

**TOWN OF PRESCOTT VALLEY
REGULAR COUNCIL MEETING MINUTES
September 10, 2009**

*Magistrate Court/Council Chambers
Town of Prescott Valley
7501 E. Civic Circle
Prescott Valley, AZ 86314
5:30 p.m.*

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

The meeting was called to order by Mayor Skoog at 5:30 p.m. in the Magistrate Courtroom/Council Chambers. Reverend Julia McKenna Johnson, Each One Reach One/Aloha Ministries, gave the Invocation. Mayor Skoog presented a Certificate of Appreciation to Pastor McKenna Johnson. The Pledge of Allegiance was said in unison as led by Boy Scout Brandon. Pastor McKenna Johnson then led the audience in singing "God Bless America" to commemorate September 11, 2001.

The following Council members were present for roll call.

Harvey Skoog	Mayor
Lora Lee Nye	Vice Mayor
Richard Anderson	Council member
Mike Flannery	Council member
Patty Lasker	Council member
Fran Schumacher	Council member
Harold Wise	Council member

5. *ANNOUNCEMENTS & PRESENTATIONS*

a. Chamber of Commerce introduction of new members, Marnie Uhl

Marnie Uhl introduced Kim Jordan from Sonora Quest Laboratories of Northern Arizona located on 3161 Windsong Drive. Sonora Quest is based in Flagstaff and also has a Prescott location. Jordan announced an open house on Saturday, September 30 at the Prescott Valley location.

Uhl announced the Chamber has started a radio show on Saturdays from 10:00 to 11:00 a.m. on Fun Oldies 1450 Radio to showcase Chamber of Commerce and Prescott Valley events.

b. YCFA

Gary Spiker from YCFA announced the 2009 Yavapai County Fair is October 1-4 and distributed Fair books to council members and staff. The Fair dinner will be on Friday, October 2 instead of on Thursday like in prior years. He reported that the Fair Association has

reorganized and is under new direction. Spiker stated that the new mortgage loan being sought to secure refinancing for the Fair Association property is expected by October 15.

c. Parks and Recreation – World Arts Festival

Vice Mayor Nye announced that the World Arts Festival will be held here on the Civic Center grounds on Saturday, September 12.

6. PROCLAMATION

a. National Alcohol & Drug Addiction Recovery

John Morris from Yavapai County Adult Probation accepted the proclamation for National Alcohol & Drug Addiction Recovery Month from Mayor Skoog as read by Town Clerk Diane Russell. Morris announced a gala fundraiser event to be held on September 26.

b. Good Neighbor Day

Kim Jensen from Prescott Valley Florist accepted the proclamation for Good Neighbor Day on September 16, 2009 from Mayor Skoog as read by Town Clerk Diane Russell. Jensen noted that she has sponsors who help support the flower distribution project, but she could use more sponsors. Council member Schumacher committed to add her own sponsorship.

7. CERTIFICATES

a. Library Service Awards to Joanne Storer and Sally Landes

Vice Mayor Nye presented Library Service Awards to Joanne Storer and to Sally Landis.

b. Certificate of appreciation to John Woods for 15 years of service

c. Certificate of appreciation to Art Askew for 15 years of service

d. Certificate of appreciation to David McNally for 5 years of service

e. Certificate of appreciation to Bryan Snyder for 5 years of service

f. Certificate of appreciation to Vikie Anderson for 5 years of service

g. Certificate of appreciation to Carolyn Griffin for 5 years of service

All six Town employees being honored this evening were present. Diane Russell read notes prepared for each staff member being recognized for their service to the town. They were all given certificates of appreciation and service award pins. Mayor Skoog, Vice Mayor Nye and Council members thanked staff for their dedication and good work.

8. COMMENTS/COMMUNICATIONS

Council member Schumacher announced the Boys and Girls Club fundraiser event being held on Saturday, September 12 at Tim's Toyota Center. The phone number is 778-3205 for more information.

9. CONSENT AGENDA.

a. Approval of Minutes – August 13, 2009

b. Liquor Licenses & Permits

(1) Approving a new Series 12 Liquor License for Fuddrucker's Restaurant located at 2970 N. Park Avenue, Scott E. Simmons applicant

(2) Approving a Special Event Liquor License for the National Wild Horse Adoption Day fundraiser to be held on September 25, 26 & 27, 2009 at the Fairgrounds RV Park

- (3) *Approving a Special Event Liquor License for the Rotary Club of Prescott Valley Foundation, Inc. for a fund raising event being held at the Stoneridge Country Club on September 11, 2009 from 5:00 p.m. until 9:00 p.m. to benefit the Prescott Valley DARE Program, Horses with a H.E.A.R.T. AND TIP (Trauma Intervention Program); John Ravnik applicant*
- c. *Approving the Letter of Understanding with the Adopt-a-Park volunteers for Fain Park*
- d. *Authorizing the Mayor to sign and ratify the Retainer Agreement with Arnold & Porter for legal services related to the Prescott Valley Convention and Events Center*
- e. *Approving Reversionary Plat 09-001 abandoning Stoneridge Unit 8 as requested by Stoneridge-Prescott Valley, L.L.C.*
- f. *Approving Reversionary Plat 09-002 combining Lots 2729, 2730, 2731 and 2732 and a portion of Tract A of Prescott Valley Unit 8 as requested by Mountain Rose Properties, L.L.C.*
- g. *Approving Reversionary Plat 09-003 abandoning portions of Civic Drive*
- h. *Approving Departmental Monthly Statistical Reports:*
Community Development
Library
Parks and Recreation
Public Works
Town Clerk
Utilities
- i. *Approving Accounts Payable for August 7 thru September 3, 2009*

