

AGENDA



**REGULAR SESSION
MAYOR AND COUNCIL
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
473 S. Main Street, Room #106
WEDNESDAY, JUNE 18, 2008
at 6:30 P.M.**

1. **Call to Order**

As a reminder, if you are carrying a cell phone, pager, computer, two-way radio, or other sound device, we ask that you turn it off at this time.

2. **Roll Call**

3. **Pledge of Allegiance** – *(Please remove your hat.)*

4. **Consent Agenda** – All those items listed below may be enacted upon by one motion and approved as consent agenda items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council requests.

a) Approval of the Minutes:

- 1) June 3, 2008 – Budget Work Session
- 2) May 29, 2008 – Budget Work Session
- 3) May 28, 2008 – Executive Session - taped
- 4) May 28, 2008 – Special Session
- 5) May 28, 2008 – Council Hears Planning & Zoning
- 6) May 27, 2008 – Budget Work Session
- 7) May 22, 2008 – Special Session
- 8) May 21, 2008 – Regular Session
- 9) May 21, 2008 – Special Session
- 10) May 21, 2008 – Executive Session

b) Set Next Meeting, Date and Time:

- 1) June 25, 2008 – Council Hears Planning & Zoning at 6:30 p.m.
- 2) July 2, 2008 – Regular Session at 6:30 p.m.
- 3) July 9, 2008 – Work Session at 6:30 p.m.
- 4) July 16, 2008 – Regular Session at 6:30 p.m.
- 5) July 23, 2008 – Council Hears Planning & Zoning at 6:30 p.m.

c) Possible approval of Proclamation declaring July 21, 2008 through July 27, 2008 as Hunter Education Week.

5. **Call to the Public for Items not on the Agenda.**

6. **Council Informational Reports** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for informing the public of such events and activities. The Council will have no discussion, consideration, or take action on any such item, except that an individual Council member may request that the item be placed on a future agenda.

- **Councilor Garrison's Liaison Report regarding Camp Verde Sanitary District (District) meetings and possible discussion and/or determination of requests for placement on the District's standard agenda item for Council Updates/Reports.**

Note: Requests may be identified, but no discussion of the item will occur at this time.

7. **Call to the Public for Items not on the Agenda.**

8. **Presentation by Priscilla Smith regarding the 'Camp Verde 3 Mile Walk for a Cure' to be held on June 21, 2008.**

9. **Discussion, consideration and possible award of bid for Project 08-048 "Supply and Delivery of Aggregate Base Course" and authorization to execute contract documents.** (Staff Resource: Ron Long)

- 10. **Discussion, consideration, and possible appointment of Council members to various regional, state, county, and local committees & organizations.**
- 11. **Discussion, consideration, and possible support of League of Arizona Cities & Towns Resolution to urge the Legislature to act on behalf of all cities and towns, asking for protection, authorization and full appropriates for funding of the Edward Byrne Memorials Justice Assistance Grant (Byrne/JAG Grant Program). This resolution was submitted to the League by the City of Cottonwood.**

There will be no Public Input on the following items:

- 12. **Advanced Approvals of Town Expenditures**
There are no advanced approvals.
- 13. **Manager/Staff Report**
- 14. **Adjournment**

Posted by: *J. Jones*

Date/Time: *6-13-08* *8:18 a.m.*

Note: Pursuant to A.R.S. §38-431.03.A.2 and A.3, the Council may vote to go into Executive Session for purposes of consultation for legal advice with the Town Attorney on any matter listed on the Agenda, or discussion of records exempt by law from public inspection associated with an agenda item.

The Town of Camp Verde Council Chambers is accessible to the handicapped. Those with special accessibility or accommodation needs, such as large typeface print, may request these at the Office of the Town Clerk.

and removed from non-department, explaining department heads become more conscious about the usage.

Council agreed there was no need for a budget work session on June 11, 2008.

4. Adjournment

On a motion by Gioia, seconded by Elmer the meeting adjourned at 5:32 p.m.

Sharon McCormick, Recording Secretary

CERTIFICATION

I HEREBY CERTIFY THAT THE FOREGOING, minutes are a true and accurate accounting of the discussion of the Mayor and Common Council of the Town of Camp Verde during the Work Session of the Town Council of Camp Verde, Arizona held on the 3rd day of June 2008. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this _____ day of _____ 2008

Deborah Barber, Town Clerk

Budgetary Cuts as Suggested by the Town Manager and Department Heads

as of 6/3/08 @ 2:30 p.m.

Acct No.	Line Item Description	Line Item Reduction Amount	Department Total	Remaining Budgetary Shortfall
Beginning Shortfall				428,938
Mayor & Council				
8000	Office Equipment & Furniture	3,900		
7015	Travel Expense	3,000	6,900	422,038
Housing				
7010	Training	1,000		
7300	Commission Expense	1,000	2,000	420,038
Building Department				
7010	Training	500		
7015	Travel	500	1,000	419,038
Town Manager				
7010	Training	1,000		
7015	Travel	1,100		
7030	Office Supplies	500	2,600	416,438
Town Clerk				
7030	Office Supplies	1,500	1,500	414,938
Finance Department				
7120	Contract Labor/Services	5,000	5,000	409,938
Community Development				
7010	Training	1,000		
7015	Travel	1,000	2,000	407,938
Non-Departmental				
				407,938
Maintenance Department				
7510	Building Maintenance	6,000		
8040	Structural	9,400	15,400	392,538
Marshal's Department				
7010	Training	1,000		
7015	Travel	4,000		
7540	Patrol/Investigation Equipment/Supplies	6,000	11,000	381,538
Animal Control				
7550	Animal Control Equipment/Supplies	500	500	381,038
Municipal Court				
				381,038
Pool				
Recommend closing on Mondays and daily at 6:00 p.m. instead of 8:00 p.m.				381,038
Parks & Recreation				
7030	Office Supplies	1,000		
7038	Advertising	1,000		
7040	Computer Services/Software	1,800		
7120	Contract Labor/Services	3,000		
7610	Recreational Programs	2,000		
	Youth Commission	1,000	9,800	371,238
Special Events				
7038	Advertising	2,500		
	Entertainment	1,200	3,700	367,538
Camp Verde Community Library				
	Dynix	1,000		
	Amigo/Aznet Library Database Access	1,000		
7120	Contract Labor/Services	1,000		
7110	Legal Fees	925	3,925	363,613
Public Works/Engineer				
7010	Training	500		
7015	Travel	250	750	362,863
Contingency				
		40,000	40,000	322,863
Capital Improvements Fund				
		200,000		
		100,000		
		15,000		
		10,500	325,500	<u>(2,637)</u>

*Amounts saved in the CIP Fund would be re-directed back to the General Fund thus changing the percentage allocation of Town Sales Tax revenues to the General Fund, CIP Fund and Parks Fund.

**Minutes
WORK SESSION
MAYOR and COMMON COUNCIL
of the
TOWN OF CAMP VERDE
CAMP VERDE MARSHAL'S OFFICE
TRAINING ROOM
646 South First Street
Thursday, May 29, 2008
3:00 p.m.**

1. Call to Order:

Mayor Gioia called the meeting to order at 3:00 p.m.

2. Roll Call:

Mayor Gioia, Vice Mayor Hauser and Councilors Elmer, Garrison, German, Kovacovich, and Smith were present.

Also Present:

Town Manager Mike Scannell; Accountant Lisa Elliott, Town Clerk Deborah Barber, Community Development Director Nancy Buckel, Housing Director Matt Morris, Parks & Recreation Supervisor Lynda Moore, Library Director Gerard Laurito, Accounting Technician Thyna Parker, and Deputy Clerk Virginia Jones.

3. Pledge of Allegiance:

There was no Pledge of Allegiance

4. Discussion of the Tentative FY 2008/09 Budget

Council reviewed the following:

Mayor & Council: Page 4 of the budget. Town Clerk, Deborah Barber indicated the legal expenses are now allocated to each department based on usage, and explained the past year invoices were reviewed to come up with a good number for the budget.

Housing: Page 6 of the budget. Housing Director, Matt Morris gave an overview of the tasks that have been completed by the department and the Commission. When questioned regarding the \$2,000 commission expenses, Matt indicated last year Commission members who attended the Affordable Housing Institute, paid for the program out of their own pocket.

Housing Grant Fund: Page 66 of the budget. Matt Morris indicated that they have received 17 applications, 10 serious applicants that meet the requirements. Mr. Morris explained the Town must first use funds from the Revolving Loan Fund before using the HOME grant funds.

Building: Page 8 of the budget. Manager Scannell explained that he felt this department should be able to stand on its own. Community Development Director, Buckel stated the department will be losing the Chief Building Official and she plans to contract the services through the private sector. Buckle indicated one of her administrative assistants has taken on special assignments for other departments.

Community Development: Page 16 of the budget. Director Buckel noted Design Review is consuming a large portion of time. Buckle stated the Commission has three new members and the department attempts to send the members to APA training. Director Buckle indicated her administrative assistant took the job description for planner, and noted she was doing the work. Buckle indicated her job description included economic development and asked Council for direction. Manager Scannell indicated the Community Development Director is also the Enterprise Zone Administrator, and there may come a time when people express an interest.

Town Manager; Page 10 of the budget. Manager Scannell explained there are two employees in the Managers office, himself and the Administrative Assistant. Scannell informed Council he has asked Ms. Brown to take on the duties of Risk Management and has sent her to training.

Clerk's Office; Page 12 of the budget. Town Clerk, Deborah Barber explained she has been the Town Clerk for the past six years and has held her budget static, she noted she did increase the overtime and the legal fees were based on the number of elections being held this next year. When questioned regarding the Sanitary District Election, Barber noted the Clerk's Office would need a decision from Council before July. Barber advised Council that in the past year the Clerk's office have taken on the duties of Council Support and CDBG activities.

Council took a break and 4:30 p.m. and reconvened at 5:00 p.m.

CDBG: Page 56 of the Budget. Town Clerk, Deborah Barber advised Council that the Town still has projects from the 2006 funding cycle, noting the current projects, the restroom and the ramada, were closed out today by NACOG.

Finance Department: Page 14 of the budget. Scannell indicated the Town has been working with Heinfeld and Meech since December and he would like to continue the relationship through the next fiscal year. Manager Scannell indicated the training for the department has been increased on a recommendation of Lisa Lumbard of Lumbard & Associates.

Non-Departmental; Page 18 of the budget. Lisa noted there were a few items that do not have appropriations, these items are usually designated by Council. Council requested the following: \$500 for Steward of Public Lands; \$5,100 for Natural Resources Committee; \$1 placeholder for Water Adjudication; \$6,000 for Youth Count and \$10,000 for County Water Advisory. Roy Guigliotto, questioned line item 6099, indicating the Chamber pays all of there own utilities.

Chamber of Commerce: Page 19 of the budget, included with Non-Departmental. Manager Scannell indicated he is recommending \$70,000 for the Chamber in addition to the \$36,000 Council has approved for the TEAM Grant for Tourism. Mary Taylor, Chairperson for Chamber of Commerce gave a presentation indicating the work the Chamber does to promote Tourism. Taylor explained how the Chamber works with the Arizona Office of Tourism, has upgraded the web site and developed a marketing plan. Taylor explained the Labor burden for the Chamber is \$115,000.

Public Input:

Jerry Tobish: Stated he is not against the Chamber, he just has not seen the Chamber bring revenue into the Town. Tobish noted that in other towns the Chamber sponsors events. Tobish continued, stating the Chamber has been worthless to him as a businessman, it has done nothing for him. He stated if the Chamber would show him what they could do for him, when a week goes by and only eight customers walk into the store, word of mouth keeps him going. Tobish continued, he is pro-chamber, just show him what they can do for him, put something together and maybe they would deserve the whole allocations

DAVE FREEMAN: Acknowledged that his concern is the Chamber wears two hats, the membership side and the other side promoting the Town and the activities. Freeman encouraged Council to look at what Ms. Taylor said and most of the ads, that he could find, are only promoting specific members of the Chamber. Freeman presented an add promoting only blacksmithing, Freeman indicated this business is a member of the Chamber. Freeman stated the Town, as a whole is, not getting anything for the money spent. He stated the majority, if not all, is for the members. Mr. Freeman declared that if you ask 'where can I go to find a bookstore', if you are not a member, the Chamber will not refer anyone to you and the answer would be 'we don't have a bookstore.' Mr. Freeman stated that is wrong, when the Chamber is receiving money from the Town.

PERRY HADDON: Stated he is the owner of Beaver Creek Book store, and just stepped out of the meeting to confirm a point with the previous owner. He indicated he has always been a supporter of

the Chamber and look forward to the day he can afford to join. Mr. Haddon indicated the previous owner had a Chamber volunteer come in to the store and specifically told him they were not to recommend any business that did not belong to the Chamber. That volunteer told the previous owner they were asked not to come back as a volunteer.

GARY THOMPSON: Stated he has issues about how the Chamber was spending the money, he took the issue to the Chamber, went to a Board meeting, and indicted the Chamber has yet to get back with him. In regards to the main web site, 'for all your real estate needs', only one realtor is listed.

LINDA BUCHANAN: Indicated she has participated with the Chamber for several years, she indicated as a business owner they do not measure the membership by 'what can the Chamber do for me', they come into the Chamber with what can we do for the Chamber.' Buchanan requested the Town and Chamber continue working together and hopes the Council will help in funding and direction.

Library; page 38 of the budget. Librarian Gerard Laurito would like Council to consider additional evening hours and noted he would need to have a part time person. He requested Council consider increasing his 30 hour employee to 40 hours

BEAVER CREEK LIBRARY: Page 40 of the budget. Library Director Laurito explained the Beaver Creek Library is fully funded by the County.

LIBRARY BUILDING FUND: Page 62 of the budget. Manager Scannell indicated he did research for financing of a new facility with two scenarios. The debt service for a three million dollar bond would cost the Town approximately \$230,000 per year.

Greg Elmer excused himself at 7:15 p.m.

DEBT SERVICE FUND: Page 60 of the budget. Lisa Elliott explained the fund is set aside to capture items such as GADA loan for the Marshal's office, the obligation to the Sanitary District and payment of Butler Park soccer field. Mr. Scannell noted 1% of the 3% construction tax

IMPACT FEE FUND: Page 64 of the budget. Lisa Elliott explained the impact fee was approved by the voted. The numbers included in the budget are estimates based on the number of building permits and fees collected. Mike Scannell indicated Council might want to consider road impact fees for future development.

5. **Adjournment**

On a motion by Hauser, seconded by German the meeting adjourned at 7:37 p.m.

