p.m.

3) Regular Session – November 4, 1998 at 6:30 p.m.

4) Regular Session & Council Hears Planning & Zoning – November 18, 1998 at 6:30 p.m.

5) Council Hears Planning & Zoning – November 25, 1998 – **CANCELLED**

Gioia asked that item C be removed from the Consent Agenda. On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as presented.

c) **Patio Permit Request by the Verde Valley Mounted Sheriff's Posse for their Ft. Verde Days Parking Lot Party on October 9th and 10th**

Gioia stated that he had received two complaints regarding the approval for use of alcohol on Town property, and he felt these people should have an opportunity to be heard. He advised that the complaints dealt primarily with people bringing their own alcohol.

Bullard read the Town Code relating to the use of alcohol at the parks. He explained that in the past, Council has considered parks and related recreational facilities, including the gymnasium as areas excluded from alcohol use. Bullard advised that the parking lot is not considered a recreational facility.

Eberhard stated that he had heard the same complaints. He advised that he felt the Council should consider a policy.

Reeves said that the Town needed to have a policy and this would eliminate resentment from those who had been denied use of Town facilities.

On a motion by Eberhard, seconded by Jesse, the Council voted unanimously to approve the patio permit request.

Public Input:

Charlene Johnson read a letter to Council in which she defined the word 'hypocrisy'. She encouraged Council to develop a policy that would be equitable and allow the use of alcohol. She explained that a recent multi-year class reunion had been denied alcohol use and they were all over 21, and inside an enclosed area.

Director Lee suggested working with the Parks & Recreation Commission, and perhaps consider allowing alcohol at one of the two Town parks. This method would allow everyone to have a choice.

There was no other public input.

5. Possible Adoption of Administrative Procedures for Commission Appointments

Gioia explained that he believed it was a good idea for Council members to have the opportunity to interview Commission applicants before appointing them. A copy of Gioia's memo is attached and becomes a part of these minutes.

After further discussion and a motion by Gioia, seconded by Redinger, the Council voted unanimously to set a policy to hear from Commission applicants on the evening of their appointments, if they so desire, and to have dialogue with them.

Public Input:

Jane Whitmire said the Town should not reinvent the wheel and contact area towns to determine their procedures.

Suzy Burnside said the Town is doing the procedure correctly. She encouraged the Council to establish the legal requirements and let the candidates know what they must do. She stated that people have a right to know that both the Commission and the Council will interview them. She also encouraged Council to give the candidates the courtesy of listening to them, and to respect and appreciate them for their volunteer efforts. She further encouraged Council to keep their votes public.

Gwen Gunnell said that she agreed with Burnside. She further stated that she believed that Council was expecting too much of candidates by requiring them to contact Council. She also advised that when the Library Advisory Commission makes a recommendation they are doing so believing that the candidate they have selected represents a cross section of the community.

There was no other public input.

6. Appointment of Members to the Following Commissions:

- a) **Library**
- b) **Board of Adjustments**
- c) **Planning & Zoning**

Eberhard suggested tabling appointments to BOA & P&Z because the applicants were not present and there was not a full Council present. On a motion by Eberhard, seconded by Gioia, the Council voted to table Commission appointments to the Board of Adjustment and Planning & Zoning Commission until October 28.

Gwen Gunnell offered an apology because she had told the applicants that it was unnecessary for them to be present at the Council meeting. She explained that Nora Graf had served one term and had been involved with the five year plan and the survey. Gunnell further explained that Jim Redinger had resigned due to his election to Council and that Mr. Peterson had died. She asked if it were necessary for Council to accept the resignation. Ramsey advised that it was not necessary.

Ms. Graf said that she had been on the Commission for 2 years, and wished to continue serving.

On a motion by Reeves, seconded by Larkey, the Council voted unanimously to appoint Nora Graf, Sheila Dunn and Sharon Massey to the Library Advisory Commission.

There was no public input.

7. Possible Approval of CDBG and Verde Valley Sanctuary Contracts, and Authorization for Mayor to Sign All Required Documents

Bullard explained the Town had been awarded a CDBG grant in the amount of \$347, 578, and that \$33,750 was to be used for the Verde Valley Sanctuary (Sanctuary) to provide services for Camp Verde victims of domestic violence. He stated the Sanctuary would provide new services such as transportation, counseling, legal advocacy, medical assistance and job skill training. Bullard explained that the CDBG Program required a written contract between the parties. He further explained the Town would oversee the administration of this project.

On a motion by Reeves, seconded by Gioia, the Council voted unanimously to approve the Verde Valley Sanctuary contract and authorized the Mayor to sign all required documents.

Public Input:

Joan Wilson asked about the high salary. Barber responded that the budget was to cover an 18-month period.

Robin Fryer stated that the Jewell House was too small to house another office. Barber explained the Town did not set up the parameters of this proposal, but rather Council approved the proposal as submitted by the Sanctuary during the CDBG public hearings.

Barber invited the public to visit her office to review the proposals.

8. Consideration of the Consolidation of Voting Precincts

Bullard explained that the County was experiencing problems with replacing retiring poll workers. He also stated that there were five precincts located in the Town limits and elections were becoming increasingly expensive as seven workers were required at each poll. He explained that Cottonwood had consolidated into one district. Bullard advised that one out of four voters were now voting by mail, and this number is expected to continue to rise. He advised that County Elections Department had informally approached staff to consider consolidation. Bullard stated that staff was requesting direction from Council.

Gioia, Redinger, Larkey and Eberhard stated that they would like to keep the outlying precincts of Verde Lakes and Middle Verde, and perhaps consider consolidating the three in Town. Bullard explained that these were two of the districts that were without modem capabilities, and that consolidation should not be considered if these two were excluded.

No action was required or taken on this agenda item. Bullard advised that staff would research the matter and bring it back to Council.

Public Input:

John Crane said that early voting in all elections should be in Camp Verde and not Cottonwood as it stands now.

Dirk Oosterwyk asked why there were so many precincts when 1/3 of the voters lived in Verde Lakes.

Debra Moody said that the Verde Lakes precinct was important to the area because of the elderly population.

Dan McGinn said that it was farther for people in the Middle Verde II precinct to get to Arena del Loma than it was for them to drive into town.

9. **Resolution 98-407 Establishing the First Saturday in October as Take Pride in Camp Verde Day**

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to table this item.

10. **Support of the Future Farmers of America (FFA) Request for Financial Support**

Reeves said that the Town had supported other projects, and he felt this proposal was as important to the future of our children as the Senior Graduation party had been.

Attorney Ramsey advised that Council should consider developing a policy concerning using public funding for donations to private organizations.

Trapper Moore, Melissa Johnson and Holly Brown of the Camp Verde FFA organization made a presentation to Council regarding their mission statement, goals and fundraising activities. They asked that Council assist them with raising funds to attend the National FFA Convention in Kansas City. The students advised that this convention was larger than either the Republic or Democratic Conventions and that aside from the leadership skills they would learn, they would also represent Camp Verde.

On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to match up to \$1,200 for funds raised to go to the National Convention so they could pay back their loans, with the money to be paid through Camp Verde Unified School District and earmarked for the FFA.

Public Input:

Beck Hubbell said that agriculture was the backbone of America. He encouraged Council to support this FFA Chapter.

Charlene Johnson said that she had over 24 years with 4-H. She stated that she personally knew of at least six students who had gone to Mingus for their FFA program. She stated these children were our future, and encouraged Council to support the request.

Howard Parrish said these students were our future leaders, and he encouraged Council support.

John Reddell said that he had attended the Kansas City Convention in 1950. He said it was a good educational experience, and they would learn a lot.

Debra Moody said that she supported the FFA. She stated that Council should encourage the citizens to use tax deductible donations to support these programs.

John Crane stated that it made sense for the Council to encourage cooperation between the Town and School District to influence donations with the recently approved tax credits. He stated that he believed as much as \$400,000 could be easily raised.

11. **Establishment of an ADOT Advisory Committee**

Bullard said that he had developed committee guidelines based on Council and staff input.

Eberhard advised that he had spoken with Richard Strange on several occasions, and both agreed that a committee was a good idea. Eberhard stated that he did not believe that all of the promises made by ADOT would be kept if the Town did not stay abreast of the situation.

Rogers stated that he too had spoken with Strange, and ADOT's primary concern was that they deal with only one person. He said that he would prefer to require ADOT hold public meetings so that any citizen could comment on the design.

Larkey reminded Council that ADOT would not do anything without public hearings. He stated that he believed it was much too early to establish a committee.

Gioia said that he felt the committee was a good idea and that staff was much too busy to research material and present it to ADOT.

McGinn stated that he had mixed feelings on the subject. He further stated that Strange's supervisor had advised that it was too soon to form a committee, as there were no funds for the turn back agreement at this time. He said that the committee would be a good idea.

On a motion by Gioia, seconded by Eberhard, the Council voted unanimously to accept the structure of the committee as outlined in the Manager's memo, to begin advertising for letters of interest and to select the membership by the first part of December.

Public Input:

John Crane said that communication was one of the worst failings between agencies. He stated that new people mean new rules. He encouraged Council to ensure that the promises were kept. He further stated that he did not believe it would take nine more months before the design phase would begin. He said the Sanitary District would like to serve on the committee.

Dirk Oosterwyk said that landscaping should be considered in the preliminary designs.

Jane Whitmire said that she agreed with Oosterwyk, and that all agreements should be in writing. She stated the Council should require ADOT to provide a photographic simulation of their proposals.

Henry Shill said that he felt a committee was not necessary, and that most of the people here tonight encouraging the committee were the same ones protesting the road at previous meetings. He said that he had no objections to individuals expressing concerns. However, he was concerned with a few committee members speaking for the entire town. He said Council was creating a problem where none exists.

12. Direction to Staff to Prepare Proposals for the Packaging of the General Plan

Eberhard said that he believed the General Plan should have artwork and a cover designed. He stated that he would like to see staff develop design contests.

Redinger said that staff had some very good ideas and commented on the cover Kingman had on their general plan.

On a motion by Larkey, seconded by Eberhard, the Council voted unanimously to direct staff to research the artwork in the General Plan which was submitted by the committee on April 1, and bring the suggestions for incorporation back to Council by the middle of January.

Public Input:

Jane Whitmire stated that Council should review what Steve Thompson had designed in the original plan. She said the General Plan Committee had developed a logo.

Suzy Burnside said that she agreed with Whitmire. She said the artwork in the original plan was very well done, and all the brands used were local brands. She said she did not want to see Camp Verde look like Kingman.

13. Direction to Staff Regarding Implementation Planning for the General Plan

Eberhard said that he would like to see staff provide an outline of the requirements and the timeline for the implementation.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to direct staff to prepare an outline and corresponding timeline for the implementation plan of the General Plan.

There was no public input.

14. Discussion of the General Plan Growing Smarter Legislation

Eberhard said that the Growing Smarter legislation required elements that are not in the recently adopted plan. He said that Council should start thinking about whether they wished staff to address these issues, or form another committee.

No action was taken on this item.

There was no public input.

15. Call to the Public for Items not on the Agenda

Beck Hubbell said that he had attended a meeting for the Main Street Beautification Committee. He said that the committee should be made of additional members throughout the community. He suggested that it be a part of the ADOT Advisory Committee. He said the committee had good ideas, but that it needed a broader representation. He further stated that the primary concern of this Committee should be to bury the power lines on Main Street.

Dirk Oosterwyk said there should be no more commission meetings until the commissioners were replaced. Attorney Ramsey said the Commissioners will remain in office until they are replaced, and new members are sworn in.

Kathy Fredricks, candidate for State Legislation, gave an update on the Prescott AMA water issues. She thanked Council and Chip Davis for their actions and continued support of the ongoing efforts to stop the taking of water.

John Crane reminded Council of the history of burying the power lines. He said that at one time APS had agreed to move them from Main Street to Third Street, and this may remain a consideration.

There was no other public input.

16. Advanced Approvals

There were no advance approvals.

17. Manager/Staff Report

Bullard advised that a shroud had been installed at the Super Wash and that should address the lighting complaints. He further advised that the Attorney General's Office had not returned telephone calls to confirm the October 14 training date. Therefore, that meeting will be postponed.

McGinn reported that the Main Street Committee was in fact addressing concerns with the power lines. He advised that the latest cost estimates to bury the lines were approximately \$500,000, and there was only \$37,000 to \$38,000 in the APS aesthetic funds. He further advised that the Committee would welcome the public.

18. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests


Rogers asked when the bicycle signs would be placed at the car wash. McGinn advised they should be up tomorrow.

Gioia reported there would be a seminar at the college tomorrow covering Y2K issues and he encouraged staff attendance. He asked that staff place flyers advertising the free dump day at various places around Town. He also advised he had set a meeting with Director Bill Lee and Superior to discuss obtaining park lands at little or no cost to the Town.

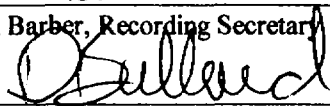
Eberhard asked for agenda items that would address policies for donations and use of alcohol on Town property.

19. Adjournment

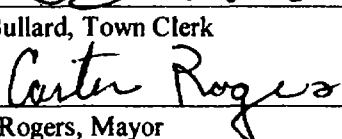
The meeting was adjourned at 9:44 p.m.



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 7th day of October 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 9th day of October 1998.

Deborah Barber, Recording Secretary

PUBLIC NOTICE

**COMMON COUNCIL
of the
TOWN OF CAMP VERDE
OCTOBER 20, 21, 22 and 23, 1998
LAKE HAVASU CITY, ARIZONA**

The Mayor and a majority of the Common Council of the Town of Camp Verde may be present at the Arizona League of Cities and Towns Conference in Lake Havasu City, Arizona on October 20, 21, 22 and 23, 1998.