Vice Mayor Nye made the MOTION, seconded by Council member Flannery, to approve all items on the Consent Agenda, by roll call vote. MOTION carried with 7 ayes and 0 nays.

10. UNFINISHED BUSINESS (FOR ACTION)

- a. *Consideration of approving the second reading, by title only, and possible passage of **Ordinance No. 735** adopting the 2009 Amendments to the Tax Code of the Town of Prescott Valley*

Town Clerk Diane Russell read Ordinance No. 735 adopting the 2009 Amendments to the Tax Code of the Town of Prescott Valley for the second reading by title only. Mayor Skoog asked shall the Ordinance pass? The Town Clerk Diane Russell called the roll to vote upon **Ordinance No. 735**. The Ordinance passed with 7 ayes and 0 nays.

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

- a. *Public Hearing*

Mayor Skoog declared the Public Hearing open.

Open Public Hearing - Proposed Annexation of approximately two acres lying in Township 14 N., Range 1 E., Section 34 generally located adjacent to the west side of

State Route 69 between Village Creek Blvd and Bradshaw Mountain Rd., as requested by the Polland Family Trust

Community Development Director Richard Parker showed an overhead map of the Polland Family Trust property being considered for annexation. Parker stated that no objections were received from surrounding property owners that were notified as prescribed.

Close Public Hearing

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

b. Consideration of accepting a Recovery Act Edward Byrne Memorial Justice Assistance Grant (JAG) Formula Program in the amount of \$101,090.

Police Chief Jim Maxson spoke about the grant that will provide funds for specific equipment including tasers, transcribers, security swipe card system upgrades, and three additional radar units.

Council member Wise made the MOTION, seconded by Vice Mayor Nye, to accept a Recovery Act Edward Byrne Memorial Justice Assistance Grant (JAG) Formula Program in the amount of \$101,090, by roll call vote. MOTION carried with 7 ayes and 0 nays.

c. Consideration of accepting a U.S. Department of Justice under Edward Byrne Memorial Justice Assistance Grant (JAG) in the amount of \$23,481.00

Chief Maxson stated that this grant was similar to the previous grant. The funds from this grant are intended to purchase four hand held units bar scan systems to enable police officers to scan drivers licenses and license plates. This technology will enable officers to do more electronically, saving paperwork and thereby giving officers more time on the streets.

Vice Mayor Nye made the MOTION, seconded by Council member Schumacher, to accept a U.S. Department of Justice under Edward Byrne Memorial Justice Assistance Grant (JAG) in the amount of \$23,481.00 by roll call vote. MOTION carried with 7 ayes and 0 nays.

d. Consideration of authorizing the first reading, by title only, of Ordinance No. 732 approving an amendment to Town Code 4-01-050 delegating authority to PVPD to adopt Towing Regulations as part of its General Orders

Chief Maxson stated that John Woods worked for an extended period of time with the legal department to draft the ordinance to amend town code concerning towing regulations.

Council member Flannery made the MOTION, seconded by Council member Schumacher, to authorize the first reading, by title only, of Ordinance No. 732 approving an amendment to Town Code 4-01-050 delegating authority to PVPD to adopt Towing Regulations as part of its General Orders by roll call vote. MOTION carried with 7 ayes and 0 nays.

Town Clerk Diane Russell read Ordinance No. 732 by title only for the first reading.

e. Consideration of authorizing the first reading, by title only, of Ordinance No. 734 increasing certain animal control fees

Chief Maxson introduced Sgt Bonney who worked on the ordinance for animal control fees. Council member Flannery commended Sgt Bonney his efforts.

Council member Fran Schumacher made the MOTION, seconded by Vice Mayor Nye, to authorize the first reading, by title only, of Ordinance No. 734 increasing certain animal control fees by roll call vote. MOTION carried with 6 ayes and 1 nay from Council member Anderson.

Town Clerk Diane Russell read Ordinance No. 734 by title only for the first reading.

- f. Consideration of authorizing the Mayor to sign **Resolution No. 1668** approving a Final Development Plan 09-004 for the Central Yavapai Fire District Fire Training Academy*

Richard Parker presented the information on the Final Development Plan for the CYFD Training Academy and showed the illustrations on screen of the area.

Council member Flannery made the MOTION, seconded by Council member Schumacher, to approve Resolution No. 1668 approving a Final Development Plan 09-004 for the Central Yavapai Fire District Fire Training Academy by roll call vote. MOTION carried with 7 ayes and 0 nays.

