

**MINUTES
REGULAR SESSION
MAYOR AND COUNCIL
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, MAY 7, 2008
6:30 P.M.**

Minutes are a summary of the actions taken. They are not verbatim.
Public input is placed after Council motions to facilitate future research.
Public input, where appropriate, is heard prior to the motion.

1. **Call to Order**
The meeting was called to order at 6:30 p.m.
2. **Roll Call**
Mayor Gioia, Vice Mayor Hauser, Councilors Smith, Garrison, Kovacovich, German and Elmer were present.

Also Present: Town Manager Mike Scannell, Town Engineer Ron Long, Parks & Recreation Director Lynda Moore, Housing Director Matt Morris, and Recording Secretary Margaret Harper.
3. **Pledge of Allegiance**
The Pledge was led by Smith.
4. **Consent Agenda** – All those items listed below may be enacted upon by one motion and approved as consent agenda items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council requests.
 - a) **Approval of the Minutes:**
 - 1) April 23, 2008 Council Hears Planning & Zoning
 - 2) April 16, 2008 – Regular Session
 - b) **Set Next Meeting, Date and Time:**
 - 1) May 21, 2008 – Regular Session at 6:30 p.m.
 - 2) May 28, 2008 – Council Hears Planning & Zoning at 6:30 p.m.
 - c) **Possible approval of Resolution 2008-746, a resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, pertaining to certain exemptions for motor vehicles used by the Marshal's Office** *Staff Resource: Dave Smith*
 - d) **Possible approval to confirm Judge Rodger E. Overhosler as Juvenile Hearing Officer without additional compensation as per ARS §8-323A and Administrative Order No. 2008-15.** *Staff Resource: Judge Rodger Overhosler*
 - e) **Possible approval of the Client Contract with Arizona Engineering Company for Stage 1 and 2 items required for the Finnie Flat Road Sidewalk Improvements.** *Staff Resource: Ron Long*
 - f) **Possible appointment of Chip Norton to Design Review for a term expiring September 2009.** *Staff Resource: Deborah Barber*
 - g) **Possible appointment of Bruce M. George and Steve Goetting to the Parks & Recreation Commission, both terms expire September 2009.** *Staff Resource: Deborah Barber*

On a motion by Smith, seconded by Kovacovich, the Consent Agenda was unanimously approved as presented.

In addition to the meeting times noted, Mayor Gioia said an event is scheduled with the Yavapai-Apache Nation for May 19th, and a meeting for May 22nd at 4:00 p.m., presentation of the audit by the Finance Department.

5. **Call to the Public for Items not on the Agenda.**

(Comments from the following individuals are summarized.)

Howard Parrish thanked the Council for the contribution of \$2,500 to host the White Mountain Sheriff's Posse following the Pony Express run, and reported on the success of the event; the Posse has promised to return to Camp Verde.

Rosa and Bob Manyen shared the problems they are having in their neighborhood for the last five years involving an annual AA "Roundup" meeting at the end of April lasting three or four days and nights. The participants camp out on the property belonging to Katherine Ginzel. It has gotten out of hand, with 50 to 70 people attending; since the Manyens complained about the noise they are unable to enjoy their own property because of acts of vandalism directed at them by the group. The Marshal's Office has indicated that they will bring the matter to their Board, and suggested that the Manyens also bring the situation to the attention of the Council. *Mayor Gioia commented that the Marshal's office is already involved in the issue, and that the Manager is also now aware of the complaint.*

Robert Earle, attorney in connection with the Wood Yard, appreciated the information given following the earlier Executive Session regarding the planned 30-day study of the background of the operation. He requested that the issues currently involved be identified clearly in documents, and that he be made aware of the names and addresses of the people who have signed the petitions; he believes that some of the petitioners did so based on untrue information. He added that the matter should have been resolved years ago, and that there are special interests involved. *Mayor Gioia advised him that the Clerk's Office can provide the requested documentation.*

There was no further public input.

6. **Council Informational Reports** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for informing the public of such events and activities. The Council will have no discussion, consideration, or take action on any such item, except that an individual Council member may request that the item be placed on a future agenda.
- **Councilor Garrison's Liaison Report regarding Camp Verde Sanitary District (District) meetings and possible discussion and/or determination of requests for placement on the District's standard agenda item for Council Updates/Reports.**

German commented that he also participated in the White Mountain Sheriff's Posse event, and elected to elaborate no further.