Posted by: Liborah Barber

Date/Time: 10-7-98 - 8:40 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
WORK SESSION**

**COMMON COUNCIL
of the
TOWN OF CAMP VERDE**

**Camp Verde Unified School District Multi-Use Center
280 W. Camp Lincoln Rd.**

**Tuesday, October 27, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call

Discussion of the Following:

3. Work Session with the Attorney General's Office Regarding Training on the Open Meeting Law
4. Adjournment

Posted by: Deborah Barber

Date/Time: 10-23-98 - 10:45

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

**MINUTES
WORK SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
TUESDAY, OCTOBER 27, 1998
6:30 p.m.**

1. Call to Order

Mayor Rogers called the meeting to order at 6:39 p.m.

2. Roll Call

Mayor Rogers, Councilors Larkey, Hauser, Gioia, Redinger and Reeves were present. Eberhard joined the meeting at 6:40 p.m.

Dane Bullard, Town Manager; Ronald Ramsey, Town Attorney; Bill Lee, Parks & Recreation Director; School Board Chairman Charles German and School Board Members Ernestine Murdock and Irene Peoble; Dr. Marilyn Semones, CVUSD Superintendent; Gary Thompson, Parks & Recreation Commission; Roger Doering, Library Advisory Commission; Dirk Oosterwyk, Board of Adjustments; John Reddell, Howard Parrish and Jim Bullard, Planning & Zoning Commission; and Deborah Barber, Recording Secretary were also present.

3. Work Session with the Attorney General's Office Regarding Training on the Open Meeting Law

Mayor Rogers introduced Tim Delaney, Solicitor General and Gretchen Aliabadi, Attorney with the Office of the Attorney General. Mr. Delaney provided handouts of the material to be presented. A copy of this material and the accompanying notes are attached and become a part of these minutes. It is further noted that Mr. Delaney followed the material throughout the meeting.

Items covered included the agenda, required postings, materials, the Open Meeting Laws, compliance with laws, executive sessions and enforcement of the laws. Mr. Delaney suggested that officials read the book *The Servant as Leader* by Robert K. Greenleaf. After presenting the material, Mr. Delaney opened the floor for questions and answer from Officials and the public.

Questions and Answers:

Councilor Brenda Hauser advised that the League of Cities and Towns encourage Council retreats. She asked if this was a good idea. Mr. Delaney responded that Council should be leery of retreats that are held outside of the district. He stated that retreats are valuable in allowing members to come to know each other, but that they could be very dangerous as well. He stressed that the agendas must be very explicit of topics that will be discussed. He further warned that Council members might not enjoy the public protection from personal liability when meetings are held outside the district. He further stated that members should realize that debate is healthy, but that battles do not serve them or the public well.

Charlie German asked if student discipline hearings should be open. Mr. Delaney said that Title 15 regulates meetings dealing with discipline and readmission, and that they were exempt from the Open Meeting Laws.

Mayor Rogers asked how the Manager could determine a "consensus" during a Work Session such as a Budget Work Session. Mr. Delaney advised that the Manager should be able to determine the changes during a discussion when several Council members say that they will agree or disagree with a proposal such as a budget item. He further advised that the Agenda should include language that states that specific items of the tentative budget will be discussed and deliberated and that copies of this budget are available for public review.

John Crane expressed disappointment with the evolution of the law that resulted in the loss of a member's ability to use each other's expertise. Mr. Delaney said that it was permissible to confer and discuss in open meetings to encourage Board members and the public to lend their expertise.

Tony Gioia asked about the exemptions international/interstate tribal negotiations listed under the executive session section on page 6. Mr. Delaney explained that these came about from situations that arose in Parker and Nogales.

Jennifer Dutton asked if it was a good idea to visit sites such as a landfill and share information without the public present. Mr. Delaney explained that if a quorum was going to be present, a Work Session Agenda should be posted explaining the off site trip, its purpose and inviting the public to attend. Dutton then asked if it was advisable for Commission members to share information with Council members. Mr. Delaney advised that such actions were not in violation of the Open Meeting Laws.

Councilor Ray Larkey reaffirmed that the best practice was to properly post meetings, and make sure they are open to the public.


Councilor Eberhard noted that Mr. Delaney and others kept speaking about 'best practice'. Eberhard stated that best practice was not 'required', but 'advised'.

Mr. Delaney ended the session by extending his appreciation to all that attended.


Note: The Town Attorney's notes from the OML Presentation are attached and become a permanent part of these minutes.

4. Adjournment

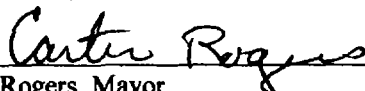
The meeting was adjourned at 9:20 p.m.



Deborah Barber, Recording Secretary



Dane Bullard, Town Clerk




Carter Rogers, Mayor

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and accurate summary of the meeting 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 27th day of October 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 28th day of October 1998.



Deborah Barber, Recording Secretary

**AGENDA
JOINT WORK SESSION**

**COMMON COUNCIL
and the
PLANNING & ZONING COMMISSION
of the
TOWN OF CAMP VERDE**

**CAMP VERDE TOWN HALL
COUNCIL CHAMBERS
WEDNESDAY, NOVEMBER 4, 1998
4:30 P.M.**

1. Call to Order
2. Roll Call

Discussion of the Following:

3. Joint Work Session with Arizona Department of Environmental Quality (ADEQ)
Regarding Landfill Regulations
4. Adjournment

Posted by: Deborah Barber

Date/Time: November 2, 1998 - 10:30 a.m.

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

**MINUTES
JOINT WORK SESSION
COMMON COUNCIL
and
PLANNING & ZONING COMMISSION
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
TUESDAY, NOVEMBER 4, 1998
4:30 p.m.**

1. Call to Order

Mayor Rogers called the meeting to order at 4:31 p.m.

2. Roll Call

Mayor Rogers, Councilors Larkey, Hauser, Gioia, and Redinger were present. Eberhard joined the meeting at 4:43 p.m. Councilor Reeves was absent.

John Reddell, Howard Parrish and Beckwith Hubbell, Jr. of the Planning and Zoning Commission were present.

Dane Bullard, Town Manager; Dan McGinn, Public Works Director; Nancy Buckel, Planner; and Deborah Barber, Recording Secretary were also present.

3. Joint Work Session with the Arizona Department of Environmental Quality (ADEQ) regarding Landfill Regulations

Dan McGinn introduced Dave Phillips of ADEQ. Mr. Phillips presented a slide show that covered federal and ADEQ landfill regulations for landfill approval. He explained the regulations were divided into the following seven (7) categories: General; Location Restrictions; Operations; Design; Groundwater Monitoring; Closure and Financial Assurance. A copy of the handout material is attached.

Questions and Answers:

Gioia asked if a fault line was located in the Verde Valley. Phillips advised this could be determined with geological studies and maps.

Teri Smith asked who was responsible to ensure that the checklist requirements were followed. Phillips advised that the applicant would provide the required information, maps and/or studies, etc. and ADEQ would verify the information.

Marshall Whitmire asked for the definition of a landfill. Phillips stated that a Municipal Solid Waste Landfill (MSWLF) unit was a discreet area of land that receives household waste. Whitmire asked who regulates landfills. Phillips responded that in Arizona, ADEQ permits, inspects and ensures corrective action of landfills. He explained that ADEQ had no authority over Indian Reservations or land that had been placed in trust status by a tribe. The EPA governs landfills on reservation lands. He further explained that if a tribe owns a landfill they make it part of their reservation.

Larkey asked which agency was more restrictive. Phillips replied that both ADEQ and EPA have similar requirements, but that ADEQ is more readily available. The closest EPA office is located in San Francisco.

Jackie Chetty asked how close a landfill is allowed to residential areas. Phillips responded that zoning issues are addressed by the local government. He advised that ADEQ does require proof of zoning approval.

Marshall Whitmire asked if there were state maintained thresholds for the exclusion of hazardous waste. Phillips said that ADEQ requires a set of procedures from the operator that explains the manner in which hazardous waste will be addressed. He further explained that household hazards such as bleach, paint cans, bug spray, etc. can be disposed of in the landfill. He explained that the procedures must address commercial hazardous waste, and that a percentage was not required.

John Crane asked about medical waste. Phillips explained that ADEQ writes the rules and regulations and the operators must show how they will mitigate hazardous waste, such as employee training, using appropriate bagging techniques, etc. He further advised that currently, disposal of untreated waste is allowed.

Teri Smith advised that there were laws in place regulating the disposal of medical waste. Phillips agreed, but advised that these laws did not address household medical wastes such as diabetic materials.

Gioia asked when ADEQ typically viewed a proposed site. Phillips responded that they normally reviewed a site when the plan was submitted. Gioia asked if they would view a site at the request of the Council. Phillips said they could, but that ADEQ staff would not officially comment on a project.

Joan Wilson asked if ADEQ had received the proposal yet. Phillips said they had not. He further stated that the Salt River Pima tribe requested annual ADEQ inspections on their

landfill near Phoenix. He stated the inspections were not required, but that the Tribe wished to ensure a safe operation.

Wes Zwetsch of the Verde Lakes Water Company asked several questions about groundwater contamination and explained that the Water Company is a non-profit organization formed to provide water to the Verde Lakes residents. He further stated that he had been informed by another regulating agency that if a landfill was located in the proposed area, the Water Company would be required to perform additional monitoring steps. Wes Zwetsch advised that this would increase monitoring costs approximately \$3,000 per year. He asked Phillips if ADEQ would require the operator to pay these additional costs. Phillips responded that ADEQ could not require that, but perhaps the Council could.

Debra Moody asked who wrote the computer models. She said that floodwaters would create an environmental hazard, as the site is located very close to a wash. Phillips advised that the proposal must show how to contain a 25-year flood, with a 24-hour rain. Moody asked additional questions about technological advances and costs.

Marshall Whitmire asked Phillips to speak about landfill trends in Arizona and the nation to include recycling. Because of time constraints, Phillips gave a very brief summary advising that operators must pay the State twenty-five cents per ton buried. He explained that this money goes into a recycling fund to address recycling issues. He advised that this fee could be very expensive so it encourages recycling. He stated that landfills in the 70's and 80's did not address hazardous waste, air quality or groundwater contamination so the landfills of today are much safer and environmentally sound.

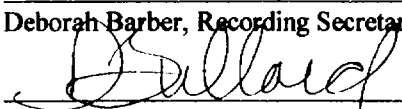
John Crane asked if it was feasible for the Phoenix area to consider looking to rural areas to dispose of waste. Phillips responded that it was not, as there are massive landfills located in the metropolitan areas.

4. Adjournment

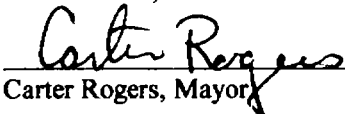
The meeting was adjourned at 6:20 p.m.



Deborah Barber, Recording Secretary



Dane Bullard, Town Clerk



Carter Rogers, Mayor

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and accurate summary of the meeting 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 4th day of November 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

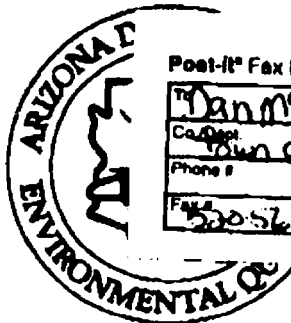
Dated this 5th day of November 1998.

Deborah Barber

Deborah Barber, Recording Secretary

MUNICIPAL SOLID WASTE LANDFILL FACILITY (MSWLF) CHECKLIST For Application Approval

RECEIVED
7/13/98



Post-It® Fax Note	7871	Date	11/2	# of Pages	20
From	D. J. O. Ph. 11.25				
Contact	Town of Cumtelle				
Co.	ADEQ				
Phone #	207-4122				
Fax #	207-2383				

SOLID WASTE SECTION

This document is a revision of the Arizona Department of Environmental Quality (Department) "Solid Waste Landfill Plan Review Checklist", dated 08/12/94. Changes made in this revision are an attempt to satisfy Senate Bill 1402, effective July 20, 1996, which made changes in the Arizona Revised Statutes pertaining to solid waste landfills, and to provide more explicit details for acceptable facility designs. In addition, beginning July 1, 1996, Arizona Administrative Code (ACC) R18-13-702.A. requires fees for solid waste facility plan review. In order to process the application, please review ACC R18-13-702.A. and submit the initial fee with the application.

LANDFILL

For a determination of administrative completeness, all checklist items with shaded boxes on the extreme left hand of the checklist must be included in the application. To check off shaded boxes, the applicable supporting information under each shaded box must be provided. Within 30 days after the Department receives the application, the Department will issue a determination of whether the plan is administratively complete or request additional information to complete the plan. If additional information is requested, the Department will issue a written administrative completeness determination within 15 days after receipt of the additional information.

For new facilities submitting administratively complete plans, the Department has 60 days to approve or deny the plan; for existing facilities, 120 days (ARS §49-762.04.A.3). Within 30 days after an administrative completeness determination for a new landfill, the Department shall issue the first of two required public notices (ARS §49-762.04.A.2).

The original and two copies of the application and supporting documents shall be submitted to the Department. Each page of the original application and the copies, and all supporting documents shall be dated. All pages of any revision shall bear the date of the revision. Any maps, plans, illustrations, tables, drawings, isometrics, cross-sections, or aerial photographs submitted with the application shall be legible and meet all of the following: 1) Whenever possible, be no larger than 24 by 36 inches, folded to 9 by 12 inches or 8.5 by 11 inches. Illustrations, tables or drawings reduced in size should be no smaller than 8.5 by 11 inches; 2) Have an appropriate scale to clearly show all required details.

