

# anthem

community council

Meeting of the Board of Directors  
April 25, 2018  
OPEN SESSION at 6:30 p.m.  
Anthem Civic Building  
3701 W. Anthem Way  
Community Room

## MEETING MINUTES

### **Members Present:**

Roger Willis, President  
Bob McKenzie, Vice  
President  
Terry Mullarkey, Treasurer  
Dino Cotton, Secretary  
John Balzer, Director – via  
phone  
Ryan Halleran, Director -  
via phone  
Rick Kesselman, Director –  
via phone

### **Members Absent:**

### **Others Present:**

Neal Shearer, Community Executive Officer  
Doug Greenstein, Community Financial & Operations Officer  
Jonathan Ebertshauser, Legal Counsel  
Kristi Northcutt, Communications and Public Affairs Director  
Dave Fermoile, Community Center Director  
Brian Duncan, Parks & Facilities Director  
Dawn Dworak, Management Analyst  
Kim Bodary, Recording Secretary

### **CALL TO ORDER**

President Willis called the special meeting to order at 6:36 p.m. and recognized those in attendance.

### **ESTABLISH QUORUM**

President Willis established a quorum with seven Board members present either in person or on the phone

### **ADOPT AGENDA**

**Vice President McKenzie made a motion to adopt the agenda. Secretary Cotton seconded. Voting took place; the motion passed unanimously.**

### **APPROVAL OF MEETING MINUTES**

**Vice President McKenzie made a motion to approve the minutes from the March 28 Open Session. Secretary Cotton seconded. Voting took place; the motion passed unanimously.**

### **PRESENTATIONS/AWARDS/ANNOUNCEMENTS**

#### **A. Recognize Directors Balzer, McKenzie and Mullarkey for Serving a New Term**

President Willis thanked Director Balzer, Vice President McKenzie and Treasurer Mullarkey for their years of service and welcomed them to another three years of serving on the Council.

#### **B. Anthem Youth Advisory Council (AYAC) Announcements**

Prahi Ponaka and Grace Smith updated the Board on current AYAC projects. AYAC successfully had a great turnout at the AYAC booth during Anthem Days and will be running articles on mental illness in In and Out Magazine and other local publications. AYAC will be holding a candlelight moment of silence at the first Music in May concert for those who have lost their lives to mental illness.

### **ELECTION OF OFFICERS**

The election of officers took place. All terms run for one year (April 2018 through April 2019).

- Secretary Cotton nominated Roger Willis for President. The Board voted and Mr. Willis took the seat unopposed.

- Secretary Cotton nominated Terry Mullarkey for Vice President. The Board voted and Mr. Mullarkey took the seat unopposed.
- Secretary Cotton nominated Bob McKenzie for Treasurer. The Board voted and Mr. McKenzie took the seat unopposed.
- Secretary Cotton nominated Rick Kesselman for Secretary. The Board voted and Mr. Kesselman took the seat unopposed.

### **ESTABLISH QUORUM OF NEW BOARD**

**President Willis established a Quorum with seven Board members present either in person or on the phone**

### **STAFF REPORT**

Mr. Shearer provided the following summary staff report from what was posted online:

- On April 13, the ACC received Army Corp of Engineers approval to allow EPCOR to move forward with the water hauling station project. Mr. Shearer publicly thanked the Army Corp—both the Phoenix and LA offices for working with us to secure the necessary approvals. Mr. Shearer will be attending a pre-construction meeting with EPCOR tomorrow to learn more about the expected completion date for this important partnership project.
- Mr. Shearer thanked the ACC staff and Republic Services for hosting the Go Green event on April 14; 563 vehicles rolled through diverting recycling material and hazardous waste from landfills and our surrounding desert areas. The next event will be Sept 29.
- *Community Center Remodel* project is in the final stages of construction and will be completed before the busy Memorial Day weekend. Mr. Shearer thanked Dawn Dworak, the project manager, and Dave Fermoile, the Community Center Director, who have spent countless hours on this project.
- *Aquatics*: The lap pool and dive well, including the diving boards, are now fully guarded on weekends; all of the summer lifeguards have been hired, trained and are ready for the water park to open Memorial Day weekend.
- *Landscaping Updates*: BrightView completed the installation of 163 new plants in the Paseo neighborhood, and also completed the trimming of trees above 10 feet. 25 tons of additional granite will be added at Liberty Bell Park and 50 more tons will be distributed at the Community Center to complete work at the tennis area and parking lot medians.
- *Paseo*: Starting this week, about three dozen sidewalk trip hazards will be repaired/concrete replaced.
- *Opportunity Way Park*: New woodchips have been added to the OWP playground.
- *New Daisy Mountain Railroad* signs were replaced and look great.
- *Financial Dashboard Report*: A new financial dashboard report is included in this month's Board package, which provides a convenient single-page overview of ACC financial performance. The detailed financial package will continue to be published on the ACC's website.

