

THIRD AMENDED

**NOTICE OF REGULAR MEETING
OF THE CAREFREE TOWN COUNCIL**

WHEN: TUESDAY, SEPTEMBER 7, 2021

WHERE: ZOOM WEB <https://us02web.zoom.us/j/3229729660>
MEETING ID: 322 972 9660*

TIME: 5:00 P.M.

Pursuant to A.R.S. 38-431.02, notice is hereby given to the members of the Town Council of the Town of Carefree, Arizona and to the general public that the members of the Town Council will hold a meeting open to the public. For any item listed on the agenda, the Council may vote to go into Executive Session for advice of counsel and/or to discuss records and information exempt by law or rule from public inspection, pursuant to Arizona Revised Statutes §38-431.03.

The agenda for the meeting is as follows:

CALL TO ORDER

ROLL CALL

A members of the Council may participate by technological means or methods pursuant to A.R.S. §38-431(4).

CONSENT AGENDA

All items listed hereunder are considered to be routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a council member so requests, in which event the item will be removed from the consent agenda and will be discussed separately:

ITEM #1 Approval of the June 1, 2021 Town Council Regular Meeting Minutes.

ITEM #2 Approval of the July 6, 2021 Town Council Regular Meeting Minutes.

ITEM #3 Acceptance into the public record of the August, 2021 paid bills.

ITEM #4 Acceptance of the cash receipts and disbursements report for June, 2021.

CALL TO THE PUBLIC

ITEM #5 Call to the Public: Consideration of comments from the public. Pursuant to Section 2-4-7(G) of the Town Code and A.R.S. 38-431.01(H), those wishing to address the Council need not request permission in advance. The public may address the Council on matters not on the agenda. At the conclusion of an open call to the public, individual members of the public body may respond to criticism made by those who have addressed the public body, may ask staff to review a matter, direct staff to study the matter, reschedule the matter for further consideration and decision at a later date, or may ask that a matter be put on a future agenda. However, the Council may not discuss or take legal action at this time. Please limit your comments to not more than 3 minutes.

REGULAR AGENDA:

- ITEM #6** Current Events.
- ITEM #7** Review, discussion and possible action to approve Ordinance 2021-03 amending Ordinance 2002(1-12, 4-1-1B(3)) eliminating the suspension fee in civil traffic cases and applying the suspension fee to criminal traffic cases only.
- ITEM #8** Presentation by Communications Coordinator Alex Orozco regarding launch of the new Town of Carefree website.
- ITEM #9** Review, discussion and possible action to authorize the Mayor to enter into a lease with Rural Metro Fire Corporation to temporarily (month-to-month) house and store vehicles, equipment and employees from Cave Creek Firehouse Unit 825 at the Carefree Fire Station beginning in October, 2021.
- ITEM #10** Approval of street closures for Thunderbird Artists' 28th Annual Fall Carefree Fine Art & Wine Festival Friday, November 5 through Sunday, November 7, 2021 from 10:00 a.m. to 5:00 p.m. with set-up beginning November 4 at 5:00 p.m. and tear down on November 7 at 5:15 p.m. Road closures include Hum and HoHum Road, Easy Street, and Sundial Circle as shown in the attached map. Council approval tentative based upon COVID-19 state guidelines.
- ITEM #11** Appointment of a Council Member to fulfil the unexpired term of the seat vacated by Council Member Michael Krahe pursuant to Carefree Town Code § 2-1-3. Applicants to be considered are:
- ~~Paulie M. Fabian~~
Michael J. Johnson
Gene Orrico
~~Pam Wold~~
- ITEM #12** Adjournment.

DATED this 6th of September, 2021.

TOWN OF CAREFREE

BY: Kandace French Contreras
Kandace French Contreras, Town Clerk/Treasurer

Items may be taken out of sequence

*Due to COVID-19, this meeting is being conducted electronically by Zoom. The public can join, listen and view the meeting as follows:

On your computer:
ZOOM WEB <https://us02web.zoom.us/join/3229729660>

Or go to <https://www.zoom.us/join> Meeting ID: 322 972 9660
A password is not required.

On your phone:
Please call 1-669-900-6833



FOR SPECIAL ACCOMMODATIONS

Please contact the Town Clerk, 8 Sundial Circle (PO Box 740), Carefree, AZ 85377; (480) 488-3686, at least three working days prior to the meeting if you require special accommodations due to a disability.

**MINUTES OF THE REGULAR MEETING
OF THE CAREFREE TOWN COUNCIL**



WHEN: TUESDAY, JUNE 1, 2021

WHERE: ZOOM WEB

TIME: 5:00 P.M.

Town Council

Mayor Les Peterson (via Zoom)
Vice Mayor John Crane
Tony Geiger
Cheryl Kroyer

Town Council

Vince D'Aliesio
Stephen Hatcher

Vice Mayor Crane opened the meeting at 5:04 p.m.

CONSENT AGENDA

ITEM #1 Approval of the May 4, 2021 Town Council Regular Meeting Minutes.

ITEM #2 Acceptance into the public record of the May, 2021 paid bills.

ITEM #3 Acceptance of the cash receipts and disbursements report for April, 2021.

Councilperson Kroyer **MOVE TO ACCEPT** the CONSENT AGENDA. **SECONDED** by Councilperson Geiger. **CARRIED** 4-0, with 2 absent.

CALL TO THE PUBLIC

ITEM #4 Call to the Public.

Vice Mayor Crane asked for public comment. No public comment was submitted.

REGULAR AGENDA:

ITEM #5 Current Events.

Mayor Peterson recognized the successful turnout of the Memorial Day event. Vice Mayor Crane shared an overview of the commemoration and recognized the Town of Carefree Public Works Department and Staff for their hard work with the preparations. Mr. Crane also acknowledged the Cave Creek Cub/Boy Scouts and The Daughters of the American Revolution for their attendance. Vice Mayor Crane thanked The Heritage for providing van services and

Maricopa County Sheriff's Office for providing five officers when originally there was to only be two. Mr. Crane noted that the commemoration had more attendees than seats, exhibiting how well the event was received.

ITEM #6 Adjournment.

Vice Mayor Crane read the agenda item and asked for a motion.