Municipal Solid Waste Landfill Final Review Checklist

APPLICATION PLAN FORMAT

Page 1 of 2

- I. Letter of Transmittal
- II. Table of Contents
- III. General Information
 - A. Type and General Description of Facility
 - B. Owner Information
 - C. Operator Information
 - D. Agent Information
 - E. Facility Information
 - F. Location Map
 - G. Aerial Photograph
 - H. Vicinity Map
 - I. Acknowledgments
- IV. Location Restrictions
 - A. Irrigation Grandfathered Rights
 - B. Floodplains
 - C. Airport Safety
 - D. Floodplain
 - E. Wetlands
 - F. Fault Areas
 - G. Seismic Zones
 - H. Unstable Areas
- V. Administrative Demonstrations
 - A. Financial Assurance
 - B. Technical Capability
 - C. Other information
 - 1. Land Purchase or Lease Agreement
 - 2. Owner's copy of application
 - 3. Certificate of Disclosure
 - 4. Zoning/Hearing
 - D. Restrictive Covenant
- VI. Other Approvals/Demonstrations
 - A. Archaeological Clearance
 - B. Zoning and/or Special Use Permits
 - C. Floodplain (local authority)
 - D. Drainage Diversion
 - E. Well Drilling Registrations
 - F. Open Burn Permit
 - G. Endangered Species & Plants
 - H. Section 404 Permit
 - I. NPDES Stormwater Permit
 - J. NSPS
- VII. Operating Criteria.
 - A. Operations Plan
 - B. Contingency Plan

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, NOVEMBER 4, 1998
6:30 p.m.**

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

a) **Approval of the Minutes:**

- 1) Regular Session – October 7, 1998
- 2) Work Session – October 27, 1998

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

- 1) Regular Session – November 18, 1998 at 6:30 p.m.
- 2) Regular Session & Council Hears P & Z – November 18, 1998 at 6:30 p.m.
- 3) Council Hears Planning & Zoning – November 25, 1998 – **CANCELLED**
- 4) Regular Session – December 2, 1998 at 6:30 p.m.
- 5) Regular Session & Council Hears P & Z – December 16, 1998 at 6:30 p.m.
- 6) Council Hears Planning & Zoning – December 23, 1998 – **CANCELLED**

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as presented.

5. **Direction to Staff Regarding Resolution of the Attorney General Findings**

On a motion by Eberhard, seconded by Larkey, the Council voted unanimously to direct staff to prepare and mail a letter to the Attorney General addressing the Open Meeting Law issues.

6. **Resolution 98-408 – Approving an Extension of the IGA with BIA for Telephone Dispatching Services to Include Dispatching for the Yavapai-Apache Nation**

On a motion by Gioia, seconded by Redinger, the Council voted unanimously to approve Resolution 98-408.

7. **Direction to Staff Regarding the Library Director's Position**

On a motion by Larkey, seconded by Hauser, the Council voted unanimously to direct staff to offer the Interim Director's position to Jan Archull, with appropriate salary and to increase the Library Director's starting salary between \$32,000 and \$35,000, and to readvertise the position.

8. **Set a Date for a Work Session to Discuss Policy on Future Camp Verde Issues**

On a motion by Redinger, seconded by Larkey, the Council voted unanimously to set a Work Session for January 9, 1999 at 2:00 p.m.

9. Discussion and Possible Direction to Decommission the Public Safety Advisory Board

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to decommission the Public Safety Advisory Board effective immediately.

10. Discussion and Possible Direction to Create a Planning & Zoning "Cease and Desist" Ordinance

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to direct staff to consider that our goal is to have fair, consistent, effective and proactive enforcement of the zoning ordinances. To accomplish this, staff is to streamline the procedures by working on modifications to the Code, to include the Class I misdemeanor, to include the fine, the separate offense, a paragraph about injunctive relief, and that staff include a timeline to be taken, and the appointment of a Building Official if we don't already have one.

11. Call to the Public for Items not on the Agenda

Mrs. Henry asked for the definition of a permit. She said that she had read an article that if a person was performing an illegal operation they could come in and get a permit and it would then be legal.

Staff was unsure of her meaning; therefore, an explanation was not given.

12. Advanced Approvals –
a) Street Construction
b) Equipment Rental

Manager Bullard explained that street improvement costs exceeding \$120,000 were paid in July of this year. He explained that these costs were budgeted for in FY 97/98, however the bills were not received until July of this year. He further advised that this amount would exceed the FY 98/99 Street Department budget. In answer to Mayor Rogers' question, Bullard advised that it was improper accounting to charge the costs to a prior year's budget when the payment was made in FY 98/99.

On a motion by Larkey, seconded by Eberhard, the Council voted unanimously to authorize the Street Department to exceed the budgeted line items for Street Construction and Equipment Rental.

13. Manager/Staff Report

Bullard advised that the Planning & Zoning Commission would hear the proposed landfill issue tomorrow, November 5. He further advised that the Board of Supervisors would be holding their next meeting at the Jerome Hotel.

14. Council Comments, Informational Reports, and Activity Updates
a) Agenda Item(s) Requests

Gioia requested agenda items on the following:

- Regional Park Update

- Changing the Permission to Enter Property forms to include Town staff and Council Members
- Request ADEQ to visit the proposed landfill site and to review the plans as soon as possible

Eberhard asked for the following agenda items:

- Discussion and possible direction to staff regarding Custard's property;
- Mining Ordinance amendments to include definitions of personal use and grandfathered rights;
- Camp Verde Fire District report on the annexation of Overlook Acres

Hauser asked if Council must approve the Chamber drawdown request. Bullard responded that because it was a budgeted line item, it was not necessary. He stated that he would request that the Chamber present their quarterly report at the next meeting.

15. Adjournment

The meeting was adjourned at 8:43 p.m.

**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, NOVEMBER 4, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance

4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
 - a) **Approval of the Minutes:**
 - 1) Regular Session – October 7, 1998
 - 2) Work Session – October 27, 1998

 - b) **Set Next Meeting, Date and Time:**
 - 1) Regular Session – November 18, 1998 at 6:30 p.m.
 - 2) Regular Session & Council Hears P & Z – November 18, 1998 at 6:30 p.m.
 - 3) Council Hears Planning & Zoning – November 25, 1998 – **CANCELLED**
 - 4) Regular Session – December 2, 1998 at 6:30 p.m.
 - 5) Regular Session & Council Hears P & Z – December 16, 1998 at 6:30 p.m.
 - 6) Council Hears Planning & Zoning – December 23, 1998 – **CANCELLED**

**Discussion and Possible Action on the Following -
Public Input is invited on the following item(s): 6, 9, and 10**

5. Direction to Staff Regarding Resolution of the Attorney General Findings

6. Resolution 98-408 – Approving an Extension of the IGA with BIA for Telephone Dispatching Services to Include Dispatching for the Yavapai-Apache Nation

7. Direction to Staff Regarding the Library Director's Position

Councilor Redinger requested the following item(s):

8. Set a Date for a Work Session to Discuss Policy on Future Camp Verde Issues

Councilor Eberhard requested the following item(s):

9. Discussion and Possible Direction to Decommission the Public Safety Advisory Board

10. Discussion and Possible Direction to Create a Planning & Zoning "Cease and Desist" Ordinance

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.

11. Call to the Public for Items not on the Agenda
12. Advanced Approvals –
 - a) Street Construction
 - b) Equipment Rental
13. Manager/Staff Report
14. Council Comments, Informational Reports, and Activity Updates
 - a) Agenda Item(s) Requests
15. Adjournment

Posted by: Deborah Barber

Date/Time: 10-30-98 - 11:00 a.m.

Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.

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12. Advanced Approvals –
 - a) Street Construction
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14. Council Comments, Informational Reports, and Activity Updates
 - a) Agenda Item(s) Requests
15. Adjournment

Posted by: Deborah Barber

Date/Time: 10-30-98 - 11:00 a.m.

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**MINUTES
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, NOVEMBER 4, 1998
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 Larkey, Hauser, Eberhard, Gioia, and Redinger were present. Jesse Reeves was absent.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Bob Lau, Community Development Director; Roger Doering and Gwen Gunnell of the Library Advisory Board; and Deborah Barber, Recording Secretary were also present.

3. Pledge of Allegiance

Councilor Gioia led the pledge.

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

a) Approval of the Minutes:

- 1) Regular Session – October 7, 1998
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b) Set Next Meeting, Date and Time:

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- 5) Regular Session & Council Hears P & Z – December 16, 1998 at 6:30 p.m.
- 6) Council Hears Planning & Zoning – December 23, 1998 – **CANCELLED**

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as presented.

5. Direction to Staff Regarding Resolution of the Attorney General Findings

Bullard advised that Council and several commission members had attended the Open Meeting Law training session chaired by Tim Delaney, Solicitor General of the Attorney General's Office. He further advised that Mayor Rogers suggested that a letter be sent to the Attorney General advising that Council has complied and will continue to comply with the Attorney General's instructions.

Mayor Rogers stated that Mr. Delaney had requested a letter from the Town.

On a motion by Eberhard, seconded by Larkey, the Council voted unanimously to direct staff to prepare and mail a letter to the Attorney General addressing the Open Meeting Law issues.

6. Resolution 98-408 – Approving an Extension of the IGA with BIA for Telephone Dispatching Services to Include Dispatching for the Yavapai-Apache Nation

Bullard stated that this was an annual item. Bullard noted that an amendment was included to allow for dispatching services for the Yavapai-Apache Police Department.

On a motion by Gioia, seconded by Redinger, the Council voted unanimously to approve Resolution 98-408.

7. Direction to Staff Regarding the Library Director's Position

Bullard advised that the position had been advertised on several occasions and there were no qualified applicants. He further advised that staff recommended the starting salary range be increased to \$32,000 to \$35,000. Bullard also recommended that Jan Archull be appointed as Interim Director until a permanent Director can be hired.

The Council discussed various items including moving allowances and incentives. On a motion by Larkey, seconded by Hauser, the Council voted unanimously to direct staff to offer the Interim Director's position to Jan Archull, with appropriate salary and to increase the Library Director's starting salary between \$32,000 and \$35,000, and to readvertise the position.

Public Input:

Roger Doering, Chairman of the Library Advisory Commission, presented the Council with a salary survey using comparable areas. The survey supported the Manager's recommendations.

Gwen Gunnell advised that the Library is at a crossroads with new technology. She stated that a higher salary is needed to attract experienced employees. Gunnell further advised that our property is taxed to support the libraries. She explained that the circulation needed to be increased so that the Town could receive more of our own tax dollars.

Jane Whitnire stated that the Library was important to the Town. She agreed that there was a need to attract quality employees, and that it was important to negotiate terms from the outset. She suggested that we contact all of the previous applicants to avoid possible litigation. She also stated that the person should not be hired at the top of the range.

Bullard explained that this was the hiring range, not the top range.

John Crane stated that the Town has not done well with the Library. He explained that management expects a lot from employees, and they should be willing to take care of them. He further stated that if you pay peanuts, you get monkeys.

There was no other public input.

8. Set a Date for a Work Session to Discuss Policy on Future Camp Verde Issues

On a motion by Redinger, seconded by Larkey, the Council voted unanimously to set a Work Session for January 9, 1999 at 2:00 p.m.

9. Discussion and Possible Direction to Decommission the Public Safety Advisory Board

Mayor Rogers declared a conflict and requested Vice-Mayor Larkey officiate item # 9.

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to decommission the Public Safety Advisory Board effective immediately.

10. Discussion and Possible Direction to Create a Planning & Zoning "Cease and Desist" Ordinance

Eberhard explained that he requested this item because Lau had indicated that staff lacked power to stop zoning violations. He stated that he had also received a large number of complaints that were due to the lack of enforcement. He advised that the Community Development Department reported that some cases of violations are over five years old. Eberhard stated that he felt staff should have more authority and the tools to perform their jobs efficiently.

Director Lau read Sedona's Stop-Work Order and advised a copy was available in his office. Attorney Ramsey stated that Council must exercise caution in this area. He explained the Town already had authority to stop work on health and safety concerns, but some zoning violations require injunctive relief, which must be obtained from the court system. For example, if Town staff shut down a contractor and he/she appealed and won in Superior Court, the Town would be liable for his/her financial losses and related costs.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to direct staff to consider that our goal is to have fair, consistent, effective and proactive enforcement of the zoning ordinances. To accomplish this, staff is to streamline the procedures by working on modifications to the Code, to include the Class I misdemeanor, to include the fine, the separate offense, a paragraph about injunctive relief, and that staff include a timeline to be taken, and the appointment of a Building Official if we don't already have one.

Public Input:

Marshall Whitmire stated that he applauded Eberhard's interest, and the Town Attorney's research. He said that he could not understand why this particular issue had never made it to the Attorney's desk after two years. He further stated that those charged with interpreting the law streamline the process and ensure fair and consistent application of the ordinances. He encouraged

Bullard explained that this was the hiring range, not the top range.

John Crane stated that the Town has not done well with the Library. He explained that management expects a lot from employees, and they should be willing to take care of them. He further stated that if you pay peanuts, you get monkeys.

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Public Input:

Marshall Whitmire stated that he applauded Eberhard's interest, and the Town Attorney's research. He said that he could not understand why this particular issue had never made it to the Attorney's desk after two years. He further stated that those charged with interpreting the law streamline the process and ensure fair and consistent application of the ordinances. He encouraged

Council to change the policy from reactive to proactive. He also asked that Council require staff return to them with the answers within 30 days.

Gwen Gunnell stated that a proactive approach would alleviate many of the problems, and that neighbors are being required to report each other, when staff should handle it.

11. Call to the Public for Items not on the Agenda

Mrs. Henry asked for the definition of a permit. She said that she had read an article that if a person was performing an illegal operation they could come in and get a permit and it would then be legal.

Staff was unsure of her meaning; therefore, an explanation was not possible.