### **Upcoming events**

- April 28: Liberty Bell Splash Pad opens
- May 1: New Resource/Activity Guide in mailboxes
- May 1: CivicRec goes live, 5 a.m.
- May 4: Music in May begins, 7-9 p.m., Community Park Amphitheater (food truck night 5:30 p.m.);
- May 11: Representative Town Hall, 9 a.m., Civic Building
  - State Senator Karen Fann and Carol Johnson, P&D Director Maricopa County
- May 12: Java & Jammin', 9:30-11:30 a.m., Civic Building
- May 14: EPCOR Water Rate Case hearing begins, 9 a.m., Arizona Corporation Commission office
- May 16: CivicRec Launch Party, 5:30-7:30 p.m., Civic Building
- \*May 23: ACC Board of Directors meeting, 6:30 p.m., Civic Building
- \*May 28: Memorial Day Ceremony, 9 a.m., Anthem Veterans Memorial

## **FINANCIAL REPORT**

Mr. Greenstein summarized the Balance Sheet and Income Statement for the Board. He summarized the financial performance, fund balances and collections activities. He noted that the ACC's monthly financial package has been upgraded to provide additional historical Balance Sheet information, graphs of operating and cost trends and summary variance reporting. The full disclosure financial statements are posted on OnlineAtAnthem.com as part of the documents supporting this open meeting. Mr. Greenstein encouraged all property owners to take the time to become familiar with our financial standing and results.

## **OPEN DISCUSSION**

Ron Jerich, resident, expressed his concerns on open garbage containers behind Anthem businesses and President Willis stated we would follow up on this and report back at the May meeting.

## **CONSENT AGENDA/ACCEPT COMMITTEE REPORTS:**

### **A. ACCEPT COMMITTEE REPORTS**

- 1) Fiscal and Resource Management Committee
  - a. March 21, 2018 Meeting Minutes

**Vice President McKenzie made a motion to approve the FaRM minutes from March 21, 2018. Secretary Cotton seconded. Voting took place; the motion passed unanimously.**

## **NEW BUSINESS**

### **A. Provide Feedback and Consider Authorization to Proceed with the Pickleball Courts Concept Design, to allow the Project Team to Refine the Design and Construction Budget for Approval at the May Board Meeting**

Ms. Dworak presented a PowerPoint regarding the status of the proposed pickleball courts.

Vice President Mullarkey thanked Ms. Dworak and the pickleball team and inquired on cameras, shade structures, fencing, landscaping, and lighting. Mr. Shearer stated they are recommending two cameras - one on the far northwest light post and one on the southeast light post to get good cross-sectional viewing. Ms. Dworak stated the shade structures will be steel posts with a shade sale fabric and a new eight-foot fence will be installed along the south side. Mr. Shearer further stated three trees will be removed in one area but a total net of eleven trees will be added to the area. The grass area near the picnic tables can still be used for leisure activities such as Pee Wee soccer, and lighting shouldn't be an issue as there are no residential homes nearby.

Vice President Mullarkey inquired about pickleball tournaments and sponsorships, and Don Trefry, from the Anthem Pickleball Club, stated the plan does meet the minimum requirements to hold national pickleball tournaments, The club will be able to host semi-regional tournaments, but the courts are not large enough for larger or national tournaments. Mr. Trefry further stated they would start with one or two sponsorships per year and build up from that.

Director Cotton stated his thoughts on the plans and expressed his concern over the brightness of the lights and fencing. Mr. Shearer stated there was a lot of discussion about the lights since they do not want dark shadows on the courts. As for the fencing concerns, Mr. Shearer stated that four-foot fencing around most of the courts when approaching from the parking lot and the two eight-foot fences will predominately provide windscreen protection.

Troy Rudolph, from Elite Sports Builders, stated the eight-foot fences along the south and west sides are important as backdrop so there are no distractions, and they will also act as noise and wind abatement. Mr. Rudolph further stated standards for lighting are set by the USA Pickleball Association (USAPA) and by the American Sportsbuilders Association (ASBA), and the proposed lighting is needed to make this a class-three facility.

Mr. Shearer inquired if the higher a pole is, would fewer poles be needed. Mr. Rudolph stated the poles are twenty-foot tall and the lighting is designed not to bleed out like baseball lights but are angled down and provide very consistent and uniform lighting for play.

