

**TOWN OF PRESCOTT VALLEY
REGULAR COUNCIL MEETING
MINUTES
February 9, 2012**

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

1. CALL TO ORDER
2. INVOCATION
3. PLEDGE OF ALLEGIANCE
4. ROLL CALL

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

5. SCHEDULED ANNOUNCEMENTS & PRESENTATIONS

a. Chamber of Commerce

Gloria Grose introduced Dan Crosky, manager of Ewing Irrigation, who gave information about the services the business offers.

b. Prescott Valley Community Garden, Bonnie Flores

Bonnie Flores summarized a letter she wrote to the Mayor stating that in March of 2010 the town agreed to allocate \$2,000 to pay for water for the garden for a period of 2 years. Given the money left over from the first year (\$613.95), they have used that money plus this year's funds of \$1,000. They now owe approximately \$140.00 for water without funding to pay for it. They are asking for an increase in the funds for water for the project. Flores gave an overview of the accomplishments of the first year with the garden. They grew enough food to deliver 2,686 pounds of food to the Yavapai Food Bank. They will be adding additional functions to the program for the needy, shut-ins and get HUSD students involved in the garden. Tarkowski invited them back next week when the subject will be discussed on work study. Ms. Flores introduced the Executive Committee Robin Fox, Ramon Ortega, Pauline and Rodney Schaeffer and David Sawyer.

c. Yavapai Symphony Guild, Carol Friedman

Carol Friedman stated that the Yavapai Symphony Guild sponsors two programs for students. A young musician's competition is held in the fall for classical music students in grades six through nine, and another for grades ten through twelve. Professional musicians act as judges and this year 31 students (predominately from Prescott Valley and Chino Valley) received \$9,600 in scholarships. The other program is the Music Memory Program started 35 years ago where they went into the third, fourth and fifth grade class rooms and introduced the children to four pieces of classical music. They were then taken to a high school auditorium to hear the high school orchestra play their music. It grew until they went into the college performance hall at Yavapai College in Prescott where the college orchestra played their music. One thousand children at a time were brought in to hear 18 minutes of music, and then another 1,000 children were brought in to hear 18 minutes of music. Friedman thanked the Mayor and Council for building the Tim's Toyota Center so that the program could be expanded. Last year they had 4,100 children attend the Prescott Pops Music Memory program at the center. This year 4,456 students will be attending the program. Friedman showed photos of concert attendees.

d. PVPD Award Presentation

Chief Fessler, Commander Edelstein and Lt. John Woods presented Council member Nye with an Arizona Association of Chiefs of Police 100th Anniversary Commemorative Set comprised of a Centennial coin, Badge and lapel pin as a token of appreciation for her work as Chair of the local Centennial Committee. The Centennial Gala event being held at Tim's Toyota Center on February 14, 2012 appears to be the largest event in the state. The police officers association approved a Commemorative Badge Set for this special year. Command staff thought it fitting that Council member Nye be given this token of appreciation for making this celebration a proud day not only for the State of Arizona, but the Town of Prescott Valley and the Police Department. Council member Nye is a huge supporter of the PD. Council member Nye thanked them and said how humbled she is by this thoughtful gesture.

6. CERTIFICATES

a. Certificate of Appreciation to Daniel Hays for 5 years of service

Town Clerk Diane Russell read the biography submitted by the PD for Officer Hays. Lt. John Woods commented that Hays has been with the department for five years for which the department is much better off because of him. He is an excellent investigator who does a great job. Hays said it has been a great five years with a great department and he appreciates the great command staff. Mayor Skoog presented Hays with a Certificate of Appreciation.

b. Certificate of Appreciation to Jamie Fukuzawa for 5 years of service

Town Clerk read the accolades submitted by Management Services and Human Resources about Jamie Fukuzawa. Karen Reed, HR director, commented that Jamie has certainly made her job easier and thanked her for doing so. Lee said Jamie is a delight to work with and wishes that all the employees were like her. Jamie thanked everyone for the great five years after which Mayor Skoog presented her with a Certificate of Appreciation.

c. Parks & Recreation Commission Award to Don Rollins

Brian Witty, Parks and Recreation Director, commented that Don has given a lot to the commission and they are going to miss him. It has been a true pleasure to have worked with him and he considers him a good friend. Mayor Skoog presented Don with a Plaque of Appreciation for his years of service from August 2007 to January 2012 on the commission.