Councilperson Kroyer **MOVED TO ADJOURN.** **SECONDED** by Councilperson Gieger. **CARRIED** unanimously.

The meeting was adjourned at 5:07 p.m.

DATED this 25th day of August, 2021.

TOWN OF CAREFREE

BY: _____
Samantha J. Gesell, Planning Clerk

TOWN OF CAREFREE

Les Peterson, Mayor

Attest:

Samantha J. Gesell, Planning Clerk

I hereby certify that the foregoing minutes are a true and correct copy of the Regular Meeting of the Town of Carefree held June 1, 2021. I further certify that the meeting was duly called and held and that a quorum was present.

Kandace French Contreras, Town Clerk



**MINUTES OF THE REGULAR MEETING
OF THE CAREFREE TOWN COUNCIL**

WHEN: TUESDAY, JULY 6, 2021

WHERE: ZOOM WEB <https://us02web.zoom.us/j/3229729660>
MEETING ID: 322 972 9660

TIME: 5:00 P.M.

Town Council Attending:

Mayor Les Peterson
Vice Mayor John Crane
Vince D'Aliesio
Tony Geiger
Stephen Hatcher
Michael Krahe
Cheryl Kroyer

Town Council Absent:

None

Staff Present:

Gary Neiss, Town Administrator; Michael Wright, Town Attorney; Stacey Bridge-Denzak, Planning Director; Mark Milstone, Town Engineer; Kandace French, Town Clerk/Treasurer.

Mayor Peterson called the meeting to order at 5:00 p.m.

Tony Geiger led the Council in the Pledge of Allegiance.

CONSENT AGENDA

ITEM #1 Approval of the June 1, 2021 Town Council Regular Meeting Minutes.

ITEM #2 Acceptance into the public record of the June, 2021 paid bills.

ITEM #3 Acceptance of the cash receipts and disbursements report for May, 2021.

ITEM #4 Approval of the Proclamation declaring the month of August, 2021 as "*Child Support Awareness Month.*"

ITEM #5 Authorization of funds as appropriated in the Town's FY 21/22 budget to purchase replacement vehicles for Building Safety, Code Enforcement and the Street Department.

ITEM #6 Authorization of Capital Improvements Funds to repair stucco and apply ceramic paint to the exterior of the Public Visitor Center building and amphitheater stage wall.

Mayor Peterson announced the Consent Agenda item and asked if there were any questions.

Council Member Kroyer asked about Agenda Item #1 minutes as they were not in her packet.

Town Clerk, Kandace French Contreras, responded that the June 1, 2021 minutes were not ready for the Council's review and asked them to be deferred.

The June 1, 2021 minutes were deferred.

Mayor Peterson asked for a motion to approve agenda items #2, #3, #4, #5 and #6.

Relative to Agenda Item #5, Council Member Hatcher asked what the Town did to dispose of old vehicles when new vehicles were purchased.

Town Administrator, Gary Neiss, responded that there was a government auction site online for the public where the Town lists vehicles and equipment for sale. One of the vehicles will not be sold but will be assigned to Town Engineer, Mark Milstone. The other two vehicles will be listed on the government auction site.

Council Member Hatcher asked if the Town would get a reimbursement for the purchase of the new vehicles through the sale of the old vehicles.

Mr. Neiss confirmed that was correct and that the current market indicated the Town would receive top dollar for the vehicles.

Mayor Peterson commented that the purchase of the new vehicles was also under a government contract which meant they were getting them at the lowest cost possible.

There being no further questions, Council Member Kroyer **moved** to approve Agenda Items 2 through 6. There was a **second** by Vice Mayor Crane. The motion **carried** unanimously by roll call vote of a vote of 6 to 0.

CALL TO THE PUBLIC

ITEM #7 Call to the Public.

Mayor Peterson announced the agenda item and asked the Town Clerk if she received any public comment.

Mrs. French Contreras stated she received one public comment in regard to fireworks and several regarding the current water issue. She read the public comment from James Dove in Carefree regarding his observation of fireworks at a nearby home. He requested enforcement and

consideration of adoption of additional an ordinance to prevent such occurrence if it happened without approval and cited the extreme fire danger.

Mayor Peterson commented that no fireworks permits had been issued and that the staff would look into the matter further.

Town Council Member D'Aliesio asked if it was possible to have the Town Code Enforcement Officer investigate.

Town Manager, Gary Neiss stated that Code Enforcement Officer received a copy of the letter and would look into the matter further. But, given that it was after the fact, it may be difficult to determine culpability.

Vice Mayor Crane stated, based on the video, the fireworks were almost at a "professional fireworks" level and the matter needs to be reviewed.

There was further discussion by the Council.

Town Attorney Michael Wright also commented that the State exercised its preemptive action in April, 2014 legislation that prohibits local jurisdiction from prohibiting fireworks with the exception of a one mile radius of certain areas such as preserves and parks.

Mayor Peterson then addressed the Call to the Public letters regarding the issue of the proposed in-ground water tank in the Boulders utility easement, support for the water tank, water service change over from Cave Creek to Carefree Water Company and observations that the Boulders residents benefitted from the decommissioning of the Boulders Sewer Treatment Plant at the cost to all residents, but the Boulders residents did not want to allow the water system developed for the benefit of a large portion of the Carefree citizens. Mayor Peterson read a public comment letter from Darrell Doepke regarding his personal review of the parcel the Town intends to use and reviewing and disputing statements made by Mr. Schwarzkopf regarding the value of the easement property, effect on home values in the Boulders, and detracting from the aesthetic beauty of the land.

Additional letters were submitted by, and read into the record in support of the water project and proposed water tank by Town Clerk Kandace French Contreras and Mayor Peterson:

Timothy Angelos, Natalie Baxter, Carefree Citizens Protecting Our Water Supply, Mario DiFerdinando, Patrick Evers, Jill Heberling, Cathy Johnston, Dennis Lewin, Rudolf Marso, Cindy Markantes, Barb Neagle, Pat Patterson, Scott Peterson, Lisa Zarins Rinde, Sally Shaffer, and Kevin and Carol Tully.

A Public Comment was read, out of order, from John Mattes by Town Clerk Kandace French Contreras, which addressed a proposed resort at the corner of Tom Darlington and Carefree Highway. Mr. Mattes stated that it is not zoned for such a project and minimal notice was provided and could have been better noticed, such as notice included in the local water bills. He further stated that residents are not fully informed about the "water transition project" and that there was a lack of transparency on issues surrounding the Town.

