

**TOWN OF PRESCOTT VALLEY
REGULAR COUNCIL MEETING
MINUTES
March 28, 2013**

Library Auditorium
7401 E. Civic Circle
Prescott Valley, Arizona 86314

1. CALL TO ORDER

Mayor Skoog called the meeting to order at 5:30 p.m.

2. INVOCATION

Pastor Dennis Sullivan, Landmark Missionary Baptist Church gave the invocation.

3. PLEDGE OF ALLEGIANCE

Cassie Norman, Student of the Month, led in the recitation of the Pledge of Allegiance.

4. ROLL CALL

Present: Vice Mayor Tjiema, Mayor Skoog, Council Member Lasker, Council Member Mallory,
Council Member Anderson, and Council Member Whiting.

Absent: Council Member Nye.

5. SCHEDULED ANNOUNCEMENTS & PRESENTATIONS

a. Healing Field, Council member Mallory

Council member Mallory had intended to show a 9/11 video but due to technical difficulties the audio portion was not available. Mallory stated that she has not gone one place to show this video that she has not had technology problems. Instead of the video and with the assistance of Deputy Town Manager Ryan Judy, Mallory showed a slideshow about the Prescott Valley Healing Field established last year flying 1,100 flags. This was followed up by a 9/11 ceremony.

She went on to say the Field represents all the people we lost on 9/11. This is a great community event. It is the people that have made this country what it is today and we are thankful for that. Initially, Mallory attended the Tempe Healing Field a couple of years ago. They had over 4,000 flags erected brandishing the name and biography of each person lost on 9/11 which prompted her to establish a healing field in Prescott Valley. The Prescott Valley Healing Field only needs 1,100 more flags to complete the field. Fliers are available so that folks interested in doing so

may purchase a flag for \$20.00 to fly on the Healing Field this year. The committee is looking for volunteers who are willing to assist in the planting of the flags on September 6th.

Ruth Mayday, a Planner for the town, came forward to announce the Eco Loco Festival that is held in conjunction with the Healing Field event. Eco Loco started as a Creative Energy Fair which morphed into an event that gives local businesses opportunity to reach out to the community at a very one-on-one level about local businesses and things they can do to save money and live a healthier lifestyle. The two events work well together with people attending one event then the other. Mayday showed a short video about last year's Eco Loco event.

Mallory told the story of a gentleman who was attending the Eco Loco Festival who wandered over to the Healing Field and asked her about the purpose of the Field. He related that he had a friend that he lost on 9/11. As they walked through the field he unexpectedly found his friend's name on one of the flags which was very touching.

b. Student of the Month, Cassie Norman

Council member Whiting introduced Cassie Norman as the Rotary Club and Bradshaw Mtn. High School Student of the Month. Cassie was identified for her academic achievements, school activities, leadership skills and involvement in the InterAct Club and as an accomplished vocalist.

Principal of Bradshaw Mountain High School Court Miner said she was nominated and voted on by the teachers as the student of the month. She took the Eds Profession class this year with the thoughts of becoming a teacher. Cassie was one of the InterAct students that served the teachers at the Rotary Teacher of the Year Banquet. They are very proud of Cassie in her leadership, representation of the school choir and being out in the community service with the InterAct Club. Miner commented that hopefully she will be calling him in a couple of years to do her student teaching at Bradshaw Mountain High School.

Cassie was congratulated and presented with a certificate and paper weight for her accomplishments from the Rotary Club and Bradshaw High School by Council member Whiting. Cassie introduced her family members and friends in attendance. Cassie expressed her appreciation to the Mayor and Council and Principal Miner for this honor.

Council member Lasker commented that they love her enthusiasm and hope it never changes.

6. COMMENTS/COMMUNICATIONS

No comments were forthcoming.

7. CONSENT AGENDA

a. Approval of Minutes of March 14, 2013 Regular

- b. *Approving Special Event Liquor Licenses for the Prescott Valley Chamber of Commerce for the 2013 events season*
- c. *Department Reports*
- d. *Investment Report*
- e. *Financial Report*
- f. *Approving Accounts Payable for March 1 through March 15, 2013*

Vice Mayor Tjiema made the MOTION, seconded by Council Member Lasker, to approve all items on the Consent Agenda, by electronic vote. MOTION carried with 6 ayes and 0 nays.

