

**TOWN OF PRESCOTT VALLEY  
REGULAR COUNCIL MEETING MINUTES  
March 12, 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 – Pastor Troy Powers, Prescott Free Methodist Church*
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. Pastor Troy Powers, Prescott Free Methodist Church gave the Invocation after which Vice Mayor Schumacher presented Pastor Powers with a Certificate of Appreciation.

Color Guard from Prescott Valley Police Department presented the flags and the Pledge of Allegiance was said in unison.

The following Council members were present for roll call.

<i>Harvey Skoog</i>	<i>Mayor</i>
<i>Fran Schumacher</i>	<i>Vice Mayor</i>
<i>Harold Wise</i>	<i>Council member</i>
<i>Mike Flannery</i>	<i>Council member</i>
<i>Lora Lee Nye</i>	<i>Council member</i>
<i>Mary Baker</i>	<i>Council member</i>
<i>Richard Anderson</i>	<i>Council member</i>

5. *ANNOUNCEMENTS & PRESENTATIONS*

a. *PVPD Promotional Ceremony*

Chief of Police, Jim Maxson announced Police Department promotions of Del Miller and Wayne Nelson to Lieutenant, Robert Brown and Kell Paguta to Sergeant, and Shawn Caswell and Jason Kaufman to Corporal. Chief Maxson read a biography about each officer. Chief Maxson introduced each police officer who in turn introduced their family members in attendance. Mayor Skoog administered the Oath of Office to each newly promoted officer after which he officer was ‘pinned’ by their spouses with their new badge.

The Mayor, Vice Mayor and Council members all gave congratulatory comments to the newly promoted police officers and thanks to all the police department staff members.

b. *Citizens Academy Graduation*

Deputy Town Manager, Ryan Judy presented the graduates of the Citizens Academy with Diplomas of Academic Citizenry. Council members assisted in passing out the diplomas to those in attendance. This class had 23 graduates.

*6. RECESS FOR REFRESHMENTS*

Recess was taken at 6:12 p.m. for refreshments following the Citizens Academy Graduation.

*7. RECONVENE*

The meeting was reconvened at 6:26p.m.

*8. CERTIFICATES*

*a. Certificate of appreciation to John Riley for 10 years of service*

Police Officer John Riley was presented with a Certificate of Appreciation and a 10 year service pin.

*9. MAYOR RECOGNITION AWARD*

*a. Rising Star Homes*

A Mayor's Recognition Award was presented to J C Conner and Scott Nalda owners of Rising Star Homes. As a builder of 200 homes in Prescott Valley, the award highlighted the specific contributions Rising Star Homes has made to the community including donations of paint for use in graffiti abatement and their support of Big Brothers and Big Sisters, the Boys and Girls Club and Humboldt Unified School District.

Mark Libman, Code Enforcement Officer thanked Mr. Conner and Mr. Nalda for their contribution of the paint for graffiti abatement.

*10. COMMENTS/COMMUNICATIONS*

Council member Flannery congratulated the winners of the Primary Election and thanked all the candidates for their participation. He also thanked the voters for their endorsement of the Home Rule. Mayor Skoog added congratulatory comments as well to newly elected officials of Chino Valley and Dewey-Humboldt.

*11. CONSENT AGENDA*

*a. Approval of Minutes – February 26, 2009*

*b. Accepting a lot donation from Martin F. Snyder, Trustee; Parcel 103-33-064, Lot 6496 in PV Unit 16*

*c. Accepting two separately-owned public utility easements for the Hampton Inn from Lonesome Valley Hospitality LLC and Vanden Eykel Enterprises, LLC*

*d. Accepting four public utility, drainage and pedestrian easements for Lots 965, 966, 967, 954, 1030, 1031 and 1385 for the Robert Road Improvements Phase A, Loos to Spouse Project (CIP#412.1)*

*e. Accepting easements for Lots 1141 & 1235 and a temporary construction easement for Lot 1141 for the Robert Road Improvements Phase B, Spouse to Tranquil Project (CIP#412.2 [412B])*

*f. Authorizing the Mayor to sign **Resolution No. 1633** abandoning an easement on Lot 1, Prescott Valley Unit 1 as requested by CVS Pharmacy*

*g. Authorizing the Mayor to sign **Resolution No. 1637** for the Owner Occupied Housing Rehabilitation Grant Program*

*h. Approving the purchase of "d-tank" casework units for the new Library Building from Goodmans through cooperative purchase with the State of Arizona per Town Code 3-04-090, in an amount not to exceed \$150,000 (moved from new business)*

*i. Approving Accounts Payable for February 20 thru March 5, 2009*

MOTION was made by Council member Nye and seconded by Vice Mayor Schumacher to accept the Consent Agenda as read by electronic vote. MOTION carried with 7 ayes and 0 nays.

Mayor Skoog asked to move item 13.g. for discussion at this time. Council agreed.

*13g. Public Hearing*

*Community Development Block Grant Funds*

The Mayor declared the public hearing open.

