

**TOWN OF PRESCOTT VALLEY  
REGULAR COUNCIL MEETING  
MINUTES  
September 8, 2011**

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

Reverend Julia McKenna Johnson gave the Invocation. Mayor Skoog presented a Mayor's Recognition award to Ms. McKenna Johnson for services provided to the town.

3. PRESCOTT VALLEY POLICE DEPARTMENT COLOR GUARD PRESENTS COLORS

Members of the Prescott Valley Police Department Color Guard presented the American and Arizona Flags.

4. PLEDGE OF ALLEGIANCE

Members of the PVPD Color Guard led the audience in reciting the Pledge of Allegiance.

5. PRESCOTT VALLEY POLICE DEPARTMENT PROMOTION CEREMONY FOR BILL FESSLER

Mayor Skoog asked June Catanzarite to read the comments written for Chief Bill Fessler. All the council members took the opportunity to express their congratulations and appreciation to Chief Fessler. The Mayor proceeded to administer the Oath of Office to Chief Fessler which was followed by a standing ovation from the audience. Chief thanked everyone for their support. Ms. Fessler pinned the new badge on the Chief's uniform. Chief Fessler then introduced his wife Charyn and all the members of his extended family who were in attendance.

6. RECESS FOR REFRESHMENTS

Mayor Skoog recessed the meeting for a reception for Chief Fessler.

7. RECONVENE

The meeting was reconvened after about a 15 minute recess.

8. ROLL CALL

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

9. SCHEDULED ANNOUNCEMENTS & PRESENTATIONS

a. Chamber of Commerce

Marnie Uhl, Director of the Chamber of Commerce introduced Dan Hussey and Adam Campbell of Crazy Nate's Flooring and B&L Flooring America. Uhl stated that both businesses are long time Chamber members but are expanding to larger spaces. Mr. Hussey and Mr. Campbell gave some history of their businesses, stating they are the oldest flooring business in northern Arizona as a family business since 1952. Crazy Nate's has double their square footage by relocating to 2710 Glassford Hill Road and B&L Flooring will be moving to another suite in the same building later this month. Mr. Hussey commended the Town for being fiscally conservative with money and also had two points he wanted to make. First, was that the town "dinged" them for new business license fees when they moved and he'd like to see consideration to removing the fee. Secondly, he would like to see photo radar removed from town; he knows people will not shop here due to the radar cameras. Otherwise he is very happy with the town.

Uhl also asked for the Council consideration of the special event liquor license for the upcoming Yavapai Community Fair being held at Tim's Toyota Center on September 29 through October 2.

Council member Schmitt wanted to ask the business owners about how many full and part time employees they have, but they had already left the auditorium. Uhl said she could find out for him.

b. Council member Nye announced that the Military Service Monument will be dedicated on Sunday at 1:00 p.m. to be followed by the September 11 Service at 2 p.m. Nye shared a story from a letter she received from Mrs. Kimble who is the mother of former Council Member Bob Edwards. Mrs. Kimble bought a brick in the Walk of Honor to honor a Civil War Veteran who was her great grandfather. The veteran was part of a cavalry unit that captured John Wilkes Booth after he fled the assassination of Abraham Lincoln. Jason Edwards, a nephew of Bob Edwards has been working on the granite construction at the monument.

10. PROCLAMATION

a. March of Dimes for Babies

June Catanzarite read the proclamation for March of Dimes for Babies Day. Marty Grossman was present to accept the proclamation. He had a sample of the donation collection boxes that

can be found throughout the community to support the March of Dimes. President Franklin Roosevelt started the March of Dimes by asking everyone to give dimes to fund research to find a cure for polio. Today research continues to be funded by March of Dimes for many birth defects and childhood diseases and prevention of premature births. He invited everyone to the March for Babies on Sunday starting at the courthouse plaza in Prescott at 9:30 a.m. for the Quad Cities.

b. Constitution Week

June Catanzarite read the proclamation for Constitution Week. Lee Nelson from the Yavapai Chapter of the Daughters of the American Revolution accepted the proclamation. Constitution Week was begun in 1956 by President Eisenhower.