Virginia Jones, Recording Secretary

CERTIFICATION

I HEREBY CERTIFY THAT THE FOREGOING, minutes are a true and accurate accounting of the discussion of the Mayor and Common Council of the Town of Camp Verde during the Work Session of the Town Council of Camp Verde, Arizona held on the 29th day of May 2008. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this _____ day of _____ 2008

Deborah Barber, Town Clerk

**MINUTES
SPECIAL SESSION
MAYOR and COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
473 S. Main Street #106
Wednesday, May 28, 2008
5:00 p.m.**

1. Call to Order

Mayor Gioia called the meeting to order at 5:03 p.m.

2. Roll Call

Mayor Gioia, Councilors Garrison, German, and Smith were present. Vice Mayor Hauser, was absent. Councilors Elmer arrived at 6:00 p.m. and Kovacovich arrived at 6:09 p.m.

Also Present:

Town Manager Michael Scannell, Attorney William Sims attended telephonically, and Recording Secretary Virginia Jones.

On a motion by Smith, seconded by German Council voted to recess the meeting at 5:04 p.m. to enter into Executive Session. The meeting was reconvened at 6:29 p.m.

3. Discussion, consideration, and discussion or consultation with the Town Attorney for legal advice concerning the conduct of Board and Commission member(s) and possible Open Meeting Law violations by the Boards and Commissions. (Staff Resource: Michael Scannell)

No Action was taken on this item.

4. Discussion, consideration, and possible direction to staff and/or discussion with the Town Attorney for legal advice concerning restructuring lease amounts for Fain and Main Street Rio Verde Plaza based on fair market lease value and aggregate net return. (Staff Resource: Michael Scannell)

No Action was taken on this item.

5. Adjournment

The meeting was adjourned at 6:29 p.m. following a motion by German and seconded by Kovacovich.

Virginia Jones, Deputy Clerk

CERTIFICATION

I HEREBY CERTIFY THAT THE FOREGOING, minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona held on the 28th day of May 2008. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this _____ day of _____ 2008

Deborah Barber, Town Clerk

**MINUTES
COUNCIL HEARS PLANNING & ZONING
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, MAY 28, 2008
6:30 P.M.**

Minutes are a summary of the actions taken. They are not verbatim.
Public input is placed after Council motions to facilitate future research.
Public input, where appropriate, is heard prior to the motion

1. **Call to Order**

The meeting was called to order at 6:30 p.m.

2. **Roll Call**

Mayor Gioia, Vice Mayor Hauser, Councilors Smith, Garrison, Kovacovich, German and Elmer were present.

Also Present: Town Manager Mike Scannell, Town Attorney Bill Sims (*by telephone conference*), Community Development Director Nancy Buckel, Sr. Planner Michael Jenkins, and Recording Secretary Margaret Harper.

3. **Pledge of Allegiance**

The Pledge was led by Kovacovich.

4. **Consent Agenda** – All those items listed below may be enacted upon by one motion and approved as consent agenda items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council requests.

a) Approval of the Minutes:

1) May 20, 2008 – Budget Work Session

b) Set Next Meeting, Date and Time:

1) Budget Work Session – May 29, 2008 at 3:00 p.m.

2) Special Session – June 4, 2008 at 5:00 p.m.

3) Regular Session – June 4, 2008 at 6:30 p.m.

4) Work Session – June 11, 2008 at 6:30 p.m.

5) Regular Session – June 18, 2008 at 6:30 p.m.

6) Council Hears Planning & Zoning – June 25, 2008 at 6:30 p.m.

c) Possible approval of a Proclamation declaring May 24 through May 26, 2008 at Memorial Poppy Weekend. Staff Resource: Mayor Gioia

d) Possible approval of Resolution 2008-747, a resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, approving and adopting the Town of Camp Verde Housing Rehabilitation Program Guidelines as revised. Staff Resource: Matt Morris

e) Possible authorization for the Mayor to draft a letter of support for the Tavasci Marsh Riparian Enhancement Project, Tuzigoot Monument. Staff Resource: Mayor Gioia

On a motion by Smith, seconded by Kovacovich, the Consent Agenda was unanimously approved, with Item 4.d) pulled; the Special Session scheduled for June 4th changed to June 3 at 3:00 p.m.; and the Regular Session on June 4th removed from the schedule.

On a motion by Smith, seconded by Garrison, the Council voted unanimously to approve **Item 4.d)**.

5. **Call to the Public for Items not on the Agenda.**

Vada Lavato, representing the Artisans' Gallery in the Rio Verde Plaza, a non-profit, members' co-op business for over five years, expressed concern over the intent of the Town to re-negotiate the leases on the Rio Verde Plaza properties. A raise in the rent would probably force the Gallery to close its doors; it has been a unique attraction for tourists from all over.

There was no further public input.

6. **Council Informational Reports** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for informing the public of such events and activities. The Council will have no discussion, consideration, or take action on any such item, except that an individual Council member may request that the item be placed on a future agenda.
- **Councilor Garrison’s Liaison Report regarding Camp Verde Sanitary District (District) meetings and possible discussion and/or determination of requests for placement on the District’s standard agenda item for Council Updates/Reports.** *Note: Requests may be identified, but no discussion of the item will occur at this time.*

Smith reported that ASU is now ranked No. 1 in the College World Series.

Kovacovich reported on attending the Intergovernmental meeting in Jerome last week; it included a tour of a thriving business that sells furniture throughout the United States.

Elmer said he had attended the Chamber of Commerce meeting..

Gioia will have his report in the Mayor’s Message that will be published on Friday.

Garrison said she had been unable to attend the Sanitary District meetings last week due to the Town schedule of budget and other meetings; Al Dupuy did resign from the District Board. The Town should contact the S.D. to determine who will now be working with the Town on the IGA in place of Dupuy.

7. **Discussion, consideration, and possible approval of Resolution 2008-740, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, approving the Preliminary Plat 2007-02 for the purpose of developing Verde Highland Plaza, a commercial business condominium plaza on parcels 404-28-026E & 404-28-025B consisting of approximately 3.16 acres. This site is located on the northwest corner of the intersection of Cliffs Parkway and SR 260.** *Staff Resource: Michael Jenkins*

On a motion by Smith, seconded by Kovacovich, the Council unanimously approved Resolution 2008-740, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, approving the Preliminary Plat 2007-02 for the purpose of developing Verde Highland Plaza, a commercial business condominium plaza on parcels 404-28-026E & 404-28-025B consisting of approximately 3.16 acres, **with the added stipulation as follows: The developer, prior to moving forward with the Final Plat process for this project, must have an approval from ADOT for the driveway access from Highway 260 onto the project.**

STAFF PRESENTATION

Sr. Planner Jenkins reviewed the proposed development of four building lot pads, parking and drainage provisions, landscaping and driveway access to Cliffs Parkway and State Route 260. The Design Review Board approved the structures, but has stipulated that an ADOT approved access permit to Highway 260 and a re-review are required for approval of the project. The applicant has explained that ADOT will not issue an access permit until the developer receives approval of the Preliminary Plat, and is requesting to continue with the Preliminary Plat approval process with the understanding that the Developer assumes the risk for denial of approval of the project should ADOT not grant the access permit. Also ADOT requirements for the access easement from Hwy 260 would need to be addressed in the Final Plat process. The neighboring residents by petition have objected to two-story buildings and there is some concern about creating surplus office spaces. No objections have been received from other agencies. Staff has recommended approval with the stipulation that the developer must have approval from ADOT for the driveway access from Hwy 260.

PUBLIC HEARING OPEN

Applicant’s Statement

Krista Cline, with S.E.C. Engineering, outlined the plans for the condominium two-story structures, and the proposed access from Hwy 260; Ms. Cline said that the developer is currently in negotiations with ADOT, and confirmed that ADOT requires approval of the Preliminary Plan from the Town before

the access permit can be issued. Ms. Cline believes that the issue of the neighborhood objection to the building heights has been resolved through working with Planning & Zoning.

COMMENT FROM OTHER PERSONS

There were no comments from other persons.

APPLICANT'S REBUTTAL

No applicant's rebuttal was necessary.

PUBLIC HEARING CLOSED

Council Discussion

The Council discussed the request to approve the Preliminary Plan in advance of bringing the Design Review Board and ADOT requirements into compliance, with input from staff explaining that a better process for design review has now been put in place that should avoid a repeat of this type of problem. There was also appreciation expressed for the effort to develop commercial property that will provide benefits to the Town through the creation of jobs and tax revenues.

8. **Public Hearing, discussion, consideration, and possible approval of Resolution 2008-739, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, vacating a portion of the right-of-way of Pheasant Run Circle to the owner of Lot 1 of Jordon Meadows within the Town limits, as initiated by petition and submitted by Joann Sawyer, owner of parcel 404-03-026A adjacent to the proposed abandonment (vacation.)** *Staff Resource: Michael Jenkins*

On a motion by Smith, seconded by Garrison, the Council unanimously approved Resolution 2008-739, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, vacating a portion of the right-of-way of Pheasant Run Circle to the owner of Lot 1 of Jordon Meadows within the Town limits.

STAFF PRESENTATION

Community Development Director Buckel explained that this item is the second part of the two-part public process to abandon a portion of the right-of-way. The request was made by one of the property owners who then followed up the first hearing by collecting necessary information, including a legal description and having a survey map prepared, and entering into a road abandonment Agreement with the Town. Pursuant to the Agreement the owner will abide by all the regulations regarding current easements, and will continue to maintain the landscaping in place. Buckel reviewed the language in the proposed Resolution as recommended and approved by the Town Attorney, as well as the map showing the area to be abandoned.

PUBLIC HEARING OPEN

Applicant's Statement

Joanne Sawyer, applicant, described how she has maintained the subject property that is next to hers for the last five years, and explained that she would like to further improve that area for personal enjoyment and use.

COMMENT FROM OTHER PERSONS

There were no comments from other persons.

APPLICANT'S REBUTTAL

No applicant's rebuttal was necessary.

PUBLIC HEARING CLOSED

Council Discussion

The Council briefly discussed the request, thanking the applicant for taking of the property for the past few years; it was also confirmed that the applicant has also borne all the costs of the abandonment process including the legal description documents and the survey.

9. **Discussion, consideration, and possible approval of Ordinance 2008A-354, an ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 118 of the Zoning Ordinance to define A-Frame Signs, add exception for A-Frame Signs under Prohibited Signs in the right-of-way and define the criteria under which A-Frame signs may be used under the Temporary Signs.** *Staff Resource: Michael Jenkins*

Staff was directed to send the proposed amendment back to the P&Z Commission; the Commissioners present have heard the discussion and know the situation; staff to be involved before it comes back to the Council, including the Town Engineer; questions for the Attorney to be reviewed and answered before bringing it back to Council; continue with the appropriate public process; and see what can be done to simplify the amendment as much as possible to help serve the public as well as the staff.

Community Development Director Buckel outlined the background of developing the proposed amendment, beginning on February 8, 2007 when she advised the Planning & Zoning Commission that a problem was growing in connection with the A-frame signs along Main Street that had appeared following the construction of the Hwy 260 bypass by verbal agreement with the then Town manager. Complaints have since been made regarding some unattractive signs and signs blocking driveway vision. The general consensus of the Commission was that the signs either had to be strictly regulated or steps taken to enforce their prohibition in compliance with the existing Code. It was acknowledged that there should be special circumstances for the merchants along Main Street. However, placement of the signs in the Town-owned right-of-way was of special concern. Buckel submitted copies of a memo from the Town Engineer setting forth his criteria for placement, which would eliminate the ability for most of the Main Street businesses to use A-frame signs because of the lack of frontage space. Also, a permit from the Town Engineer would be required to place the signs in the right-of-way, which Buckel stressed imposes a further burden on the Town Engineer whose responsibilities are already overtaxed. Another requirement included was that each merchant indemnify the Town against any damage caused by an A-frame sign.

Buckel reviewed the proposed amendments with the Council. During the discussion the members questioned whether the merchants had been aware of the Town Engineer's criteria just submitted to the Council, as well as whether they had been given the opportunity to provide sufficient input during the P&Z hearings on creating the sign code amendment during the past year and a half. Buckel said that the Commission has had debate over the Town Engineer's criteria set forth in his memo. The members commented on the problem now being faced by the merchants who had given up some of their frontage for the right-of-way, adding that it should not be that complicated. There was also the suggestion that an amendment allowing a portion of the community to violate the existing Code would amount to selective enforcement and sends the wrong message to the rest of the community.

PUBLIC INPUT

(Comments from the following individuals are summarized.)

Jerry Tobish said his understanding from a previous meeting was that an A-frame sign could be 3 feet high by "X" amount, a \$15 fee paid, and they had to be approved, and that was it; he said he had not heard anything about P&Z meetings that changed what he had understood originally. Mr. Tobish said that some of the business owners should have been involved and were not; those sandwich signs are what catch the tourists. This is no time to weaken support for the businesses that are trying to hang on in spite of the economy. Invite the merchants into the meetings for their input. *Mayor Gioia responded that the meeting agendas are always posted in public places.*

Dave Freeman, Chairman of the P&Z Commission, said that the Commission did not ever see the latest item from the Town Engineer; an earlier memo from him was very restrictive but vague. Freeman said that he personally found only three or four businesses on Main Street that could possibly qualify with the limitations. Most business on Main Street have no place to put a sign except in their right-of-way which starts right at their doors, and the Commission had agreed on the

merchant simply placing the sign where it would be safe. Mr. Freeman recommended that the whole issue go back to P&Z with the new information, and with the Town Engineer in attendance so that he can be aware of the situation that the Commission is faced with in a very small but important part of the Town.

Carol German, a member of the P&Z Commission, listed the public hearings held by the Commission with approximately two business people who were mostly concerned with the A-frame signs; they were informed and did attend the meetings, the Commission listened to their concerns and have worked hard on the issue. The Town Engineer is concerned with the liability to the Town, and is trying to work that into the regulations in order to protect the Town. *Mayor Gioia discussed with Ms. German briefly whether the Commission had discussed the Town Engineer's restrictions; she confirmed they had.*

There was no further public input.

The members discussed the recommendation made by P&Z Chairperson Freeman, suggesting that individual notices be sent to each of the business owners on Main Street; Buckel strongly objected to the Council adding more and more tasks on an already over-burdened staff who are doing the best they can in spite of the lack of sufficient manpower. Following further discussion, the Council expressed further concern and suggested that a further public hearing is needed, particularly in regard to the latest restrictions in the memo from the Town Engineer. Buckel said she will take the issue back to the Commission as suggested.