Deputy Town Manager, Ryan Judy provided background about the Community Development Block Grant Funds application process, qualifications for CDBG fund consideration and public requests for those funds.

Liz Toone from New Horizons Independent Living Center, expressed their need of \$4,600 to purchase a \$58,000 ten person van. She asked the Council to reconsider her previous request for a portion of CDBG monies. Ms. Toone had a group of supporters in the audience from New Horizons.

Bob Moore, the New Horizons Board President, spoke about transportation needs. Mayor Skoog commented that the town may have a possible solution and asked Ryan Judy to explain. Ryan Judy spoke about an alternative to CDBG funds being LTAF2 funds available for transportation related items that could possibly accommodate New Horizons' request for \$4,600. The Mayor asked Mr. Judy if it was something that could be put on the next council meeting and how fast could we cut the check to New Horizons. Mr. Judy said a Community Services Agreement would be need to be drafted prior to any such arrangement. Larry Tarkowski commented about possible funding for vans through LTAF as part of ADOT and it would be best to wait since the funds could be available after July 1, 2009 in the new fiscal year. Funds are already allocated for this fiscal year. Further discussion regarding this possibility will be held at a later date. Liz Toone commented that they will find a way. Mr. Judy explained that using LTAF funds would be quicker than CDBG funds. Mayor Skoog commented to Liz Toone that we'll do the best we can.

Sally Jackson from West Yavapai Guidance Clinic requested \$20,000 to \$25,000 for one van instead of two that was asked for a month ago. She asked that people not forget how much the services are needed in tough economic times and that non-profits are struggling. Larry Tarkowski asked Ms. Jackson if West Yavapai has submitted applications for NACOG grant funds for vans. Ms. Jackson and Ms. Toone commented that both organizations use the NACOG/ADOT programs.

Jim Higginbotham of PV Day Center spoke to request \$9,000 in funds to construct a building to house a donated kiln needed by their facility.

Sandy Farina spoke more about PV Day Center to request funding. Ms. Farina stressed the extreme need for funding for their programs.

Ben Harper commented about transportation if fixed bus lines come in then the door to door service will stop.

George Orlik believes the true spirit of the grants is for the seniors, disabled and non-profits. The Town should not give it to developers to build a road. He wants the Council to reconsider their decision.

Council member Baker remarked that she continues to support giving the CDBG funds to the road project as already discussed. She asked Ryan Judy about LTAF fund availability for vans and remarked that if one organization is considered they all should be considered. Mr. Judy said that any Community Service Agreements and possible funding would have to be considered on a case by case basis.

Council member Flannery expressed concerns about all the people who spoke tonight with requests for vans. He commented that money is available through 5307 pool for vans, but that the subject can be discussed at another time.

Liz Toone spoke more about the tight budget she has to run her services and how their programs work with matching funds.

Mr. Flannery commented that there will be a new cycle to 5307 money. He stated he feels the comments this evening "grate him" about giving grant money to a developer for the road.

Mayor Skoog declared the public hearing closed as no further comments were forthcoming.

*12. UNFINISHED BUSINESS (FOR ACTION)*

- a. *Consideration of approving the second reading, by title only, and passage of **Ordinance No. 726** approving a land exchange on a corner of Town-owned Lot 283, Unit 2 (APN 103-23-011A) for a corner of privately-owned Lot 284, Unit 2 (APN 103-23-011/2) for the Tani Road Drainage Improvement Project (CIP#E159)*

MOTION was made by Council member Wise and seconded by Council member Baker to approve the second reading, by title only, and passage of **Ordinance No. 726** approving a land exchange on a corner of Town-owned Lot 283, Unit 2 (APN 103-23-011A) for a corner of privately-owned Lot 284, Unit 2 (APN 103-23-011/2) for the Tani Road Drainage Improvement Project (CIP#E159) by electronic vote. MOTION carried with 7 ayes and 0 nays. Town Clerk, Diane Russell read Ordinance No. 726 by title only for the second reading.

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

- a. *Public Hearing*  
*Zoning Map Change (ZMC08-007) – Humboldt Bible Church Inc.*

Mayor Skoog declared the public hearing open.

Town Planner, Joe Scott presented the information to show the area of the proposed zoning map change for Humboldt Bible Church Inc.

Mayor Skoog declared the public hearing closed as there were no further comments.

- b. Consideration of approving the first reading of **Ordinance No. 727** by title only approving zoning map change (ZMC08-007) for Humboldt Bible Church Inc.*

MOTION was made by Vice Mayor Schumacher and seconded by Council member Nye to approve the first reading of **Ordinance No. 727** by title only approving zoning map change (ZMC08-007) for Humboldt Bible Church Inc. by electronic vote. MOTION carried with 7 ayes and 0 nays.

Town Clerk, Diane Russell read Ordinance No. 727 by title only for the first reading.

- c. Public Hearing*

*Open Public Hearing*

*Zoning Map Change (ZMC09-001) – Central Yavapai Fire District*

Mayor Skoog declared the public hearing open.