12. Advanced Approvals –

- a) Street Construction**
- b) Equipment Rental**

Manager Bullard explained that street improvement costs exceeding \$120,000 were paid in July of this year. He explained that these costs were budgeted for in FY 97/98, however the bills were not received until July of this year. He further advised that this amount would exceed the FY 98/99 Street Department budget. In answer to Mayor Rogers' question, Bullard advised that it was improper accounting to charge the costs to a prior year's budget when the payment was made in FY 98/99.

On a motion by Larkey, seconded by Eberhard, the Council voted unanimously to authorize the Street Department to exceed the budgeted line items for Street Construction and Equipment Rental.

13. Manager/Staff Report

Bullard advised that the Planning & Zoning Commission would hear the proposed landfill issue tomorrow, November 5. He further advised that the Board of Supervisors would be holding their next meeting at the Jerome Hotel.

14. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Gioia requested agenda items on the following:

- Regional Park Update
- Changing the Permission to Enter Property forms to include Town staff and Council Members
- Request ADEQ to visit the proposed landfill site and to review the plans as soon as possible

Eberhard asked for the following agenda items:

- Discussion and possible direction to staff regarding Custard's property;
- Mining Ordinance amendments to include definitions of personal use and grandfathered rights;
- Camp Verde Fire District report on the annexation of Overlook Acres

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, NOVEMBER 18, 1998
6:30 P.M.**

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

a) **Approval of the Minutes:**

1) Regular Session – November 4, 1998

Corrections to the minutes: Add - *Mayor Rogers declared a conflict and requested Vice-Mayor Larkey officiate item # 9.*

2) Work Session – November 4, 1998

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

1) Council Hears Planning & Zoning – November 25, 1998 – **CANCELLED**

2) Regular Session – December 2, 1998 at 6:30 p.m.

3) Regular Session & Council Hears P & Z – December 16, 1998 at 6:30 p.m.

4) Council Hears Planning & Zoning – December 23, 1998 – **CANCELLED**

c) **Proclamation declaring November 15 – 21 as *Geography Awareness Week***

d) **Proclamation supporting the *Tax Credit Program***

e) **Presentation of Plaques to Former Planning & Zoning Commissioners Bob Kovacovich and Barbara Miller**

Mayor Rogers removed item "A1" and Councilor Gioia removed item "D" from the Consent Agenda.

On a motion by Larkey, seconded by Eberhard, the Council voted unanimously to approve the Consent Agenda pulling items "A1" and "D".

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to approve the minutes of the November 4, 1998 Regular Session as amended.

Superintendent Dr. Semones made a presentation regarding the proclamation.

On a motion by Gioia, seconded by Larkey the Council voted unanimously to approve the Tax Credit Program Proclamation. Bob Kovacovich and Barbara Miller were not in attendance to accept their plaques.

Discussion and Possible Action on the Following -

Public Input is invited on the following item(s): 9, 10, 11, 12, 13 and 14

5. **Update on Medical Care in Camp Verde by Craig Owens of Marcus J. Lawrence Hospital**

Craig Owens of MJL noted that the hospital had acquired the land on Finnie Flat Rd. in front of the Arizona Health Centers of Camp Verde. He invited the public to the ground breaking ceremony on December 2, 1998 at 12:00 Noon. Currently, there were two new physicians, a nurse practitioner and visiting specialists who are seeing patients at the Health Center. To meet doctors and patients needs, evening hours are being offered.

No action was required.

6. Update on Prescott AMA/Verde River Water issues by Chip Davis or Tom O'Halleran

County Supervisor, Chip Davis discussed the role of the County in this issue. He noted the County would be moving as a whole to provide as much information as possible to cities and towns effected by Prescott AMA and headwaters of the Verde River. He also stated that it is necessary to complete a declaration on water mining by the State of Arizona by mid-April of 1999 so rules and regulations will be set. He advised councils, managers and citizens to stay involved and informed.

Tom O'Halleran, Assistant to Supervisor Davis and private citizen indicated that we have come full circle in having a place at the legislative table. Shamrock Water's intent is to introduce a change in legislation regarding the definition of "safe yield". The process of balance and the impacts it has on downstream community's needs to be understood as it is complicated.

Mayor Rogers excused himself and requested Vice – Mayor Larkey officiate the meeting.

7. Library Advisory Commission Quarterly Report

Chairman Doering reported on the last quarter. He advised that the commission held three meetings. Burt Singleton had passed away and a memorial fund was established in his name. The commission had gone through the hiring process for a Library Director. They were currently reviewing the policy and procedures manual and had discussed an endowment fund.

No action was required.

Mayor Rogers returned to officiate the meeting.

8. Appointment of Acting Zoning Inspector

On a motion by Gioia, seconded by Redinger, the Council voted unanimously to appoint Bob Lau as Acting Zoning Inspector.

9. Possible Recommendation of Approval of Application for Liquor License by Lori Moore

On a motion by Redinger, seconded by Eberhard, the Council voted unanimously to recommend approval of the liquor license application for Lori Moore.

10. Council Approval of Main Street Grant Application

On a motion by Larkey, seconded by Gioia, the Council voted unanimously to direct staff to proceed with the Main Street Grant Application as submitted by Public Works Director McGinn.

11. Review of Alcohol Use Policy on Town Property

A motion by Redinger to have the Town acquire its own liquor license died for lack of a second.

A motion by Rogers, seconded by Larkey, to apply for a liquor license for the gymnasium (to be used on a limited basis) failed when Larkey withdrew his second.

A motion by Larkey, seconded by Redinger, to: (1) Not seek a liquor license. (2) Reject liquor on town property even if the group has their own special event liquor license failed when Redinger withdrew his second. Eberhard provide a second to the motion. Redinger, Hauser and Rogers voted no. Eberhard, Gioia and Larkey voted yes. The motion died for lack of a majority vote.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to set Town policy not to have liquor on Town property. Hauser and Redinger voted no. Eberhard, Larkey, Gioia and Rogers voted yes.

12. Review of Town's Donation Policy to Public Purpose Activities

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to set a policy not to give further cash donations, but not effect donations of services or facilities.

13. Discussion of Possible Franchise Agreements/Election for Citizens Utilities and Lake Verde Water Company

On a motion by Gioia, seconded by Larkey, the Council voted unanimously to place the Franchise Agreement for the next available election. It should also include any or all the terms in paragraph 2 of the agreement.

14. Regional Park Update/Possible Approval of Survey

A motion by Redinger for the town to pay \$4,500 for a survey to determine what type of park the citizens desire died for lack of a second.

A motion by Eberhard, seconded by Hauser, to approve the survey and to have staff develop a mechanism where Council could have input to insure all the areas are covered in the survey died for lack of a majority. Eberhard and Redinger voted yes. Hauser, Larkey, Gioia and Rogers voted no.

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to approve the survey in two parts as follows: (1) For design of the survey and then bring back to Council for approval. (2) Mail survey.

Councilor Eberhard requested the following item(s):

15. Discussion and Possible Direction regarding Appraisal of Custard's Property, Parcel 404-22-124

On a motion by Eberhard, seconded by Larkey, the Council voted unanimously to accept the appraisal and direct staff to prepare an offer that Council could vote on at the December 2nd meeting.

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.

16. Call to the Public for Items not on the Agenda

Donna Hromada suggested that the number of items be limited on any particular agenda.

Manager Bullard indicated that the Mayor and staff do everything they can to control the number of items on the agenda.

17. Advanced Approvals --

a) Community Center Scoreboard

On a motion by Hauser, seconded by Larkey, the Council voted unanimously to approve purchase of the scoreboard recommended by Bill Lee for \$3,190.

b) Street Department Pickup Truck

On a motion by Larkey, seconded by Redinger, the Council voted unanimously to approve the purchase of pickup truck for \$4,200 (plus tax).

18. Manager/Staff Report

Manager Bullard inquired as to the number of Council Members attending the Intergovernmental Meeting November 19th. Hauser and Gioia stated they would be attending. Manager Bullard noted that Attorney Ramsey would attend for the first item.

19. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Redinger inquired about setting a date for holding a Council meeting at the school. Manager Bullard commented that Dr. Semones was checking her calendar.

Gioia stated there was a meeting last Friday with various recycling organizations. They wanted a grant to reestablish at the landfill transfer site. This would be after the landfill is capped and the new transfer station is installed in approximately three or four months. Waste Management has agreed to do the hauling, Yavapai County has agreed to let the town use their leased land, the town has agreed to set the site. Gioia also noted that he needed to do further research as to where the recycled items would be taken once they were removed from the transfer site.

In response to Gioia's inquiry, Parks and Recreation Director Lee noted that staff would like to meet with school officials regarding the Teen Center.

On an inquiry by Hauser, Manager Bullard, responded that the Chamber Budget presentation would be on the December 2nd agenda.

Eberhard requested an update, at a future meeting, on the status of General Plan packaging, the timeline and the "Growing Smarter" concept.

20. Adjournment

The meeting was adjourned at 10:49 p.m.

**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, NOVEMBER 18, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
 - a) **Approval of the Minutes:**
 - 1) Regular Session – November 4, 1998
 - 2) Work Session – November 4, 1998
 - b) **Set Next Meeting, Date and Time:**
 - 1) Council Hears Planning & Zoning – November 25, 1998 – **CANCELLED**
 - 2) Regular Session – December 2, 1998 at 6:30 p.m.
 - 3) Regular Session & Council Hears P & Z – December 16, 1998 at 6:30 p.m.
 - 4) Council Hears Planning & Zoning – December 23, 1998 – **CANCELLED**
 - c) **Proclamation declaring November 15 – 21 as *Geography Awareness Week***
 - d) **Proclamation supporting the *Tax Credit Program***
 - e) **Presentation of Plaques to Former Planning & Zoning Commissioners Bob Kovacovich and Barbara Miller**

**Discussion and Possible Action on the Following -
Public Input is invited on the following item(s): 9, 10, 11, 12, 13 and 14**

5. Update on Medical Care in Camp Verde by Craig Owens of Marcus J. Lawrence Hospital
6. Update on Prescott AMA/Verde River Water issues by Chip Davis or Tom O'Halleran
7. Library Advisory Commission Quarterly Report
8. Appointment of Acting Zoning Inspector
9. Possible Recommendation of Approval of Application for Liquor License by Lori Moore
10. Council Approval of Main Street Grant Application
11. Review of Alcohol Use Policy on Town Property
12. Review of Town's Donation Policy to Public Purpose Activities

13. Discussion of Possible Franchise Agreements/Election for Citizens Utilities and Lake Verde Water Company
14. Regional Park Update/Possible Approval of Survey

Councilor Eberhard requested the following item(s):

15. Discussion and Possible Direction regarding Appraisal of Custard's Property, Parcel 404-22-124

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.

16. Call to the Public for Items not on the Agenda
17. Advanced Approvals –
 - a) Community Center Scoreboard
18. Manager/Staff Report
19. Council Comments, Informational Reports, and Activity Updates
 - a) Agenda Item(s) Requests
20. Adjournment

Posted by: Deborah Barber

Date/Time: 11-13-98 - 9:45 p.m.

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**MINUTES
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, NOVEMBER 18, 1998
6:30 p.m.**

1. Call to Order

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

2. Roll Call

Mayor Rogers, Councilors Larkey, Hauser, Eberhard, Gioia, and Redinger were present. Jesse Reeves was absent.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Bob Lau, Community Development Director; Dan McGinn, Public Works Director; Bill Lee, Parks and Recreation Director; Doug Jones, Street Superintendent; Chip Davis, County Supervisor; Tom O'Halleran, Assistant to Supervisor Davis; Dr. Marilyn Semones, Camp Verde Unified School Superintendent; Roger Doering and Gwen Gunnell of the Library Advisory Board; Nancy Jungling, Howard Parrish and Beck Hubbell of the Planning and Zoning Commission; Lynn Reddell, Donna Hromada, Matt Hromada, Gary Thompson II, and Jim Ellington of the Parks and Recreation Commission; Lynda Moore, Parks and Recreation Secretary; Dirk Oosterwyk of the Board of Adjustments; and Carol Brown, Recording Secretary were also present.

3. Pledge of Allegiance

Councilor Eberhard led the pledge.

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

a) Approval of the Minutes:

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Corrections to the minutes: Add - Mayor Rogers declared a conflict and requested Vice-Mayor Larkey officiate item # 9.
- 2) Work Session - November 4, 1998

b) Set Next Meeting, Date and Time:

- 1) Council Hears Planning & Zoning - November 25, 1998 - **CANCELLED**
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- c) **Proclamation declaring November 15 – 21 as *Geography Awareness Week***
- d) **Proclamation supporting the *Tax Credit Program***
- e) **Presentation of Plaques to Former Planning & Zoning Commissioners Bob Kovacovich and Barbara Miller**

Mayor Rogers removed item "A1" and Councilor Gioia removed item "D" from the Consent Agenda.

On a motion by Larkey, seconded by Eberhard, the Council voted unanimously to approve the Consent Agenda pulling items "A1" and "D".

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to approve the minutes of the November 4, 1998 Regular Session as amended.

Superintendent Dr. Semones made a presentation regarding the proclamation. She thanked the Council for their enthusiasm and support of the tax credit. She noted the tax credit was an opportunity, if you pay State of Arizona taxes, to designate up to \$200.00 to the school of your choice and it is a credit off the top of your taxes.

On a motion by Gioia, seconded by Larkey, the Council voted unanimously to approve the Tax Credit Program Proclamation. Bob Kovacovich and Barbara Miller were not in attendance to accept their plaques.

5. Update on Medical Care in Camp Verde by Craig Owens of Marcus J. Lawrence Hospital

Craig Owens of MJL noted that the hospital had acquired the land on Finnie Flat Rd. in front of the Arizona Health Centers of Camp Verde. He invited the public to the ground breaking ceremony on December 2, 1998 at 12:00 Noon. Currently, there are two new physicians, a nurse practitioner and visiting specialists seeing patients at the Health Center. Evening hours are being offered to meet doctors and patients needs.