REGULAR AGENDA:

ITEM #8 **Current Events.**

Mayor Peterson read the Agenda Item and announced that he had three items for Current Events. He announced that one of the Carefree Council Members had relocated to Kentucky, resulting in a vacancy on the Town Council. He described the requirements for the seat, including being 18 years old or older and a resident of the Town of Carefree. The Town is seeking a replacement and the Mayor encouraged residents 18 years or older to apply based on the selection criteria. He read the criteria, including, but not limited to, understanding the situation and desires of Carefree residents, having a vision for Carefree's future, open to additional input, having an open and analytical mind, and agreeable to signing the Town Code of Conduct, and additional qualifications, including using the office for public good and not personal gain.

Mayor Peterson then announced the illness and hospitalization of Planning and Zoning Commissioner, Ralph Ferro, a week earlier. Ralph is wished well and that he is a valued contributor.

Mayor Peterson announced the passing of the prior Town Mayor, Edward Morgan. He served June of 1999 to May of 2007. Mayor Peterson gave information on his upcoming memorial service. He listed the Town Council members at the time Mayor Morgan served and the Town Staff and listed the major accomplishments that occurred under their management including, development of the Carefree Desert Gardens from a dirt parking lot in the center of Town after defeating opposition to the project, acquisition of a private water company later to be the Carefree Water Company in 1999 for 70% of the Carefree residents, and changing fire service from subscription based to a Town provided service. He provided information for Ed Morgan's memorial service on Saturday, July 17th.

Council Member D'Aliesio stated that, in his role as president of the Cave Creek Museum he learned of the late Mayor Edward Morgan's contribution, through the Town, of a \$100,000.00 donation to the preservation of the Spur Cross Conservation Area. As a result, he was given a beautiful lithograph by Cave Creek Mayor Vince Francia. Prior to his passing, Mayor Morgan, together with his wife, donated the lithograph to the Cave Creek Museum to preserve its history. Mayor Morgan's actions benefit not only the Town of Carefree, but the entire Foothills Community.

Vice Mayor Crane commented on the testimonial to Mayor Morgan's achievements that stand 15 to 20 years after they came to pass and the statement it makes of his work. He also asked the Mayor for the closing date in regard to the open council seat?

Mayor Peterson stated the final date had not been determined but probably would be in three weeks.

Council Member Hatcher asked how the matter would be advertised. Mayor Peterson responded that it would be advertised as it has in the past and that he would work with Town Clerk French Contreras. It would, at a minimum, be listed in COINS, advertised locally and on social media.

Mayor Peterson returned to the conversation regarding Mayor Ed Morgan and the earlier requirement listed for a council member of having “constructive community involvement.” He stated Ed Morgan was just that type of person as is the council now in trying to make it better for everyone as opposed to people that only focus on one issue and work against the Town and Council. That is not what the Mayor considers positive community spirit.

ITEM #9 Review, discussion and possible action to approve Ordinance 2021-02 to amend the Town of Carefree Zoning Ordinance 10th Publication by modifying the definitions for guest quarters, accessory structures, and requirements related to the regulation of each. Public comments will be taken.

Mayor Peterson announced the agenda item and introduced the Planning Director, Stacey Bridge-Denzak.

Ms. Bridge – Denzak began by sending out the wishes for a speedy recovery to Planning and Zoning Commissioner, Ralph Ferro.

She then presented a Power Point and explained that the purpose of the ordinance was a language modification for guest quarters and accessory structures in order to maintain the intent and spirit of the single family zoning district. She had recently been part of robust conversation in May and about recent plan submittals in regard to guest quarters built to be large, live-alone units with the complete facilities of a single-family home. The language amendment would minimize neighborhood nuisances and assist in maintaining long-term and vacation rental regulations.

She presented the proposed amendments and highlighted the language restricting accessory structures to the building envelope and restricting the use to house guests or domestic attendants of the occupants of the principle building. She also indicated that the language prevents the structure from being rented or offered for rent separate from the principal building. She reminded the Council that the current Code for Carefree has always prohibited the renting of casitas or guest quarters. Ms. Bridge – Denzak stated a public hearing had been held on the matter before the Planning and Zoning Commission on June 21st and there had been no public comment.

Mayor Peterson commented regarding the amended language as presented and highlighted the term “rent” and rented”. He questioned the legal definition and asked if the ordinance should also include the word, “lease”? There was discussion regarding the definition and meaning of both words and it was agreed that inserting “lease” into the language would serve the appropriate purpose. Ms. Bridge Denzak agreed with the Mayor’s assessment. Town Attorney Michael Wright concurred.

There was no input or comment from the public. Mayor Peterson asked for a motion.

Council Member Hatcher **moved** to approve the agenda item as presented with the suggested amendment by Mayor Peterson.

Council Member Kroyer stated she looked up the definitions of “lease” and “rent” and the Mayor was correct as to one being long term while the other being short term and adding both words to the amendment was a solid decision.

There was a **second** by Council Member Kroyer. The motion **carried** unanimously by a vote of 6 to 0.

ITEM #10 **Review, discussion and possible action to authorize funds as appropriated in the Town’s FY 21/22 budget to purchase necessary employee workstation computers.**

Mayor Peterson announced the agenda item and introduced Town Clerk, Kandace French Contreras.

Mrs. French Contreras explained the purpose of the agenda item was to authorize the use of funds already approved by the Council during the discussion and approval of the fiscal year budget. She explained that the current workstations utilized by staff as in excess of 10 year old and that they would not support Windows 10, a necessary and upcoming upgrade. She asked for the Council to authorize funding the computer workstations in an amount not to exceed \$25,000 as previously approved in the Fiscal Year Budget 2021/2022.

Vice Mayor Crane commented that the current workstations have been in operation since 2011 and it was high time to upgrade.

Council Member Kroyer **moved** to authorize the use of funds as requested and previously approved in the Fiscal Year Budget 2021/2022. There was a **second** by Vice Mayor Crane. The motion **carried** unanimously by a vote of 6 to 0.