8. *OLD BUSINESS (FOR ACTION)*

- a. *Consideration of approving the second reading and passage of Ordinance No. 772 adopting by reference the document Amendments to Article 13-19 and Chapter 14 of the Town Code declared by Resolutions No. 1819 to be a public record*

Town Clerk Diane Russell read Ordinance No. 772 for the second reading after which Mayor Skoog asked “Shall the Ordinance pass?” The ordinance passed with 6 ayes and 0 nays.

9. *NEW BUSINESS (FOR REVIEW, COMMENT, AND/OR POSSIBLE ACTION)*

- a. *Public Hearing, Open Public Hearing, New Class A Bingo License Application for the Villages at Lynx Creek, Close Public Hearing*

Mayor Skoog declared the Public Hearing open.

Town Clerk Diane Russell stated that the town is required by law to hold a public hearing. Russell explained that the requested Class A bingo license restricts the gross sales allowed and the maximum prize layout is limited per game. Also, this license would have to be renewed every year. This public hearing is the opportunity for the public to weigh in on this subject prior to the council making a recommendation to the Department of Revenue Bingo Section to approve or not approve the application.

Donna Nickerson came forward and stated she runs the bingo games at the Villages at Lynx Creek and has done so about 5 years. This is a hugely attended social event/game predominately attended by seniors every Tuesday night.

Mayor Skoog declared the Public Hearing closed as no additional comments were forthcoming.

b. Consideration of recommending approval of a New Class A Bingo License for the Villages at Lynx Creek, Marcy G. Simmons, applicant

Council Member Lasker made the MOTION, seconded by Council Member Anderson, to recommend approval of a New Class A Bingo License for the Villages at Lynx Creek, Marcy G. Simmons, applicant, by electronic vote. MOTION carried with 6 ayes and 0 nays.

c. Consideration of appointing John Yeater to the Planning & Zoning Commission to a term expiring on October 31, 2013

Vice Mayor Tjiema said we are so blessed to have qualified people who are willing to step forward and volunteer to serve on different commissions. John Yeater is just another one of those. It was a wonderful interview process with John and again we thank him for finding interest in this. Mayor Skoog added that John used to be a Councilman also.

John commented that he is being reinvented here. With Planning and Zoning in the past and chairing that and also being honored to be on the council. He added that he is up for the task and here to help in this community. He appreciates the opportunity.

Council member Lasker added that John's rich history with the community is going to be thoroughly tested. They are happy to have him back.

Vice Mayor Tjiema made the MOTION, seconded by Council Member Whiting, to appoint John Yeater to the Planning & Zoning Commission to a term expiring on October 31, 2013, by electronic vote. MOTION carried with 6 ayes and 0 nays.

d. Consideration of authorizing the Mayor (or in his absence, the Vice-Mayor) to sign Resolution No. 1828 setting forth the official returns of the March 12, 2013 All-Mail Ballot Primary Election

Town Clerk Diane Russell gave an overview of the purposes of the election and presented the results of the March 12, 2013 Primary Election. Russell noted that we were fortunate in that we were able to elect the Mayor, and fill the two 4-year term council seats. In addition, both Proposition 422 (Home Rule) and Proposition 432 (General Plan 2025) were approved by the voters. However, none of the three candidates running for the 2-year term council seat received enough votes to fill that seat. Therefore, the town will hold a General (runoff) Election on May 21 between the two highest vote getters in order to decide who will fill that seat. Of the 20,721 registered voters only 7,087 participated in this election (34.2%). Hopefully we can encourage better participation in the future. Russell responded to Mayor Skoog that the primary election cost, including a publicity pamphlet, was approximately \$64,000. She anticipates that the General Election could cost up to \$50,000.

Council Member Whiting made the MOTION, seconded by Council Member Mallory, to authorize the Mayor (or in his absence, the Vice-Mayor) to sign Resolution No. 1828 setting forth the official returns of the March 12, 2013 All-Mail Ballot Primary Election, by electronic vote. MOTION carried with 6 ayes and 0 nays.

