

AGENDA



**REGULAR SESSION
MAYOR and COMMON COUNCIL
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
473 S. Main Street, Room #106
WEDNESDAY, JUNE 15, 2005
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 to minimize disruption of tonight's meeting.

2. **Roll Call**

3. **Pledge of Allegiance**

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 1, 2005 – Budget Work Session
- 2) June 1, 2005 – Regular Session
- 3) June 1, 2005 – Executive Session
- 4) May 25, 2005 – Council Hears Planning & Zoning

b) **Set Next Meeting, Date and Time:**

- 1) Council Hears Planning & Zoning – June 22, 2005 at 6:30 p.m. – **CANCELLED**
- 2) Regular Session – July 6, 2005 at 6:30 p.m.
- 3) Regular Session – July 20, 2005 at 6:30 p.m.
- 4) Council Hears Planning & Zoning – 27, 2005 at 6:30 p.m.

c) **Possible approval of Intergovernmental Law Enforcement Dispatching Agency agreement with the Yavapai Apache Nation for dispatching services.**

d) **Possible approval of Resolution 2005-649, a resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, pertaining to certain exemptions for motor vehicles used by the Marshal's Office.**

e) **Possible approval of Resolution 2005-653, a resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adopting an Intergovernmental Agreement with Yavapai County for Unified Emergency Services.** This is a budgeted item.

Public Participation:

Public Input is encouraged on matters that are not administrative in nature. If you wish to address the Council during this meeting, you **MUST** complete a **Speaker Request Form** in its entirety, and submit it to the Clerk as soon as possible. Your name will be called when it is your turn to speak. Forms are available at the door and on the podium.

Public participation enables the public to address the Council about an item that is NOT listed on the agenda. However, state law prevents the Council from taking any action on items that are not listed on the agenda, except to respond to criticism made by those who have addressed the public body, ask staff to review a matter, or ask that a matter be included on a future agenda.

*Remarks are limited to **five minutes** per item to allow everyone the opportunity to speak.*

5. **Call to the Public for Items not on the Agenda.**
6. **Discussion, consideration, and possible appointment of Council members to serve on all committees in which the Town wishes to be involved.**
7. **Update and discussion with Camp Verde Sanitary District Chairperson Suzy Burnside regarding the future service line expansion and plant projects.**
8. **Discussion, consideration, and possible direction to staff regarding specifications for roads that will be impacted by the Sanitary District expansion planned for Reddell Acres and Ft. River Caves.**
9. **Discussion, consideration, and possible direction to staff call a Special Election to be held November 8, 2005 for voter consideration concerning the Town's acquisition of Camp Verde Water System.**
10. **Discussion, consideration, and possible award of bid for Project 05-005, Used Mechanical Street Sweeper and authorization to execute contract documents. This is a budgeted item from HURF.**
11. **Discussion, consideration, and possible approval of the 2005 Summer Street Improvement Program.**
12. **Discussion, consideration, and possible approval to extend the time approved on February 2, 2005 of part-time clerk position through December 31, 2005 utilizing the Local Court Enhancement Fund. This is an unbudgeted item.**
13. **Discussion, consideration, and possible award of bid for Project 05-006, CVMO Asbestos Abatement. This is an unbudgeted item.**
14. **Discussion, consideration, and possible award of bid for Project 05-007, Town of Marshals' Facility Renovations. This is a budgeted item.**
15. **Discussion, consideration, and possible renewal of a 2-year contract with Thomas K. Kelly, P.C. Attorneys at Law for prosecution services. The contract amount of \$65,508 is a budgeted item in the General Fund.**
16. **Discussion, consideration, and possible authorization for the Town of Camp Verde to enter into an Intergovernmental Agreement with the SAVE Cooperative Purchasing Group to allow the Town of Camp Verde to purchase off contracts previously negotiated by other governmental jurisdictions in the State of Arizona.**
17. **Discussion, consideration, and possible approval of Resolution 2005-650, a resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring as a public record that certain document filed with the Town Clerk and entitled, "Illicit Discharge and Connection Stormwater".**
18. **Discussion, consideration, and possible approval of Ordinance 2005-A310, an ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adding Article 7-9 Illicit Discharge and Connection Stormwater to Town Code Chapter 7 – Building.**
19. **Discussion, consideration, and possible approval of Resolution 2005-651, a resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring as a Public Record that certain document filed with the Town Clerk**

and filed as "Erosion and Sediment Control", an amendment to the Town Code (Ordinance 96-A116).