ITEM #11 **Review, discussion and possible action to approve proposed Contract Amendment No. 1 with Rick Engineering Company for Final Design Services for the Pedestrian Crosswalk Improvement Program and review of findings of field reconnaissance.**

Mayor Peterson announced the agenda item and introduced the Town Engineer, Mark Milstone and reminded the Council that Mark was the Town’s new engineer and was doing an excellent job.

Mr. Milstone introduced Dale Miller from Rick Engineering and explained he was presenting two issues related to the Carefree crosswalk improvements. One of the issues is the field reconnaissance that the Council Members had done and an amendment called Amendment #1 to the contract to take what is currently a 60% design plan to a 100% final plan, specifications and

costs. This important is the crosswalk improvements are going to be rolled into the Cave Creek Road pavement preventative maintenance project which needs to begin quickly.

Dale Miller provided a Power Point presentation and explained the process of the reconnaissance and that the Tom Darlington crosswalks were the “meat and potatoes” of the project starting at Wampum Way and up through to south of Cave Creek Road. He explained the lane restrictions to one lane concept on Tom Darlington. He explained the other hardscape improvements that will help channel traffic. The most important feature is the upgrade of the current pedestrian traffic signal at Ho Road and installing a raised platform crosswalk which will incentivize drivers to slow down along with the same raised platform at Wampum Way, together with new traffic signals. Added to that traffic signals would be added on Cave Creek at two locations, Hum Road and Carefree Drive. The list of improvements include pedestrian activated signals, crosswalk lighting on activation, solar powered signals and lighting, ADA/PROWAG compliance, maintaining and enhancing the bike lands, increased traffic circle size, curbed medians for pedestrian refuge, new pavement markings, Microseal the street throughout the project, stop bars and other improvements. Council did not want overhead lighting but low level lighting is being developed to light up the crosswalk without adding light pollution to the nearby area. They would only be lit when the crosswalk is activated.

The next steps to the project include the Contract Addendum #1 to add final design, plans and specifications with the final project delivery within 2 to 3 months. The project will be ready to bid in September with construction to begin in November and project completion in February 2022.

Council Member Hatcher questioned a camera system for driver infractions for not stopping at crosswalks.

Dale responded regarding red light cameras that they can be added on at any time, now or in the future. He stated that it was the hope that the current project design will create compliance without cameras. He suggested waiting until after the current project is complete to see how compliance occurs.

Vice Mayor Crane asked Town Administrator Gary Neiss if the possibility of grants was still on the table. He referenced the Town of Cave Creek and its recent grant receipt. He asked if the matter could be revisited.

Mr. Neiss responded that staff has been in contact with MAG and the Town has representation on the pedestrian committee. Applications were submitted in the past and, unfortunately, the matter of fatalities is looked at for part of the grant award. Other municipalities have a greater need for pedestrian safety than the Town of Carefree. The Town of Carefree was ranked but did not meet the criteria set for MAG grants.

There were additional comments regarding the grant criteria.

Vice Mayor Crane asked for more information on the design phases and if there would be an additional opportunity for Council and staff to review the designs for additional comments.

Mr. Milstone responded regarding the steps within the design phase and the ability of the Town staff to look at the plans at the 95% stage to make any changes determined necessary prior to 100% completion.

There being no further comments, Council Member Geiger **moved** to approve the contract amendment No 1 with Rick Engineering Company for final design services for the pedestrian crosswalk improvement program. There was a **second** by Council Member Kroyer. The motion **carried** unanimously.

ITEM #12 Adjournment.

Mayor Peterson announced the agenda item and asked for a motion to adjourn.

Council Member Kroyer **moved** to adjourn. There was a **second** by Vice Mayor Crane. The motion **carried** unanimously.

The meeting ended at 6:57 p.m.

DATED this 8th day of July, 2021.

TOWN OF CAREFREE

BY: _____
Kandace French Contreras, Town Clerk

TOWN OF CAREFREE

Les Peterson, Mayor

Attest:

Kandace French Contreras, Town Clerk

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the Regular Meeting of the Town of Carefree held July 6, 2021. I further certify that the meeting was duly called and held and that a quorum was present.