No action was required.

6. Update on Prescott AMA/Verde River Water issues by Chip Davis or Tom O'Halleran

County Supervisor, Chip Davis discussed the role of the County in this issue. He noted the County would be moving as a whole to provide as much information as possible to cities and towns effected by Prescott AMA and headwaters of the Verde River. He also stated that it is necessary to complete a declaration on water mining by the State of Arizona by mid-April of 1999 so rules and regulations will be set. He advised councils, managers and citizens to stay involved and informed.

Tom O'Halleran, Assistant to Supervisor Davis and private citizen indicated that we have come full circle in having a place at the legislative table. Shamrock Water Company's intent is to introduce a change in legislation regarding the definition of "safe yield". The process of balance and the impacts it has on downstream community's needs to be understood as it is complicated.

Mayor Rogers excused himself and requested Vice – Mayor Larkey officiate the meeting.

7. Library Advisory Commission Quarterly Report

Chairman Doering reported on the last quarter. He advised that the commission held three meetings. Burt Singleton had passed away and a memorial fund was established in his name. The commission had gone through the hiring process for a Library Director. They were currently reviewing the policy and procedures manual and had discussed an endowment fund.

No action was required.

Mayor Rogers returned to officiate the meeting.

8. Appointment of Acting Zoning Inspector

On a motion by Gioia, seconded by Redinger, the Council voted unanimously to appoint Bob Lau as Acting Zoning Inspector.

9. Possible Recommendation of Approval of Application for Liquor License by Lori Moore

Manager Bullard advised that this item had been posted the required length of time and that no comments were received. This is a series seven license and the zoning is appropriate. He recommended approval.

Lori Moore stated she wanted to expand her current facility, that this would be a combined multi-use facility, it would be very low key, have limited hours (4:00 p.m. to 10:00 p.m.) and that 27 parking spaces available for her customers. She has planted evergreen trees to provide a natural barrier for the neighborhood behind her.

On a motion by Redinger, seconded by Eberhard, the Council voted unanimously to recommend approval of the liquor license application for Lori Moore.

Public Input:

Marshall Whitmire commented that this would be an excellent asset to our community. I would provide a place for relaxation and unhurried shopping in a very nice setting.

Burt Shadock was concerned about the noise from customers and the music. He was also concerned about customers falling in the ditch.

Garrett Roberts supported Lori Moore's business concept, as she is a very conscientious person in the community. It would be a wonderful, intelligent addition to this community. He recommends that the town let her have this type of business.

Winn Hjalmarson expressed concern about increasing noise and a wine and beer operation that turn into a beer/dancehall.

James Ash stated he was concerned about the controls that are in place if a problem develops in the future.

Jane Whitmire shared the sentiments of the neighboring properties, but noted Lori's establishment was a quiet place, is well managed and she is a good neighbor to other business owners. If there is no danger to the adjoining properties of bright lights, obnoxious music and the detrimental effect of peace and quiet, I heartily support this proposal and urge Council to support her in enhancing her business.

10. Council Approval of Main Street Grant Application

Manager Bullard stated that there is a deadline to submit the draft application to NACOG. Once NACOG does the final review, then the final submittal to ADOT later in December.

On a motion by Larkey, seconded by Gioia, the Council voted unanimously to direct staff to proceed with the Main Street Grant Application as submitted by Public Works Director McGinn.

Public Works Director Dan McGinn noted that this project has been discussed over a number of years and was identified in the General Plan. This is a transportation enhancement grant. Businesses along Main Street would be impacted and influenced, therefore a Main Street Committee was formed with the Chamber of Commerce. Joel Westervelt, a local architect donated his time and provided the renderings and well as the conceptual plan for main street. We have had an open house and the guests were interested in sidewalks and street lighting. Some of the concerns were the type of trees and the light poles and the banners. Arizona Public Service is not willing to bury the overhead lines. There is \$38,000 in the esthetic fund. Total cost of project is \$820,000.

Public Input:

Dirk Oosterwyk stated that is very important to consider the type of the trees that would be planted.

Nancy Jungling referred to the study that University of Arizona did for the Town of Clarkdale and that she had requested Director Lau invite this group to the Planning and Zoning Commission meeting.

Jane Whitmire stated she supported Jungling's recommendation to invite participants from the University of Arizona to give the town a sample of what can be done.

Donna Hromada asked if we could request the money without the full conceptual being complete. She urged the town to consult with Dirk Oosterwyk before making decisions on vegetation.

Lori Moore stated there were many trees that grow under the height limit.

Roger Doering stated the town should speak to Arizona Public Service regarding lower voltage.

Beck Hubbell stated he supported the concept and the town would be remiss not to take advantage of the advice that University of Arizona could offer.

Jim Ellington stated this is just an approval of grant application. In five minutes, I was able to gather signatures of everyone who was open at Fort Verde Plaza in support of this project.

11. Review of Alcohol Use Policy on Town Property

Manager Bullard reported that the packet included the staff's research of serving alcohol on town property.

Director Lee stated that alcohol should not be allowed in local neighborhood parks. The town frequently has request for the use of alcohol in the gymnasium in conjunction with certain functions, i.e. weddings and parties. If this was approved the town would acquire a municipal liquor license; employees would be certified and trained to safely serve alcohol.

A motion by Redinger to have the Town acquire its own liquor license died for lack of a second.

A motion by Rogers, seconded by Larkey, to apply for a liquor license for the gymnasium (to be used on a limited basis) failed when Larkey withdrew his second.

A motion by Larkey seconded by Redinger, to: (1) not seek a liquor license. (2) Reject liquor on town property even if the group has their own special event liquor license failed when Redinger withdrew his second. Eberhard provide a second to the motion. Redinger, Hauser and Rogers voted no. Eberhard, Gioia and Larkey voted yes. The motion died for lack of a majority vote.

On a motion by Eberhard, seconded by Gioia, the Council voted to set Town policy not to have liquor on Town property. Hauser and Redinger voted no. Eberhard, Larkey, Gioia and Rogers voted yes.

Public Input:

Jennifer Dutton stated that having alcohol on town property sends a mixed message to our youth.

Donna Hromada commented that she was not in favor of liquor in parks, but the majority of people she spoke to wanted the opportunity to have liquor in the gymnasium for special events.

Lynn Reddell stated that she was opposed to this idea and local businesses already provide this service.

Dirk Oosterwyk noted that alcohol could cause a lot of damage.

Jim Ellington stated that the town could control the alcohol sales and it would provide income for community events.

Matt Hromada stated he was in favor of the permit, but was opposed to having it in neighborhood parks.

12. Review of Town's Donation Policy to Public Purpose Activities

Manager Bullard stated that this issue comes up from time to time when groups either come before Council to request monetarily or staff time donations. The packet includes the town attorney's memo from approximately two years ago and nothing has changed on the legal aspect in regards to whether or not a town should or could, or when they can donate public funds in the interest of public activity. The memo states the municipality has to determine whether an activity is a public purpose and if it is a public purpose that there is an adequate return to the public.

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to set a policy not to give further cash donations, but not affect donations of services or facilities.

Public Input:

Public Input:

Marshall Whitmire stated he was impressed at the tone of this discussion and the input that he was hearing from Council.

13. Discussion of Possible Franchise Agreements/Election for Citizens Utilities and Lake Verde Water Company

Manager Bullard stated that these two companies approached the town about the possibility of being granted a franchise agreement with the Town of Camp Verde and according to the town attorney's memo that if we decide to approve a franchise agreement that it will have to go to the ballot and a resolution would need to be prepared. The next ballot will be March of 1999.

On a motion by Gioia, seconded by Larkey, the Council voted unanimously to place the Franchise Agreements for the next available election. It should also include any or all the terms in paragraph 2 of the agreements.

14. Regional Park Update/Possible Approval of Survey

Manager Bullard stated staff has done extensive study on this issue, thus, Director Lee is here to update Council.

Director Lee stated that staff has considered two sites: (1) the airstrip site. (2) The Forest Service's location on the East Side of Hwy 260. Our current preference is the site where the Forest Services offices are located and includes 213 acres property that go to the river. Northern Arizona University (NAU) hospitality department has offered to do a random survey for \$4,500.

A motion by Redinger for the town to pay \$4,500 for a survey to determine what type of park the citizens' desire died for lack of a second.

A motion by Eberhard, seconded by Hauser, to approve the survey and to have staff develop a mechanism where Council could have input to insure all the areas are covered in the survey died for lack of a majority. Eberhard and Redinger voted yes. Hauser, Larkey, Gioia and Rogers voted no.

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to approve the survey in two parts as follows: (1) for design of the survey and then bring back to Council for approval. (2) Mail survey.

Public Input:

Marshall Whitmire stated he supported a comprehensive survey.

Donna Hromada stated that if we plan to invest substantial funds, we should have facts on paper.

Councilor Eberhard requested the following item(s):

15. Discussion and Possible Direction regarding Appraisal of Custard's Property, Parcel 404-22-124

Manager Bullard stated this property was adjacent to the town's northern boundaries and it would be beneficial for additional parking. I had requested the town engineer contract on a limited appraisal basis with an appraiser. He recommended that Council allow staff to do further research.

Nancy Jungling made a one-time offer of \$285,000, plus closing costs. This would include \$200,000 cash and \$85,000 note carried for at least two years at prime rate. She would keep the personal property that is everything, but the hood and walk-in box that is built into the building. I do not know what I want to do with "Horse", but I would like it to stay in Camp Verde. Jungling subsequently stated this offer would be good until December 2 when the Council could make a decision on this offer.

On a motion by Eberhard, seconded by Larkey, the Council voted unanimously to accept the appraisal and direct staff to prepare an offer that Council could vote on at the December 2nd meeting.

16. Call to the Public for Items not on the Agenda

Donna Hromada suggested that the number of items be limited on any particular agenda.

Manager Bullard indicated that the Mayor and staff do everything they can to control the number of items on the agenda.

17. Advanced Approvals –

a) Community Center Scoreboard

On a motion by Hauser, seconded by Larkey, the Council voted unanimously to approve purchase of the scoreboard recommended by Bill Lee for \$3,190.

b) Street Department Pickup Truck

On a motion by Larkey, seconded by Redinger, the Council voted unanimously to approve the purchase of pickup truck for \$4,200 (plus tax).

18. Manager/Staff Report

Manager Bullard inquired as to the number of Council Members attending the Intergovernmental Meeting November 19. Hauser and Gioia stated they would be attending. Manager Bullard noted that Attorney Ramsey would attend for the first item.

19. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Redinger inquired about setting a date for holding a Council meeting at the school. Manager Bullard commented that Dr. Semones was checking her calendar.

Gioia stated there was a meeting last Friday with various recycling organizations. They have all agreed to put it back together on the landfill transfer site. This would be after the landfill is capped and the new transfer station is installed in approximately three or four months. Waste Management has agreed to do the hauling, Yavapai County has agreed to let the town use their leased land, the town has agreed to set the site. Gioia also noted that he needed to do further research as to where the recycled items would be taken once they were removed from the transfer site.

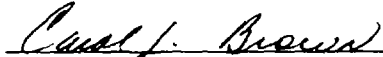
In response to Gioia's inquiry, Parks and Recreation Director Lee noted that staff would like to meet with school officials regarding the Teen Center.

On an inquiry by Hauser, Manager Bullard responded that the Chamber Budget presentation would be on the December 2nd agenda.

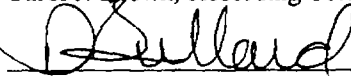
Eberhard requested an update, at a future meeting, on the status of General Plan packaging, the timeline and the "Growing Smarter" concept.

20. Adjournment


The meeting was adjourned at 10:49 p.m.



Carol J. Brown, Recording Secretary



Dane Bullard, Town Clerk

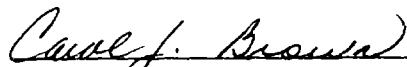


Carter Rogers, Mayor

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 18th day of November 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 20th day of November 1998.



Carol J. Brown, Recording Secretary

**ACTIONS TAKEN
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
WEDNESDAY, DECEMBER 2, 1998
6:30 P.M.**

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

a) **Approval of the Minutes:**

- 1) Regular Session – November 18, 1998

Councilor Gioia requested on Item 19, Council Comments, Page 8, that the 2nd sentence be removed as the recyclers are not seeking a grant. Per the audio tape it was corrected to: **“They have all agreed to put it back together on the landfill transfer site.”**

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

- 1) Regular Session & Council Hears P & Z – December 16, 1998 at 6:30 p.m.
- 2) Council Hears Planning & Zoning – December 23, 1998 – **CANCELLED**
- 3) Regular Session – January 6, 1999 at 6:30 p.m.
- 4) Work Session – January 9, 1999 at 2:00 p.m.
- 5) Regular Session – January 20, 1999 at 6:30 p.m.
- 6) Council Hears Planning & Zoning – January 27, 1999 at 6:30 p.m.

Mayor Rogers removed item “B” and Councilor Gioia removed item “A” from the Consent Agenda.

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to approve the November 18, 1998 minutes as amended.

On a motion by Gioia, seconded by Redinger, the Council voted unanimously to schedule an Executive Session December 16th, at 6:00 p.m. regarding the purchase of Custard’s property.

**Discussion and Possible Action on the Following -
Public Input is invited on the following item(s): 8 and 9**

5. **Chamber of Commerce Report**

Chamber of Commerce Treasurer Bob Burness distributed to Council their Summary Report through September. He noted that President Barbie Bridge had attended 39 or 40 meetings during that period.