- g. Consideration of approving an Intergovernmental Agreement with Yavapai County Flood Control District for funding Robert Road and Western Blvd area storm water management improvements*

Public Works Director Norm Davis introduced the IGA with Yavapai County Flood District that is for \$650,000 this year. Davis showed the storm water management areas on screen for Robert Road and Western Blvd. He stated that the funds are used to scope project designs which are sent to a professional engineering consultant and to purchase drainage easement improvements. Mayor Skoog noted that Yavapai County pays for flood control funding.

Council member Wise made the MOTION, seconded by Council member Flannery to approve an Intergovernmental Agreement with Yavapai County Flood Control District for funding Robert Road and Western Blvd. area storm water management improvements by roll call vote. MOTION carried with 7 ayes and 0 nays.

- h. Consideration of approving an Intergovernmental Agreement with Yavapai County Flood Control District and the Town of Dewey/Humboldt for funding SR 169 area storm water management improvements*

Norm Davis showed on screen the project area located on SR 169 where it crosses the Agua Fria River which is being considered for storm management improvements. This Intergovernmental Agreement is to be administered by the Town of Dewey/Humboldt and cosigned by the Town of Prescott Valley for funding by Yavapai County. YCFCD requires both communities to sign the agreement for project funding.

Council member Schumacher made the MOTION, seconded by Vice Mayor Nye, to approve an Intergovernmental Agreement with Yavapai County Flood Control District and the Town of

Dewey/Humboldt for funding SR 169 area storm water management improvements by roll call vote. MOTION carried with 7 ayes and 0 nays.

- i. Consideration of approving the Amendment to the Town Engineer Agreement with Dava & Associates in an amount not to exceed \$50,670 for construction period services AND approving the contract with Markham Contracting Company, Inc. in the amount of \$612,800 for the Lakeshore Drive Improvements (CIP#S305B)*

Norm Davis stated that this project is for phase B of the Lakeshore Drive Improvements. Phase A was the installation of the traffic signal which is complete. The funding is available to complete the project which had an engineering estimate of \$955,000. There were 12 bids received and the lowest apparent bidder was Markham Contracting at \$612, 800. If the contract is awarded, it will be about a 45-day contract time for completion making it able to be finished by the end of 2009.

Council member Flannery made the MOTION, seconded by Council member Schumacher to approve the Amendment to the Town Engineer Agreement with Dava & Associates in an amount not to exceed \$50,670 for construction period services AND approving the contract with Markham Contracting Company, Inc. in the amount of \$612,800 for the Lakeshore Drive Improvements (CIP#S305B) by roll call vote. MOTION carried with 7 ayes and 0 nays.

- j. Consideration of authorizing the Mayor to sign a letter of request to the Yavapai County Board of Supervisors to alter the County Highway status of a portion of Coyote Springs Road located within the Town limits*

Norm Davis stated that this request is to transfer ownership of a portion of Coyote Springs Road, through approval by the state, to allow the Town to maintain this new section of county highway. This road was extended to grant alternate access to and from the Pronghorn Ranch and Viewpoint subdivisions. An application to ASLD will be necessary to complete the transfer to the town.

Council member Fran Schumacher made the MOTION, seconded by Council member Flannery, to authorize the Mayor to sign a letter of request to the Yavapai County Board of Supervisors to alter the County Highway status of a portion of Coyote Springs Road located within the Town limits so that it may be a Town roadway, by roll call vote. MOTION carried with 7 ayes and 0 nays.

And for Action Option B

Council member Fran Schumacher made the MOTION, seconded by Council member Flannery, to sign the Assignment Application to ASLD for this portion of Coyote Springs Road and any other documents required to transfer an interest in the roadway from ASLD by roll call vote. MOTION carried with 7 ayes and 0 nays.

- k. Consideration of approving a contract with Prescott Valley C & D Landfill for Clean-up Day Fall 2009 disposal services in an amount not to exceed \$52,240*

Norm Davis stated that he comes to council twice a year for Clean-up Day. He noted the new fee schedule that has been developed that will be distributed with the water bills. Davis showed

some slides from previous Clean-up Days. The contractor Prescott Valley C& D Landfill does a good job.

Council member Wise made the MOTION, seconded by Vice Mayor Nye, to approve a contract with Prescott Valley C & D Landfill for Clean-up Day Fall 2009 disposal services in an amount not to exceed \$52,240 by roll call vote. MOTION carried with 7 ayes and 0 nays.

12. COMMENTS FROM THE PUBLIC

Tom Liuzzo from PVEDF thanked the Town Council for their continued support.

13. ADJOURNMENT

Vice Mayor Nye made the MOTION, seconded by Council member Lasker, to adjourn the meeting by roll call vote. MOTION carried with 7 ayes and 0 nays.

Mayor Skoog adjourned the meeting at 7:17 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, June Catanzarite, 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 10, 2009.

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

Dated this 16th day of September, 2009

June Catanzarite, Town Clerk Department