Kandace French Contreras, Town Clerk

Check Register Report

ALL CHECKS AUGUST 2021

BANK: NATIONAL BANK OF ARIZONA



Date: 08/27/2021
 Time: 10:55 am
 Page: 1

Town Of Carefree

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
NATIONAL BANK OF ARIZONA Checks							
47532	08/06/2021	Printed		3595	AMAZON CAPITAL SERVICES	Office Supplies-UPS,Floormat	234.59
47533	08/06/2021	Printed		1470	BROWN & ASSOCIATES	July 21 Building Insp 67 Hrs	4,550.00
47534	08/06/2021	Printed		0389	CAREFREE WATER COMPANY, INC	Aug 21 Water All Depts	3,087.06
47535	08/06/2021	Printed		3299	CIRCLE K UNIVERSAL	July 21 Gasoline All Depts	976.15
47536	08/06/2021	Printed		1329	COLONIAL SUPPLEMENTAL INS	July 21 Supplemental Ins	111.56
47537	08/06/2021	Printed		1329	COLONIAL SUPPLEMENTAL INS	June 21 Supplemental Ins	111.56
47538	08/06/2021	Printed		1460	COX COMMUNICATIONS	Aug 21 Town Internet&Phones	988.14
47539	08/06/2021	Printed		3210	ECOBLU ENTERPRISES. INC.	Aug 21 Gardens Fountain Servic	600.00
47540	08/06/2021	Printed		3304	FESTIVE LIGHTING AZ LLC	2021 Downtwn Lighting Contract	2,231.29
47542	08/06/2021	Printed		1320	KARSTEN'S ACE HARDWARE	July 21 Pub Wrks Supplies	168.59
47543	08/06/2021	Printed		3397	LANGUAGE LINE SERVICES, INC.	Court Interpreting Service	38.35
47544	08/06/2021	Printed		0010	MARICOPA COUNTY	July 21 MCSO Jail Service	442.36
47545	08/06/2021	Printed		3221	NATIONAL BANK OF ARIZONA	Jul21 FirePrf FileCab Off Sup	6,160.24
47546	08/06/2021	Printed		3015	NOTHING BUT NET	Aug 21 Comp Maint Agreements	1,477.51
47547	08/06/2021	Printed		2025	QUADIENT FINANCE USA	Postage Meter Refills	1,200.00
47548	08/06/2021	Printed		3429	RAGHT	Aug21 Health,Dental,Vision Ins	14,036.09
47549	08/06/2021	Printed		3226	TECH 4 LIFE COMPUTERS	Jul 21 Website additions	147.50
47550	08/06/2021	Printed		3461	TITAN COMMERCIAL CLEANING	Rep & Repl Gardens Bathrm Sink	620.45
47551	08/06/2021	Printed		352	WESTERN STATES PETROLEUM INC.	Jul 21 Pub Wrks Diesel	699.48
47552	08/13/2021	Printed		3596	ADVANCED CONSULTING	Exterior Camera Installation	5,320.00
47553	08/13/2021	Printed		3551	ARCHIVESOCIAL	1 Yr Social Media Archive Serv	2,388.00
47554	08/13/2021	Printed		0300	ARIZ PUBLIC SERVICE	Aug 21 Electric Serv All	2,886.38
47555	08/13/2021	Printed		1326	ARIZONA REPUBLIC - SUBSCRIBE	Sept 21 Newspaper Subscription	62.53
47556	08/13/2021	Printed		3269	ASSURED DOCUMENT DESTRUCTION	Doc Shredding Town and Courts	158.00
47557	08/13/2021	Printed		3463	BUSTAMANTE & KUFFNER PC	July 21 Town Prosecutor Serv	1,900.00
47558	08/13/2021	Printed		3450	CITY OF TEMPE	East Valley Reg Ct Share	163.99
47559	08/13/2021	Printed		1460	COX COMMUNICATIONS	Aug 21 Internet 33 Easy St	129.00
47560	08/13/2021	Printed		3174	DESERT DIGITAL IMAGING, INC.	Court Letterhead	484.76
47561	08/13/2021	Printed		2059	DESERT FOOTHILLS LANDSCAPE	Aug 21 Median Maint	6,955.00
47562	08/13/2021	Printed		1476	DOCUNITED IMAGING, LLC	Laserfiche Cloud Annual	3,518.64
47563	08/13/2021	Printed		3421	ECO-LOGIC MGMT INC	Spreay for Wasps Gardens	145.00
47564	08/13/2021	Printed		3584	KIMLEY-HORN AND ASSOCIATES,INC	Carefree Signage Plan 3rd Inv	8,895.22
47565	08/13/2021	Printed		3578	LIBERTY UTILITIES	July 21 Gardens Sewer	767.67
47566	08/13/2021	Printed		1876	LOWE'S	July 21 Pub Wrks Supplies	1,042.71
47567	08/13/2021	Printed		949	TARA. PARASCANDOLA	August 21 Town Magistrate Serv	3,750.00
47568	08/13/2021	Printed		3403	PROSKILL PLUMBING, HEATING	Install Gardens Restrm Faucet	180.00
47569	08/13/2021	Printed		3010	REPUBLIC SERVICES #753	Aug 21 Trash PU 8 Sundial Circ	454.55
47570	08/13/2021	Printed		3010	REPUBLIC SERVICES #753	July 21 Shop 40 Yrd Rolloffs	641.74
47571	08/13/2021	Printed		0668	RURAL METRO FIRE DEPT.	Aug 2021 Fire Service Contract	129,451.74
47572	08/13/2021	Printed		0668	RURAL METRO FIRE DEPT.	July 2021 Fire Truck Diesel	627.16
47573	08/13/2021	Printed		3569	SHERWOOD, MARIAH	Court Interpreting 8/11/21	180.00
47574	08/13/2021	Printed		1691	SPARKLETTS	July 21 Bottled Water All	125.31
47575	08/13/2021	Printed		1794	STAPLES ADVANTAGE	Town Office Supplies	224.01
47576	08/13/2021	Printed		1947	STUCKEY, KEVIN	Court Bailiff Serv 8/11/21	75.00
47577	08/13/2021	Printed		3287	TOSHIBA BUSINESS SOLUTIONS	Aug 21 Town Copier Maint	349.76
47578	08/13/2021	Printed		3365	TRACE ANALYTICS LLC	5 Fire Air chamber Test Kits	447.65
47579	08/13/2021	Printed		3352	UNUM LIFE INSURANCE COMPANY	Sep 21 Short Term Dis Ins	354.05
47580	08/13/2021	Printed		3451	VERIZON CONNECT NWF, INC.	Pub Wrks Mobile Dev Aug21	19.00
47581	08/13/2021	Printed		3594	FINN, ELIZABETH R	July 2021 Court Administration	4,000.00
47582	08/20/2021	Printed		0112	ARIZ SUPREME COURT	CAP Chargeback 7/1- 12/31/21	3,432.96
47583	08/20/2021	Printed		1900	ARIZONA REPUBLIC - LEGAL	Ads Field Ops Court Admin	1,588.68
47584	08/20/2021	Printed		3293	CITI CARDS	Equip Rental, DropBox, RadioSub	893.24
47585	08/20/2021	Printed		1460	COX COMMUNICATIONS	Aug 21 Shop Internet&Phones	193.76