Elmer reported on his attendance at the Chamber of Commerce meeting recently; several groups who are working ways to promote community development would like to arrange a work shop with the Council.

Gioia said he also attended the Sheriff's Posse event that memorialized the first activity since the dedication of the Mail Trail reenacting the Pony Express ride. The Verde River Cleanup will be held on Saturday, May 10th, from 8:00 a.m. to approximately noon. Gioia reported on his meeting with the Yavapai-Apache Nation; they will be starting to talk about water issues also. Gioia also commented on Page Springs Cellars and the jobs they will be bringing to the Town; and reported on the parade held by the American Legion for Major Young on her return from Iraq.

Garrison explained that she had not received a message regarding a Special Sanitary District meeting held on Wednesday at 1:00 p.m. because she was out of Town. She advised that she had not attended the meeting and further, she was unable to advise her alternate Charlie German of the meeting because she did not get the message until Saturday.

7. **Presentation by Tim Roth of the Verde Valley Rangers Sheriff's Posse, followed by discussion, consideration and possible approval allowing the Posse to use Town facilities and the ability to sell alcohol during the annual Crawdad Festival they are hoping to host.** *Staff Resource: Lynda Moore*

On a motion by Smith, seconded by Elmer, the Council voted 6-1 to approve the Verde Valley Rangers Sheriff's Posse to use the Town facilities to host the Crawdad Festival this year, and to sell alcohol with the following conditions: Two officers to be present during the event; for the transition allow the Rangers to use the tables, chairs and the cooking equipment for this year; and change the name of the event to "Verde Valley Rangers Crawdad Festival."; **with a 'no' vote by Garrison.**

Parks & Recreation Director Lynda Moore prefaced her introduction of Tom Roth with the report on the meeting of the Parks & Recreation meeting last night at which a recommendation was made to discontinue all alcohol use at facility rentals, and approval for alcohol use at non-sponsored events to come before the Council on a case-by-case basis.

Tim Roth, Captain, Verde Valley Rangers, outlined their activities and donations of profits to the community from their projects. The Posse has handled alcohol sales at Town special events, with only minor problems. Tim reviewed their plan to host the popular Crawdad Festival; other organizations have volunteered to help.

The members discussed with Mr. Roth the Posse's proposed plans. There was considerable discussion on the subject of alcohol use at events, with Garrison consistently asserting her objection and her understanding that the Town would automatically incur liability by giving its approval for alcohol use and would therefore be responsible for any damages arising therefrom. Mr. Roth stated that they will have insurance coverage, and would plan to set up a separate beer garden at the event if the Town so requests. Mr. Roth said the plan does not include use of a tent; the event will be held at night from 5:00 p.m. to 11:00 p.m. on the soccer field; two officers will be provided for security; it was agreed to change the name to "Verde Valley Rangers Crawdad Festival,,"; and Moore confirmed that the cooking equipment was available for use since it is now surplus and is slated for auction. Moore outlined the steps that the Posse will need to take to put on the event, including applying for the liquor license and arranging for the supply of crawdads and storage on the site.

PUBLIC INPUT

(Comments from the following individuals are summarized.)

Joe Duggan spoke in favor of permitting alcohol use at events, and explained that the beer concession would be a good source of profit for the Rangers; without alcohol no organization will step up and take over the events that have been eliminated.

Robin Whatley agrees with changing the name; Parks & Recreation has set an excellent standard for the Crawdad Festival, but it will take a miracle for the Posse to pull it off by June.

There was no further public input.

8. **Public Hearing, discussion, consideration and possible recommendation of approval of a liquor license application by Eric Steven Glomski for Arizona Stronghold Vineyards, LLC located at 4688 & 4700 Old Highway 279 in Camp Verde.** *Staff Resource: Deborah Barber*

On a motion by Hauser, seconded by Garrison, the Council unanimously approved the liquor license application by Eric Steven Glomski for Arizona Stronghold Vineyards.

Eric Glomski, described the plan arising from his family's successful wine-growing and producing activities to locate a wine bottling facility in Camp Verde. They have purchased the old Land's End property for that purpose, and the State requires approval of a liquor license in

connection with the Camp Verde business license.

Mayor Gioia thanked the applicant for locating the business in Camp Verde, and the members held a brief discussion with Mr. Glomski on the increasing wine-growing businesses in the Verde Valley.

There was no public input.

