

# DRAFT

## MINUTES OF THE REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF CHINO VALLEY

TUESDAY MARCH 12, 2019  
6:00 P.M.

The Town Council of the Town of Chino Valley met for a Regular Meeting in the Chino Valley Council Chambers, located at 202 N. State Route 89, Chino Valley, Arizona, on Tuesday, MARCH 12, 2019.

### 1) CALL TO ORDER, PLEDGE OF ALLEGIANCE; ROLL CALL

Present: Mayor Darryl Croft; Vice-Mayor Jack Miller; Councilmember Mike Best; Councilmember Corey Mendoza; Councilmember Lon Turner

Absent: Councilmember Cloyce Kelly; Councilmember Annie Perkins

Staff Present: Town Manager Cecilia Grittman; Town Attorney Andrew McGuire (electronically); Public Works Director/Town Engineer Frank Marbury; Customer Service Manager (recorder) JoAnn Brookins; Kathy Frohock (videographer)

Mayor Croft called the meeting to order at 6:00 p.m. and led the Pledge of Allegiance.

### 2) INTRODUCTIONS, PRESENTATIONS, AND PROCLAMATIONS

### 3) CALL TO THE PUBLIC

*Call to the Public is an opportunity for the public to address the Council on any issue within the jurisdiction of the Council that is not on the agenda. Public comment is encouraged. Individuals are limited to speak for three (3) minutes. The total time for Call to the Public may be up to 30 minutes per meeting. Council action taken as a result of public comment will be limited to directing staff to study the matter, scheduling the matter for further consideration and decision at a later date, or responding to criticism.*

- Beth Vickory spoke about leading an Easter egg decorating class at the Chino Valley Library to work toward her Eagle Level Frontier Girls Diamond Award, and craft supply donations being appreciated.
- Todd League with the Parks and Recreation Advisory Board spoke about a group of folks desiring to develop a pickleball court in the Town. Mayor Croft asked the Board to bring a proposal.

### 4) RESPONSE TO THE PUBLIC

*Response to the Public is an opportunity for the Mayor to inform the public about how Town officials addressed matters raised during Call to the Public at a previous meeting.*

- a) Request for clarification regarding the necessity of off-premise signs for businesses.

Mayor Croft reported that Gary Denney had received a citation for an off-premises sign in a residential area leading to his restaurant, which was off the highway and behind the residential area. The judge ordered Mr. Denney to talk with the planning department to apply for proper permits and approval if available. When the Town Council rewrote the sign code in March 2017, there was no provision in the code for this type of signage and the current code prohibited off-premise signage. The Town intended to develop a program with ADOT that would allow off-site signage on the highway with ADOT's guidelines.

## 5) **CURRENT EVENT SUMMARIES AND REPORTS**

*This item is for information only. The Mayor, any Councilmember, or Town Manager may present a brief summary or report of current events. If listed below, there may also be a presentation on information requested by the Mayor and Council and questions may be answered. No action will be taken.*

- a) Status reports by Mayor and Council regarding current events.
- b) Status report by Town Manager Cecilia Grittmann regarding Town accomplishments, and current or upcoming projects.

Ms. Grittmann reported on the following:

- JoAnn Brookins stepping in to clerk this meeting.
  - Council and employees who attended the dedication held earlier today.
  - A citizen's commendation of Police Officer Silva for assisting her during the recent snow storm.
  - Community outreach regarding the water and tax ballot measure proposals.
  - A Council retreat on March 19.
  - Interviews scheduled for the next day for the Economic Development Project Management position.
- c) Presentation regarding the May 21, 2019 Special Election Ballot Questions. (Frank Marbury, Public Works Director/Town Engineer; Joe Duffy, Finance Director)

Mr. Marbury and Ms. Grittmann presented the following:

- There were five water companies operating within the Town limits, one of which was the Town's. Some of these have expressed that they may no longer want to stay in the business.
- Due to recent court cases, if the Town wanted to acquire those properties, the voters needed to approve each water company by name. The ballot measure gave the Council the authority, when the timing or deal was right, to be able to purchase the water companies and then bring them under the umbrella of the Town's utility system.
- With low interest loans, the acquisition and operation of the water companies fell within the Town's current billing rate structure.
- Ballots will go out around April 2nd and the election will end on May 21.