Town Engineer Sims was asked whether liability can be shifted from the Town to business owners who have liability insurance that would extend to their signs, in order to help them. Sims responded that unless the Town policed up the financial strength of the business owner, and ensured that the Town is covered by their insurance, the Town will always be sued and will always be the entity of last resort. The proposed indemnity agreement would be sufficient only if the Town made sure the business owner had sufficient assets and/or sufficient insurance, with \$1 million being a good first layer of protection.

The discussion continued with general agreement on the wish to find a simple process; a suggestion was made that the Town consider allowing a perpendicular overhead sign that might project into the right-of-way easement, an option that would also fit the Western/Rural look. Town Manager Scannell agreed that the Commission should be given the opportunity to again speak to the issue; the suggestion for perpendicular signs should be explored, it is important to help the downtown businesses, full disclosure must be made and the public process should be honored.

A recess was called at 8:18 p.m.; the meeting was called back to order at 8:28 p.m.

10. **Discussion, consideration, and possible approval of Ordinance 2008A-348, an ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section ~~118-D~~ 108D of the Zoning Ordinance to define the criteria for raising swine within the Town, to add definitions for commercial livestock activity and livestock breeding activity, to change the Use Permit process for youth livestock activity on parcels smaller than ½ acre and to add language for setback requirements for livestock activity as was previously stated in Section 109. Staff Resource: Nancy Buckel**
A motion by Smith, seconded by Garrison, to approve Ordinance 2008A-348, an ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 108D of the Zoning Ordinance to define the criteria for raising swine within the Town, to add definitions for commercial livestock activity and livestock breeding activity, to change the Use Permit process for youth livestock activity on parcels smaller than ½ acre and to add language for setback requirements for livestock activity as was previously stated in Section 109, adding the word "district" after "density" in Section 1.D. ANIMALS, **was withdrawn after further discussion.**

On a motion by Elmer, seconded by German, the Council by a **vote of 5-1** approved Ordinance 2008A-348, an ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, amending Section 108D of the Zoning Ordinance to define the criteria for raising swine within the Town, to add definitions for commercial livestock activity and livestock breeding activity, to change the Use Permit process for youth livestock activity on parcels smaller than ½ acre and to add language for setback requirements for livestock activity as was previously stated in Section 109, **with the addition of Paragraphs 1) and 2) under Section 5.a. from the FFA Advisor Changes, and "member" revised to "Youth Organization member" in Section 5.a.2); adding the word "district" after "density" in Section 1.D. ANIMALS;; with a 'no' vote by Garrison.**

Buckel explained that the latest draft was as a result of direction from Council following a previous meeting to work further with the FFA Youth Advisor, Cody Carter; this draft incorporates the further input from Mr. Carter and represents what staff is now recommending for approval. Buckel said that the ordinance is intended to limit or exclude swine in town, which is the only issue left outstanding between the Youth Advisor and staff. The goal is to support our youth, but also give the neighbors the opportunity to support or oppose the activities that have been done by their neighbors in the past. Buckel added that the public has had their opinions be heard, and she believes that the majority support the proposed amendment. Buckel outlined changes that had been recommended by the attorneys, and explained that the Temporary Youth Organization Use Permit would support and encourage the FFA activities while providing supervision of those activities.

The Council reviewed with Buckel the changes outlined, and the issues of permitting swine depending on what size properties, including the terms set forth in the proposed agreement with the Youth Advisor and the Temporary Youth Organization Use Permit, which would be granted administratively. The question of allowing a pig, or pigs, on a ½-acre parcel or less in a residential neighborhood was debated at length, including one reminder that the onus is placed directly on the FFA Director regarding whether or not that would work. During the discussion and review of the draft amendment, the members suggested clarifying language that was agreed to and will be incorporated into the final document.

PUBLIC INPUT

(Comments from the following individuals are summarized.)

Cody Carter, FFA Youth Advisor, explained the restrictions on smaller lots required by the setbacks, that the goal was to try to find the best options expressed from Council and P&Z; the final responsibility for each project will be shared with the community. *The members further discussed the points reviewed by Mr. Carter, and the safety factors limiting the number of swine allowed per parcel.*

Irene Peoble questioned whether some activities would be grandfathered in because they have been conducted for some time; they feel that the 4-H sign on their property gives them the authority. *Mr. Carter responded that there is a provision that addresses that; the sign will have to display evidence that a community permit was issued. Buckel said that a 4-H sign does not exempt anyone.*

Brian Ritzenthaler, a resident in Fort River Caves, described one incident in his area that was in violation of their CC&Rs; he recommended that the Town prohibit swine in Camp Verde; for youth activities, leave obtaining approval from the majority in the neighborhood up to those people who are trying to train the children. Mr. Ritzenthaler asked whether

Linda German, referring to the agreement to work with an employee of the School District, asked if the liability will be shared with another agency, has it been discussed with the School Board, and whether an IGA is required. *Attorney Sims responded if he is acting in the scope of his employment the District would be liable in the first instance and the Town in the second instance.*

Kristi Mulcaire said that she is stepping into an FFA Advisor position, and does not feel she has been involved in the whole process during several meetings; the idea of completely eliminating pigs

in Camp Verde is a very wrong decision. Don't limit the kids to just one pig; put the points back on the books.

Russell Moore said he owns over an acre, and that for anybody to tell him what he can and cannot have on his property is asinine; he has children involved in FFA, and to limit the animals is wrong.

Ella Guy said she moved to Camp Verde specifically because she thoroughly researched and understood she could raise animals; her children are in the FFA program and she asked the Council not to limit her rights.

There was no further public input.

During the public input, the members also discussed the provision in the proposed amendment that will include allowing one swine on a parcel of 1 acre or more; there was some objection expressed to allowing even one swine and the issue of that causing a possible nuisance. Buckel said that a provision has been included that mandates proper husbandry of animals so as not to create a problem for neighbors; Town Attorney Sims said that in addition to deed restrictions and CC&Rs, there is a common law provision in A.R.S. Title 13 that would be applicable and entirely separate from the Town ordinance, enforceable by the Superior Court.

Following the original motion made by Smith, the members again reviewed with Buckel the changes noted in the final draft together with the agreement with the FFA Youth Advisor; that motion was subsequently withdrawn, after further clarification a second motion was made and approved.

11. **Call to the Public for Items not on the Agenda.**

There was no public input.

12. **Advanced Approvals of Town Expenditures**

There are no advanced approvals.

There were no advanced approvals.

13. **Manager/Staff Report**

There was no Manager/Staff report.

14. **Adjournment**

On a motion by Smith, seconded by Kovacovich, the meeting was adjourned at 9:54 p.m.

Margaret Harper, Recording Secretary

CERTIFICATION

I hereby certify that the foregoing Minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 28th day of May 2008. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this _____ day of _____, 2008.

Debbie Barber, Town Clerk

**Minutes
WORK SESSION
MAYOR and COMMON COUNCIL
of the
TOWN OF CAMP VERDE
CAMP VERDE MARSHAL'S OFFICE
TRAINING ROOM
646 South First Street
Tuesday, May 27, 2008
3:00 p.m.**

1. Call to Order:

Mayor Gioia called the meeting to order at 3:00 p.m.

2. Roll Call:

Mayor Gioia, and Councilors Elmer, Garrison, German, Kovacovich, and Smith were present, Vice Mayor Hauser was absent.

Also Present:

Town Manager Mike Scannell; Accountant Lisa Elliott, Judge Rodger Overholser, Court Supervisor Jacque Daughety, Community Development Director Nancy Buckel, Marshal Dave Smith and Deputy Clerk Virginia Jones.

3. Pledge of Allegiance:

Mayor Gioia led the pledge of Allegiance.

4. Discussion of the Tentative FY 2008/09 Budget

Mayor Gioia turned the meeting over to Town Manager Mike Scannell. Council reviewed the following:

Municipal Court: Page 30 of the budget. Judge Overholser noted he was requesting to fill the vacancy left by Cheri Newman, who was placed on long-term disability. Judge Overholser explained he is taking the Clerk's from the normal day-to-day tasks to help cover the front counter, noting that a new hire would come in at a much lower salary than was previously being paid. Manager Scannell advised Council the Judge has a good argument, however, Council needs to look at how much revenue the additional clerk would collect, how much of the revenue goes to the state and should the Town shoulder the cost of that employee. Scannell noted that every department could have the same argument. Supervisor Jacque Daughety gave Council a short overview of the monies collected by the Town and how the fines are disbursed. Jacque excused herself from the meeting at 4:00 p.m.

Manager Scannell noted that the legal expenses have been re-moved from the Municipal Court budget. Judge Overholser stated he did ask for advice from the Supreme Court and they suggested the Prosecutor fees should not be included with the Court Budget. Manager Scannell noted the court appointed attorneys expenses will stay in the Municipal Court Budget.

Special Revenue Fund: Page 48 of the budget. Judge Overholser explained to Council these funds are earmarked for Court Upgrades.

Legal: Page 20 of the budget. Community Development Director, Nancy Buckle questioned if the salary for the Civil Hearing Officer should be included in Legal Fees. Council agreed that would be a good place for the Hearing Officer.

MARSHAL'S DEPARTMENT: Page 26 of the budget. Dave Smith reviewed his budget with Council, noting that travel and training line items were separated. Marshal Smith explained he

had requested four vehicles, and the manager suggested two, Mr. Smith indicated the department has several vehicles that will need major repair and may need to increase that particular line item.

Animal Control: Page 28 of the budget. Marshal Smith explained in the past this was combined with the Marshal's Office. There was some discussion regarding the shelter and the poor working conditions.

State Grants – Page 50 of the budget. Marshal Smith noted the Pant Officer and the School Resource Officer are included in this portion of the budget.

Donations: Page 53 of the budget. Lisa Elliott gave each Council member a new sheet for donations. When questioned about taking donations, Scannell explained that the new line items have been created for donations. Manager Scannell noted this makes it easier to track donations and have a higher degree of accountability to the public.

9-1-1 Fund: Page 58 of the budget. Marshal Smith indicated the Fund is specifically for training, and he was attempting to build the account balance.

Human Resource: Page 22 of the budget. Marshal Smith noted the salaries are the stipends that Council agreed to when the Marshal's Office took over the duties of Human Resource. Smith indicated he has included \$2,000 for Employee Recognition Program he hopes to implement.

Council questioned the manager regarding the \$140,000 deficit that needs to be cut from the budget, and asked if the manager was going to make recommendations. Manager Scannell stated Council would make the decision; his role is to give Council the facts and Council would have to determine what the needs of the community are.

Council agreed they would have to have time to look at all the numbers and requested additional meetings on June 3, 2008 at 3:00 p.m. and June 11, 2008 at 5:00 p.m.

5. Adjournment

The meeting adjourned at 5:30 p.m.

Virginia Jones, Recording Secretary

CERTIFICATION

I HEREBY CERTIFY THAT THE FOREGOING, minutes are a true and accurate accounting of the discussion of the Mayor and Common Council of the Town of Camp Verde during the Work Session of the Town Council of Camp Verde, Arizona held on the 27th day of May 2008. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this _____ day of _____ 2008

Deborah Barber, Town Clerk

**MINUTES
SPECIAL SESSION
MAYOR and COMMON COUNCIL
Of the
TOWN OF CAMP VERDE
395 S. Main Street, Room 206-207
Thursday, May 22, 2008
3:00 p.m.**

1. Call to Order

Mayor Gioia called the meeting to order at 3:05 p.m.

2. Roll Call

Mayor Gioia, Vice Mayor Hauser, and Councilors Elmer, Garrison, German, Kovacovich, and Smith were present.

Also Present:

Town Manager Scannell; Accountant Elliott, Court Supervisor Daughety, and Town Clerk Barber

3. Presentation by Lisa Lumbard of Lumbard and Associates, PLLC updating Council regarding single audit for the fiscal year ended June 30, 2007, followed by discussion and possible direction to staff.

Ms. Lumbard was late, arriving at 3:35 p.m. prior to her arrival, Council discussed the Condition – Weakness in Controls over Disbursements as listed on page 51 of the audit. Garrison expressed her lack of trust in the process, noting that Council had been told several times that they could trust an independent audit. German asked if there would be ‘spot checks’ to ensure these issues do not occur in the future. Scannell explained the audit process and advised that corrective measures had already been taken to ensure a clean audit the next time. He noted that the accounting standards were changing and becoming more stringent. He advised he expected to have some ‘dings’ on the next audit, but this would be taken as constructive criticism and an opportunity to take corrective action.

Smith noted that this audit did not uncover the chaos that was expected under the previous Finance Director. He said that at best, the Town had a sloppy Finance Director, not a criminal one. He said that he was elected to serve our citizens and he asked Scannell how he felt about the audit and how this could have been avoided.

Scannell explained that it was critical to rotate auditors every two years. He explained that the Town had a long-term relationship with the previous auditors and that it was easy to become complacent. He suggested that Council periodically go to RFP for audits to avoid cozy relationships. In answer to Garrison’s concerns, he advised that though it has been a challenge, it is his daily goal to improve credibility and restore trust. He said that when he came here, the credibility bank had been depleted for Council, for staff, and for the community. He said that each day, we endeavor to improve the deposits to the credibility bank, but it is a tall order, noting that the fear here was palpable. He advised that he had spoken with Mrs. Roberts of Heinfeld & Meech, our consulting CPA firm, about developing a “Whistle Blower Policy” that would have an outside investigation team.

Gioia said that he was aware of the depletion and it had taken Council several years to get to this point. He said that they have confidence that they are now heading in the right direction.

Scannell advised that it is a team effort and we strive for continuous improvement.

Lisa Lumbard presented the audit, covering the document page-by-page. She explained that the 'findings' were the result of an entire suite of new accounting standards. She noted that if the Town could not draft their own financial statements, it would be a significant deficiency. She referred to the Manager's response on page 53 and noted that management has been a pleasure to work with. She advised that management is progressively responsive and they do not argue, but rather ask, "What can we do to fix it?" She said that sufficient training could alleviate many of the issues and that the Town had made an excellent choice in bringing in Heinfeld & Meech. She said it would have been too difficult for a new Finance Director to concentrate on finding and correcting the issues in a short time. She commended staff on their proactive involvement in the process.

Lumbard answered Council questions.

4. Adjournment

On a motion by Hauser, seconded by German, the meeting was adjourned at 4:15 p.m.