Mayor Gioia requested item #9

9. **Discussion, consideration and possible approval of \$2,500 grant to the Verde Valley Veterans Van, LLC to provide transportation to Veterans, Elderly and disabled to medical appointments and assist with related expenses.**

On a motion by Gioia, seconded by Smith, the Council unanimously approved funding of \$2,500 for assistance to the Verde Valley Veterans Van program, and direct staff to first seek use of the LTAF-2 funds from NACOG, and otherwise to take the amount from the General Fund.

Mayor Gioia explained that the organization has been waiting several months for the Town to complete its donations process; their service provides a great value to the community; there is a good probability that the requested amount would be available from the LTAF-2 funds.

Keith Tucker, Commander, American Legion Post 93 in Camp Verde, commented on the sacrifices made by our veterans and asked the Town to also sacrifice and help keep the Van operating to help all Veterans. **Joe Duggan**, District 8 Commander, referred to a packet of information he had given to the members, and highlighted some of the information contained in the Monthly Report, pointing out the 1490 hours of volunteer driving transportation Verde Valley veterans, together with the miles driven and related costs.

Mayor Gioia related his unsuccessful attempts to get Federal funding for the Van, adding that the Disabled American Veterans organization does receive that funding.

PUBLIC INPUT

(Comments from the following individual are summarized.)

Mark Ware, also a member of the American Legion, said he is one of the volunteers; he urged support for the request for funds since he feels the Van provides a valuable service to the veterans and their families. He said approval of the funding would encourage other volunteers to join up.

There was no further public input.

Mayor Gioia requested item #10

10. **Discussion, consideration, and possible request for volunteers to serve on the Committee for Non-Profit Funding to consist of 3 to 5 people, at least one Council Member and one Staff member. Council developed the Non-Profit Funding program to support non-profit entities that benefit the Town and its Citizens, the committee will review the applications and make recommendations to the Town Council.**

There was no action taken.

Following Mayor Gioia's introduction of this item, Councilor German volunteered to serve on the Committee. A discussion followed on the need to simplify the process and the paperwork. In response to a question from the Council, Town Manager Scannell said he believes there would be no conflict of interest for a member from the Council serving. In addition, he will present the concept of the Committee and ask for staff volunteers at the next Department Head meeting.

PUBLIC INPUT

(Comments from the following individuals are summarized.)
Robin Whatley said she would be interested in volunteering.

Mark Ware added his offer to serve as a volunteer.

There was no further public input.

A recess was called at 7:58 p.m.; the meeting was called back to order at 8:03 p.m.

11. **Discussion, consideration, and possible direction regarding Council prior approval of landscaping for Steve Coury Ford-Lincoln-Mercury dealership on parcel 407-09-043. Staff is requesting direction on Council's intention for the requirements of sidewalks, curbs and gutters as part of the landscaping. The original grading and drainage plans, approved by staff on 8-16-07 called for curb, gutter and sidewalks to be installed along Coury Drive. Staff Resource: Ron Long**

Staff was directed to consider the long-term impact of developments in the subject area, the drainage implications, the issues of heaving and the roadway, and with Ron Long and the Town Manager working together with Mr. Coury, bring back a recommendation to Council in a few weeks.

Town Engineer Ron Long explained that there are a few loose ends remaining in connection with the subject Coury dealership project. Midway through the project Long was asked what the process would be for the Town to remove the requirement for curb, gutter and sidewalk along Coury Drive, a public street. Long said he had requested those improvements at the time of plan approval in connection with drainage provisions. Coury has plans to add another dealership in that area in the future, and will want to consider providing sidewalks and pedestrian pathways to connect the dealerships. Long said he did not feel he had the authority to waive the requirement at this time. The landscaping, signage and lighting plan brought to Council in February was approved; no sidewalks were shown on that plan. Coury therefore believed that the sidewalks were not required.

The members reviewed their understanding of the action taken in February and it was generally agreed that there had been no intent to waive the requirement for curb, gutters and sidewalks. Long explained the steps followed in plan approval, and confirmed that the requirement for curb, gutters and sidewalks had been included in the approval.

Steve Coury said he thought that the subject of sidewalks had been addressed at that meeting in February, and said that the drainage design has been changed; installing a curb at this point would create an adverse effect on the drainage and require more road maintenance by the Town. The sidewalk would also require high maintenance, and the soil in that area causes heaving, creating more problems for the Town; the sidewalk is not needed until possibly some time in the future.

Long agreed that Mr. Coury had pointed out some important issues in that Coury has improved the roadside drainage and grading, and there is a problem with the soil; the sidewalk also would only be on one side of the road.