11. CERTIFICATES

a. Certificate of Appreciation to Mark Stone for 10 years of service

June Catanzarite read the accolades for Mark Stone. Deputy Town Manager Ryan Judy showed some pictures of Mark on the screen. Several of the council members complimented and thanked Mark for working with them on Channel 15 for Council Chat and other programming. Vice Mayor Lasker presented Mark with a 10 year plaque and service pin.

b. Certificate of Appreciation to Larry Prentice for 10 years of service

June Catanzarite read the accolades for Larry Prentice. Council member Mallory commented that GIS worked to help with the census. Council members Nye and Anderson thanked Larry for all the behind the scenes work that GIS does. Vice Mayor Lasker complimented Larry for his help from GIS with the hot air balloon festival. Council member Schmitt thanked Larry for his help with HUSD school bus routes. Mayor Skoog presented Larry with a 10 year plaque and service pin. Richard Parker and Ken Stanton also spoke to thank and compliment Larry and the GIS department.

12. COMMENTS/COMMUNICATIONS

a. Town Manager Larry Tarkowski asked Utilities Manager Neil Wadsworth to give an update on the water emergency situation at Mingus West. Wadsworth reported the new pump for the well at Mingus West will be installed in the morning and he expects the well to be operational by the afternoon. The well at the fairgrounds has been back in operation since Wednesday afternoon. Vice Mayor complimented Wadsworth on how swiftly he and the town staff handled the emergency especially considering that it was Labor Day. Council members Mallory, Anderson and Nye stated they had heard nothing but positive responses from the public.

b. Tarkowski also stated that we wanted to recognize former Council Members Mike Flannery and Fran Schumacher as they had received 12 year awards for service from the Arizona League

of Cities and Towns. Schumacher was in the audience earlier this evening but had left the meeting.

13. CONSENT AGENDA

- a. *Approval of Minutes - August 4 Special, August 18 Special, August 25, 2011 Regular Session*
- b. *Approving Accounts Payable August 13 thru 26, 2011*
- c. *Amending the Special Event Liquor License for Prescott Valley Chamber of Commerce for Calendar Year 2011 to add the Yavapai Fair to be held on September 29 through October 2, 2011 at Tim's Toyota Center.*

Council Member Nye made the MOTION, seconded by Council Member Mallory, to approve the Consent Agenda as read, by electronic vote. MOTION carried with 7 ayes and 0 nays.

14. OLD BUSINESS (FOR ACTION)

- a. *Consideration of approving the second reading and passage of Ordinance No. 762 setting forth regulations pertaining to Nuisance Parties*

Mayor Skoog asked to read June Catanzarite Ordinance No. 762 by title only for the second reading.

Mayor Skoog asked, shall the Ordinance pass? Ordinance No. 762 passed with 7 ayes and 0 nays.

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

- a. *Consideration of appointing Warner Owen to fill an existing term on the Planning and Zoning Commission with a term renewal date of October 31, 2013*

Vice Mayor Lasker introduced Warner Owen. Lasker stated that she and Council members Nye and Schmitt interviewed several candidates for the opening on the Planning and Zoning Commission. They recommend Warner Owen to fill the term.

Vice Mayor Lasker made the MOTION, seconded by Council Member Schmitt, to appoint Warner Owen to fill an existing term on the Planning and Zoning Commission with a term renewal date of October 31, 2013, by electronic vote. MOTION carried with 7 ayes and 0 nays.

- b. *Consideration of appointing Lawrence Martin to fill a term on the Library Board of Trustees with a term renewal date of June 30, 2013*

Vice Mayor Lasker introduced Lawrence Martin. Lasker stated that she and Council members Nye and Schmitt also interviewed three other candidates for the opening on Library Board of Trustees. They recommend Lawrence Martin to fill the term.

Vice Mayor Lasker made the MOTION, seconded by Council Member Nye, to appoint Lawrence Martin to fill a term on the Library Board of Trustees with a term renewal date of June 30, 2013, by electronic vote. MOTION carried with 7 ayes and 0 nays.

- c. Consideration of accepting a grant award from the Department of Justice and approving the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY2011 Local Solicitation Contract # 2011-DJ-BX-3470, in addition to authorizing the purchase of the PVPD vehicle in the amount of \$16,641 (grant funded)

Lieutenant James Edelstein presented the information for the grant award to be accepted and to use the funds to purchase a police vehicle. It was noted that this grant does not need to be matched by the town.

Council Member Nye made the MOTION, seconded by Council Member Tjiema, to accept a grant award from the Department of Justice and approving the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY2011 Local Solicitation Contract # 2011-DJ-BX-3470, in addition to authorizing the purchase of the PVPD vehicle in the amount of \$16,641 (grant funded), by electronic vote. MOTION carried with 7 ayes and 0 nays.