**6) CONSENT AGENDA**

*All those items listed below are considered to be routine and may be enacted by one motion. Any Councilmember may request to remove an item from the Consent Agenda to be considered and discussed separately.*

- a) Consideration and possible action to approve purchase and outfitting of a new K9 Vehicle. (Chuck Wynn, Police Chief)
- b) Consideration and possible action to authorize the Police Department to apply for a Government of Highway Safety (GOHS) grant. (Chuck Wynn, Police Chief)
- c) Consideration and possible action to accept the February 12, 2019 regular meeting minutes. (Jami Lewis, Town Clerk)
- d) Consideration and possible action to accept the February 26, 2019 regular meeting minutes. (Jami Lewis, Town Clerk)

MOVED by Vice-Mayor Jack Miller, seconded by Councilmember Mike Best to accept Consent Agenda as written.

AYE: Mayor Darryl Croft, Vice-Mayor Jack Miller, Councilmember Mike Best,  
Councilmember Corey Mendoza, Councilmember Lon Turner

PASSED - Unanimously

**7) ACTION ITEMS**

*The Council may vote to recess the public meeting and hold an Executive Session on any item on this agenda pursuant to A.R.S. § 38-431.03(A)(3) for the purpose of discussion or consultation for legal advice with the Town Attorney. Executive sessions are not open to the public and no action may be taken in executive session.*

- a) Consideration and possible action to award the construction contract for the Country West Well #1 Improvement Project to R.W. Turner & Sons Pump & Windmill Co. Inc. in the amount of \$35,742.24. (Frank Marbury, Public Works Director/Town Engineer)

Recommended Action: Award the construction contract for the Country West Well #1 Improvement Project to R.W. Turner & Sons Pump & Windmill Co. Inc. in the amount of \$35,742.24.

Frank Marbury reported on the following:

- The Town acquired two wells at the Country West Mobile Home Park several years ago as a backup well to the main one located in Bright Star, and the main production well in Country West had been down for two years.
- A solution had been determined, and the project put out to bid in January. Bids were opened in February, with one responsive bidder that fit within the engineers estimate of just under \$36,000.
- Since the bid was publicly advertised and the submitted bid is within the budget, staff recommended that the bid be awarded to R.W. Turner & Sons Pump & Windmill Co. Inc. in the amount of \$35,742.24.

MOVED by Vice-Mayor Jack Miller, seconded by Councilmember Mike Best to award the construction contract for the Country West Well #1 Improvement Project to R.W. Turner & Sons Pump & Windmill Co. Inc. in the amount of \$35,742.24.

AYE: Mayor Darryl Croft, Vice-Mayor Jack Miller, Councilmember Mike Best,  
Councilmember Corey Mendoza

Other: Councilmember Lon Turner (RECUSE)

PASSED

**8) EXECUTIVE SESSION**

*Council may vote to recess the Regular Meeting and hold an executive session, which will not be open to the public, for the following purposes.*

- a) An executive session pursuant to A.R.S. § 38-431.03(A)(3) for discussion or consultation for legal advice with the Town Attorney regarding a letter filed with the Attorney General with regard to a previous Council action pertaining to Proposition No. 127. (Andrew McGuire, Town Attorney)

MOVED by Vice-Mayor Jack Miller, seconded by Councilmember Lon Turner to recess into executive session at 6:17 p.m.

AYE: Mayor Darryl Croft, Vice-Mayor Jack Miller, Councilmember Mike Best,  
Councilmember Corey Mendoza, Councilmember Lon Turner

PASSED - Unanimously

**9) ACTION ITEMS RESUMED**

*After the Executive Session, Council will reconvene the Regular Meeting.*

Mayor Croft reconvened the regular meeting at 6:37 p.m. and reported that Council received advice from the attorney and no action was taken.

**10) ADJOURNMENT**

MOVED by Vice-Mayor Jack Miller, seconded by Councilmember Mike Best to adjourn the meeting at 6:40 p.m.

AYE: Mayor Darryl Croft, Vice-Mayor Jack Miller, Councilmember Mike Best,  
Councilmember Corey Mendoza, Councilmember Lon Turner

PASSED - Unanimously

\_\_\_\_\_  
Darryl L. Croft, Mayor

ATTEST:

\_\_\_\_\_  
Jami C. Lewis, Town Clerk

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Meeting of the Town Council of the Town of Chino Valley, Arizona held on the \_\_\_\_\_ day of \_\_\_\_\_, 2019. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Jami C. Lewis, Town Clerk