20. **Discussion, consideration, and possible approval of Ordinance 2005-A311, an ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adding Article 7-10 Erosion and Sediment Control to Town Code Chapter 7 – Building.**
21. **Discussion, consideration, and possible approval of Resolution 2005-648, a resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, authorizing the acquisition, including by eminent domain, of all property necessary for the completion of the Main Street Beautification Project within the Town limits of Camp Verde.** Council may vote to go into executive session pursuant to ARS 38-431.03(A)(3) for discussion or consultation for legal advice with the attorney and (A)(7) for discussions or consultations with designated representatives in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale, or lease of real property.
22. **Call to the Public for Items not on the Agenda**

There will be no Public Input on the following items:

23. **Advanced Approvals of Town Expenditures**
- a. **Discussion, consideration, and possible approval of a \$2,500 budget line item increase for advertising expenses related to the publishing of ordinances.** This is an under-budgeted item from the General Fund.
24. **Manager/Staff Report**
25. **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.
26. **Adjournment**

Posted by: 

Date/Time: 6-10-05 11:10 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.

**MINUTES
BUDGET WORK SESSION
MAYOR and COMMON COUNCIL
TOWN OF CAMP VERDE
WEDNESDAY, JUNE 1, 2005
3:00 P.M.**

1. **Call to Order**

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

2. **Roll Call**

Vice Mayor Reddell, Councilors Baker, Gioia, Kovacovich, and Parrish were present. Councilor Teague arrived at 3:40 p.m. Councilors-elect Hauser and Smith were also present. Mayor Dickinson was absent.

Also Present:

Town Manager Bill Lee, Finance Director Dane Bullard, Parks & Recreation Director Lynda Moore, Library Director Gerry Laurito, and Town Clerk Deborah Barber

3. **FY 2005/06 General Fund Operating Budget**

Council discussed the Library, Finance, Clerk, Manager, and Non-departmental budgets.

AZCOPS representatives Earl Huff and Steve Ganis were present to discuss the CVMO request to go from a 21-step pay scale to 9-step pay scale, which results in a 5.9% increase per step. Once a CVMO employee reaches the top of the scale, he or she would receive a 5% increase every two years. Huff explained that the Town needs to become more competitive with pay if the Town wants to keep good employees. Marshal Smith advised that the turnover costs per employee were approximately \$60,000. Huff noted that the Town's starting pay is \$6,000 less than Cottonwood's. Council and staff discussed various items related to this request, such as making cuts in the budget to fund the salary increases; the impact on other Town staff; other benefits the officers have such as the Town pays for their weapons, armor, and taking their cars home; and the costs associated with losing employees. Council suggested that they come back with the actual costs associated with the budget and the costs for employee turnover.

The meeting was recessed at 5:10 and called back to order at 5:35 p.m.

4. **Adjournment**

On a motion by Baker, seconded by Teague, the meeting was adjourned at 6:05 p.m.

Tony Gioia, Mayor

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 work session meeting of the Town Council of Camp Verde, Arizona, held on the 1st day of June 2005. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this _____ day of _____, 2005

Deborah Barber, Town Clerk

**MINUTES
REGULAR SESSION
MAYOR and COMMON COUNCIL
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JUNE 1, 2005
6:30 P.M.**

Minutes are a summary of the actions taken. They are not verbatim.
Input is placed after Council motion 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 Dickinson, Vice Mayor Reddell, Mayor-elect Gioia, Councilors Baker, Kovacovich, Parrish and Teague; and Councilors-elect Hauser and Ron Smith were present.

Also Present: Town Magistrate McElhaney, Town Manager Lee, Town Attorney Woodford, Asst. Parks & Rec. Director Moore, Library Director Laurito, Planning & Zoning Commission Chairman Foreman, Trails Committee Chairperson Reddell and Vice Chairperson Salsman; Town Clerk Debbie Barber and Recording Secretary Margaret Harper.

3. **Pledge of Allegiance**

The Pledge was led by Vice Mayor Reddell.

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 19, 2005 – Budget Work Session

2) May 18, 2005 – Regular Session

b) **Set Next Meeting, Date and Time:**

1) Regular Session – June 15, 2005 at 6:30 p.m.

2) Council Hears Planning & Zoning – June 22, 2005 at 6:30 p.m.

On a motion by Baker, seconded by Gioia, the Consent Agenda was unanimously approved as presented.

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

Councilor Baker said that the staff, with especially the help of Virginia Jones, had put together two special gifts for outgoing Mayor Dickinson and Vice Mayor Reddell and she presented them to each on behalf of all those who will miss them.