Deborah Barber, Town Clerk

CERTIFICATION

I HEREBY CERTIFY THAT THE FOREGOING, minutes are a true and accurate accounting of the discussion of the Mayor and Common Council of the Town of Camp Verde during the Special Session of the Town Council of Camp Verde, Arizona held on the 22nd day of May 2008. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this _____ day of _____ 2008

Deborah Barber, Town Clerk

**MINUTES
REGULAR SESSION
MAYOR AND COUNCIL
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, MAY 21, 2008
6:30 P.M.**

Minutes are a summary of the actions taken. They are not verbatim.
Public input is placed after Council motions to facilitate future research.
Public input, where appropriate, is heard prior to the motion

1. **Call to Order**

The meeting was called to order at 6:30 p.m.

2. **Roll Call**

Mayor Gioia, Vice Mayor Hauser, Councilors Smith, Garrison, Kovacovich, German and Elmer were present.

Also Present: Town Manager Mike Scannell, Town Attorney Bill Sims (*by telephone conference*), Accountant Lisa Elliot, Parks & Recreation Director Lynda Moore, Town Clerk Debbie Barber and Recording Secretary Margaret Harper.

3. **Pledge of Allegiance**

The Pledge was led by Hauser.

4. **Consent Agenda** – All those items listed below may be enacted upon by one motion and approved as consent agenda items. Any item may be removed from the Consent Agenda and considered as a separate item if a member of Council requests.

a) Approval of the Minutes:

- 1) May 7, 2008 – Regular Session
- 2) May 7, 2008 – Special Session
- 3) May 7, 2008 – Executive Session (taped)

b) Set Next Meeting, Date and Time:

- 1) Budget Work Session – May 22, 2008 at 4:00 p.m.
- 2) Budget Work Session – May 27, 2008 at 5:00 p.m.
- 3) Council Hears Planning & Zoning – May 28, 2008 at 6:30 p.m.
- 4) Budget Work Session – May 29, 2008 at 5:00 p.m.
- 5) Regular Session – June 4, 2008 at 6:30 p.m.
- 6) Regular Session – June 18, 2008 at 6:30 p.m.
- 7) Council Hears Planning & Zoning – June 25, 2008 at 6:30 p.m.

c) Possible approval of FY 2007-2008 Budget adjustments to reallocate funding appropriations to include transferring the budget amount and all related expenditures for Organizational Donations from the Capital Improvements Fund to the Non-Departmental accounts in the General Fund and transfer the 2007-2008 fiscal year budgeted amount and all the related expenditures for the Public Works Office Remodel from the Streets/HURF Fund to the Capital Improvements Fund.

d) Possible approval of FY 2007-2008 Park & Recreation Summer Program Funding Allocation in the amount of \$6,000 from monies received from the Yavapai-Apache Nation designated for the Parks & Recreation Youth Programs to be used to purchase supplies for the 2008 Summer Program.

On a motion by Hauser, seconded by Kovacovich, the Consent Agenda was unanimously approved as presented, with the corrections noted.

Garrison requested a correction to the time indicated for the meeting May 22nd, it will be at 3:00 p.m., and it will be a Special Session.

5. **Call to the Public for Items not on the Agenda.**

(Comments from the following individuals are summarized.)

Stan Bullard, Camp Verde Water System, reported that the application to ADWR for determination of adequate water supply for Camp Verde Water System has been approved; that means that future development will not have to go through a hydrological study, if water is to be supplied by Camp Verde Water System. Bullard submitted the letter of approval for filing with the Clerk's Office.

Latahna Short announced that the Relay for Life celebration will be held Friday, May 30th at 6:00 a.m. at the Camp Verde High School football field. The main event will be an opportunity to tape Mayor Gioia's body to a wall with duct tape, with proceeds from the sales of duct tape to benefit the American Cancer Society. Smith immediately tendered \$100, and additional cash and checks were donated by the other Councilors, for the purchase of duct tape. The speakers also outlined plans for cancer survivors, including a Lap of Victory, starting at 6:00 p.m.

Gerry Tobish expressed his opinion, based on his experience as a local business owner, that the Camp Verde Chamber of Commerce is totally worthless for the businesses in Town. Roy Gugliotta deliberately discriminated against him at the recent Channel 3 event; for the Executive Director of a Chamber of Commerce to do something like that is reprehensible and not acceptable. Tobish said he hopes the Council will keep that in mind during the budget process; the Executive Director needs to be let go. Many businesses have withdrawn their memberships in the last two years.

Dave Freeman displayed a flyer that was sponsored by the Chamber of Commerce that clearly indicated that the ad for the business owned by Mr. Tobish had been airbrushed out. The other ads are for those who are current members of the Chamber, which represent less than 25% of all the businesses in Camp Verde. The Town receives sales tax revenues from all the businesses; the Chamber receives funding from that public money to support the Town, the history, and the businesses. Mr. Freeman said that it is wrong, and possibly illegal, that public money generated by an entire town is being used for the exclusive benefit of a small number of people.

There was no further public input.

6. **Council Informational Reports** Individual members of the Council may provide brief summaries of current events and activities. These summaries are strictly for informing the public of such events and activities. The Council will have no discussion, consideration, or take action on any such item, except that an individual Council member may request that the item be placed on a future agenda.

- **Councilor Garrison's Liaison Report regarding Camp Verde Sanitary District (District) meetings and possible discussion and/or determination of requests for placement on the District's standard agenda item for Council Updates/Reports.**

German said he attended the special strategy session with the Sanitary District; when he receives the information that was to be e-mailed back, he will share that with the Council. German feels that steps are being taken to perhaps shore some things up.

Hauser reported that she had been in water meetings today, and included in all the good information available were water use and drought figures affecting the Colorado River. Gioia added that the climatologist presented a data-driven prediction of a decrease of 20 to 50 percent of the runoff going to the Colorado River in two to three decades; Arizona survives on Colorado River water.

Smith said there is enough snow pack in Colorado that normal outflow will fill up Lake Powell this year; he also announced that the mayoral race in Sedona had been decided by only 2 votes. Smith expressed appreciation for the new budget format that makes it very readable and understandable.

Garrison congratulated Paul Clawson's family on his being admitted to the graduate law program; she also advised citizens to call the Sanitary District office directly with any complaints. There will be a Camp Verde Sanitary District special meeting tomorrow at 4:00 at the Chamber; Garrison detailed upcoming plans for a tourism bus event that will take place October 23rd in Camp Verde from 8:00. to 10:00, called A Step Back in Time.

Garrison apologized for not being able to attend the Sanitary District special meeting Monday; she will also not be able to make the meeting tomorrow, nor will her substitute be able to attend.

Kovacovich thanked the maintenance staff for a good job well done on the railings and sidewalks around the public restroom.

Gioia commented on the improvements in Rooms 206-207 done by staff; he also reminded everyone about the Relay for Life event scheduled for May 30 and 31. Gioia reported on the presentation at the water meeting from the Salt River Project with issues with their reservoirs. Gioia commented on the excellent new finance system.

Note: Item 8 was heard prior to Item 7.

7. **Clarification as to whether Council as a whole agreed at the May 7th Regular Session to simplify the Non-Profit Funding Program Policies and Procedures that were adopted by Council on February 6, 2008, followed by discussion, consideration, and direction to staff as to what changes Council would like to make to the Non-Profit Funding Program Policies & Procedures.** *Staff Resource: Debbie Barber*

Staff was directed to revise the application to be submitted by a non-profit group for funding, as follows: Eliminate Question No. 8; eliminate No. 10 by adding language to No. 9 as follows, in part: ".....and/or event; how will you evaluate your success?"; and to correct the numbering which reflects two No. 9's, in order to simplify the subject Policies and Procedures that were adopted by Council on February 6, 2008.

German said that he would abstain from any voting since he is on the Committee; however, it was agreed that should be no problem.

Town Clerk Barber said she had requested this item in order to clear up some confusion from reading the Minutes of the May 7th meeting, and wanted to confirm that Council did want to change the process that was just approved in February. Barber also explained the basis for imposing a limitation of \$500 and for budgeting other anticipated donations that would be allowed by law. The Policies & Procedures document was prepared through the Town Attorney's office and meets all the statutory requirements.

The members discussed how to simplify the application to be submitted by a non-profit group for funding; it was agreed to eliminate Question No. 8; eliminate No. 10 by adding to No. 9 as follows, in part: ".....and/or event; how will you evaluate your success?"; and to correct the two No. 9's.

There was no public input.

Mayor Gioia requested item #8

8. **Discussion, consideration, and possible appointment to the Committee for Non-Profit Funding. This Committee will consist of 3 to 5 people, consisting of at least one council member and one staff member, to evaluate the applications and to make a recommendation to the Town Council.**

On a motion by Gioia, seconded by Smith, the Council voted unanimously to accept those who have stepped forward to volunteer for the subject Committee; namely, three from the public: Howard Parrish, Robin Whatley and Mark Ware; Council member German and Staff member Barber.

Mayor Gioia said that Council has previously discussed this issue, and there are some applicants for appointment to the Committee will also volunteer. Town Manager Scannell said he will volunteer to be at the Department Head meeting on Tuesday morning and serve this Committee.

There was no public input.

9. **Discussion, consideration and possible direction to staff regarding a three-year agreement with Dr. Betty Chester and Dowling Campbell for Joint Use of Athletic Facilities and Recreational Easement of Sunnyside Park with the stipulations requested by Betty Chester.** *Staff Resource: Lynda Moore*

Staff was directed to offer some better policing of the park area, trimming of the trees as requested, a continued relationship for the present standard of maintenance and equipment, with the upgrade of the goals, for a three-year contract with the inclusion of some of the finalizing concerns Council discussed regarding a possible sale of the property, the lease terms, with these stipulations in the contract, and bring back to Council for review and possible approval.

Parks & Recreation Director Moore explained that the current agreement for the past year is now up for renewal at Sunnyside Park. Although Ms. Chester prefers going with a one-year agreement, Moore said that the Town would like to enter into a three-year agreement. The Town has \$25,000 invested in that park. Moore outlined stipulations requested by Ms. Chester and the associated estimated costs. In response to a question regarding how the Town would be protected if there was a change in use or change in ownership during the first year into the three-year agreement, Town Attorney Sims outlined amortizing the equipment paid for by the Town over the three years to determine a buy-out amount; Scannell discussed with Sims who agreed on the possibility of including a provision that makes the lease binding, if terminated, on the successor to the property in the event of a sale.

Moore outlined the stipulations requested by Ms. Chester as follows: Parks & Rec to maintain the baseball diamonds and they are to be brought up to higher standard; Parks & Rec will continue to mow; equipment to be maintained with Town to install sand underneath the 9 pieces of equipment that the park will be receiving from a grant, and that will take 75% of the staff 2 to 3 weeks to complete this installation. In lieu of the equipment, they would like to see swings added to the park, with fall material, and the school would pay one-half of the cost of the swing set; they request better patrol by the Marshals; and to trim the mulberry tree over the picnic table.

The Council discussed in full the use of the park, the funds already invested and the possibility of recouping those costs, protecting the interests of the Town, the need for hard figures on costs instead of estimates, and the need for more time to analyze the Town's position in order to make any decision to renew the lease and to consider the requested stipulations.

Gioia requested staff to make sure that the next time a similar proposal is presented to Council that staff has specific costs available in order to have a better basis for making a decision.

There was no public input.

A recess was called at 7:57; the meeting was called back to order at 8:04 p.m.

10. **Presentation by Parry Haddon, Trails & Pathways Commission Chairman, followed by discussion on the mandate of the Trails & Pathways Commission and the issues and ramification of motorized use of trails.**

The Trails & Pathways Commission was authorized to include motorized use of trails in the mandate to the Commission.

Perry Haddon explained that the Commission has been working on a plan for trails and pathways for some months and the issue of motorized use of trails has come up as evidenced during attendance at recent meetings. Haddon said that in the General Plan there is no exclusion of that, yet does not include a specific reference to motorized use in the mandate regarding stewardship. The request before the Council is for authorization to include discussion of motorized use of trails and pathways in the Commission's plans and policies.

The Council discussed the background of the formation of the Commission, the funds generated from the OHV traffic and used for educating public regarding use of trails, and the need for flexibility, countered with some objection to motorized use pointing out the current efforts of the Forest Service to combat destruction caused by the vehicles.

PUBLIC INPUT

(Comments by the following individual are summarized.)

Dave Freeman said he is a multi-use user of trails, and one of his concerns is getting proper information regarding which trails can be used for which use; the Trails Commission is working on maps identifying trails and their permitted uses, which would encourage tourism.

There was no further public input.

11. **Presentation and discussion of the April 2008 Financial Update Report.** *Staff Resource : Lisa Elliott*

There was no action taken.

Finance Department Accountant Lisa Elliott presented the April 2008 Financial update report, including the declines in sales tax revenues; because of a plan that was derived to remediate the downfall, a gap in estimated shortfall of revenues to the General Fund has been closed from the amount of \$438,000 to approximately \$118,000. Elliott commended the different departments for doing an excellent job of ratcheting expenses back and squeaking through; Council joined in with commendations.

There was no public input.

12. **Discussion, consideration and possible direction to staff to prepare a Request for Proposal (RFP) or Request for Qualifications (RFQ) to hire a consultant to prepare a Master Plan for the 118 acre Community Park Site located off McCracken Road.** *Staff Resource: Lynda Moore*

Staff was directed to go out for an RFP as soon as possible with inclusion of requests for qualification.

Director Moore said that in the past the Town has preferred to go out for a Request for Proposal; however, staff feels it might be preferable to first send out Requests for Qualifications to select the top three applicants and then submit the RFP's, a process that might take longer, but could still be within the grant timeframe.

The Council discussed with Town Attorney Sims the possibility of combining a request for qualifications with the request for proposals. Sims outlined the requirements imposed on municipalities based on the type of service or construction contemplated; he confirmed that the Town could decide on either an RFP or RFQ since professional services are being sought, and that an RFP would probably shorten the time.

There was no public input.

13. **Discussion, consideration and possible approval to discontinue use of alcohol for all facility rentals, allow alcohol sales at two Town sponsored events which would include the Pecan, Wine & Antique Festival and Fort Verde Days, and to require that all non-sponsored special events come before Council for alcohol sales on a case by case basis.** *Staff Resource: Lynda Moore*

A motion by Gioia, seconded by German, to approve the subject request was withdrawn following a request by Garrison to split the motion.