No action was required

5a. Special Event Liquor License

On a motion by Larkey, seconded by Reeves, the Council voted unanimously to recommend approval of the special event liquor license for the Verde Valley Mounted Sheriff's Posse.

6. Appointment of Pro Tempore Judges for the Magistrate Court

On a motion by Reeves, seconded by Larkey, the Council voted unanimously to adopt Resolution 98-408 accepting Judge Driscoll's recommendation for pro tempore judges.

7. Possible Approval of Purchase Agreement for Custard's Property, Parcel #404-22-124

On a motion by Gioia, seconded by Redinger, the Council voted to direct town manager and staff to proceed with acquisition of parcel number 404-22-124 under what has been stipulated in these two open meetings. Reeves opposed.

Vice-mayor Larkey officiated item number eight.

8. Possible Approval of Resolution 98-407, Pertaining to the Submission of Projects for Consideration in Arizona's 1998/99 Highway Safety Plan

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to approve Resolution 98-407 pertaining to the submission of projects for consideration in Arizona's 1998/99 Highway Safety Plan for a grant in the amount of \$5005.

Mayor Rogers returned to officiate the meeting.

9. Consideration of Offer of Part-Time Employment to Tom O'Halloran to Represent Verde Valley Cities and Towns in Water Issues

On a motion by Rogers, seconded by Redinger, the Council voted unanimously to direct the town manager to enter into negotiations with the Verde Valley Communities and the Yavapai Apache Nation to develop an IGA for an individual to represent the town in water issues on this side of the valley and that the town conceptually approve up to \$15,000.

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.

10. Call to the Public for Items not on the Agenda

There were no items from the public.

11. Advanced Approvals

There were no advanced approvals.

12. Manager/Staff Report

Manager Bullard reported that Fire Chief Phillip Harbeson plans to proceed with the fire district annexation effort after the first of the year.

13. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Councilor Reeves expressed a concern about individuals selling products without a business license.

Manager Bullard reported that once he is advised of this situation he does verify the type of business and that they have a business license. He also stated that under our Town Code if they are required to have a business license, and they do not, then they must stop selling their products in Camp Verde until they purchase this license.

Mayor Rogers urged Manager Bullard to discuss this issue with the town marshal so officers could be trained on the town's business license policy.

Councilor Reeves requested an agenda item on the children's librarian salary study.

Councilor Eberhard requested an agenda item regarding the use of "Custards" property. Mayor Rogers suggested that this item be on the January 9th agenda.

14. Adjournment

The meeting was adjourned at 7:48 p.m.

**AGENDA
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, DECEMBER 2, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
 - a) **Approval of the Minutes:**
 - 1) Regular Session – November 18, 1998
 - b) **Set Next Meeting, Date and Time:**
 - 1) Regular Session & Council Hears P & Z – December 16, 1998 at 6:30 p.m.
 - 2) Council Hears Planning & Zoning – December 23, 1998 – **CANCELLED**
 - 3) Regular Session – January 6, 1999 at 6:30 p.m.
 - 4) Work Session – January 9, 1999 at 2:00 p.m.
 - 5) Regular Session – January 20, 1999 at 6:30 p.m.
 - 6) Council Hears Planning & Zoning – January 27, 1999 at 6:30 p.m.

**Discussion and Possible Action on the Following -
Public Input is invited on the following item(s): 8 and 9**

5. Chamber of Commerce Report
6. Appointment of Pro Tempore Judges for the Magistrate Court
7. Possible Approval of Purchase Agreement for Custard's Property, Parcel #404-22-124
8. Possible Approval of Resolution 98-407, Pertaining to the Submission of Projects for Consideration in Arizona's 1998/99 Highway Safety Plan
9. Consideration of Offer of Part-Time Employment to Tom O'Halleran to Represent Verde Valley Cities and Towns in Water Issues

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.

10. Call to the Public for Items not on the Agenda

11. Advanced Approvals
12. Manager/Staff Report
13. Council Comments, Informational Reports, and Activity Updates
 - a) Agenda Item(s) Requests
14. Adjournment

Posted by: Deborah A. Barber

Date/Time: 11-25-98 - 2:00 p.m.

Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.

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 2, 1998
6:30 p.m.**

1. Call to Order

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

2. Roll Call

Mayor Rogers, Councilors Larkey, Eberhard, Gioia, Redinger and Reeves. Councilor Hauser was absent.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Bill Lee, Parks and Recreation Director; Tom O'Halleran, Assist. to County Supervisor Davis; Nancy Jungling, Howard Parrish and John Reddell of the Planning and Zoning Commission; Linda Welsch and Jim Ellington of the Parks and Recreation Commission; Dirk Oosterwyk of the Board of Adjustments; and Carol Brown, Recording Secretary were also present.

3. Pledge of Allegiance

Councilor Larkey led the pledge.

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

a) Approval of the Minutes:

- 1) Regular Session – November 18, 1998

Councilor Gioia requested on Item 19, Council Comments, Page 8, that the second sentence be removed as the recyclers are not seeking a grant. Per the audiotape it was corrected to: **"They have all agreed to put it back together on the landfill transfer site."**

b) Set Next Meeting, Date and Time:

- 1) Regular Session & Council Hears P & Z – December 16, 1998 at 6:30 p.m.
- 2) Council Hears Planning & Zoning – December 23, 1998 – **CANCELLED**
- 3) Regular Session – January 6, 1999 at 6:30 p.m.
- 4) Work Session – January 9, 1999 at 2:00 p.m.
- 5) Regular Session – January 20, 1999 at 6:30 p.m.
- 6) Council Hears Planning & Zoning – January 27, 1999 at 6:30 p.m.

Mayor Rogers removed item "B" and Councilor Gioia removed item "A" from the Consent Agenda.

On a motion by Eberhard, seconded by Redinger, the Council voted unanimously to approve the November 18, 1998 minutes as amended.

On a motion by Gioia, seconded by Redinger, the Council voted unanimously to schedule an Executive Session December 16th, at 6:00 p.m. regarding the purchase of Custard's property.

**Discussion and Possible Action on the Following -
Public Input is invited on the following item(s): 8 and 9**

5. Chamber of Commerce Report

Chamber of Commerce Treasurer Bob Burness distributed, to Council, their Summary Report through the month of September. He noted that President Barbie Bridge had attended 39 or 40 meetings during that period.

Manager Bullard explained that the second quarter drawdown had already been remitted to the Chamber of Commerce.

No action was required

5a. Special Event Liquor License

On a motion by Larkey, seconded by Reeves, the Council voted unanimously to recommend approval of the special event liquor license for the Verde Valley Mounted Sheriff's Posse.

6. Appointment of Pro Tempore Judges for the Magistrate Court

Manager Bullard stated that Judge Driscoll had provided a number of names for the pro tempore judge in which the town could draw from and this is a reciprocal arrangement between the county and local municipalities.

On a motion by Reeves, seconded by Larkey, the Council voted unanimously to adopt Resolution 98-408 accepting Judge Driscoll's recommendation for pro tempore judges.

7. Possible Approval of Purchase Agreement for Custard's Property, Parcel #404-22-124

Manager Bullard stated that at the last meeting Mrs. Jungling offered the property to the town for \$285,000 (appraised value) and that the title report that staff had requested had not been received yet. He recommended that if Council approved the acquisition, that the motion include the purchase of the property, at the stated value, contingent upon a satisfactory title report.

In response to Councilor Reeves' inquiry, Manager Bullard responded that the property was in a strategic location to the town's facilities and that it would be ideal parking for both municipal employees and participants of events. He also stated that town hall/municipal center would remain in this area now and in the distant future.

Council Larkey stated he envisioned that the trailer be removed, that the area be paved for parking and then the town would determine what to do with the brick building later.

Attorney Ramsey noted that Mrs. Jungling's conditions to the sale of the property were that the town pay all the closing costs and that the majority of the contents did not come with the building.

On a motion by Gioia, seconded by Redinger, the Council voted to direct the town manager and staff to proceed with acquisition of parcel number 404-22-124 under what has been stipulated in these two open meetings. Reeves opposed.

Public Input

John Crane stated that property is the key to the downtown area and that the parking is important because Hollamon Street is so narrow.

Henry Shill stated that additional parking is necessary and that this was a good bargain for the town.

Vice-mayor Larkey officiated item number eight.

8. Possible Approval of Resolution 98-407, Pertaining to the Submission of Projects for Consideration in Arizona's 1998/99 Highway Safety Plan

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to approve Resolution 98-407 pertaining to the submission of projects for consideration in Arizona's 1998/99 Highway Safety Plan for a grant in the amount of \$5005.

Mayor Rogers returned to officiate the meeting.

9. Consideration of Offer of Part-Time Employment to Tom O'Halleran to Represent Verde Valley Cities and Towns in Water Issues

Councilor Gioia stated that we need a focal point (individual or staff) to gather and disperse information now that the County Supervisors had stepped back on this issue.

Tom O'Halleran stated this was an important issue and that he would like to work towards the effort of both sides to obtain a level of trust.

Vice-mayor Larkey noted that the communities who participate in the Intergovernmental Agreement would split the salary.

Councilor Gioia stated that John Parsons had agreed to research funding/grants related to this issue.

Mayor Rogers expressed a concern that the town's final cost may be as high as \$14,800. He urged the Council to consider giving the town manager the input he needs so he could discuss this with the other managers of local municipalities.

On a motion by Rogers, seconded by Redinger, the Council voted unanimously to direct the town manager to enter into negotiations with the Verde Valley Communities and the Yavapai Apache Nation to develop an IGA for an individual to represent the town in water issues on this side of the valley and that the town conceptually approve up to \$15,000.

Public Input

John Reddell stated that the Native American population is an integral part of these discussions.

Jane Whitmire stated that she believed the town should accept O'Halleran's offer for a part-time position and thought the liaisons that he had developed throughout the state were important.

10. Call to the Public for Items not on the Agenda

There were no items from the public.

11. Advanced Approvals

There were no advanced approvals.

12. Manager/Staff Report

Manager Bullard reported that Fire Chief Phillip Harbeson plans to proceed with the fire district's annexation effort after the first of the year.

13. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Councilor Reeves expressed a concern about individuals selling products without a business license.

Manager Bullard reported that once he is notified of this situation, he verifies that this type of business is required to have a license. He also stated that under the Town Code if they are required to have a business license, and they do not, then they must stop selling their products in Camp Verde until a representative purchases a license.

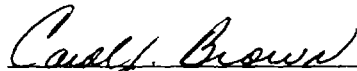
Mayor Rogers urged Manager Bullard to discuss this issue with the town marshal so officers could be trained on the town's business license policy.

Councilor Reeves requested an agenda item on the children's librarian salary study.

Councilor Eberhard requested an agenda item regarding the use of "Custards" property. Mayor Rogers suggested that this item be on the January 9th agenda.

14. Adjournment

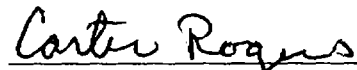
The meeting was adjourned at 7:48 p.m.



Carol J. Brown, 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 2nd day of December 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 4th day of December 1998.



Carol J. Brown, Recording Secretary

SUPPLEMENTAL AGENDA
for
REGULAR SESSION
COMMON COUNCIL
TOWN OF CAMP VERDE
CAMP VERDE TOWN HALL
COUNCIL CHAMBERS
WEDNESDAY, DECEMBER 2, 1998
6:30 p.m.

- 5a) Recommended Approval of Special Event Liquor License for
Verde Valley Mounted Sheriff's Posse

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.

Posted: December 4, 1998 At: 5:15 pm By: Carl Brown

**ACTIONS TAKEN
REGULAR SESSION
WEDNESDAY, DECEMBER 16, 1998
6:30 p.m.**

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

a) Approval of the Minutes:

1) Regular Session – December 2, 1998

b) Set Next Meeting, Date and Time:

- 1) Council Hears Planning & Zoning – December 23, 1998 – **CANCELLED**
- 2) Regular Session – January 6, 1999 at 6:30 p.m.
- 3) Work Session – January 9, 1999 at 2:00 p.m.
- 4) Regular Session – January 20, 1999 at 6:30 p.m.
- 5) Council Hears Planning & Zoning – January 27, 1999 at 6:30 p.m.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as presented.

- 5. Possible Approval of the Library Automation Agreement with Yavapai County**

On a motion by Eberhard, seconded by Reeves, the Council voted unanimously to approve the Library Automation Agreement with Yavapai County.

- 6. Award of Bid for the Purchase of Street Department 10-Wheel Dump Truck**

On a motion by Reeves, seconded by Redinger, the Council voted unanimously to award the bid for the 10-Wheel Dump Truck to Freightliners for \$80,175.

- 7. Establishment of Powers and Duties and Terms of Service of the ADOT Technical Advisory Committee (ATAC)**

a) Appointment of Representatives to the ATAC

On a motion by Eberhard, seconded by Hauser, the Council voted to set the committee members at nine (9), not including Town Staff. Reeves and Gioia voted no.

On a motion by Redinger, seconded by Hauser, the Council voted unanimously to reconsider the number of committee members.

A motion by Redinger, seconded by Reeves, to appoint everyone who had been interviewed at the meeting, died after Reeves withdrew his second.

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to appoint everyone who had submitted a letter of interest.

- 8. Possible Approval of Purchase Agreement for Custard's Property, Parcel #404-22-124**

On a motion by Eberhard, seconded by Redinger, the Council voted to approve the purchase agreement excluding equipment, and keeping the horse statue, noting that it may not stay in that location indefinitely. Hauser voted no.