Manager Lee then presented plaques to Dickinson and Reddell to commemorate and express appreciation for their time and volunteerism serving the Town of Camp Verde.

Dickinson thanked each and everyone and said he wanted all to know that the Town staff is the hardest-working, most caring people, functioning as a family and a team that really does their best to serve not only the Council but the citizens as well, and added his thanks saying the Town is lucky to have them all.

6. **Oath of Office for Newly Elected Mayor and Council Members pursuant to Town Code Section 2-1-5 and Assumption of Office pursuant to Section 2-1-3.**

Judge McElhaney administered the Oath of Office for Tony Gioia, followed by administering the Oath of Office for newly elected Councilors Brenda Hauser, Bob Kovacovich, and Ron Smith, and re-elected Councilor Bob Kovacovich, whereupon Mayor Gioia then took his seat of office, with Hauser, Kovacovich and Smith assuming their places on the Council. Mayor Gioia expressed his thanks to the departing Council members, acknowledging the time and efforts devoted to serving the Town of Camp Verde, and said he looked forward to working with the group as a team.

7. **Discussion, consideration, and possible appointment of a Vice Mayor.**

Mayor Gioia briefly described the functions and importance of the Vice Mayor, and based on her past experience serving on the Council as Mayor, nominated Brenda Hauser as Vice Mayor; the motion was seconded by Hauser, and failed to pass by a 4-3 vote, with "no" votes by Smith, Kovacovich, Parrish and Teague.

On a motion by Teague, seconded by Smith, Baker was appointed as Vice Mayor by a 6-0 vote, with Baker abstaining.

At 6:45 p.m. since the Chairman of the Yavapai-Apache Nation was not yet present, the Council agreed to address Item 9 ahead of Item 8.

8. **Presentation of a gift to the Yavapai Apache Nation as a token of friendship, anticipated cooperative efforts for our future, and community partnership.**

There was no action taken.

Mayor Gioia invited Tribal Chairman Jaime Fullmer to join him on the floor of the Council Chambers; Gioia then presented Chairman Fullmer with a new sign as a token of the Town's good faith, together with hopes and well wishes for a new time of inter-community cooperation and atmosphere of mutual respect, highlighting areas of the many shared goals and aspirations of both as one larger community. Chairman Fullmer responded with the acknowledgment that the Valley is going to grow and agreement that the common goal is to see it grow in a healthy way. Fullmer said the Nation would like to be neighbors in participating in supporting the growth, but also hopes that the Town leadership still feels the same way, that it will be a controlled growth. Fullmer added that they have appreciated the willingness of the community and their leaders to be willing to allow the Nation to co-exist and to support what they are trying to achieve as a Nation. On behalf of the Nation he thanked the Mayor and the Council for the sign, saying that he will place it at the entrance to the reservation.

9. **Presentation by Enalo Lockhard from Yavapai County Regional Planning Department.**

There was no action taken.

After introduction by Mayor Gioia, Enalo Lockhard, Assistant Director for Development Services for Yavapai County, presented an overview and update of the progress of the proposed Verde Valley Regional Plan. The hope of Yavapai County is to make regional planning a reality for the Verde Valley that includes five municipalities and five unincorporated communities plus the Yavapai-Apache Nation. The goal of the Regional Plan is to help those entities retain their own character as well as the character of the Verde Valley, with cooperation from and working together with the various communities. The County has approved employing an outside consultant to help develop a regional plan that will augment the general plan of each community or entity, with the key elements of open space, transportation, dealing with land trades, and affordable housing, at a cost of approximately \$130,000 to \$170,000. The County will assume the major cost, and is asking the various communities within the Verde Valley to share their commensurate share based on population. Camp Verde's share would amount to approximately \$8,500, or 5.7% of the overall cost. Mr. Lockhard was advised that Camp Verde has continued to include in the proposed budget the funds to participate in the project.

Public Input

Anita Goss, from Cottonwood, said that she wondered if a decision has been made regarding when there will be a meetings held, how often and where, if the proposed regional plan project is approved by all the communities. Mr. Lockhard said that once all the various entities have adopted their budgets a go-ahead will be given to the consultant to start the process, perhaps by late August or September; many meetings are anticipated throughout the communities.

There was no further public input.

Mayor Gioia announced that a new, simplified form for the use of the public in providing public input during meetings has been adopted, and will be used in the future.

10. Discussion, consideration, and possible direction to staff regarding a meeting with Army Corps of Engineers to discuss issues concerning Verde Lakes/Clear Creek, the Verde River, and Beaver Creek.

On a motion by Teague, seconded by Baker, the Council voted unanimously to direct staff to continue to arrange the meeting for the date and time discussed.