Check Register Report

ALL CHECKS AUGUST 2021

Date: 08/27/2021

Time: 10:55 am

Town Of Carefree

BANK: NATIONAL BANK OF ARIZONA

Page: 2

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
NATIONAL BANK OF ARIZONA Checks							
47586	08/20/2021	Printed		3594	FINN, ELIZABETH R	Court Admin Service 8/2 - 8/13	4,000.00
47587	08/20/2021	Printed		3585	HAROLD'S CAVE CREEK CORRAL	Restitution Payment	250.00
47588	08/20/2021	Printed		3403	PROSKILL PLUMBING, HEATING	Water Co AC Repair Phase 3	138.00
47589	08/20/2021	Printed		3527	RICK ENGINEERING CO - ARIZONA	July 21 Pedestrian Crsswilk Prj	2,050.00
47590	08/20/2021	Printed		1075	SHERMAN & HOWARD LLC	Muni Leagal Service to 7/31/21	19,060.00
47591	08/20/2021	Printed		1340	SOUTHWEST RISK SERVICES	Commuter Coverage Renewal	110.84
47592	08/20/2021	Printed		3591	THE DOYLE FIRM, P.C.	Court Fees Ryan Case	460.70
47593	08/20/2021	Printed		3051	ZUMAR INDUSTRIES, INC. ARIZONA	40 Assorted Street Sign Anchor	1,299.48
47594	08/27/2021	Printed		1512	ARROW AWARDS	Name Plaques for P&Z	103.88
47595	08/27/2021	Printed		3688	ASCAP	1YrPerform Royalty to 9/14/22	369.84
47596	08/27/2021	Printed		3495	ASSURITY LIFE INSURANCE CO	August 2021 Supplemental Ins	631.67
47597	08/27/2021	Printed		3687	CAMNET, INC.	7 Security Cameras Downtown	14,120.52
47598	08/27/2021	Printed		3588	COPPERSMITH BROCKELMAN PLC	General Legal -	2,370.90
47599	08/27/2021	Printed		3174	DESERT DIGITAL IMAGING, INC.	500 Town Permit Cards	174.98
47600	08/27/2021	Printed		0010	MARICOPA COUNTY	Sept 2021 MCSO Patrol	39,716.58
47601	08/27/2021	Printed		3579	MUNICIPAL EMERGENCY SERVICES	Compressor Adapter Tool	622.58
47602	08/27/2021	Printed		3010	REPUBLIC SERVICES #753	Aug 2, 21 Shop 40 Yrd Rolloffs	1,000.42
47603	08/27/2021	Printed		1920	SOUTHWEST GAS	Aug 21 Nat Gas all Depts	163.26
47604	08/27/2021	Printed		1003	TDI CO.	July-Sep 2021 Shop Yard Rent	931.50
Total Checks: 72						Checks Total (excluding void checks):	307,261.58
Total Payments: 72						Bank Total (excluding void checks):	307,261.58
Total Payments: 72						Grand Total (excluding void checks):	307,261.58

Combined Trial Balance - All Funds
June 30, 2021



Assets

Checking - National Bank of AZ	1,782,899
Local Gov't Investment Pool - AZ	11,417,506
Petty Cash	700
Receivables	103,603
Intergovernmental Receivables	652,341
Advances to the Water Company	3,272,749
Total Assets	\$ 17,229,798

Liabilities

Accounts Payable	106,033
Bonds	38,510
Deferred Revenue	45,384
Long Term Deferred Revenue	3,272,749
Total Liabilities	\$3,462,676

Fund Balance

Fund Balance-Beginning of Year	10,925,889
Year-to-date change in Fund Balance	2,841,234
Total Fund Balance	13,767,123
Total Liabilities and Fund Balance	\$ 17,229,799

Contingency Reserve Fund	\$2,500,000
Capital Fund	\$11,095,261
Total	\$13,595,261

Town of Carefree Reconciled Cash Receipts and Cash Disbursements as of June 30, 2021

Revenues		FY2019	FY2020	FY2021	2020 vs 2021		June 21	% of Budget
		YTD June	YTD June	Y-T-D	% (+/-)	Budget		
Local Sales Taxes	(1 month lag)	\$2,556,417	\$2,425,431	\$3,108,635	28.2%	1,800,000	743,509	172.7%
State Sales Taxes	(1 month lag)	381,302	400,795	465,873	16.2%	300,000	60,487	155.3%
Building Fees		357,379	376,299	354,108	-5.9%	300,000	16,256	118.0%
State Income Tax		458,121	501,223	561,223	12.0%	563,000	46,769	99.7%
Fines		118,266	106,968	173,909	62.6%	120,000	12,250	144.9%
Court Service Fees		159,697	166,088	172,734	4.0%	172,734	14,394	100.0%
Town Clerk-Misc. Sales		483	554	211	0.0%	500	0	42.2%
Town Clerk-Permits & Sol Fees		912	600	1,020	70.0%	1,000	0	102.0%
Water Company Reimbursements		690,605	691,221	691,971	0.1%	690,605	92,071	100.2%
33 Easy St Rent		15,198	15,368	15,202	0.0%	15,600	1,300	97.4%
Miscellaneous Income & Donations		92,550	80,922	389,973	381.9%	43,000	0	906.9%
Interest Income		236,453	197,366	21,865	-88.9%	110,820	5,040	19.7%
Utility Franchise Fees	(1 month lag)	337,443	328,165	351,141	7.0%	343,000	69,075	102.4%
County Lieu Tax	(1 month lag)	163,809	164,941	185,551	12.5%	150,000	24,682	123.7%
General Fund & All Funds Reserve Contribution(Below		0	0	0	0.0%	5,053,540	0	0.0%
Special Events		197,365	412,827	37,859	-90.8%	70,000	-2,808	54.1%
County & State Grants		20,420	11,252	107,930	0.0%	200,000	0	54.0%
Court Enhancement, GAP, MJCEF		17,288	13,699	18,042	31.7%	22,700	1,832	79.5%
HURF	(1 month lag)	258,855	451,158	272,183	-39.7%	256,500	47,177	106.1%
Cemetery		100	550	500	0.0%	600	0	83.3%
CPR Ed Fund		610	768	0	0.0%	900	0	0.0%
AZ CARES Fund Grants		0	0	450,846	0.0%	0	0	0.0%
Utility Capital Improvement Fund		33,169	30,222	34,104	0.0%	22,500	8,934	151.6%
Fire Reimb Income & Ins Reimb		69,582	48,203	47,019	0.0%	60,100	2,609	78.2%
Fire Fund-L Sales Tax	(1 month lag)	1,278,208	1,212,714	1,554,319	28.2%	900,000	371,755	172.7%
Total Revenues		7,444,232	7,637,334	9,016,217	18.1%	11,197,099	1,515,330	80.5%
Expenses								
Mayor & Council		17,999	15,497	18,664	20.4%	212,075	3,263	8.8%
Town Clerk		271,255	291,528	295,873	1.5%	299,381	20,239	98.8%
Court		241,294	260,007	263,977	1.5%	285,762	20,681	92.4%
Administration		391,677	415,156	437,856	5.5%	434,381	40,697	100.8%
Claims & Losses		0	10,000	35,355	100.0%	5,000	22,455	707.1%
Legal		148,939	299,961	248,334	-17.2%	260,000	42,247	95.5%
Risk Management		95,327	64,491	70,374	9.1%	128,313	0	54.8%
Planning & Development		169,338	194,388	218,333	12.3%	255,063	17,026	85.6%
Building Safety		178,551	218,126	223,900	2.6%	220,552	19,680	101.5%
Law Enforcement		438,412	472,134	508,054	7.6%	558,677	41,989	90.9%
Code Enforcement		50,251	53,778	58,376	8.6%	54,217	3,893	107.7%
Engineering		23,177	37,054	43,628	17.7%	129,722	14,065	33.6%
Public Works - Streets & Gardens		626,946	761,866	675,236	-11.4%	731,024	55,114	92.4%
Debt Service WIFA		244,663	244,523	244,378	-0.1%	244,378	0	100.0%
33 Easy St		19,685	25,507	25,834	0.0%	27,708	2,052	93.2%
Capital Improvement Program	(See Below)	0	0	0	0.0%	-	0	0.0%
Public Safety Fire General Fund		388,656	279,668	169,029	0.0%	619,934	126,294	27.3%
Town-Economic Development		514,387	671,481	167,948	-75.0%	241,993	12,636	69.4%
Contingencies		29,872	7,107	114,282	1508.0%	200,000	0	57.1%
Court Enhancement, GAP, MJCEF		17,684	12,067	11,298	0.0%	12,550	556	90.0%
HURF	(See Below)	0	0	0	0.0%	-	0	0.0%
Cemetery		0	0	0	0.0%	600	0	0.0%
CPR - Education Fund		480	0	0	0.0%	970	0	0.0%
AZ CARES Fund Exp		0	0	450,904	0.0%	0	0	0.0%
Utility Capital Improvement Fund	(See Below)	2,791	0	0	0.0%	0	0	0.0%
Transfers Out		0	0	100	0.0%	0	0	0.0%
Fire Fund		1,114,214	1,247,205	1,040,248	-16.6%	974,100	2,667	106.8%
Total Expenses without Capital Expense		4,985,598	5,581,544	5,321,979	-4.7%	5,896,400	445,555	90.3%
Net without Capital Expense		\$ 2,458,634	\$ 2,055,790	\$3,694,238		\$ 5,300,699	\$ 1,069,776	69.7%
All Capital Projects		1,189,368	1,376,191	853,004	-38.0%	5,289,500	1,157	16.1%
Total Expenses with Capital Expense		6,174,966	6,957,735	6,174,983	-11.3%	\$11,185,900	\$446,711	55.2%
Net with Capital Expense		1,269,266	679,599	2,841,234	318.1%	11,199	1,068,619	25370.4%