Mayor Skoog congratulated the winning candidates Stephan Marshall and Michael Whiting and said it looks like we are going to continue to have a good council. Mayor Skoog added that Don Tjiema and Patty Lasker, who chose not to run again, will be missed and have served us well. It is also noted that Harvey Skoog was also re-elected to another term as Mayor.

- e. Consideration of approving a contract with the low bidder, Prescott Valley C&D Landfill, Inc., for disposal services for Clean-up Day - Spring 2013 in an amount not to exceed \$27,250.00

Norm Davis Public Works Director announced the Saturday, May 4th Clean-up Day Event. Fliers will be distributed in the utility bills announcing it. The event will be held in conjunction with the Chamber of Commerce Team-up to Clean-up event. Yavapai County will be participating and paying a proportionate (10-15%) amount of the cost to include Castle Canyon Mesa and Prescott Country Club in the event. Cost for the Clean-up event is expected to cost \$27,250.00 using the vendor Prescott Valley C&D Landfill, Inc. Participating Adopt-a-Street program organizations were indicated. These groups clean up areas throughout the year and participate in this event too. People are to the point now that they anticipate this clean up day.

Vice Mayor Tjiema has been a participant in this program and “has the t-shirts to prove it”. They are still looking for sponsors for the T-shirts for any business that would like to be a part of the program. The business’s name will be put on the T-shirt as a sponsor of the Team-up to Clean-up event. Council member Lasker added that it is a great program.

Council Member Whiting made the MOTION, seconded by Council Member Anderson, to approve a contract with the low bidder, Prescott Valley C&D Landfill, Inc., for disposal services for Clean-up Day - Spring 2013 in an amount not to exceed \$27,250.00, by electronic vote. MOTION carried with 5 ayes and 0 nays.

- f. Consideration of approving a Contingency Fund transfer for maintenance costs of the Mountain Valley Splash pool AND a contract with Waterline International in the amount of \$41,999.76

Parks and Recreation Director Brian Witty gave an overview of the comprehensive repairs needed at the Mountain Splash Pool due to the age of the pool built in 1995. Back in 2002-2003 we went through this same process. It is just a part of owning a pool. It is not a case of peeling paint, but a popping of the plaster on the pool basin. The re-plastering process of the pool will be finished within the first couple weeks of May. The pool is slated to open on May 25th.

Vice Mayor Tjiema noted the difference between the low bidder and second low bidder is the second low bidder gives a 5-year warranty versus the low bidder’s 3-year warranty and the price is only \$3,000 more than the low bidder. Is there is consideration about the warranty? Witty responded that the 5-year warranty is a prorated warranty offering full warranty for 2 years and then after that it would be prorated down much like a tire. Our due diligence is to recognize the low bidder in that process.

Witty confirmed for Council member Whiting that the entire 212,000 gallon pool would be redone. Witty showed pictures of the pool and noted that 3 years ago the pool was drained and repainted. Since then water has gotten under the paint and is popping the plaster. If this is not repaired, a recommendation will be made to close the facility.

Council Member Mallory made the MOTION, seconded by Council Member Lasker, to approve a Contingency Fund transfer for maintenance costs of the Mountain Valley Splash pool in the amount of \$41,999.76, by electronic vote. MOTION carried with 6 ayes and 0 nays.

10. COMMENTS FROM THE PUBLIC

1. Mr. Bob Lucious, former City of Prescott Councilman, extended his thanks to Council member Mallory for the Healing Field and for what she does.

As a member of the coordinating committee for the Verde River Basin Partnership, Mr. Lucious extended a personal invitation to each council member to attend a Verde River Basin Partnership meeting on April 11, 2013 in Camp Verde. Council member Whiting thanked, and advised, Mr. Lucious that date conflicts with a council meeting on that date.