Director Cotton again stated his concerns regarding the lights and fencing and Mr. Shearer stated the fencing will help minimize winds, which will be a practical benefit, and the lights will match the fencing. Mr. Shearer stated he appreciates the concerns and asked that the Board continue to provide input before the project starts.

Director Cotton stated he would like the three trees to remain, and Mr. Shearer stated that although they may be coming down, eleven trees would be added to the area.

Treasurer McKenzie stated that he liked the design and complimented the staff and committee for their hard work.

Vice President Mullarkey stated the water line should be a necessity and it will be harder to put in after the fact. Mr. Rudolph stated that you do not want to under build this facility, as it will be very hard to upgrade the facility.

President Willis stated there's been great cooperation with the Anthem Pickleball Club, the vendor and staff on this project.

President Willis inquired how difficult it would be to bring the proposed facility from a class-three facility to a class-two facility. Mr. Rudolph stated the light poles could be upgraded to allow for this if needed in the future.

Ron Jerich, resident, stated the community needs pickleball courts, and inquired on budget and upkeep costs and what would happen if this project fell flat. President Willis stated there is no guarantee on anything and these courts will be well utilized. Mr. Shearer stated that the input Mr. Jerich and other residents provide is important even when contrary to the Board's views. As for upkeep costs, it's well in our ability to fund, and the Anthem Pickleball Club will also be raising funds to help offset costs. The discussions on the rules, roles and relationships will happen this fall. Water fountains, which were once in the parks years ago, were removed due to vandalism, but they can look at bringing those back. The Anthem Pickleball Club will be handling reservations and we don't see any issues with people outside of Anthem over utilizing the courts.

Director Cotton stated he also appreciates Mr. Jerich's comments and values his input.

Director Cotton stated at a previous Board meeting that he asked about a multipurpose use for these courts, but Mr. Rudolph informed the Board that these courts are strictly built for pickleball games only.

Mr. Shearer stated there are countless articles about pickleball being the fastest-growing sport in the United States, so these courts will be highly utilized and the trendline indicates this will only increase.

Ms. Dworak stated they also interviewed other cities at the start of the project, and the cities stated they wish they had built more pickleball courts due to the high demand.

Vice President Mullarkey stated there is a pickleball PE course at the High School, which is always full, so this is an all-age sport.

Bettye Ruff, resident, stated that years ago, the water fountains were removed from Parkside neighborhood parks due to vandalism, and they did research into other options, but that they were very costly.

Barbara Birdseye, resident, inquired what the operating hours would be and Mr. Fermoile stated 6 a.m.- 10 p.m.

**Treasurer McKenzie made a motion to authorize staff to proceed with the pickleball courts concept design in order to fine tune design details and finalize the construction budget for review and approval at the May Board meeting. Vice President Mullarkey seconded. The motion passed with 4 Ayes (Willis, McKenzie, Mullarkey, Halleran) and 1 Nay (Cotton).**

**B. Announce Pending Board Vacancy and Consider Approval of the Process Steps and Timeline for Appointing a New Board Member**

Mr. Shearer stated Director Halleran has submitted his Board resignation effective May 31, 2018 as he has accepted employment out of state. The bylaws state the Board will need to announce the vacancy and then make an appointment. There is a process in place that is well laid out, publicized, transparent and occurs in Open Session; and if approved, the determination will be made at a Special Open Session on May 31, 2018. The newly elected Board member will officially take their seat at the June 27 Board meeting.

Vice President Mullarkey inquired what happens if there are no candidates, and Mr. Shearer stated there are other options such as extending the deadline or moving in a different direction should this occur.

Ron Jerich, resident, inquired if there is input from the Parkside HOA and Vice President Mullarkey stated he attended the Parkside meeting recently and spoke to Parkside President Sutherland about this process.

President Willis stated an email was also sent to Parkside President Sutherland regarding the process and they will welcome any input from the HOA. There have also been discussions on Parkside HOA making recommendations but because of the way our documents are written, it's ultimately the ACC Board's responsibility.

**Treasurer McKenzie made a motion to announce a pending Board vacancy due to the anticipated resignation of Director Ryan Halleran; and consider approval of the recommended process and timeline for appointing a new director, as outlined on the attachment. Director Cotton seconded. Voting took place; the motion passed unanimously.**

President Willis expressed his gratitude to the rest of the Board on his re-election as Board President, and reiterated that it's been a privilege to be on the ACC Board.

**There being no further business to discuss, the meeting adjourned at 8:06 p.m.**

Respectfully Submitted,  
Kim Bodary  
On Behalf of the Anthem Community Council Board of Directors