PUBLIC INPUT

(Comments from the following individual are summarized.)

Howard Parrish questioned what has happened to "rural and Western," and confirmed the problems caused by the soil heaving in that area.

There was no further public input.

The Council commented on the initiative shown by Coury in improving the drainage. Long

explained that what Mr. Coury's engineer has designed is adequate for what is going on there. Sidewalks would be for only a small portion of the development; connectivity would not be required for awhile. Long said that what Mr. Coury is presenting is less than what was requested, but it will work. Gioia suggested that if a decision were made to waive the sidewalk, curb and gutter at this time, perhaps the owner might be agreeable to a time delay for setting in those amenities sometime in the next 10 years or so, at such time as development shows those would be necessary according to the Town Engineer. The members discussed the possibility of working with Mr. Coury in preparing such a development agreement to provide for a delayed installation of the sidewalk, curb and gutters.

12. **Discussion, consideration, and possible approval for the Town to research the abandonment and conveyance of Old Highway 279 to the Yavapai Apache Nation.**

Staff Resource: Ron Long

On a motion by Elmer, seconded by Hauser, the Council unanimously voted approval for the Town to research the abandonment and conveyance of Old Highway 279 to the Yavapai-Apache Nation.

Ron Long said that he, the Town Manager and Nancy Buckel had been approached by Council Member Garner of the Yavapai-Apache Nation to inquire whether the Town would be interested in turning over its right-of-way on Old 279. Staff determined that it was not a clear-cut right-of-way decision; sections of the road are owned by the Town, but the majority either involves an easement across private property, or the Forest Service. Scannell explained that if the road were turned over to the Y-A Nation, they could include it in their Indian Road Rehabilitation, run by the Bureau of Indian Affairs, and Garner had indicated that the project would be assigned a high priority for improvement. The benefits of improving the road would not only benefit the Nation, but the residents of the Town. If approved, Scannell said it is a good move to consider, that it would continue to help build the Town's relationship with the Nation, and that staff would research all the options thoroughly and come up with a recommendation.

In response to some questions from the Council regarding continued road access and easements across private property, Scannell pointed out that those questions are part of the research contemplated, the Nation is good to work with, and they also have a lot of information to research. Staff was requested to include a summary of the pros and cons of going forward with the request, and the step-by-step process involved.

There was no public input.

13. **Discussion, consideration, and possible direction to staff regarding the Town Engineer's Report on the parking on the south side of the road of Finnie Flat at the curve, west of the signal, in the general area across from Verde Livestock Transport and Salt Mine Cellar** *Staff Resource: Ron Long*

On a motion by German, seconded by Garrison, the Council voted unanimously to direct staff to investigate, and to mark and post as "No Parking" the areas that are not appropriate with adequate space for parking off of the pavement area; to consult with the business owner regarding his assistance in improving with gravel for the parking that is there; and paint a line to delineate the area that would be an acceptable parking area on that side of the road.

Ron Long reported that he and Councilor Garrison have been receiving a number complaints regarding a perceived safety issue caused by the parking situation that exists across from the subject area. Staff investigated and measured the side to see if there is enough space for cars to pull off and park; sufficient space was found, and neither the Fire Department nor the Marshal's Office has any issues to report or found any problems in response to complaints. Long said that the Town would have to pass a resolution in order to authorize Long to post "No Parking" signs as suggested by some individuals. Long said another option would be to install a light; that would be very expensive. Also, the owner has volunteered to grade the area for safe parking, which

brought up the question of the need to engineer for drainage and to what extent the owner is prepared to address that.

The Council discussed with Long the safety issue raised with parking in that area as well as the past history of parking for the former business, and offered several safety measures including limiting hours for parking and using solar-powered lighting. There were also comments stressing the need to keep in mind the need to support and cooperate with businesses; they generate tax revenues.

PUBLIC INPUT

(Comments from the following individuals are summarized.)

Matt Morris said that from an urban planning perspective, and the vision of what the community would be, to have a history and friendly environment on Main Street down to Finney Flat Road, it actually might make sense to have parallel parking.

Robin Whatley said she is concerned about coming around the corner and rear-ending somebody's car that is parked in the area, and would the Town be liable for that since it allowed the parking.

Howard Parrish asked how much footage exists from the center line; how much right-of-way does the Town have there. *Long briefly discussed the right-of-way indicated by the GIS.*

Jim Sweitzer questioned if emergency parking is required or would be available in the event of a mechanical problem and having to pull off the road; he suggested allowing emergency parking only and offering to help Mr. Lee in issuing permitting for future parking.