Agenda Item

**TOWN OF CAREFREE
INFORMATION SUMMARY**



MEETING DATE: September 7, 2021

SUBJECT:

Remove suspension fee from Ordinance for Civil Offenses

SUMMARY:

SB 1551 amended several statutes precluding courts from suspending a person's drivers privileges for nonpayment of civil traffic infractions. The Carefree Ordinance 2002-12 4-7-1B(3) states, in part, there should be a suspension fee for anyone who fails to appear or pay on a civil traffic violation case. This section needs to be amended to delete the words referencing a suspension fee for civil traffic offense to comply with the September 29, 2021 effective date of the legislation. A suspension fee is still permissible on criminal traffic failure to pay cases. In addition, Ordinance 2013-08 raised the Court Enhancement Fee established in 2002-12 from eighteen dollars to twenty-five dollars. To maintain all fees on one ordinance, this request is made to rescind the two above referenced ordinances and to enact a new one incorporating the two prior ordinances with the newly enacted statutory changes.


FUNDING SOURCE

There is no funding associated with the requested Ordinance change.

TOWN COUNCIL ACTION

- Approve revision of Ordinance 2002-1-12, 4-1-1B(3) and 2013-08
- Enact a new ordinance incorporating both above referenced ordinances with the new required language based on legislatively enacted changes in Arizona Revised Statutes.

REPORT PREPARED BY:



Tara Parascandola, Presiding Judge

ORDINANCE NO. 2021-03

**AN ORDINANCE OF THE COMMON COUNCIL OF THE TOWN OF CAREFREE,
MARICOPA COUNTY, ARIZONA, RESCINDING ORDINANCES 2002-12 AND 2013-
08 AND ENACTING THIS NEW ORDINANCE REESTABLISHING COURT FEES AND
CLARIFYING LANGUAGE TO COMPLY WITH THE MOST RECENT ARIZONA
REVISED STATUTES**

BE IT ORDAINED by the Mayor and Common Council of the Town of Carefree, Maricopa County, Arizona that Chapter 4 of the town Code of the Town of Carefree is amended by the revision of Section 4-7-1 which reads in its entirety as follows:

- A. There is hereby created a court enhancement fund, which shall be used exclusively to enhance the technological, operational and security capacities of the Magistrate Court including the operation of the Judicial Collection Program.
- B. The court enhancement fund shall be funded by:
1. An enhancement fee in the amount of twenty-five dollars (\$25.00) which includes applicable state surcharges, shall be charged by the Magistrate Court to each person against whom a fine, penalty, and forfeiture is imposed by court order and shall be in addition to fees assessable by statute.
 2. A civil traffic default judgment fee in the amount of twenty-five (\$25.00) dollars, which shall be charged by the Magistrate Court to each person (in addition to any civil sanction imposed) for which a default judgment is entered for failure to appear on a civil traffic violation case, unless such default judgment is set aside pursuant to Rule 28 of Arizona Rules of Court Procedure in Civil Traffic Cases. The municipal judge may waive all or any part of the fee if the payment of the fee would cause undue hardship to the defendant.
 3. A suspension fee in the amount of twenty-five (\$25.00) dollars, which shall be charged by the Magistrate Court to each person for which an MVD eligible suspension is entered for failure to pay on a criminal traffic violation case.
 4. An administrative fee not to exceed two hundred (\$200) dollars for the issuance of a warrant due to the failure of a defendant to appear or to pay any fine, fee, or restitution imposed by the Court or the failure of a defendant to comply with any other sanction or any other order regarding probation, counseling, or diversion programs.
- C. The court enhancement fund shall be established as a designated fund account of the Town. The Magistrate Court shall collect the "court enhancement fee", "default judgment fee", "suspension fee", and "warrant fee" and deposit

them in the court enhancement fund account. The monies in the fund shall be invested in the same manner as other town funds. Interest earned on fund monies shall be deposited in the fund.