7. COMMENTS/COMMUNICATIONS

Council member Nye commented that there seems to be some confusion regarding the Centennial Gala event on February 14, 2012. Nye clarified that the dinner portion of the program is completely sold out. However, concert tickets are still available at the door of Tim's Toyota Center for the entertainment portion of the program.

8. CONSENT AGENDA

a. *Approval of Minutes - January 26 Regular & February 2, 2011 Work Study Sessions*

b. *Accepting Council member Henry Schmitt's letter of resignation from the Town of Prescott Valley Town Council*

c. *Approving Reversionary Plat (RP11-001) Primary Builders, L.L.C. to adjust the common boundary between Lots 193 and 194 of Pronghorn Ranch Unit IIIA located at 7878 and 7890 Bramble Berry Lane and zoned R1L-10 PAD*

d. *Approving Accounts Payable for January 12 thru 30, 2012*

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

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

a. *Consideration of authorizing the Mayor to sign Contract #777511-02 to accept a grant award from the Arizona Department of Homeland Security and approve the purchase of the equipment in its respective amount*

Chief Fessler commented that this grant would allow the PVPD to purchase an Avatar SWAT Robot. This recon scout robot to be used by the SWAT team. Thus the PD would not have to commit people to those areas. The robot has remote control, is fitted with tank tracks, is equipped with a day and night camera, maneuvers over obstacles and stairs, has a built in microphone and speaker for negotiation purposes, has a payload system, has a remote control arm and two separate monitoring screens. With acceptance of this \$27,455.65 grant it will more than cover the cost of the robot. There is no fiscal impact to the town for this purchase.

Council Member Nye made the MOTION, seconded by Council Member Mallory, to approve Contract #777511-02 with the Arizona Department of Homeland Security to accept the grant award AND approve the purchase of the described equipment, by electronic vote. MOTION carried with 6 ayes and 0 nays.

b. Consideration of awarding of the Mountain Valley Park Concessionaire contract to RG Keen

Brian Witty, Parks and Recreation Director, stated the prior concessionaire indicated that wanted to end the agreement for health reasons. Proposals were accepted to run the stand just outside of the four-plex at the park not to include Mountain Valley Splash swimming pool area. Two proposals were received. The concessionaire offering the highest percentage of 25 percent to the town, as well as meeting of all minimal qualifications, was from RG Keen. Ms. Keen stated she looks forward to working in the park.

Council Member Tjiema made the MOTION, seconded by Vice Mayor Lasker, to award the Mountain Valley Park Concessionaire contract to RG Keen, by electronic vote. MOTION carried with 6 ayes and 0 nays.

c. Consideration of approving a Memorandum of Understanding with Yavapai Prescott Indian Tribe

Ryan Judy said staff has brought this MOU to council annually for the last six or seven years. The Yavapai Prescott Indian Tribe contributes approximately 12 percent of their proceeds to local entities. Through this MOU the Town acts as a pass through to accept the monies which are then distributed to the designated agencies. This year \$10,000 will also be donated to the town's Park and Recreation Department program. The Tribe has been very generous and good to us. Mallory commented that she wasn't aware of this program and is grateful for the contribution from the tribe.

Council Member Mallory made the MOTION, seconded by Council Member Anderson, to approve the MOU with the Yavapai Prescott Indian Tribe, by electronic vote. MOTION carried with 6 ayes and 0 nays.

d. Consideration of approving a Consent to Assignment of Development Agreement (YIK Commercial Realty, LLC) (Yavapai Hills Liquidation)

Town Attorney Ivan Legler gave an overview of the Klein family's participation in the development of Prescott Valley after entering an agreement with the Town back in 1999. The Klein family entered into a partnership with Kitchell Development to develop the Crossroads Commercial development. The Klein family now wishes to get out of the business so are liquidating some of their assets. Kitchell will acquire the Klein family interest in the Crossroads development.