On a motion by Gioia, seconded by Garrison, the Council voted 5-2 to approve discontinuation of use of alcohol for all facility rentals; **with 'no' votes by Smith and Elmer.**

On a motion by Gioia, seconded by Kovacovich, the Council voted 6-1 to allow alcohol sales at two Town sponsored events which would include the Pecan, Wine & Antique Festival and Fort Verde Days, and to require that all non-sponsored special events come before Council for alcohol sales on a case by case basis; **with a 'no' vote by Garrison.**

Moore reported that pursuant to direction from Council she had taken the issue of alcohol being sold at special events back to the Parks & Recreation Commission. That Commission has recommended that all alcohol use be stopped for all facility rentals, that alcohol be allowed at the Pecan & Wine Festival and Fort Verde Days only, and that alcohol at outside non-sponsored special events be approved by Council on a case by case basis.

During the Council discussion of the Town's rental facilities, Moore explained that although rental fees would be lost, there is major concern over the extensive damage being caused to the gym because of alcohol use at private parties. In response to Moore's question, Attorney Sims expressed his opinion that based on the wording in the rental agreement document, the sale of alcohol is not required and can therefore be stopped immediately as a policy decision by Council. Garrison stated her objection to the sale of alcohol at any event as well as her intent to vote against any motion permitting that; her primary concern is the liability risk to which the Town possibly exposes itself by allowing the sale of alcohol. Garrison requested that the first proposed motion on the agenda item be divided into two separate motions. There was further discussion pointing out the benefit to non-profit groups with them managing the sale of alcohol, and that the events have brought business to Boler's Bar among others.

PUBLIC INPUT

(Comments from the following individual are summarized.)

Howard Parrish reminisced about the residents years ago sitting on the curb and drinking beer.

Dave Freeman had thought that the beer had been provided to the Town free, and the Town made money from the sale of the beer, which certainly was a source of income.

There was no further public input.

14. **Discussion, consideration, and possible direction to staff relative to the remaining balance of approximately \$11,000 in the LTAF II account that currently funds the Voucher Transit System. Discussion and/or direction may include alternate projects such as the Verde Valley Veteran's Van.** *This is a budgeted item. Staff Resource: Debbie Barber*
Staff was directed to negotiate and renew the contract with NACOG with the stipulations that \$2,500 be paid to the Veterans' Van for this year from the \$11,000 rollover of LTAF II funds on hand; an additional \$2,500 goes to the Veterans' Van for next year's budget, with the balance of the rollover in the amount of \$6,000 to be utilized to improve service to the Camp Verde Voucher Program, and bring back the contract for review and approval.

Town Clerk referred to the request from NACOG that the town roll over the remaining balance of \$11,000 in the LTAF II account. Barber reviewed the cost to operate the voucher program, and explained a recent change made in the voucher system that has apparently caused a drop in the usage. It was agreed that the \$11,000 be rolled over, that Council had also previously directed that \$2,500 of that amount go to the Veteran's Van, and after discussion it was agreed that an additional \$2,500 be included in next year's budget for the Van, with the remaining \$6,000 to be used for improving service to the Camp Verde Voucher Program. Barber added that since payments have not yet been received for April and May, the \$11,000 is just an approximate amount, and it was also pointed out that a new contract will be proposed with the changes to the rollover in the provisions.

There was no public input.

Councilor German requested Item #15:

15. **Discussion, consideration, and possible approval of Resolution 2008-745, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, Superseding Resolution 2000-447 and establishing meeting policies and procedures for Council and all Commissions.** *Staff Resource: Councilor German and Debbie Barber*

On a motion by Gioia, seconded by Greg, the Council voted unanimously to approve Resolution 2008-745, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, Superseding Resolution 2000-447 and establishing meeting policies and procedures for Council and all Commissions, adding the following changes as directed by Council at the meeting of March 5, 2008.

Management of Meetings

- A. Where practicable, executive sessions will be held prior to the regular business meetings, as opposed to during a meeting or following a meeting.
- B. Meetings will conclude at 10:00 p.m. with planned recesses during the meetings.
- C. Council member discussion is limited to three (3) minutes per member. If an item is opened for public input, the public may address the item ONE time. Public input is limited to three (3) minutes.
- D. All routine, administrative-type items such as contract awards and approvals, proclamations, etc. shall be placed on the Consent Agenda.
- E. Previously approved items, such as budgeted items, do not require further Council approval and will not be placed on an agenda.
- F. Consent Agenda items, excluding all Ordinance and Resolution titles, will not be read aloud.
- G. All presentations will be limited to 10 minutes for the presentation and discussion period.

Councilor German reviewed with the members the revisions and additions that have been made to the Meeting Policies and Procedures for the Council and all Commissions; German also outlined in detail the steps to be followed in receiving and taking action to resolve citizens' complaints. German questioned the provision in Paragraph E regarding referring a complaint to the Town Manager; it was agreed that it should include the words, "or designee."

The Council further discussed the complaint procedure outlined, including the suggestion for a possible review of the nuisance regulations in the Town Code. Town Attorney Sims recommended that the wording in Paragraph 10 be changed to, "...shall be referred to the Town Manager..." to conform with Paragraph E. In connection with e-mails she sends, Garrison suggested that a statement be included on a Council member's e-mails to the public to let them know that their e-mail to the particular member is not private, it is public; Barber will come up with the appropriate language to be included.

There was no public input.

16. **Call to the Public for Items not on the Agenda.**

(Comments from the following individuals are summarized.)

Robin Whatley wanted to remind everyone of the Memorial Day ceremony at Clear Creek Cemetery on Monday at 11:00 a.m.

Howard Parrish reported that the Cavalry will be going to the old historical cemetery in Prescott on Monday; they will be going to the V.A. on Friday.

There was no further public input.

17. **Advanced Approvals of Town Expenditures**
There are no advanced approvals.

There were no advanced approvals.

18. **Manager/Staff Report**

There was no Manager/Staff report.

19. **Adjournment**

On a motion by Hauser, seconded by Garrison, the meeting was adjourned at 9:34 p.m.

Tony Gioia, Mayor

Margaret Harper, Recording Secretary

CERTIFICATION

I hereby certify that the foregoing Minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 21st day of May 2008. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this _____ day of _____, 2008.

Debbie Barber, Town Clerk

**MINUTES
SPECIAL SESSION
MAYOR and COMMON COUNCIL
of the
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
473 S. Main Street #106
Wednesday, May 21, 2008
5:00 p.m.**

1. Call to Order

Mayor Gioia called the meeting to order at 5:02 p.m.

2. Roll Call

Mayor Gioia, Vice Mayor Hauser, and Councilors Elmer, Garrison, German, Kovacovich, and Smith were present.

Also Present:

Yavapai-Apache Nation Tribal Chairman Thomas Beauty and his Public Relations Manager Trapper Moore, Town Manager Michael Scannell, and Town Clerk Deborah were also present. Attorney Steve Wene was present telephonically.

Mayor Gioia moved item #4 up and read the agenda item aloud.

3. Discussion, consideration, and possible direction to staff and/or discussion or consultation with the Town Attorney for legal advice regarding support of the water rights proposal offered by Yavapai Apache Nation.

Council took no action on this item.

4. Discussion, consideration, and possible approval for the Mayor to draft a letter of support of the water rights proposal offered by Yavapai Apache Nation.

Motion:

On a motion by Hauser, seconded by Garrison, the Council voted unanimously to instruct the Manager to draft a letter supporting the Yavapai-Apache Nation's desire to put together a federal water negotiating team.

Gioia explained the Nation requested support for the formation of a water negotiating team to discuss water rights in the Middle Verde area. He advised that this team will be made up of all the stakeholders and that the Town would insist on being a part of the negotiations. German said that a negotiating team ensures that the Town has a place at the table when it comes to protecting our water.

Discussion:

Smith said that he spoke with a number of people involved with the ditch companies and their concerns were that they did not understand what was involved. He reported that they said there should be further discussion and newspaper articles. Smith expressed concerns that we were putting the cart before the horse by not having this information out in the public before voting on it.

Gioia responded that was why he invited the Chairman to this meeting so he could have the opportunity to speak before the TV camera.

Garrison said she had not spoken with anyone that had anything to do with the irrigation ditches, but that she had spoken to a few people about the water issues. She reported that everyone she talked to agreed to the need to protect the river. She said that she would like to have Chairman Beauty speak to Channel 18 because we do need to fight for our water and our river.

**TOWN OF CAMP VERDE
Council Agenda Action Form**

Meeting Date:

June 18, 2008

Meeting Type:

Regular Session

Type of Presentation:

Verbal Only

REFERENCE DOCUMENT:

Hunter Education - Consent agenda

AGENDA TITLE: (Be Exact):

Possible approval of a proclamation declaring July 21-27, 2008 as Hunter Education Week.

PURPOSE AND BACKGROUND INFORMATION:

Each year Camp Verde Parks & Recreation works with community volunteers to host Hunter Education Week. This is a week long class that teaches the youth in our community firearm safety, outdoor survival, wildlife identification and hunting etiquette.

STAFF RECOMMENDATION(S): (Suggested Motion)

Approve proclamation declaring July 21-27, 2008 as Hunter Education Week

Type of Document Needing Approval:

Finance Director Review

Budgeted/Amount

N/A

Comments:

Fund:

Line Item:

Submitting Department:

Parks & Recreation

Contact Person:

Lynda Moore

Town Manager/Designee:

Please Note: You are responsible for checking out, setting up, and returning all special equipment to the Clerk's Office.

Proclamation

WHEREAS, Hunter Education is the signature activity for the Arizona Game And Fish Department and honors all qualified citizens who wish to pursue further education in hunter safety and responsibility, conservation and management of the habitat upon which all wildlife depends.

WHEREAS, Camp Verde and other Arizona citizens who are committed to promoting safe, knowledgeable and responsible hunter conduct, to emphasize the importance of wildlife management, laws and regulations, and to encourage the safe handling of firearms/bow hunting equipment will join together at Camp Verde Parks & Recreation Building, Camp Verde and,

WHEREAS, The Town of Camp Verde's citizens, employees and volunteers have been and continue to be impacted by this positive education activity; and,

WHEREAS, money raised during the Hunter Education Week helps support research, education, advocacy, and student services.

NOW THEREFORE BE IT RESOLVED, that I, Tony Gioia, Mayor of the Town of Camp Verde, do hereby proclaim July 21st through July 27th as, "HUNTER EDUCATION WEEK" in Camp Verde and encourage citizens to participate in "Hunter Education Week Classes" which will be held at Camp Verde Parks & Recreation Building, Camp Verde from 7:30 a.m. to 1 p.m. Monday July 21st through Friday July 25th, 2008.

Dated this _____ day of _____, 2008

Tony Gioia, Mayor
Town of Camp Verde



Camp Verde Hunter Education Week

July 21st through July 25th, 2008

HUNTER/BOWHUNTER EDUCATION
COMBINATION COURSE

OPEN TO ALL AGES

*Ages 10 plus earn an additional bonus point...
Ages 10-14 can Hunt Big Game with a licensed adult
Hunt Big Game in Other States*

*Learn safe gun handling...outdoor survival
wildlife identification...and more...*

Taught by authorized AZGFD instructors

Where?

*Camp Verde
Park & Rec Building
395 S. Main St*

Class Time?

*Monday-Thursday 8 AM-1 PM
Friday 7:30 AM-4:30 PM*

Fees?

\$8.00 per student

Call or Email.....Bob Zimmer

928-554-0135

tzimmerb@g.com

What is the Breast Cancer 3-Day?

Thousands of women and men come together, each raising at least \$2,200 for Susan G. Komen for the Cure and the National Philanthropic Trust Breast Cancer Fund. Then they take their commitment to end breast cancer one step further and walk 60 miles over the course of three days.

Eighty-five percent of the net proceeds of this event go to Susan G. Komen for the Cure. Every advancement in breast cancer research, treatment, education and prevention in the last 25 years has been touched by a Komen for the Cure grant.

The remaining fifteen percent of net funds goes to the National Philanthropic Trust Breast Cancer Fund to provide a permanent endowment for ongoing support of breast cancer initiatives.



Team Native Spirit
Priscilla Smith
Team Captain

Three Ways to Donate:

- 1) **ONLINE:**
<http://08.the3day.org/goto/psmith>
- 2) **POSTAL MAIL:**
P.O. BOX 1876
CAMP VERDE, AZ 86322
- 3) *Drop off at Ernie's Smoke Shops*

WHY WE WALK...

We walk to raise awareness about breast cancer and early detection.

We walk so that one day no more mothers, fathers, sisters, brothers, Daughters, sons or friends will hear the words
"You have breast cancer."

We walk in the hopes that our nieces will know a world free from breast cancer.

We walk for a personal challenge.

We walk for the survivors of all cancers

We walk for those who have lost their battle with cancer

We walk for those who are currently fighting cancer.

We walk so that one day we will live in a world free of breast cancer.

We walk to celebrate our own health.

We walk for those who can't,

Because we can!

Camp Verde 3 Mile Walk for a Cure

All Proceeds to Benefit the Breast Cancer 3-Day Teams of



Team Native Spirit

&

Team Camp Verde Cavalry-Walking for a Cure

Come Walk with Us

Saturday June 21, 2008

We are going to attempt to recreate the camaraderie and excitement that we will experience on the Breast Cancer 3-Day Walk. If you don't want to walk all 3 miles you can turn around at any of the rest stops or take the sweep bus back to the starting point.

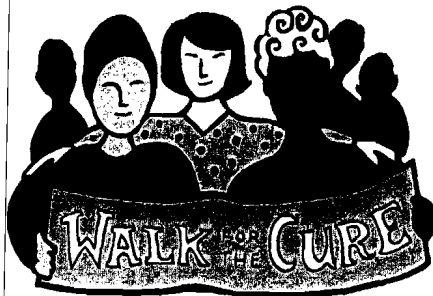
Leaving from Bashas Parking Lot

For your \$22 donation you will get:

A commemorative T-shirt

Drinks along the route

And the good feeling of knowing you helped!



Camp Verde 3 Mile Walk for a Cure

June 21, 2008 6:30 AM

Name

()
Telephone

Address

Signature

Date

D.O.B ____/____/____
*Participant must be at least 16 years of age or accompanied by an adult at all times.



Registration Fee

\$22

T-Shirt Size

[S] [M] [L] [XL]

[2X] [3X] [4X]

Walking In Honor of
(Please Print Name)

Walking in Memory of
(Please Print Name)

LIABILITY WAIVER

LIABILITY WAIVER

In signing this release, I _____ acknowledge that I understand its intent, and I for myself, my heirs, executors, administrators and representatives, do hereby agree and will absolve and hold harmless the Town of Camp Verde, Team Native Spirit, Camp Verde Calvary Walkers, the sponsors, cooperating organizations and any other parties connected with this event in any way together with their respective successors and assigns, singly and collectively, from and against any blame and liability for any injury, harm, loss, inconvenience or any other damage of any kind whatsoever, which may arise out of the negligence or carelessness on the part of any person named in this waiver.