9. **Possible Approval of Community Development Plan Proposal by Tejido Group**
On a motion by Gioia, seconded by Redinger, the Council voted to accept the generous offer of the Tejido Group at a cost of \$6,400 plus expenses. Reeves voted no.
10. **Discussion Only of Court Consolidation with Yavapai County**
No action was taken on this item, however, Council requested that the Manager prepare a letter to Yavapai County objecting to moving the Justice Court to Cottonwood and to begin discussions on proposal to consolidate the Camp Verde Magistrate and Justice Courts.
11. **Discussion of the Salary for the Children's Librarian Position**
On a motion by Redinger, seconded by Eberhard, the Council voted to remove this item as inappropriate and infringing upon the Manager's role, and that personnel matters should be handled in Executive Session. Reeves voted no.
12. **Call to the Public for Items not on the Agenda**
Marilyn Donkersley explained recycling efforts in the Verde Valley and introduced Kate Blevins.

Kate Blevins of Sedona Recyclers explained their efforts to recycle and asked for an agenda item for a \$250 membership fee. She explained that each community would pay this fee and the money would be used to develop a synchronized system to pick up items throughout the Verde Valley.
13. **Advanced Approvals**

On a motion by Rogers, seconded by Hauser, the Council voted unanimously to direct the Manager to prepare bids for heating alone and heating and air conditioning for the Community Center.
14. **Manager/Staff Report**
 - a) **Suggestions for the January 9, 1999 Work Session to Discuss Community Direction**

Manager Bullard requested that items and supplemental information for the January 9th Work Session be submitted as soon as possible. Bullard also reported that the Intergovernmental Meeting would be held in Clarkdale on 12/17.
15. **Council Comments, Informational Reports, and Activity Updates**
 - a) **Agenda Item(s) Requests**

Eberhard asked that agenda item requests be included on the January 9th Work Session agenda.
16. **Ordinance 98A-137 for Zoning Map Change 98-04 and Preliminary Plat 98-02: Upon the application of Brad Downey, owner, a request for a zoning map change from RCU-2A to R1-10 and a preliminary plat approval for a 52 lot manufactured home subdivision. Parcels 404-13-451M and 404-13-451N are located off Verde Lakes Drive. This application has been delayed for its hearing before Council due to Mr. Downey being out of town this summer.**
On a motion by Redinger, seconded by Gioia, the Council voted to deny approval of Ordinance 98A-137, with Reeves voting no.

On a motion by Redinger, seconded by Eberhard, the Council voted to deny approval of Preliminary Plat 98-02, with Reeves voting 'present'.

17. **Ordinance 98-A138 for Zoning Map Change 98-09:** Upon application of Richard Jones, a representative of 56% of the landowners in Verde River Meadows #1, a zoning map change application has been submitted for the subdivision. The request is to change the current R1-70 zoning to R1-35. This action will bring the zoning more into conformance with the size of the existing lots of the subdivision.

On a motion by Eberhard, seconded by Hauser, the Council voted to deny approval of Ordinance 98A-138. Reeves abstained.

18. **Adjournment**

The meeting was adjourned at 12:04 a.m.

**AGENDA
REGULAR SESSION
and
COUNCIL HEARS PLANNING & ZONING MATTERS**

**COMMON COUNCIL
of the
TOWN OF CAMP VERDE**

**COUNCIL CHAMBERS
WEDNESDAY, DECEMBER 16, 1998
6:30 P.M.**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. **Consent Agenda - All those items listed below may be enacted upon by one motion and approved as Consent Agenda Items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council so requests.**
 - a) **Approval of the Minutes:**
 - 1) Regular Session – December 2, 1998
 - b) **Set Next Meeting, Date and Time:**
 - 1) Council Hears Planning & Zoning – December 23, 1998 – **CANCELLED**
 - 2) Regular Session – January 6, 1999 at 6:30 p.m.
 - 3) Work Session – January 9, 1999 at 2:00 p.m.
 - 4) Regular Session – January 20, 1999 at 6:30 p.m.
 - 5) Council Hears Planning & Zoning – January 27, 1999 at 6:30 p.m.

**Discussion and Possible Action on the Following -
Public Input is invited on the following item(s): 7, 8, 9, 10, 11, 16 and 17**

5. Possible Approval of the Library Automation Agreement with Yavapai County
6. Award of Bid for the Purchase of Street Department 10-Wheel Dump Truck
7. Establishment of Powers and Duties and Terms of Service of the ADOT Technical Advisory Committee (ATAC)
 - a) Appointment of Representatives to the ATAC
8. Possible Approval of Purchase Agreement for Custard's Property, Parcel #404-22-124
9. Possible Approval of Community Development Plan Proposal by Tejido Group
10. Discussion Only of Court Consolidation with Yavapai County

Councilor Reeves requested the following item(s):

11. Discussion of the Salary for the Children's Librarian Position

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.

12. Call to the Public for Items not on the Agenda
13. Advanced Approvals
14. Manager/Staff Report
 - a) Suggestions for the January 9, 1999 Work Session to Discuss Community Direction
15. Council Comments, Informational Reports, and Activity Updates
 - a) Agenda Item(s) Requests
16. **Ordinance 98A-137 for Zoning Map Change 98-04 and Preliminary Plat 98-02:** Upon the application of Brad Downey, owner, a request for a zoning map change from RCU-2A to R1-10 and a preliminary plat approval for a 52 lot manufactured home subdivision. Parcels 404-13-451M and 404-13-451N are located off Verde Lakes Drive. This application has been delayed for its hearing before Council due to Mr. Downey being out of town this summer.
17. **Ordinance 98-A138 for Zoning Map Change 98-09:** Upon application of Richard Jones, a representative of 56% of the landowners in Verde River Meadows #1, a zoning map change application has been submitted for the subdivision. The request is to change the current R1-70 zoning to R1-35. This action will bring the zoning more into conformance with the size of the existing lots of the subdivision.
18. Adjournment

Posted by: W. Barber

Date/Time: 12-11-98 - 2:15 pm

Note: Pursuant to A.R.S. §38-431.03.A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.

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
and
COUNCIL HEARS PLANNING & ZONING MATTERS**

**COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, DECEMBER 16, 1998
6:30 p.m.**

1. Call to Order

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

2. Roll Call

Mayor Rogers, Councilors Hauser, Gioia, Redinger, Reeves and Eberhard were present. Vice-mayor Larkey was absent.

Dane Bullard, Town Manager; Ron Ramsey, Town Attorney; Dan McGinn, Public Works Director; Doug Jones, Street Superintendent; John Wischmeyer, Town Marshal; Bob Lau, Community Development Director; Nancy Buckel, Planner; Jan Archull, Acting Library Director; Barbara Kile; County Librarian, Dirk Oosterwyk of the Board of Adjustments; Roger Doering of the Library Advisory Commission; Howard Parrish of the Planning and Zoning Commission; Karen DuFresne, Community Development Secretary; Carol Brown, Executive Secretary and Deborah Barber, Recording Secretary were also present.

3. Pledge of Allegiance

Councilor Hauser led the pledge.

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

a) Approval of the Minutes:

1) Regular Session – December 2, 1998

b) Set Next Meeting, Date and Time:

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3) Work Session – January 9, 1999 at 2:00 p.m.

4) Regular Session – January 20, 1999 at 6:30 p.m.

5) Council Hears Planning & Zoning – January 27, 1999 at 6:30 p.m.

On a motion by Eberhard, seconded by Gioia, the Council voted unanimously to approve the Consent Agenda as presented.

5. Possible Approval of the Library Automation Agreement with Yavapai County

Manager Bullard explained that this item would allow a greater circulation and exchange for the Library patrons. He advised that staff recommended approval and then introduced Barbara Kile, Library Director for Yavapai County. Ms. Kile advised that the Library had used the system on a pilot program and that it proved to be very successful. She also advised that she was available to answer questions.

On a motion by Eberhard, seconded by Reeves, the Council voted unanimously to approve the Library Automation Agreement with Yavapai County.

There was no public input.

Mayor Rogers asked that Item #9, Proposal by the Tejido Group be heard, as Professor Frederickson had to return to Tucson this evening.

6. Possible Approval of Community Development Plan Proposal by Tejido Group

Public Works Director McGinn advised that the Main Street Committee had viewed the Clarkdale plan that was prepared by the Tejido Group and had contacted them for a proposal. He further explained that the timing for this plan was excellent with the proposed ADOT project. He introduced University of Arizona Professor, Mark Frederickson.

Professor Frederickson explained the project is completed by students who are required to intern in the 'real' world, and that the students work under professionals. He advised the word "Tejido" was Spanish for "Mythic". He said the students are in this honors program and produce an excellent, professional product. He further explained that the fee was placed into a fund that assisted the students with educational costs. He explained the project would involve multiple paths and extensive studies of the area. Studies would include economic and social conditions as well as aesthetic issues. He said the plan would consist of phases with contingencies such as "if you complete phase I and this happens, then you do this".

Professor Frederickson provided photos and books of the Tejido Group projects that included Cuisinart Corporation, Clarkdale and projects in the Bahamas, Panama Canal, Mexico and several throughout the state. He also advised they were currently working with Cottonwood and Jerome, and this would be excellent timing to include Camp Verde.

On a motion by Gioia, seconded by Redinger, the Council voted to accept the generous offer of the Tejido Group at a cost of \$6,400 plus expenses. Reeves voted no.

Public Input:

Marshall Whitmire said that this was the most exciting thing he had seen in several years. He commended Director McGinn on his efforts and encouraged Council support of the project.

Mayor Rogers recessed the meeting at 7:03 p.m. so that Council and the public could review the material presented by the Tejido Group. The meeting was reconvened at 7:07 p.m.

7. **Award of Bid for the Purchase of Street Department 10-Wheel Dump Truck**

Manager Bullard advised that this item was included in the budget and that staff recommended the lowest most responsive bid submitted by Freightliners.

Superintendent Jones explained that the Freightliner bid included additional items of dump box, sideboards, access, an upgraded passenger seat and a 150-day delivery date.

On a motion by Reeves, seconded by Redinger, the Council voted unanimously to award the bid for the 10-Wheel Dump Truck to Freightliners for \$80,175.

There was no public input.

8. **Establishment of Powers and Duties and Terms of Service of the ADOT Technical Advisory Committee (ATAC)**

a) **Appointment of Representatives to the ATAC**

Manager Bullard advised that the duties had been set by Council at a previous meeting. Council interviewed the following persons:

Andy Ayres, John Reddell, Margie Johnson, Howard Parrish, Bill Fields, Jeff Dartt, Dottie Simonis, Stan Bullard, Dirk Oosterwyk, Jane Whitmire, Michael Hough, and Mitch Dickinson presented a short speech on their qualifications and answered questions from Council.

On a motion by Eberhard, seconded by Hauser, the Council voted to set the committee members at nine (9), not including Town Staff. Reeves and Gioia voted no.

On a motion by Redinger, seconded by Hauser, the Council voted unanimously to reconsider the number of committee members.

A motion by Redinger, seconded by Reeves, to appoint everyone who had been interviewed at the meeting, died after Reeves withdrew his second.

On a motion by Redinger, seconded by Gioia, the Council voted unanimously to appoint everyone who had submitted a letter of interest.

Public Input:

Bea Richmond stated that she agreed with Councilor Reeves that all who submitted a letter should be appointed, as several always drop out.

There was no other public input.

9. **Possible Approval of Purchase Agreement for Custard's Property, Parcel #404-22-124**

Manager Bullard advised that the title report had been completed and escrow papers were to be ready on December 17th. He stated conditions of the sale included commission fees of up to \$4,200, \$210,000 down, with the balance of \$75,000 to be carried for the next five years at 7.25%, and Mrs. Jungling requested that the Town agree to keep the horse statue on top of the building.

He explained that Mrs. Jungling also proposed that the Town purchase the restaurant equipment for \$15,000. Bullard explained that most of the equipment would not be suitable for Town purposes at this time and suggested that a counter offer of \$7,500 be made, as Mrs. Jungling desired to complete a turnkey sale.

McGinn advised that the Town could use some of the equipment, however, it would not be a good idea to store it without use as this would result in deterioration. He explained that the Community Center kitchen is basically used as a "warm-up" center as it is not equipped for large amount of cooking. He stated that it would be nice to have some of the restaurant equipment and that he felt an offer of \$7,500 was a good idea.

On a motion by Eberhard, seconded by Redinger, the Council voted to approve the purchase agreement excluding equipment, and keeping the horse statue, noting that it may not stay in that location indefinitely. Hauser voted no.

Public Input:

Bea Richmond advised that if the Town did not plan to buy the equipment, they should not buy it.

Dirk Oosterwyk stated that he did not believe the Town should buy the equipment.

Howard Parrish said that he would like to see the horse stay.

Mike Hough stated that the property would be very attractive to State Parks and that perhaps it could be used to trade for additional land.

10. Discussion Only of Court Consolidation with Yavapai County

Manager Bullard explained that Yavapai County is moving the Camp Verde Justice Court to the County Annex building in Cottonwood. He stated that this would require Camp Verde citizens to travel to Cottonwood. Bullard advised that staff was seeking authority to prepare a letter to the Board of Supervisors opposing the move and to request that Yavapai County consider operating a satellite "JP" Court here in Camp Verde. He explained that if the Town supplied space without charge that the County could hold court in Camp Verde a few days a week, as well as, consolidate operations and personnel with the Magistrate Court. Attorney Ramsey stated that the combination would also serve as a benefit as the number of cases are ever-increasing and the Town will soon have to hire a prosecuting attorney. He advised that the County already has attorneys on staff.

No formal action was taken on this item, however, Council requested that the Manager prepare a letter to Yavapai County objecting to moving the Justice Court to Cottonwood and to begin discussions on proposal to consolidate the Camp Verde Magistrate and Justice Courts.

11. Discussion of the Salary for the Children's Librarian Position

Councilor Reeves said that he requested this item because he had talked to Cindy Clayton and read newspaper articles. He said that he believed that one Council member and Mrs. Clayton should sit down with the Manager and work out this disagreement before it ended up at the Labor Relations Board.