- d. Consideration of approving the reading of Ordinance No. 765 by title only on two separate occasions, and then place the same on final passage amending Town Code 10-04-30 "Discharge of Weapons"

Lieutenant James Edelstein introduced the information regarding the need to amend town code by adopting an ordinance to comply with Senate Bill 1334 that became effective in July. The new law bars the Chief of Police as the authority over hunting in the town, but rather turns the authority over to State Game and Fish. He and the Chief have met with Game and Fish to work out the details of where hunting can or cannot be done within the town. They specifically defined the language about it being unlawful to discharge weapons within a quarter mile of any occupied structures. There will be a press release to help educate the public of the changes.

Council Member Schmitt made the MOTION, seconded by Council Member Mallory, to approve the reading of Ordinance No. 765 by title only on two separate occasions, and then place the same on final passage amending Town Code 10-04-30 "Discharge of Weapons", by electronic vote. MOTION carried with 7 ayes and 0 nays.

June Catanzarite read Ordinance No. 765 by title only for the first reading.

- e. Consideration of approving a contract with the low bidder, Waste Management of Arizona, Inc., for disposal services for Clean-up Day - Fall 2011 in an amount not to exceed

\$24,400.00

Operations Manager Ken Stanton stated that Fall Clean-up Day will be on October 1<sup>st</sup>. There were 3 bidders for the project and Waste management was the apparent low bidder. Waste Management has done the previous clean up days and has done a very good job. The event will again be done with the cooperation of Yavapai County and they will pay their portion per the amount brought in by county residents.

Council Member Mallory made the MOTION, seconded by Council Member Tjiema, to approve a contract with the low bidder, Waste Management of Arizona, Inc., for disposal services for Clean-up Day - Fall 2011 in an amount not to exceed \$24,400.00, by electronic vote. MOTION carried with 7 ayes and 0 nays.

f. Consideration of authorizing the Mayor to sign Resolution No. 1762 accepting the Prescott Valley Military Service Monument as constructed for future maintenance

Larry Tarkowski recommended the acceptance of future maintenance of the Prescott Valley Service Monument by the town. The maintenance will include the cost of replacing worn flags and electricity that may cost approximately \$500 per year. The Monument will be dedicated on Sunday September 11 at 1 p.m. Council member Nye stated that this resolution protects the monument. She is very happy to have the monument fundraising project finished and to see it become a reality. One veteran has already asked to have his memorial service take place at the monument site.

Council Member Nye made the MOTION, seconded by Council Member Anderson, to authorize the Mayor to sign Resolution No. 1762 accepting the Prescott Valley Military Service Monument as constructed for future maintenance, by electronic vote. MOTION carried with 7 ayes and 0 nays.

g. Consideration of endorsing the Save Arizona's Forest Environment (SAFE) plan as put forth by the Arizona Cattle Growers' Association

Larry Tarkowski stated that this SAFE plan shows some merit as brought forth by the Mayor. The Yavapai County Board of Supervisors has recently endorsed the plan. Council member Nye commented that it has also been endorsed by NACOG which includes four counties in support.

Council Member Mallory made the MOTION, seconded by Vice Mayor Lasker, endorsing the Save Arizona's Forest Environment (SAFE) plan as put forth by the Arizona Cattle Growers' Association, by electronic vote. MOTION carried with 7 ayes and 0 nays.

16. COMMENTS FROM THE PUBLIC

No comments were forthcoming.

17. MOTION TO CONVENE INTO EXECUTIVE SESSION PER A.R.S. 38-431.03(A)(3) & (A)(4) 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

Council Member Nye made the MOTION, seconded by Council Member Tjiema, TO CONVENE INTO EXECUTIVE SESSION PER A.R.S. 38-431.03(A)(3) & (A)(4) 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, Big Chino Ranch Project, by electronic vote. MOTION carried with 7 ayes and 0 nays.

18. *[Recess into Executive Session]*

Council recessed into Executive Session at 7:20 p.m.

19. *[Reconvene into Regular Session]*

Council reconvened into Regular Session at approximately 8:30 p.m.

20. *ACTION (IF ANY) RELATED TO EXECUTIVE SESSION ITEMS*

No action was taken.

21. *ADJOURNMENT*

Mayor Skoog adjourned the meeting.

ATTEST:

APPROVED:

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Diane Russell, Town Clerk

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Harvey Skoog, Mayor

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

CERTIFICATE OF COUNCIL MINUTES

I, June Catanzarite, of the Town Clerk Department 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, September 8, 2011.

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

Dated September 15, 2011

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June Catanzarite, Town Clerk Department