I _____ hereby consent to and permit emergency treatment in the event of injury or illness while participation in the Camp Verde Breast Cancer 3 Mile Walk. I _____ also hereby give permission to the Team Native Spirit to use my name or image by way of a photograph, video or audio format taken of me during the event in any promotional materials, publications or any other electronic media in addition to disclosing my name on the Team Native Spirits website.

Registered walkers must be 16 years old on the date the event commences in order to walk. A parent or legal guardian must accompany children under the age of 16 during the Camp Verde 3 Mile Walk for a Cure event.

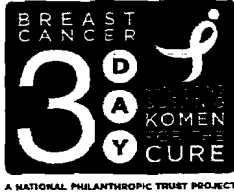
Team Native Spirit and Camp Verde Calvary Walkers reserves the right to refuse or dismiss anyone that may cause any disturbance or hindrance in any manner that could jeopardize the safety of oneself or others.

****Please note registration fee is non-refundable.***

By signing below you are acknowledging that you have read, agree and understand the terms listed above.

Name

Date



For more information, contact:
Priscilla Smith, 928.300.7360
priscillasmith08@yahoo.com

**VERDE VALLEY LOCALS TO WALK 60 MILES DURING THREE DAYS
IN PHOENIX/ METRO AREA BREAST CANCER 3-DAY**
Arizona Walkers Encourage Local Residents to Join the Breast Cancer Movement

CAMP VERDE, ARIZONA – NOVEMBER 14-16 — Team Native Spirit of the Verde Valley, will join thousands of other dedicated women and men at the Arizona Breast Cancer 3-Day benefiting Susan G. Komen for the Cure and National Philanthropic Trust. After months of training and fundraising, participants will walk 60 miles during three days to raise awareness and funds for critical research and community outreach programs.

As a Breast Cancer 3-Day participant, we each have an opportunity to celebrate breast cancer survivorship, honor those who lost their lives to the disease, and ultimately, have an enormous impact on awareness and funding for breast cancer research and community outreach programs, "The Breast Cancer 3-Day is challenging and fun, and the memory of my personal accomplishment will last a lifetime."

The Arizona Breast Cancer 3-Day will start on Friday morning, November 14 and end with the Closing Ceremony on Sunday afternoon, November 16. The walkers will cover about 20 miles a day, traveling at their own pace. The walkers will be supported by hundreds of volunteer crew members who will provide meals, liquid and snack stops, gear transport, hot showers, portable restrooms, safety on the streets and 24-hour medical services.

The actual journey starts months in advance when walkers start training and raising the \$2,200 required fundraising minimum. To help prepare for the Breast Cancer 3-Day, each walker is supported by coaches and online assistance that aid in all aspects of training and fundraising, while clinics, meetings, and training walks provide ongoing support. To help Native Spirit reach their goal, make a donation directly to their online donation page. To learn how to participate or volunteer with the Breast Cancer 3-Day, visit www.The3Day.org or call 800.996.3DAY.

About the Breast Cancer 3-Day

Taking place in 14 cities nationwide, the Breast Cancer 3-Day is a three-day, 60-mile walk that provides an opportunity to educate tens of thousands of people about breast health, including the importance of early detection. Breast Cancer 3-Day participants commit to raising a minimum of \$2,200 and walking an average of 20 miles a day during each three-day event. Proceeds from the Breast Cancer 3-Day are used for breast cancer research, education, and community outreach programs. As the primary beneficiary of the Breast Cancer 3-Day, Susan G. Komen for the Cure receives 85 percent of net proceeds and the remaining 15 percent goes to the National Philanthropic Trust Breast Cancer Fund. Please visit www.The3Day.org, or call 800.996.3DAY for more information.

About Susan G. Komen for the Cure

Nancy G. Brinker promised her dying sister, Susan G. Komen, she would do everything in her power to end breast cancer forever. In 1982, that promise became Susan G. Komen for the Cure and launched the global breast cancer movement. Today, Komen for the Cure is the world's largest grassroots network of

breast cancer survivors and activists fighting to save lives, empower people, ensure quality care for all and energize science to find the cures. Thanks to events like the Komen Race for the Cure® and the Breast Cancer 3-Days, the organization has invested nearly \$1 billion to fulfill its promise, becoming the largest source of nonprofit funds dedicated to the fight against breast cancer in the world. For more information about Komen for the Cure, breast health or breast cancer, visit komen.org or call 1-877 GO KOMEN.

About the National Philanthropic Trust

The National Philanthropic Trust, the event manager of the Breast Cancer 3-Day Series, is an independent public charity dedicated to promoting and facilitating charitable giving by individuals, families and organizations while expanding their knowledge in the field of philanthropy. Founded in 1996, NPT is one of the 100 largest charities in the United States with more than \$675 million in assets under management. Since its inception, NPT has raised more than \$1.2 billion in charitable assets, and made more than 22,500 grants to U.S. and international charities totaling \$650 million.

TOWN OF CAMP VERDE
Council Agenda Action Form

Meeting Date: June 18, 2008

Meeting Type: Regular Session

Type of Presentation: Verbal Only

REFERENCE DOCUMENT: Contract

AGENDA TITLE: (Be Exact):

Discussion, consideration and possible award of bid an authorization to execute contracts for Project 08-048: "Supply and Delivery of Aggregate Base Course".

PURPOSE AND BACKGROUND INFORMATION:

Execution of contracts to both bidders, CEMEX and Yavapai Apache Sand & Rock, to supply aggregate base for use in street repairs and construction during the 2008/2009 fiscal year. Historically, both contracts are awarded as this allows the Department to purchase each specific product, as needed, at the most competitive price. The expense for the deliverables is included in the 2008/2009 approved budget: line items #7700, Street Maintenance and #8710, Street Construction.

STAFF RECOMMENDATION(S): (Suggested Motion)

Approve bid #08-048 'Supply and Delivery of Aggregate Base Course to Yavapai Apache Sand & Rock and Cemex, and provide authorization to execute contract documents.

Type of Document Needing Approval:

Finance Director Review

Budgeted/Amount

Yes

Comments: None

Fund: None

Line Item: 7700 & 8710

Submitting Department: Street Department

Contact Person: Ron Long

Town Manager/Designee:

Please Note: You are responsible for checking out, setting up, and returning all special equipment to the Clerk's Office.

Contract Documents
for
Supply or Supply and Delivery of Aggregate Base Course,
1 1/2" Borrow, Washed Sand, and 3/8" Chips
Project No. 04-001

2008

Town Council

Tony Gioia
Brenda Hauser
Norma Garrison
Charles German
Greg Elmer
Ron Smith
Bob Kovacovich

Town Manager

Michael Scannell

Public Works Director

Ron Long



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**Supply or Supply and Delivery of Aggregate Base Course,
1 1/2" Borrow, Washed Sand, and 3/8" Chips
Project No. 08-003**

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**REQUEST FOR PROPOSALS
SUPPLY OR SUPPLY AND DELIVERY OF AGGREGATE BASE COURSE
1 1/2" BORROW, WASHED SAND, AND 3/8" CHIPS
PROJECT NO. 08-003
TOWN OF CAMP VERDE**

Sealed Bids will be received at the **Office of the Town Clerk, 473 S. Main Street, Room 102, Camp Verde, Arizona 86322**, until **3:00 p.m. on Monday, June 9th, 2008** for **Supply or Supply and Delivery of Aggregate Base Course, 1 1/2" Borrow, Washed Sand, and 3/8" Chips, Project No. 04-001**. Bids will be opened at 3:15 p.m. on Monday, June 9th, 2008 at the office of the Town Clerk, 473 S. Main Street, Room 102, Camp Verde, Arizona 86322.

Contractors desiring to submit proposals may obtain copies of detailed plans, specifications and proposal form and full information as to the proposed work, at the Camp Verde Public Works Department, 395 S. Main Street, Camp Verde, Arizona 86322. The Town of Camp Verde retains the right to reject any or all proposals as it may be deemed best for the interest of the Town of Camp Verde.

The Town specifically reserves the following rights: 1) to waive minor bid irregularities; 2) to further negotiate with the successful bidder; and 3) to reject any or all bids/proposals received. Bids/proposals will be evaluated on the "lowest responsible bidder" indicating that factors other than direct cost (to include, but not limited to, quality, availability, warranty or training) may be considered. The Town of Camp Verde reserves the right to reject any or all proposals as may be deemed in the best interests of the Town.

Publish: May 23rd and May 30th, 2008

Request for Proposal

General Conditions

1. Preparation of Bids

- A. All information requested by bidders shall be entered as specified in the appropriate space on the forms prepared by the Town of Camp Verde as part of the Contract Documents. **The Bid packet shall contain the Bid Proposal, a Signed Contract and any Addendum Acknowledgements. Failure to do so may disqualify your bid.**
- B. All information shall be entered in ink or typewritten. Mistakes may be crossed out and corrections inserted before submission of your bid. Corrections shall be initialed in ink, by the person signing the bid.
- C. Corrections and/or modifications received after the closing time specified will not be accepted.
- D. Time of delivery shall be stated as, the number of calendar days or number of hours following receipt of the order by the bidder, to receipt of the goods or services by the Town.
- E. All bids shall be signed by an authorized officer or authorized employee of the bidder.
- F. Bids must be submitted by the date and prior to the time specified in the Request for Bid, to be considered. No late bids, telegraphic or telephone bids will be accepted.
- G. The Town is not responsible for bidder's errors or omissions.
- H. **Bid must be submitted in envelope and plainly marked with the bid title and closing date shown.** The Town of Camp Verde will not be responsible for those bids that are not marked appropriately and/or sent to the wrong address. **Return ALL pages of Request for Proposal packet, including SIGNED Contract Documents. (Mailing Address: 473 S. Main Street #102, Camp Verde, AZ 86322)**

2. Brand Names

- A. Brand names and numbers when used are for reference to indicate the character or quality desired. Whenever an article or material is defined by describing a proprietary product or by using the name of a manufacturer, the term "or equal" if not inserted, shall be implied. The specified article or material shall be understood as indicating type, function, minimum standard of design, efficiency and quality desired, and shall not be construed as to exclude any other manufactured products of comparable quality, design, and efficiency.
- B. Equal items will be considered, provided the bid clearly describes the item. Bids for equal items shall state the brand and number or level of quality. The determination of the Town as to what items are equal shall be final and conclusive.
- C. When brand, number, or level of quality is not stated by the bidder, it is understood that the bid is exactly as specified.
- D. The items(s) described in the specification shall be new, unused, manufacturer's latest improvements, unless specified otherwise. The item(s) bid shall include all standard materials and equipment, and shall include all items to provide functional and/or operational units. Items modified or designed specifically to meet these specifications, which are not normally standard items in the industry, will not be considered. This does not preclude the changing of minor ingredients or components to those specified, so long as proper engineering and testing has occurred and documentation is furnished with the bid and the Town is supplied with acceptable, fully functional and operational materials or equipment.

- E. All workmanship and materials shall be of good quality. All materials and equipment shall meet all applicable and current OSHA, EPA, Federal, Arizona State and industry regulations and standards in effect at delivery.
- F. Bidders shall be responsible for any and all licenses or permits required by the regulatory agency of the State of Arizona that apply to the performance of this contract.
- G. The item(s) bid shall meet or exceed these specifications. Compliance with or exception to the specifications shall be indicated on the bid. Exceptions to these specifications as noted by the bidder will be subject to evaluation and consideration by the Town as to quality, suitability, compatibility, and design integrity in relation to the intended use.
- H. The evaluation of bids and the determination of acceptability of the supplies, equipment, materials, or services bid shall be at the sole responsibility of the Town, and will be based on information furnished by the bidder, or identified in the bid, as well as other information reasonably available to the Town. The decision of acceptability made by the Town shall be final.

3. **Samples**

Sample items, when requested shall be furnished free of cost of any sort to the Town. Samples of items selected may be retained for future comparison. Samples which are not destroyed by testing, or which are not retained for future comparison, will be returned upon request of the bidder.

4. **Taxes**

All bid prices shall include ALL APPLICABLE TAXES including but not limited to; Arizona Vendors-Transaction Privilege Tax; Out of State Vendors-Use Tax.

5. **Liabilities**

The bidder shall hold the Town, its officers, agents, servants and employees harmless from liability of any nature of any kind because of use of any copyrighted or un-copyrighted composition, secret process, patented or un-patented invention, articles, or appliances furnished or used under this bid and agrees to indemnify the Town at his own expense for any and all actions brought against the Town because of the unauthorized use of such articles, composition, process, invention, items or appliances including expert witness fees and attorney fees incurred by the Town.

6. **Default by Bidder**

In case of default by the bidder, the Town may procure the items or services from other sources and may deduct from any monies due, or that may thereafter become due to the bidder, the difference between the price named in the contract, or purchase order and the actual cost thereof to the Town. Prices paid by the Town shall be considered the prevailing market price at the time such purchase is made. Periods of performance may be extended if the facts as to the cause of delay justify such extension in the opinion of the Town.

7. **Awards**

This contract will be awarded to the responsible bidder(s) whose bid conforms to the invitation and whose bid is the most advantageous to the Town concerning price, conformity to the specifications and other factors. The Town Council reserves the right to reject any or all bids, to waive formalities, and to accept the bid(s) deemed to be in the best interest of the Town of Camp Verde.

8. **Termination of Contract**

Justification for termination of this contract shall include, but not be limited to A.R.S. § 38-511, workmanship, improper quality of material, insufficient workers, insufficient equipment, or budgetary limitations. The Town may terminate or cancel this contract at any time for any reason, with or without just cause. Additionally, failure on the part of the Contractor/Vendor, to meet the provisions of those sections of this Contract dealing with supply and/or delivery, start and completion of work, or complete installation procedures of traffic control where required, shall be sufficient grounds, on the part of the Town to abandon, cancel or suspend the Contractor's/Vendor's services at any time. The Contractor/Vendor shall be paid for those units satisfactorily supplied or installed at the unit price bid up to the time of cancellation. The Contractor/Vendor shall be given thirty (30) days written notice to termination. If termination of the contract should occur, the Department may, at its option, recommend to the Town Council to award the contract to the second lowest bidding Contractor/Vendor or select to re-advertise and re-bid the balance of the contract, or select not to re-bid or award the contract.