Town Manager Larry Tarkowski complimented and thanked the Klein family for having the faith and confidence in the Town of Prescott Valley. Thanks to them, also, for their choice of Kitchell Development as their outstanding partner.

Jeff Allen, President of Kitchell Development Co. and the entities, stated that they have worked for six years with the Klein family and the Town on the Crossroads project. Things are beginning to turn around now and he hinted that further development could be coming in the near future. He further commented that it has been a wonderful working relationship with their partners, the Kleins. Council complimented Mr. Allen for the quality products they are putting in the Crossroads project.

Council Member Mallory made the MOTION, seconded by Council Member Nye, to approve the Consent to Assignment of Development Agreement (YIK Commercial Realty, LLC) , by electronic vote. MOTION carried with 6 ayes and 0 nays.

e. Consideration of approving a Consent to Partial Assignment of Development Agreement (PVL, LLC) (Yavapai Hills Liquidation)

Council Member Mallory made the MOTION, seconded by Council Member Nye , to approve the Consent to Partial Assignment of Development Agreement (PVL, LLC) , by electronic vote. MOTION carried with 6 ayes and 0 nays.

f. Consideration of approving a Consent to Assignment of Collateral Assignment of Development Agreement (Yavapai Hills Liquidation)

Council Member Mallory made the MOTION, seconded by Council member Anderson, to approve the Consent to Assignment of Collateral Assignment of Development Agreement, by electronic vote. MOTION carried with 6 ayes and 0 nays.

g. Consideration of approving the reading of Ordinance No. 767 by title only on two separate occasions amending Article 13-23 of the Prescott Valley Town Code establishing standards allowing placement of political signs in public right-of-way (ZOA11-001)

Community Development Director Richard Parker stated that on April 28, 2011, the Governor of Arizona signed into law H.B. 2500 that substantially expanded the ability to place political signs within public rights-of-way. Certain exceptions to this new limitation on local control were provided, including A.R.S. §16-1019(F), which allows municipalities to designate certain commercial tourism, commercial resort and hotel “sign-free zones” and limitations on signs for candidates in primary elections who do not advance to the general election. With regard to the “sign-free zones”, municipal governing bodies may determine that, based on a predominance of commercial tourism, resort and hotel uses within certain areas, placement of political signs within the rights-of-way will detract from the scenic and aesthetic appeal to tourists. Two (2) such contiguous zones may be designated, with a total area of not more than three (3) square miles. The Community Development Department identified two (2) such areas adjacent to State Route 89A and State Route 69. On December 8, 2011 the Town Council approved Resolution No. 1771, designating these two (2) political sign-free zones within Prescott Valley. A.R.S. §16-

1019(C)(4) provides that political signs placed within rights-of-way located in areas zoned for residential use may now be up to sixteen (16) square feet in size, and those placed within rights-of-way located in any other area may now be up to thirty-two (32) square feet. A.R.S. §16-1019(H) sets forth the time periods during which conforming political signs may not be removed by cities, towns or counties.

Council Member Nye made the MOTION, seconded by Council Member Mallory, to read Ordinance No. 767 by title only on two separate occasions and then place the same on final passage, by electronic vote. MOTION carried with 6 ayes and 0 nays.

Town Clerk Diane Russell read Ordinance No. 767 by title only for the first reading.

10. COMMENTS FROM THE PUBLIC

Marty Grossman representing the PVPD Foundation invited everyone to attend the next foundation meeting on Monday at 6:00 p.m. at the PVPD. The guest speaker will be from the evidence division.

11. ADJOURNMENT

Council Member Nye made the MOTION, seconded by Council Member Mallory, to adjourn the meeting, by electronic vote. MOTION carried with 6 ayes and 0 nays.

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, February 9, 2012.

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

Dated this February 10, 2012

Diane Russell, Town Clerk