Town Planner, Joe Scott presented the information to show the area of the proposed zoning map change for use by the Central Yavapai Fire District to allow by right the eventual development of a Fire Station and a communications tower.

Central Yavapai District Fire Chief Ron Parrish commented that the plan is to begin construction of the tower on the site in the next two months.

Council member Flannery commented that Santa Fe Loop improvements are already in place. Mayor Skoog declared the public hearing closed as there were no further comments.

- d. Consideration of approving the first reading of Ordinance No. 728 by title only approving zoning map change (ZMC09-001) for the Central Yavapai Fire District*

MOTION was made by Council member Wise and seconded by council member Flannery to approve the first reading of **Ordinance No. 728** by title only approving zoning map change (ZMC09-001) for the Central Yavapai Fire District by electronic vote. MOTION carried with 7 ayes and 0 nays.

Town Clerk, Diane Russell read Ordinance No. 728 by title only for the first reading.

- e. Public Hearing*

*Minor Amendment to General Plan 2020 (GPA08-003) to accommodate the placement of a public safety communications facility atop Glassford Hill*

Mayor Skoog declared the public hearing open.

Community Development Director, Richard Parker explained the identification of sites for placement of public safety communications facilities. There has been no public opposition to the proposed facility atop Glassford Hill.

Vice Mayor Schumacher asked about the logistics of the equipment. Town Manager, Larry Tarkowski commented that a minimum of electricity with solar panels would be installed.

Council member Nye commented that this is an important public safety concern and that the amendment to the General Plan is minor.

Mr. Parker stated that the site will be camouflaged as much as possible. The communications tower will benefit all area public safety offices to share as a partnership with police and fire departments through out the county. The tower will be large enough to add other services for future use.

Victor Borelli, a PV resident asked if the future of this site would be for commercial use. He is concerned about the height of things going up on Glassford Hill with hotels, etc. Vice Mayor Schumacher commented that nothing can go higher than the Kia dealership. Mr. Tarkowski explained that the site will not become like South Mountain in Phoenix. It will only be used for public safety communications.

Mayor Skoog declared the public hearing closed as there were no further comments.

- f. Consideration of authorizing the Mayor to sign **Resolution No. 1634** approving a Minor General Plan Amendment (GPA08-003) for a public safety communications facility atop Glassford Hill*

MOTION was made by Council member Nye and seconded by Council member Flannery to authorize the Mayor to sign **Resolution No. 1634** approving a Minor General Plan Amendment (GPA08-003) for a public safety communications facility atop Glassford Hill by electronic vote. MOTION carried with 7 ayes and 0 nays.

- g. Public Hearing – Community Development Block Grant Funds*

See above: This Public Hearing was moved to follow the motion to approve Item 11 Consent Agenda in order to accommodate the large number of people wishing to speak about Community Development Block Grant funds.

- h. Consideration of authorizing the Mayor to sign **Resolution No. 1636** authorizing the application for CDBG funding in the approximate amount of \$726,080*

MOTION was made by Council member Baker and seconded by Council member Wise authorizing the Mayor to sign **Resolution No. 1636** authorizing the application for CDBG funding in the approximate amount of \$726,080 by electronic vote. MOTION carried with 6 ayes. Council member Nye voted nay.

- i. Consideration of authorizing the Mayor to sign **Resolution No. 1635** approving Final Development Plan (FDP09-001) for Donald Kells Farms and sign any agreement under Proposition 207*

Richard Parker commented that this final development plan is to accommodate a concrete manufacturing facility in Antelope Meadows Commercial Center. Mr. Kells stated that the company name is Sundance Redi-Rock.

MOTION was made by Council member Nye and seconded by Vice Mayor Schumacher authorizing the Mayor to sign **Resolution No. 1635** approving Final Development Plan (FDP09-001) for Donald Kells Farms and sign any agreement under Proposition 207 by electronic vote. MOTION carried with 7 ayes and 0 nays.

- j. *Consideration of approving Change Order No. 1 in the contract with A. Miner Contracting for a reduction of \$10,600 in the Southside Community Facilities District Project (CIP#E280)*

Neil Wadsworth, Utilities Director commented that this was change order number one and the final change order for this contract and is for a contract reduction amount of \$10,600.

MOTION was made by Council member Flannery and seconded by Vice mayor Schumacher to approve Change Order No. 1 in the contract with A. Miner Contracting for a reduction of \$10,600 in the Southside Community Facilities District Project (CIP#E280) by electronic vote. MOTION carried with 7 ayes and 0 nays.

*14. COMMENTS FROM THE PUBLIC*

No comments were forthcoming from the public.

*15. ADJOURNMENT*

MOTION was made by Vice Mayor Schumacher and seconded by Council member Nye to adjourn the meeting by electronic vote. MOTION carried with 7 ayes and 0 nays.

Mayor Skoog adjourned the meeting at 7:50 p.m.

*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, 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, March 12, 2009.

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

Dated this March 17, 2009

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June Catanzarite, Town Clerk Department