9. **Delivery**

It shall be the bidder's responsibility to meet the delivery requirements of the Town, as called for in the Technical Specifications. The Town of Camp Verde reserve the right to obtain equipment, materials, or services on the open market in the event the vendor fails to make delivery and any price differential will be charged against the vendor.

Technical Specifications

Aggregate Base Course, 1 1/2" Borrow, Washed Sand, and 3/8" Chips

1. Prices given on this bid shall be effective for one year from the date of the award or from the date that any current/existing contract expires. Prices shall be in effect for the duration of the contract at the unit prices bid.
2. The contract may be extended for an additional period of one month to one year at the unit price(s) bid with the approval of the Town Council and the Contractor/Vendor.
3. **Quantities.** The parties specifically understand and agree that the quantities used for bidding purposes are estimates of the Town needs and in no event shall the Town be obligated to purchase the exact quantities of any item set forth in the bid. The Town does not guarantee any maximum or minimum amounts of purchase.
4. **Product.** Aggregate Base Course, 1 1/2" Borrow, Washed Sand and 3/8" Chips

Aggregate, for aggregate bases shall consist of stone, gravel, or other approved inert material of similar characteristics, and shall be clean and free from organic matter and other deleterious substances. The use of volcanic cinders will not be allowed.

- A. Type I** aggregate base material shall have a plasticity index (PI) not in excess of six (5), and shall conform to the following gradation: (Section 700 MAG Specs)

MAG SPEC ABC

<u>Sieve Size</u>	<u>Percent Passing</u>
1 1/2"	100
#4	38 – 65
#8	25 – 60
#30	10- 40
#200	3 -12

1 1/2 " BORROW

<u>Sieve Size</u>	<u>Percent Passing</u>
2"	100
1 1/2"	90 – 100
3/4"	80 – 95
1/2"	70 – 90
#4	65 – 85
#8	60 – 75
#30	25 – 40
#200	0 -15

WASHED SAND

<u>Sieve Size</u>	<u>Percent Passing</u>
3/8"	100
#4	95 – 100
#8	80 – 100
#16	50 – 85
#30	25 – 60
#50	10 – 30
#100	2 – 10
#200	0 - 4

3/8" CHIPS

<u>Sieve Size</u>	<u>Percent Passing</u>
1/2"	100
3/8"	97 – 100
1/4"	70 – 100
#8	0 – 5
#200	0 - 2

The percentage, by weight, passing each sieve will be determined in accordance with the requirements of Arizona Test Method 201.

The Plasticity Index (PI) will be determined in accordance with the requirements of AASHTO T90.

At least 50 percent, by weight, of the aggregate material retained on the No. 4 screen shall have at least one rough and angular surface which has been produced by crushing, when tested in accordance with the requirements of Arizona Test Method 212.

Resistance to abrasion of the aggregate will be determined in accordance with the requirements of AASHTO T96 and shall meet the following requirements.

Maximum loss of 9 percent of 100 revolutions

Maximum loss of 40 percent at 500 revolutions

5. **Quality Assurance.**

The Contractor/Vendor is responsible for all laboratory tests and certifications to assure that the aggregate base material, 1 1/2" borrow, washed sand and 3/8" chips are in conformance to the requirements set forth in these specifications. Representative samples of the aggregate cover material, 1 1/2" borrow, washed sand and 3/8" chips taken under the direct supervision of the Engineer, or his designated representative, laboratory test results and certificates of compliance shall all be submitted to the Engineer or his designated representative. The Engineer or his designated representative may reject delivered aggregate base material, 1 1/2" borrow, washed sand and 3/8" chips if, in his opinion, the delivered material differs significantly from the representative sample.

All aggregate base material is to be approved by the ENGINEER or his designated representative prior to delivery or placement.

The aggregate base materials shall be secured from the approved source in a uniform and well graded condition, and shall be handled in a manner that will secure a uniform and satisfactory aggregate base product. The intent is to secure materials that will not require further mixing once delivered.

6. **Determination of Suppliers.**

Evaluation to determine which supplier will be used for a particular project will be based on but not limited to:

- A. Price of material
- B. Proximity between plant and job site
- C. Size(s) of truck(s) to be used.
- D. Availability of material and loading service at site
- E. Delivery price per ton mile

7. **Method of Measurement.**

Aggregate base, 1 1/2" borrow, washed sand and 3/8" chips will be measured by the ton. The materials shall be weighed on approved scales furnished by the bidder or on certified public scales at the bidder's expense.

If, at the Engineer' or his designated representatives option, water is added to the aggregate base course prior to weighing, the weight of material to be paid for will be determined by deducting from the total weight of the material, the difference in weight between the average in-place moisture content of the material in the stockpile or at the source prior to any pre-wetting and the average moisture content of the material at the time of wetting.

It is the intent of the Engineer or his designated representative to compensate the bidder based on the delivered quantity and the respective unit bid price. The collected weight tickets at the source or the selected delivery location will determine quantities of delivered material.

ALL RATES AND CHARGES SHOWN SHALL BE IN THE TONNAGE RATHER THAN CUBIC YARDS.

8. **Basis of Payment**

The accepted quantities of aggregate base, 1 1/2" borrow, washed sand and 3/8" chips, measured as provided above, will be paid for at the contract unit price per ton. This price shall be full compensation for furnishing all materials, labor, equipment, water, etc., necessary to develop the material.

A second pay item will be the contract unit price to transport the aggregate base, 1 1/2" borrow, washed sand and 3/8" chips on a per ton mile basis to the requested delivery location. This price shall be full compensation for furnishing all labor, materials, equipment, fuel, etc., to deliver the amount of material requested in the time frame requested by the Engineer or his designated representative. The Contractor may, as an option, provide an area delivery charge rate sheet, which will become a part of the bid document.

<u>Pay Item</u>	<u>Pay Unit</u>
Aggregate Base Course	Ton
1 1/2" Borrow	Ton
Washed Sand	Ton
3/8" Chips	Ton
Delivery Cost	Per Ton Mile

9. **Delivery**

When given FIVE (5) DAYS advance notice, the vendor shall supply and/or supply and deliver all material on orders, as specified.

10. **Rejection of Materials**

Material(s) will be sampled for compliance, as deemed necessary by the Town. Any material not meeting the specifications of this contract will be rejected.

11. For additional information, please contact:

Town of Camp Verde
 Street Department
 PO Box 710
 Camp Verde, Arizona 86322
 928-567-0534 Extension 131



CONTRACT

THIS AGREEMENT made and entered into this _____ day of _____, 2008, by and between the **TOWN OF CAMP VERDE**, State of Arizona, acting by and through its Mayor and Common Council, party of the first part, hereinafter designated the **OWNER**, and Yavapai Apache Sand & Rock, Inc. a Governmental Corporate Enterprise, party of the second part, hereinafter designated the **CONTRACTOR**.

WITNESSETH: That the said Contractor, by these presents does covenant, contract and agree with the said Owner, for and in consideration for the payments made, as provided for in the Specification and in the Proposal, to the Contractor by the said Owner, at his proper cost and expense to do all the work and furnish all materials, tools, labor, and all appliances and appurtenances called for by this agreement free from all claims, liens, and charges whatsoever, in the manner and under the conditions hereinafter specified, that are necessary for **SUPPLY OR SUPPLY AND DELIVERY OF AGGREGATE BASE COURSE, 1 1/2" BORROW, WASHED SAND, AND 3/8" CHIPS IN THE TOWN OF CAMP VERDE, PROJECT NUMBER 04-001**. The work done and materials and equipment furnished shall be strictly pursuant to and in conformity with the Specifications and Plans. The drawings or prints and other information furnished by the Contractor in accordance with the Specifications, are made a part of this agreement. The said Specifications and Plans prepared by the Town Engineer, or his designated representative, are intended to be complimentary. Any work appearing in or upon the one and not mentioned in the others shall be executed according to the true intent and meaning of said Specifications and Plans, drawings or prints, the same as though the said work was contained and described in all. The undersigned has, or will obtain, a Camp Verde business license prior to execution of the contract, and further, will ensure all subcontractors have a Camp Verde business license before beginning any work.

The "Call for Bids", "Special Conditions", "Specifications", "Proposals", "Plans" and "Addenda" and any other attachment in the Town's official contract documents are hereby understood to be a part of this contract.

It is further covenanted and agreed that the work shall be executed under the direction and supervision of the Town Engineer or his properly authorized agents, on whose inspection all work shall be accepted or rejected. The said Engineer shall have full power to reject or condemn all materials furnished or work performed under this Contract, which do not conform to the terms and conditions herein expressed.

In the event said Engineer exercises his right to reject work and the deficiency is not corrected, a notice of noncompliance shall be issued to the contractor. Payment may be withheld because of defective work not remedied. All claims or disputes arising out of this Contract or the breach of it may be decided by arbitration in accordance with the Construction Industry Arbitration Rules of the American Arbitration Association.

This Contract is subject to cancellation pursuant to A.R.S. §38-511.

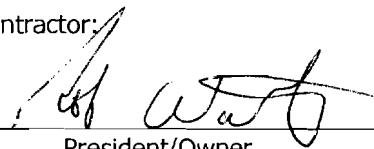
In return for the performance of this Contract by the Contractor, the Town agrees to pay the amount **PER THE PROPOSAL (including all applicable taxes)** through a payment schedule as described in the Contract documents and as may be modified and executed by change orders and by final quantities.

IN WITNESS WHEREOF, three (3) identical counterparts of this Contract, each of which shall for all purposes be deemed as original thereof, have been duly executed by the parties named, on the date and year below.

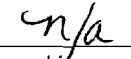
Town of Camp Verde:

Contractor:

By: _____
Mayor

By:  _____
President/Owner

APPROVED AS TO FORM:

 _____
Contractors License No.

Town Attorney

Secretary

ATTEST:

The Mayor and Council approved this contract for execution at their regular session of _____.

Town Clerk

The contract was reviewed and delivered, as signed by the Town, to the Contractor

on _____, 2008 by _____.

PROPOSAL

Date: 6/6/08

Honorable Mayor and Town Council
Camp Verde, Arizona

Ladies & Gentlemen:

In compliance with your invitation for bid and all conditions of the Contract Documents, the undersigned

Yavapai-Apache Sand & Rock, Inc. a Governmental Corporate Enterprise.

a corporation organized under the laws of the State of Yavapai-Apache NATION, a partnership consisting of _____ or individual trading as _____

_____ hereby proposes and agrees to furnish any and all plant, materials, labor, construction equipment, services, etceteras, required **FOR SUPPLY OR SUPPLY AND DELIVERY OF AGGREGATE BASE COURSE, 1 1/2" BORROW, WASHED SAND AND 3/8" CHIPS IN THE TOWN OF CAMP VERDE, Project #04-001** in strict accordance with the specifications to supply materials, equipment, and/or services, and to the satisfaction of the Owner, through its properly authorized agents and under the direction and the supervision of its properly authorized agents and strictly pursuant to and in conformity with the Specifications prepared by the Owner of their property authorized agents, as provided herein, at the unit price(s) **including all applicable taxes including, but not limited to, Arizona Vendors, Transaction Privilege Tax; Out of State Vendors, Use Tax:**

BID ITEM:	UNIT PRICE
A. TYPE I	\$ <u>5.69</u> /per ton
B. BORROW	\$ <u>7.87</u> /per ton
C. WASHED SAND	\$ <u>9.75</u> /per ton
D. 3/8" CHIPS	\$ <u>11.38</u> /per ton
Delivery Cost	\$ <u>N/A</u> /per ton mile

DELIVERY RATE SCHEDULE MAY BE ATTACHED AND SHOULD BE NOTED ABOVE

Upon Receipt of Notice of Acceptance of this bid, the undersigned will execute the formal Contract within 10 days.

The undersigned has carefully checked all the above figures and understands that the Town Council of the Town of Camp Verde Arizona will not be responsible for any errors or omissions on the part of the undersigned in making up this bid.

The undersigned understands that the Owner reserves the right to reject any and/or all bids, or to waive any informality in any bid, deemed by them to be for the best interest of the Town of Camp Verde Arizona.

The undersigned has, or will obtain, a Camp Verde business license prior to execution of the contract, and further, will ensure all subcontractors have a Camp Verde business license before beginning any work.

If applicable to the trade, the undersigned is the holder of an Arizona Commercial Contractors License Number _____ and Classification _____.

***By signing below the bidder certifies that submissions of this bid did not involve collusion or other anti-competitive practices and that she/he has read, understands and will faithfully execute the terms and conditions stated within this document. The signer also certifies that she/he is an officer or fully authorized agent of the bidding firm with full power and authority to submit biding offers for the goods or services as specified.**

Respectfully submitted,

Yavapai Apache Sand & Rock, Inc.
Vendor/Bidder (Company Name)

Rob Wate
Vendor Signature, Title

Po Box 249 Camp Verde AZ 86322
Vendor (Bidder) ADDRESS

928-567-3109
Telephone

ATTEST:

Witness: If Bidder is an Individual

(Corporate Seal)

CERTIFICATION: INTENTIONS CONCERNING SUBCONTRACTING

At the time of the submission of bids on this **CONTRACT FOR SUPPLY OR SUPPLY AND FOR SUPPLY OR SUPPLY AND DELIVERY OF AGGREGATE BASE COURSE, 1 1/2" BORROW, WASHED SAND AND 3/8" CHIPS IN THE TOWN OF CAMP VERDE, Project #04-001**, my intention concerning subcontracting a portion of the work, is as indicated below.

In indicating that it is my intention to subcontract a portion of the work, this will acknowledge that such subcontractors will be identified and approved by the Engineer, or his designated representative, prior to award of this contract; and that documentation such as copies of letters, requests for quotations etc., substantiating the actions taken and the responses to such actions, is on file and available for review.

_____ It is my intention to subcontract a portion of the work.

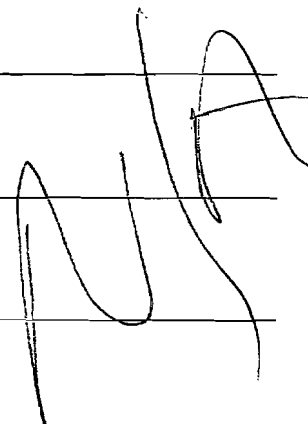
_____ It is not my intention to subcontract a portion of the work.

Name of Firm:

By: (Signature)

Title:

Date:

A large, stylized handwritten signature in black ink, appearing to be 'MJA', is written over the signature line and extends upwards into the name of firm line.