There was no further public input.

There was further discussion by the Council including proposals regarding posting "No Parking" signs, letting Mr. Lee improve the site but make sure the proper engineering is addressed, permitting the parking to continue while delineating an unsafe area, especially on the curve in the road, and addressing the problem of visibility in the area at night. It was also pointed out that there have been no accidents reported in the last 3 or 4 years, and the comment that one business owner was apparently being singled out. Several ways to possibly mitigate the safety issues were considered; staff will investigate and implement the suggestions as discussed.

- 14. **Discussion, consideration, and possible approval of reclassification of Housing and Neighborhood Revitalization Department Administrative Assistant position from part-time to full-time status.** This is a budget item from the General Fund and Housing Grant Fund.

Staff Resource: Matt Morris

On a motion by Kovacovich, seconded by German, the Council unanimously approved reclassification of Housing and Neighborhood Revitalization Department Administrative Assistant position from part-time to full-time status.

Matt Morris referred to the comprehensive staff report that he had submitted in support of the subject request, and said that the impact on the General Fund would be minimal. Morris briefly outlined the public outreach efforts and the increasingly heavy workload, and explained how the major portion of the additional expense could be covered through current grant funds.

There was no public input.

- 15. **Discussion, consideration, and possible approval of Summer Internship within the Housing and Neighborhood Revitalization Department with employee compensation.** *Staff Resource: Matt Morris.*

On a motion by Smith, seconded by Garrison, the Council unanimously approved the Summer

Internship within the Housing and Neighborhood Revitalization Department with employee compensation.

Morris said that one of his previous professors had recommended a student currently in her Master's program in Planning at Arizona State for the subject Internship; taking advantage of this opportunity would add value to the Town of Camp Verde. The student is a Chinese citizen, and is interested in experiencing a small, rural town; Morris said that the Town would be getting high quality research assistance for a minimal amount. Town Manager Scannell added his support for the request and agreed that the Town could derive a real benefit from the opportunity.

There was no public input.

16. **Discussion, consideration, and possible approval of a personnel policy change providing an opportunity for individuals upon Town re-employment to keep the vacation and sick leave accrual rates that mirror those thresholds obtained prior to severing their employment.** *Staff Resource: Michael Scannell*

On a motion by German, seconded by Garrison, the Council unanimously approved implementing a personnel policy change providing the opportunity for individuals upon town re-employment to keep the vacation and sick leave accrual rates as reflected in the calculation chart, with the exception that re-employment must occur within 120 days.

Town Manager Scannell explained that from time to time employees leave their jobs and then believing they have made the wrong decision wish to return as employees. Scannell outlined the proposed change that would allow them to return to the system at the former accrual rates where they were at when they left.

The Council indicated approval of the proposed change, suggesting one revision, changing the timeline for re-employment from 180 days to 120 days.

There was no public input.

Councilor German requested item #17:

17. **Discussion, consideration, and possible approval of Resolution 2008-745, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, Superseding Resolution 2000-447 and establishing meeting policies and procedures for Council and all Commissions.** *Staff Resource: Debbie Barber*

On a motion by Garrison, seconded by Hauser, the Council voted unanimously to continue this Item 17 to allow for input from the Town Clerk.

Councilor German generally reviewed the changes and improvements to the procedures that he had worked on with the Town Clerk as well as the Town Manager regarding citizen complaints, and recommended that Council approve the subject Resolution. After some discussion, the Council decided to continue consideration of this item until the Town Clerk could also be present to offer further clarification and to address some specific questions.

Councilor Smith requested item #18

18. **Discussion, consideration, and possible direction to staff regarding increasing the Council's \$50.00 per month salary to become effective with the seating of the 2009 Mayor and Council in June 2009. ARS 9-232.01 requires a resolution or ordinance for approval.**

On a motion by Smith, seconded by Hauser, the Council voted unanimously to pull this Item 18 and to place it on another agenda.

19. **Call to the Public for Items not on the Agenda.**

There was no public input.

- 20. **Advanced Approvals of Town Expenditures**
There are no advanced approvals.
There were no advanced approvals.
- 21. **Manager/Staff Report**
There was no Manager/Staff report.
- 22. **Adjournment**
On a motion by Elmer, seconded by German, the meeting was adjourned at 9:58 p.m.



Margaret Harper, Recording Secretary

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 May 2008. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 29 day of May, 2008.



Debbie Barber, Town Clerk