BE IT FURTHER ORDAINED that the Town Clerk of the Town of Carefree incorporate the new wording for Section 4-7-1 (A) and (B1, 2,, 3, and 4), into the Town Code of the Town of Carefree, declaring it an emergency and the Ordinance shall be in full effect on September 29, 2021 after its passage and approval by the Mayor and Common Council of the Town of Carefree, Maricopa County, Arizona, this 7th day of September, 2021.

_____ AYES _____ NOES _____ ABSTENTIONS _____ ABSENT

Les Peterson, Mayor

ATTEST:

Kandace French Contreras, Town Clerk

APPROVED AS TO FORM:

Michael Wright, Town Attorney

Agenda Item #

**TOWN OF CAREFREE
INFORMATION SUMMARY**



MEETING

DATE: September 7, 2021

SUBJECT: Authorization to enter in a lease agreement with Rural Metro to relocate second engine within the Carefree Fire Station

ATTACHMENT: Letter of Request from Rural Metro

SUMMARY:

Currently, the Town of Cave Creek is in the process of developing their own Town provided fire and emergency services. As part of this program and similar to the Carefree fire and emergency services model, the Cave Creek Town Council has decided to own all the fire and emergency services assets/equipment. As an initial step, they evaluated several fire house options. On August 16th, the Cave Creek Town Council authorized their Town Manager to enter into a lease/purchase agreement(s) for the existing Rural Metro occupied firehouse within the Town of Cave Creek. Additionally, the Town of Cave Creek is beginning the process to negotiate a master contract for fire and emergency services with possibly the Daisy Mountain Fire District, located on the western side of the Cave Creek.

Based upon these decisions by the Town of Cave Creek, Rural Metro requested (see attached letter) to temporarily relocated the engine company currently located at this fire station in Cave Creek to the Carefree fire station while they investigate alternatives for another fire station. It is important to maintain the presence of this second engine as it permits for adequate response in the case of simultaneous calls for service. In addition, this engine will still cover current subscribers to Rural Metro fire and emergency services within the Town of Cave Creek as well as the county island south of Carefree and Cave Creek. The Carefree fire station does contain an empty bay that can support this engine.

In return, Rural Metro is proposing to pay the Town of Carefree \$5,000 per month and cover all utilities. Rural Metro will cover all costs of supplementary furnishings to house the additional staff. Rural Metro is also actively seeking the placement of an ambulance on the west side of Black Mountain to timely respond to calls for medical assistance.

It also is important to note that the Carefree Town Council appointed Public Safety Advisory Committee has been meeting since last April to consider options for future fire and emergency services given the evolving circumstances in Cave Creek. This citizen Committee will be forwarding their recommendations to the Council later this fall. The Committee has conducted extensive public meetings to interview all interested fire and emergency service agencies and determine options for level of service, ballpark costs and funding choices.

ACTION NEEDED:

Authorization to enter into a lease with Rural Metro to house a second fire company within the existing Carefree fire station.

REPORT PREPARED BY:



Gary Neiss, Town Administrator



RURAL METRO

FIRE DEPARTMENT

Date: August 16, 2018

To: Gary Neiss, Carefree Town Manager

Subject: Second Engine at Fire Station 821

Mr. Neiss,

I am writing you to request permission from the Town of Carefree to move Rural Metro Fire Engine 825 into station 821 on October 1, 2021. Ongoing efforts to renew our lease at the current fire station in Cave Creek, has not produced a positive outcome for Rural Metro Fire. It appears the owner of our fire station has made a deal with the Town of Cave Creek to sell them the building leaving us without a location for our personnel and assets.

With the permission from the Town of Carefree, I would like to move Engine 825 into station 1 in Carefree for an undisclosed amount of time. During this time, Rural Metro Fire will be looking for another location in the Carefree, Cave Creek, and unincorporated areas to relocate crews and assets. If allowed, Rural Metro Fire will pay the Town of Carefree five thousand dollars (\$5,000.00) a month in rent while engine 825 is assigned to station 1.

I appreciate you taking the time to discuss this as a possibility and assisting us as we continue to serve the Town of Carefree, Cave Creek and surrounding areas.

Sincerely,

Brian Gilbert
Fire Chief, Rural Metro Fire

Agenda Item #



**TOWN OF CAREFREE
INFORMATION SUMMARY**

MEETING

DATE: September 7, 2021

SUBJECT: 28th Annual Fall Carefree Fine Art & Wine Festival, 29th Annual Winter Carefree Fine Art & Wine Festival and 29 Annual Spring Fine Art and Wine Festival Street Closure

ATTACHMENT: Exhibit A - Street Closure and Access Plan Exhibit B – Spanish Village Parking

SUMMARY:

Set to enter its 29th year in Carefree, the Thunderbird Artists have submitted applications for a street closure and event permit for the following shows and dates.

28th Annual Fall Carefree Fine Art & Wine Festival
November 4, 2021 5:00 pm through November 7 7:00 pm

29th Annual Winter Carefree Fine Art & Wine Festival
January 13 5:00 PM through January 16 7:00 pm

29 Annual Spring Fine Art and Wine Festival
March 17 5:00 pm through March 20 7:00 pm

Thunderbird Artists will provide wine at these shows, which will be contained to the street areas and Sanderson Lincoln Pavilion. The layout was designed to minimize fencing, and provide flow through access, at existing crosswalks, in the Carefree Gardens for pedestrians and local business customers. Access to the East side parking of Spanish Village was not granted by Spanish Village, and this has been addressed in Exhibit B, where a 24-foot wide drive aisle (from back of parking space) will be established to provide adequate access and turn u turn space. It is understood, that any approval is subject to any new COVID-19 guidelines issued by the State or Town Council. As this is a new layout, staff will evaluate, and make access changes as necessary for subsequent show in 2022.

ACTION NEEDED:

Council Vote

REPORT PREPARED BY:

/S/
Steve Prokopek, Economic Development Director

Exhibit A

Street Closure and Barrier Set Up



Exhibit B
Spanish Village Parking
Exclusion from Street Closure