PROPOSAL

Date: 6-5-08

Honorable Mayor and Town Council
Camp Verde, Arizona

Ladies & Gentlemen:

In compliance with your invitation for bid and all conditions of the Contract Documents, the undersigned

Cemex

a corporation organized under the laws of the State of Arizona, a partnership
consisting of N/A N/A or individual trading as

_____ hereby proposes and agrees to furnish any and all plant, materials, labor, construction equipment, services, etceteras, required **FOR SUPPLY OR SUPPLY AND DELIVERY OF AGGREGATE BASE COURSE, 1 1/2" BORROW, WASHED SAND AND 3/8" CHIPS IN THE TOWN OF CAMP VERDE, Project #04-001** in strict accordance with the specifications to supply materials, equipment, and/or services, and to the satisfaction of the Owner, through its properly authorized agents and under the direction and the supervision of its properly authorized agents and strictly pursuant to and in conformity with the Specifications prepared by the Owner of their property authorized agents, as provided herein, at the unit price(s) **including all applicable taxes including, but not limited to, Arizona Vendors, Transaction Privilege Tax; Out of State Vendors, Use Tax:**

BID ITEM:	UNIT PRICE
A. TYPE I	\$ <u>5.42</u> /per ton
B. BORROW	\$ <u>4.82</u> /per ton
C. WASHED SAND	\$ <u>8.13</u> /per ton
D. 3/8" CHIPS	\$ <u>11.92</u> /per ton
Delivery Cost	\$ <u>No Bid</u> /per ton mile

DELIVERY RATE SCHEDULE MAY BE ATTACHED AND SHOULD BE NOTED ABOVE

Upon Receipt of Notice of Acceptance of this bid, the undersigned will execute the formal Contract within 10 days.

The undersigned has carefully checked all the above figures and understands that the Town Council of the Town of Camp Verde Arizona will not be responsible for any errors or omissions on the part of the undersigned in making up this bid.

The undersigned understands that the Owner reserves the right to reject any and/or all bids, or to waive any informality in any bid, deemed by them to be for the best interest of the Town of Camp Verde Arizona.

The undersigned has, or will obtain, a Camp Verde business license prior to execution of the contract, and further, will ensure all subcontractors have a Camp Verde business license before beginning any work.

If applicable to the trade, the undersigned is the holder of an Arizona Commercial Contractors License Number N/A and Classification N/A.

***By signing below the bidder certifies that submissions of this bid did not involve collusion or other anti-competitive practices and that she/he has read, understands and will faithfully execute the terms and conditions stated within this document. The signer also certifies that she/he is an officer or fully authorized agent of the bidding firm with full power and authority to submit bidding offers for the goods or services as specified.**

Respectfully submitted,

Cemex
Vendor/Bidder (Company Name)
[Signature] Account MGR.
Vendor Signature, Title
3600 W. Old Hwy 279 C.V. 8632
Vendor (Bidder) ADDRESS
928-567-2244
Telephone

ATTEST:

Witness: If Bidder is an Individual

(Corporate Seal)

CERTIFICATION: INTENTIONS CONCERNING SUBCONTRACTING

At the time of the submission of bids on this **CONTRACT FOR SUPPLY OR SUPPLY AND FOR SUPPLY OR SUPPLY AND DELIVERY OF AGGREGATE BASE COURSE, 1 1/2" BORROW, WASHED SAND AND 3/8" CHIPS IN THE TOWN OF CAMP VERDE, Project #04-001**, my intention concerning subcontracting a portion of the work, is as indicated below.

In indicating that it is my intention to subcontract a portion of the work, this will acknowledge that such subcontractors will be identified and approved by the Engineer, or his designated representative, prior to award of this contract; and that documentation such as copies of letters, requests for quotations etc., substantiating the actions taken and the responses to such actions, is on file and available for review.

_____ It is my intention to subcontract a portion of the work.

X It is not my intention to subcontract a portion of the work.

Cemex
Name of Firm:


By: (Signature)

Account MGR.
Title:

6-5-08
Date:



CONTRACT

THIS AGREEMENT made and entered into this 9 day of June, 2008, by and between the **TOWN OF CAMP VERDE**, State of Arizona, acting by and through its Mayor and Common Council, party of the first part, hereinafter designated the **OWNER**, and Cemex, party of the second part, hereinafter designated the **CONTRACTOR**.

WITNESSETH: That the said Contractor, by these presents does covenant, contract and agree with the said Owner, for and in consideration for the payments made, as provided for in the Specification and in the Proposal, to the Contractor by the said Owner, at his proper cost and expense to do all the work and furnish all materials, tools, labor, and all appliances and appurtenances called for by this agreement free from all claims, liens, and charges whatsoever, in the manner and under the conditions hereinafter specified, that are necessary for **SUPPLY OR SUPPLY AND DELIVERY OF AGGREGATE BASE COURSE, 1 1/2" BORROW, WASHED SAND, AND 3/8" CHIPS IN THE TOWN OF CAMP VERDE, PROJECT NUMBER 04-001**. The work done and materials and equipment furnished shall be strictly pursuant to and in conformity with the Specifications and Plans. The drawings or prints and other information furnished by the Contractor in accordance with the Specifications, are made a part of this agreement. The said Specifications and Plans prepared by the Town Engineer, or his designated representative, are intended to be complimentary. Any work appearing in or upon the one and not mentioned in the others shall be executed according to the true intent and meaning of said Specifications and Plans, drawings or prints, the same as though the said work was contained and described in all. The undersigned has, or will obtain, a Camp Verde business license prior to execution of the contract, and further, will ensure all subcontractors have a Camp Verde business license before beginning any work.

The "Call for Bids", "Special Conditions", "Specifications", "Proposals", "Plans" and "Addenda" and any other attachment in the Town's official contract documents are hereby understood to be a part of this contract.

It is further covenanted and agreed that the work shall be executed under the direction and supervision of the Town Engineer or his properly authorized agents, on whose inspection all work shall be accepted or rejected. The said Engineer shall have full power to reject or condemn all materials furnished or work performed under this Contract, which do not conform to the terms and conditions herein expressed.

In the event said Engineer exercises his right to reject work and the deficiency is not corrected, a notice of noncompliance shall be issued to the contractor. Payment may be withheld because of defective work not remedied. All claims or disputes arising out of this Contract or the breach of it may be decided by arbitration in accordance with the Construction Industry Arbitration Rules of the American Arbitration Association.

This Contract is subject to cancellation pursuant to A.R.S. §38-511.

In return for the performance of this Contract by the Contractor, the Town agrees to pay the amount **PER THE PROPOSAL (including all applicable taxes)** through a payment schedule as described in the Contract documents and as may be modified and executed by change orders and by final quantities.

In return for the performance of this Contract by the Contractor, the Town agrees to pay the amount **PER THE PROPOSAL (including all applicable taxes)** through a payment schedule as described in the Contract documents and as may be modified and executed by change orders and by final quantities.

IN WITNESS WHEREOF, three (3) identical counterparts of this Contract, each of which shall for all purposes be deemed as original thereof, have been duly executed by the parties named, on the date and year first herein written.

Town of Camp Verde:

Contractor:

By: _____
Mayor

By:  _____
President/Owner

APPROVED AS TO FORM:

Contractors License No.

Town Attorney

Secretary

ATTEST:

The Mayor and Council approved this contract for execution at their regular session of _____.

Town Clerk

The contract was reviewed and delivered, as signed by the Town, to the Contractor on _____, 2008 by _____.

Committees

Arizona Town Hall	Gioia
Arizona Watershed Alliance	Hauser
Cocopai Resource Conservation & Development (RC&D)	Elmer
Council Liaison to Yavapai-Apache Nation	Parry/Gioia
Library Design Committee	Parry
MAT Force (Meth Task Force)	Hauser/Garrison
NACOG Economic Development Regional Council	Garrison
Verde Valley Transportation Organization	Smith
Yavapai County Water Advisory Committee	Hauser/Gioia
Verde Valley Water Users Liaison	Kovacovich/Gioia
Verde Valley Land Preservation Institute	Hauser/Gioia
Yavapai College Regional Skills Center	Gioia
Economic Development Committee Liaisons	Smith/Elmer
Intergovernmental Association	Gioia/All Council
Verde River Basin Partnership	Hauser/Gioia
Verde Watershed Association	Hauser/Gioiaw
Chamber of Commerce Liaison	Elmer/Parry
Drought Impact Group	Kovacovich/Smith
Camp Verde Schools Education Foundation	Garrison/Hauser
Verde Valley Natural Resource Committee	Hauser/Gioia
Arizona Art Share	Hauser

(NOTE: Staff to research how to get back into Arizona Art Share)

It was agreed that all members are continuing to work on the Highway 260 issue, as well as Economic Development-Focused Future.

Inactive or Eliminated Committees

- Natural Resource Subcommittee Verde Watershed Assoc.
- Sanitary District Liaison
- Arizona Watershed Alliance
- Middle Verde Basin Planning Group
- NAMWA
- Verde River Enhancement

There was no public input.

10. **Discussion, consideration, and possible direction to staff to: 1) Research costs associated with retaining a firm for a management audit to review the Town's departments of operational efficiency and bring this information back to Council and 2) contract with a new audit firm for the FY 06/07 audit.**

As to Item 1), staff was directed to further research the proposed management audit with the department heads and bring the issue back to Council to revisit after a Town Manager is hired.

As to Item 2), staff was directed to contact and request RFQs from different audit firms to bring back to Council at the next available meeting for a decision on a new audit firm.

Interim Town Manager Smith said that the Mejorando Group had been referred by the League of Cities & Towns in connection with the management audit discussed previously, and their proposal was included in the agenda packet for reference. Smith said the fee for the complete audit would be \$9,500, and he listed some of the major areas to be researched.

During the subsequent Council discussion regarding Item 1), it was suggested that the new Town Manager would normally perform the proposed organizational review as a matter of course, and the expense of \$9,500 was questioned as unnecessary. With input from Finance Director Bullard regarding Item 2), it was generally agreed that a new auditing firm should be selected as soon as

**LEAGUE OF ARIZONA CITIES & TOWNS
2009 RESOLUTION**

Text of Resolution

Urges the Legislature to act on behalf of all cities and towns, asking for protection, authorization and full appropriations for funding of the Edward Byrne Memorial Justice Assistance Grant (Byrne/JAG Grant Program).

Submitted by: City of Cottonwood and ...

A. Purpose and Effect of Resolution

This resolution seeks to ensure future funding to the Byrne/JAG Program. The Byrne/JAG program is a partnership among federal, state and local governments to create safer communities. As our cities continue to grow and expand, drug trafficking, gang and violent crime threats grow with it. This program is vital to the funding of the Partners Against Narcotics Trafficking (PANT) program and other anti-drug/gang programs throughout Arizona. Byrne JAG funds are crucial to crime control and prevention programs that have contributed to nationwide reductions in crime. In the City of Cottonwood alone, with introduction and Byrne/JAGs fiscal support of a PANT office in our community, crime statistics were reduced a staggering 40%. Without this program, communities can not possibly provide the funds needed for narcotics team activities or drug abuse prevention and education activities.

B. Relevance to Municipal Policy

This would ensure funding of local narcotics task forces, reducing the devastating impact illegal substances have on our communities.

C. Fiscal Impact to Cities and Towns

Byrne/JAG funding was cut heavily in 2007, dropping from \$520 million to \$170 million. Passage of this desired legislation will continue to provide funding necessary for the protection and prevention activities offered by PANT which would otherwise not be possible. In turn, it would directly impact crime rates, insurance rates/losses, quality of living, increase prisoner costs, increase child abuse/neglect cases, decreased property values, etc, in our cities and towns.

D. Fiscal Impact to the State

The Bureau of Justice (BJS) determines the state allocations and awards them to the state administering agency (SAA) which is the Arizona Criminal Justice Commission (ACJC). These funds are then awarded on a competitive basis based on previously determined priorities. If this funding is not available, our state and nation would see an explosive increase in crime rate, decreased property values and quality of living environments, increased incarceration expenses, increased child abuse/neglect incidents, and increased unemployment to name only a few. This funding is essential to crime control in our communities.

E. Contact Information

Name: Diane Joens **Title:** Mayor of the City of Cottonwood
Phone: 928-634-5526 or 928-300-2873 **E-mail:** mayor@dianejones.com

ADDITIONAL INFORMATION

**AGENDA
JUNE 18, 2008
6:30 P.M.**

FROM NORMA GARRISON

#6 COUNCIL INFORMATIONAL REPORTS.

from Norma

Camp Verde Sanitary District Meeting of June 11, 2008

Agenda Item III.

c. Discussion and update from Camp Verde Town Council member Norma Garrison or substitute.

Established Charlie German was present as substitute.

Charlie: "We have two issues of interest. The IGA components that are mutually of interest and also the administrator components. We are not as close to finishing up our budget as you guys are, or in other words I would hope if we have two organizations that have in excess of 20 Million dollars we should be able to get our heads together and come to some kind of an agreement in the very near future before you have to get your budget to be approved and the levy set. If we could get something in writing from you.

Greg, "If you need something in writing let me know and I'll be happy to do that."

[To Jan: Letter to the Town] At the Mayor's request, our attorney is drawing up the revisions to the IGA and we should have those at the end of this week. I talked with our attorney this morning and we should have the draft copy for both our board to look at and the council board before the end of this week."

Charlie: "Just for clarification: Greg, has your attorney been working with our attorney?"

Greg: "Tony asked that he didn't – asked him not to. I said do you want your attorney to look at it? And he, said no, have your attorney draw it up and let us see it first. And I know we've had, there have been some issues, so I'm just following what the mayor asked me to do."

Charlie: "I hear you."

Greg: "I'll let you handle your side – yourself."

Charlie: "I know what you mean... shadow boxing... We'll proceed."

Jan: "IGA? [Greg aside to Jan.]

Greg: "I had a question. In our IGA there are Town funds committed to pay for the chip seal in Reddell Ranch Acres and Fort River Caves. In the original IGA there were some specific funds that were allocated to that purpose. We found out later after the approval of the IGA by both of our bodies that those funds do not actually exist. In discussion with the Mayor, he feels that the Town is still committed to provide that funding, but I need to know the verbiage that we need to put in the revision. And I don't know that it actually needs to be where the money is actually coming from, just that the Town is going to meet that commitment because we're probably weeks away from that point where we need to start planning. I have asked the Town Manager that in an email today and I will follow up.

Charlie: "OK - I'll pursue that as well."

Greg: "Anything else, Charlie?"

Charlie: "That's it."