Town Manager Lee said that pursuant to direction to staff following the recent flooding, and after numerous contacts during the last few months, a meeting has been scheduled for June 10th at 2:00 p.m. A member of the Corps of Engineers will attend and Arizona Engineering has been invited to attend; the participants will be given a tour around the various areas to view the flooded and damaged areas out to Clear Creek and over to Beaver Creek as well. Gioia announced having discussed some funding possibilities through FEMA and the State Emergency Funds, and said he would also like to invite personnel from those agencies to attend the meeting together with some NAU staff; graduate students from NAU have been working on opportunities for funding. The Council members agreed that the meeting should be held as scheduled with the Army Corps of Engineers, rather than causing any delay or change by trying to include the other entities suggested. Lee confirmed that the scheduled meeting was the result of direction to staff by Council several months ago.

Public Input

Karen Keel, a resident of Verde Lakes, prefaced her remarks with the comment that she felt it was a "slap in the face" of the voters that the Council members did not support the Mayor's choice of a Vice Mayor. Of the 11 lots that need to be acquired, Ms. Keel announced that one owner has confirmed she is willing to donate her lot to the Town, and the owner of two more lots has indicated he would also be willing to donate those.

Barbara Miller questioned whether discussing funding and acquiring additional property has gone beyond what is listed on the agenda for discussion tonight.

Joan Wilson, another resident of Verde Lakes, specifically expressed her thanks to Lee, and described the damage to her property from the recent flooding; she pointed out three distinct places that were determined by some residents to be a source of the flooding. She added that she is excited that the Army Corps of Engineers will be coming out to look at the problem.

There was no further public input.

At 7:16 p.m., the Council agreed to address Item 8 before moving on to Item 11.

11. Discussion, consideration, and possible appointment of Council members to serve on all committees in which the Town wishes to be involved.

On a motion by Teague, seconded by Baker, the Council unanimously voted to continue Item 11 to the next regular session.

The Council briefly discussed tabling the item to allow for more time for the new Council members to study the issue, and it was agreed to continue the item to the next regular meeting.

12. Discussion, consideration, and possible appointment of Council member to serve as liaison on the Library Design Committee.

On a motion by Baker, seconded by Parrish, the Council unanimously appointed Councilor Hauser to serve as liaison on the Library Design Committee.

Library Director Laurito explained that Vice Mayor Reddell had served in the past as the Council representative on the Library Design Committee. In order to keep informed and as a vehicle for input from the Council into the process, he requested that a Council member be appointed to replace Reddell. After a brief discussion, Hauser tentatively volunteered and was then nominated to serve as liaison.

There was no public input.

13. Discussion, consideration, and possible approval of a \$2,000 expenditure to purchase well monitors for the Verde Valley Water Users Association.

On a motion by Parrish, seconded by Baker, the Council unanimously approved a \$2,000 expenditure to purchase well monitors for the Verde Valley Water Users Association.

Councilor Kovacovich said that the request is tied in with the water adjudication issue. There are currently three well monitors that are measuring the water level in wells to try to prove that those levels are not tied in with the river. SRP would like to say that the water in all the wells from one mountain range to the other is tied to the river and they want to claim it. Kovacovich explained that the more monitors placed on various wells, the better chance there is to demonstrate to the contrary. It was confirmed that the funds are available in the budget, and the Council agreed to support the request to purchase the additional monitors.

There was no public input.

14. Call to the Public for Items not on the Agenda

Robert Foreman said he wanted to congratulate the new Mayor and Council members and to applaud the Mayor for changing the speaker forms, although he respected Mayor Dickinson and all his work for Camp Verde. He urged anyone who is interested to volunteer to serve on the Planning & Zoning Commission.

Charlotte Salsman repeated the invitation to all in connection with the Trails Committee. Since he is also a hiker, Steve Ayres from the press was invited to come to the next Trails Committee meeting and consider becoming a member. Ms. Salsman later on discussed with Lee the letter from the Forest Service soliciting input on what the citizens want in the proposed Community Park; Lee said that persons contacting Town Hall could be given the e-mail address to use for that purpose.

Jim Bullard suggested that a speed limit sign is needed coming up from 260 to Finnie Flat Road.

Diane Joens, Cottonwood City Council member, congratulated all of those elected and said she looks forward to working together on mutual projects. She said she wanted to express her appreciation for John Reddell's dedication when appointed to the Cocopai Resource Conservation & Development and stressed the importance of that group and described its function. She also complimented the Trails Committee on the excellent work they are doing.