Manager Bullard explained that this was not a Council action and that Mrs. Clayton would be reprimanded for insubordination and failing to follow the Town Personnel Manual directives.

On a motion by Redinger, seconded by Eberhard, the Council voted to remove this item as it was inappropriate and infringes upon the Manager's role and that personnel matters should be handled in Executive Session. Reeves voted no.

12. Call to the Public for Items not on the Agenda

Marilyn Donkersley explained recycling efforts in the Verde Valley and introduced Kate Blevins.

Kate Blevins of Sedona Recyclers explained their efforts to recycle and asked for an agenda item for a \$250 membership fee. She explained that each community would pay this fee and the money would be used to develop a synchronized system to pick up items throughout the Verde Valley.

Marshall Whitmire called for a point of order regarding "pro forma" items. He asked why the two Planning and Zoning matters had been placed at the end of the meeting. He noted there were several people in attendance that wished to address these items.

Mayor Rogers recessed the meeting at 9:45 p.m. so that Council could hear Planning & Zoning Matters. The meeting was reconvened at 11:50 p.m.

13. Advanced Approvals

On a motion by Rogers, seconded by Hauser, the Council voted unanimously to direct the Manager to prepare bids for heating alone and heating and air conditioning for the Community Center.

14. Manager/Staff Report

a) Suggestions for the January 9, 1999 Work Session to Discuss Community Direction

Manager Bullard requested that items and supplemental information for the January 9th Work Session be submitted as soon as possible. Bullard also reported that the Intergovernmental Meeting was to be held in Clarkdale on 12/17.

15. Council Comments, Informational Reports, and Activity Updates

a) Agenda Item(s) Requests

Eberhard asked that agenda item requests are included on the January 9th Work Session agenda.

Council Hears Planning & Zoning Matters

Minutes prepared by that Department are attached and become a permanent part of these minutes.

- 16. Ordinance 98A-137 for Zoning Map Change 98-04 and Preliminary Plat 98-02: Upon the application of Brad Downey, owner, a request for a zoning map change from RCU-2A to R1-10 and a preliminary plat approval for a 52 lot manufactured home subdivision. Parcels 404-13-451M and 404-13-451N are located off Verde Lakes Drive. This application has been delayed for its hearing before Council due to Mr. Downey being out of town this summer.**

On a motion by Redinger, seconded by Gioia, the Council voted to deny approval of Ordinance 98A-137, with Reeves voting no.

On a motion by Redinger, seconded by Eberhard, the Council voted to deny approval of Preliminary Plat 98-02, with Reeves voting 'present'.

- 17. **Ordinance 98-A138 for Zoning Map Change 98-09: Upon application of Richard Jones, a representative of 56% of the landowners in Verde River Meadows #1, a zoning map change application has been submitted for the subdivision. The request is to change the current R1-70 zoning to R1-35. This action will bring the zoning more into conformance with the size of the existing lots of the subdivision.**

On a motion by Eberhard, seconded by Hauser, the Council voted to deny approval of Ordinance 98A-138. Reeves abstained.

18. **Adjournment**

The meeting was adjourned at 12:04 a.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 16th day of December 1998. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 17th day of December 1998.

Deborah Barber

 Deborah Barber, Recording Secretary

**MINUTES
REGULAR SESSION
COMMON COUNCIL
of the
TOWN OF CAMP VERDE
FOR PLANNING & ZONING MATTERS
December 16, 1998
6:30 p.m.**

(COMBINED MEETING WITH REGULAR COUNCIL SESSION)

Minutes are a summary of the actions only. They are NOT verbatim.

CALL TO ORDER:

Mayor Rogers called for a recess of the Regular Council meeting at 9:45pm and re-adjourned for the Council Hears P & Z at 9:52pm.

ROLL CALL:

Council members present:

Carter Rogers, Mayor
Jesse Reeves, Councilman
Eric Eberhard, Councilman
Brenda Hauser, Councilwoman

Jim Redinger, Councilman
Tony Gioia, Councilman

Council members absent:

Ray Larkey, Councilman

Staff present:

Bob Lau, Community Development Director
Nancy Buckel, Planner
Karen L. DuFresne, Community Development Secretary and Recording Secretary

ORDINANCE 98A-137 for ZMC 98-04 and Preliminary Plat 98-02 Owner Brad Downey:

Owner and Developer Brad Downey was present at the meeting. He informed the Council that since his hearing with the P & Z Commission in April 1998, he has decided to include only new manufactured homes in the Quail Ridge subdivision. Mr. Downey wanted the Council and public to know that this proposed subdivision is not a Mobile Home Park. The development will be a Manufactured Home Subdivision. He also informed the Council that he is currently the owner and developer of another manufactured home subdivision. Mr. Downey will be selling the lots in the subdivision and will not be selling the homes. The lots will consist of nearly ¼ acre that will be a minimum of eighty feet wide. However, some lots are larger. Mr. Downey further explained he has obtained an easement from C.A. McDonald's property to access the subdivision.

Councilor Gioia asked Mr. Downey if he had planned on adding a playground and landscaping. Mr. Downey replied that he had not planned on doing either. Gioia stated he would like to recommend that Mr. Downey landscape 15% of the property as stated in the P & Z ordinance. Director Bob Lau informed Mr. Gioia that the 15% requirement is for commercial development only. Councilman Gioia also was concerned with the drainage being diverted off of the property and possibly affecting the homeowners behind the subdivision on Tumbleweed Dr. Engineer Adrian Pollack addressed Mr. Gioia's concern. He stated the water will be diverted onto the roadway.

Mayor Rogers opened the floor for public comment.

Dobie Champion: Stated she works for Camp Verde Realty. She has visited Mr. Downey's other manufactured home subdivision and she feels it is much nicer than any in Sedona or Cottonwood. She further stated that this subdivision would enhance the Verde Lakes area.

Ken Geyer: Asked the Council if this would be the final say in the hearing process for Mr. Downey. Mayor Rogers informed him that Mr. Downey would still need to come back to the P & Z Commission and Council for the Final Plat approval.

Debra Moody: Stated she lives in Verde Lakes and is a member of the Verde Lakes Property Owners Assoc. She asked the Council to give serious consideration to the project and the comments from the public before making their decision tonight. Ms. Moody feels this development will negatively impact property values in the area. She further stated that this proposal is in conflict of the General Plan because it will take away the existing resident's view of the surrounding cliffs.

Bob Cain: Stated he is a past president of the Verde Lakes Property Owners Assoc. Mr. Cain stated he has been in close contact with Mr. Downey and feels that this development is a good idea.

Teri Smith: Stated she is currently the President of the Verde Lakes Property Owners Assoc. She stated one of her biggest concerns is with the increased traffic that will arise with the new subdivision. Ms. Smith felt the view sheds need to be protected like the General Plan states and with this subdivision, the view shed will be taken away. Ms. Smith is however, pleased to hear that the developer will be requiring new homes only. She would like to see buffer zones in place as well as green space planned. Lastly, Ms. Smith feels that the town is bringing in more mobiles than site built homes, just as the statistics state in the General Plan.

Tim Hammes: Stated he owns Hammes Engineering and has worked with Mr. Downey and Adrian Pollock on this project. Mr. Hammes has worked closely with Town Engineer Dan McGinn and with Randall Blake at ADOT to improve access and traffic flows. Mr. Hammes feels that this plan will improve this area's traffic situations.

Marshall Whitmire: Stated to the Council that the people who have spoken tonight on the Quail Ridge Subdivision are concerned with lifestyle issues. Mr. Whitmire is pleased to hear the General Plan is being used as a guideline. He further hoped the Council would listen carefully to the issues before making any decisions.

Karen Mealey: She stated she was speaking for a friend tonight. Her friend is opposed to the subdivision because of the increase in density and also the potential problem with the ground water.

Lois Williams: Stated she lives in Verde Lakes in a mobile home. She feels the lots in Verde Lakes are small and it is hard to meet the required setbacks for placement of a mobile home or site built house. She feels the new development will not have large enough lots to fit the manufactured homes on.

Joann Hendricks: Stated she is a ten year resident of Verde Lakes. She and others have worked hard to improve the area in the last several years. She feels the zoning map change request is not a good idea because of the density requiring small lots. Tim Hammes informed Ms. Hendricks that the lots are a minimum of 10,000-sq. ft. that he feels is plenty of room.

Winogene Harris: She handed Director Lau the copies of the petitions the homeowners of Verde Lakes had signed who were not in favor of the subdivision when Mr. Downey came before the P & Z Commission in April.

John Wischmeyer: He stated he was not pro or con on this new development but wanted the Council and public to know he was concerned with the possible increase in demand for response from his deputies. It is hard to provide police protection in out lying areas with the current number of employees. This development may place a further burden on his department for police coverage.

Jane Whitmire: She stated she was concerned with the decrease in property values if the subdivision is approved.

Mayor Rogers closed the floor for public comment.

Councilman Reeves stated he feels the development is well planned. Camp Verde needs developments for people who want to live in manufactured homes.

Councilman Redinger felt the concept is nice, however, there are too many lots in too small of an area.

Councilman Gioia stated he feels the need for upgrading housing as well as the need for affordable housing. However, the only support he has seen is the few people tonight who have spoke in favor of the development. Otherwise, all he has heard is negative responses to the proposal.

Councilman Eberhard stated he feels it is a quality development but it is in the wrong place. Mr. Eberhard felt there is a lack of rural character and a lack of open space in the development. He agreed with Mr. Wischmeyer that the proposal would put a strain on law enforcement as well as the sewer expanding to the area. Lastly, Mr. Eberhard is encouraging that people consider the General Plan.

Councilwoman Hauser feels Quail Ridge is a great subdivision but in the wrong place. However, the town of Camp Verde needs affordable housing. Ms. Hauser would also like the developer to consider installing a playground if approved.

Mayor Rogers feels that the view sheds are important, however, they are always being affected by new growth. In addition, Mr. Rogers feels this development has too many lots that will eventually affect the septic tanks and wells.

On a motion by Redinger, seconded by Gioia, the Council voted to deny Ordinance 98-A137 for a zoning map change for the Quail Ridge Subdivision. Councilman Reeves opposed the motion. The motion carried.

On a motion by Redinger, seconded by Eberhard, the Council voted to deny Resolution 98-07 for preliminary plat approval for Quail Ridge. Councilman Reeves voted present. The motion carried.

Ordinance 98-A138 for zoning map change 98-09 for Verde River Meadows #1:

Applicant Richard Jones was present at the meeting. Mr. Jones explained to the Council that he has obtained 51% of the signatures required for the zoning map change.

Councilman Redinger asked Staff why the P & Z Commission requested denial of the zoning map change. Director Lau stated there was a combination of reasons. First of all, the homeowners present at the meeting stated they did not want the zoning to effect the whole subdivision. They would prefer to rezone his parcel. Secondly, Mr. Lau stated some of the Commissioners felt the petitions Mr. Jones passed around were not clear enough in stating his reason for the request.

Councilman Eberhard asked Staff what they recommended for the proposed zoning map change. Director Lau stated he was in agreement with the Commission for the denial because of the response of the homeowners not wanting the whole subdivision changed. Mr. Lau also stated he felt the people who signed the petitions may have been confused about the zoning map change.

Dr. Jones stated he felt the property owners were not confused about the petitions and only three people refused to sign the petition because they were concerned about the density change. Mr. Eberhard further asked why this one lot could not be split. Director Lau informed him that it was originally two parcels and the house sat on the parcel line.

Therefore, Dr. Jones joined the parcels together in hopes of re-splitting again. Since he joined the parcels together, he broke the grandfather clause and can not re-split because he can not maintain the 70,000-sq. ft. minimum lot size. Dr. Jones applied for a variance with the Board of Adjustments and they denied him.

Councilman Reeves asked Mr. Lau if Dr. Jones had met all of the requirements of the application process. Director Lau stated he had.

Councilman Gioia asked Dr. Jones if he had installed a new septic on the back of the lot. Dr. Jones stated he had not.

Mayor Rogers opened the floor for public input.

Marshall Whitmire: He suggested tabling this request. He stated it was getting late into the night and also there were a lot of other details involved with the Commission regarding Dr. Jones' adult care facility that the Council should review the tapes from the December 3rd meeting.

Barbara Piper: Stated she is a property owner in Verde River Meadows #1. She does not want the zoning to effect the whole subdivision. She further stated that Dr. Jones has installed a new septic which is quite close to the irrigation ditch and that concerns her.

Mayor Rogers closed the floor for public input.

Councilman Reeves asked Staff what effect the zoning map change would have if granted. Director Lau stated that there are only seven lots that could split if the zoning was changed. However, these seven lots need to also meet minimum width and depth requirements as well as minimum lot size.

Councilman Eberhard stated he doesn't think it makes sense to rezone the whole subdivision to resolve this individual's problem.

Mayor Rogers stated he likes the idea of tabling this item. He further stated he is not in favor of spot zoning. Mayor Rogers asked Mr. Lau if there would be another method that could be worked out with Town Attorney Ramsey to remedy the situation without effecting the whole subdivision. Director Lau informed him that granting a variance is the only way he could split, but Lau feels the Board of Adjustments will not accept the request.

On a motion by Eberhard, seconded by Hauser, the Council voted to deny Ordinance 98-A138 zoning map change for Verde River Meadows #1. Councilman Reeves abstained from voting. The motion carried.

ADJOURNMENT:

Mayor Rogers adjourned the meeting of Council Hears P & Z at 11:45pm and re-convened the Regular Council meeting.



Carter Rogers
Mayor



Karen L. DuFresne
Recording Secretary

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Council Hears Planning and Zoning Matters held on the 16th, day of December, 1998. I further certify that the meeting was duly called and that a quorum was present.

Dated: December 17, 1998


Karen L. DuFresne, Recording Secretary