2. Mr. Dennis Brown attended his first council work study session meeting last week when the IGA with the City of Prescott regarding the Glassford Hill communication tower was discussed. He expressed disappointment with the discussion as it seemed more time was spent congratulating ourselves about an IGA that hasn't even been approved yet than getting to the heart of what is really taking place with the IGA. He has absolutely no idea what is going on with the IGA other than it was a T1 line exchange for tower space. During this work study session there was a council member that made mention that they did not know what a T1 line was. Instead of taking the time to find out what that T1 line is and maybe explaining it to the audience because maybe he didn't understand what a T1 line is, council just moved on. Again, it was disappointing there wasn't more mention made of what was actually taking place, what channels were going to be used or anything like that. He did see that the Prescott Assistant Police Chief and Fire Chief, Prescott Valley Interim Police Chief were all present to discuss what was going on with this IGA. He questioned where was Central Yavapai Fire? Chief Nice was sitting in the audience and he declined from coming up but it was very apparent that he was more of an afterthought in this process than he ever was being a part of that discussion. It is disappointing for him to know that decisions are being made that will affect him in his fire service. Even though you don't have direct control over what happens with that fire department your decisions do affect them. Over the week he has thought this over and has a few questions that he would like answered before this is approved.

1. Who is going to use that spot? Is there a spot for fire or is it a communications spot for PD or for both? He understands it is to go into PRCC but who is actually using it?
2. Depending on who is going to be using it, he would like to know how it is that going to affect his fire service.
3. Does it have an effect on CYFD by having a new communications line being sent from this side of the hill over there?

4. How does this new spot fit into the CYFD's new communication plan? That was brought up for a discussion as CYFD has been working on a communication plan for the last 10 years. How does building a new connection from one side to the other more cost effective than building onto an existing one that CYFD is already doing? He would hope that some of these questions could be answered before the IGA is approved. He would like to see that intergovernmental cooperation include the CYFD.

Town Manager Tarkowski responded that Regional Dispatch will be using that space along with the City of Prescott Police and Fire Departments. It doesn't affect CYFD's ability to send their signals out. CYFD has been part of the regional radio plan; they were very much a part of the planning for the tower that the Town of Prescott Valley put up on top of Glassford Hill and CYFD withdrew of their own volition. CYFD elected to pull out of cooperation with the building of the tower. Tarkowski added that the door is still open to CYFD. CYFD is more than welcome to join Prescott and Prescott Valley with the tower and building facility up on top of the hill. That has been made abundantly clear to the Fire Chief. We have build space in the building and on the tower with capacity for CYFD so it can be integrated into their entire system. They elected to walk away from that plan.

11. MOTION TO CONVENE INTO EXECUTIVE SESSION (PER A.R.S. 38-431.03(A)(1) in order to discuss or consult with the attorneys or other designated representatives of the public body regarding, or to otherwise discuss or consider, the following: Town Clerk's Annual Review

Council Member Whiting made the MOTION, seconded by Vice Mayor Tjiema, to CONVENE INTO EXECUTIVE SESSION (PER A.R.S. 38-431.03(A)(1) in order to discuss or consult with the attorneys or other designated representatives of the public body regarding, or to otherwise discuss or consider, the following: Town Clerk's Annual Review, by electronic vote. MOTION carried with 6 ayes and 0 nays.

12. [Recess into Executive Session]

Mayor Skoog recessed the regular session at 6:31 p.m.

13. [Reconvene into Regular Session]

Council reconvened into Regular Session at 6:51 p.m.

14. ACTION (IF ANY) RELATED TO EXECUTIVE SESSION ITEMS

Council member Rick Anderson declared that if we were in a position to offer merit increases Diane would certainly be at the top of the list. Council member Lasker added that it is with great regret that it has been 5 years since we have been able to give a raise to another outstanding employee. Council looks forward to giving Diane a raise as she is certainly deserving of one. Hopefully, when this fiscal year turns around we can. Council member Anderson added we are

proud to have Diane on our staff and are grateful that no one has stolen her from us in the meantime.

15. ADJOURNMENT

Council member Anderson made the MOTION, seconded by Council member Whiting to adjourn the meeting, by roll call vote. MOTION carried UNANIMOUSLY. Mayor Skoog adjourned the meeting at approximately 6:52 p.m.

ATTEST:

APPROVED:

Diane Russell, Town Clerk

Harvey Skoog, Mayor

STATE OF ARIZONA)
COUNTY OF YAVAPAI) ss:
TOWN OF PRESCOTT VALLEY)

CERTIFICATE OF COUNCIL MINUTES

I, Diane Russell, Town Clerk of the Town of Prescott Valley, Arizona, 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 Prescott Valley, held on Thursday, March 28, 2013.

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

Dated this April 2, 2013

Diane Russell, Town Clerk