Anita Goss thanked all of the people who are now serving, as well as those who have served before, acknowledging that it is a lot of hard work. She was very glad to hear about the regional approach described by Mr. Lockhard, and that it is very important for the Valley for communities to work together. Ms. Goss then read a letter from Jane Moore, Mayor of Jerome, by which she highly recommended the appointment of Tony Gioia to the Yavapai County Water Advisory Committee, highlighting his through knowledge, expertise and experience serving in the past. Ms. Goss suggested that Kovacovich continue to be on the Committee as an alternate.

Lori Boyce also congratulated those who had been recently elected, saying that their work is about to begin, adding that those remaining will learn from the new members. Ms. Boyce said that she and others would like to see more public meetings, and in connection with the community park remember that there are those already living there who would like to retain some of the wildlife, perhaps through some buffering, and to also provide trails through it.

There was no further public input.

15. Advanced Approvals of Town Expenditures

On a motion by Baker, seconded by Teague, the Council unanimously approved the expenditure of \$2,500 for Street Loader repairs.

Lee advised the Council that a turbo charger has failed in a loader that is about 6 or 7 years old. The repair is scheduled for tomorrow at a cost of \$2500, or less, and approval is requested for that repair; the Council agreed that it appeared to be a normal maintenance problem considering the age of the machine.

16. Manager/Staff Report

Manager Lee reminded everyone that the 2nd Annual Crawdad Festival will be held this coming weekend, adding that volunteers are needed and would be welcomed to help with the many things to be done in advance of the event. Lee also described a game designed by the Main Street Merchants in which the public will participate, as a boost to the businesses.

17. Council Informational Reports

Hauser said she looks forward to working with the Council and that she is grateful to be here.

Smith commented on the benefits of community service volunteering, describing the work done by the Trails Committee and the work ahead and the need for members to serve on the Committee, as well as volunteers to serve on the Planning & Zoning Commission.

Kovacovich thanked the voters for their support in the election, and said he looks forward to the next four years.

Teague said that a citizen at the pre-opening event for Out of Africa asked that a speed limit sign be put on Cliffs Parkway during the construction as well as perhaps a Children At Play sign.

Parrish said he would not be in town for the Crawdad Festival, explaining that he will be traveling to Tulsa in connection with his wife's bowling team; he collected various materials from the area for the team members to distribute there, including some Town pins donated by Manager Lee.

Baker said she also wanted to welcome the new and reelected members, agreeing with Smith that it will be another good Council. She also encouraged everyone to volunteer as a way to get to know the community, adding encouragement for everyone to attend the Council meetings and provide their input and guidance for the Council.

Gioia said he was very encouraged by the public participation this evening and the attendance, and hopes it will continue. He also pointed out the Town website that offers opportunity for input to the Council through e-mail. Gioia commented on accidents in the area of the senior apartments on General Crook; the Marshal will be looking into setting a speed limit for that area, and possible efforts to establish speed limits for other areas. He also looks forward to a great Council, and the next two years working as a team.

18. Discussion or consultation with the attorney for discussions or consultations with designated representatives in order to consider its position and instruct its

representatives regarding negotiations for the purchase, sale, or lease of real property in the Town of Camp Verde. Council may vote to go into Executive Session pursuant to ARS §38-431.03(A)(3) and (A)(7).

On a motion by Baker, seconded by Parrish, the Council unanimously voted to go into Executive Session.

19. Adjournment

The meeting was adjourned at 8:05 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 meeting of the Town Council of Camp Verde, Arizona, held on the 1st day of June, 2005. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this _____ day of _____, 2005

Deborah Barber, Town Clerk

**MINUTES
COUNCIL HEARS PLANNING AND ZONING
MAYOR and COMMON COUNCIL
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, MAY 25, 2005
at 6:30 P.M.**

Minutes are a summary of the actions taken. They are not verbatim.
Input is placed after Council motion 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., Vice Mayor Reddell presiding.

2. **Roll Call**

Vice Mayor Reddell, Mayor-elect Gioia, Councilors Baker, Kovacovich, Parrish and Teague were present; Mayor Dickinson was absent.

Also Present: Community Development Director Wright, Sr. Planner Nancy Buckel, Projects Administrator Wendy Escoffier, Councilors-elect Ron Smith and Brenda Hauser, P&Z Commission Chairperson Robert Foreman, and Recording Secretary Margaret Harper.

3. **Pledge of Allegiance**

The Pledge was led by Councilor Parrish.

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) There are no minutes for approval.

b) **Set Next Meeting, Date and Time:**

1) Regular Session – June 1, 2005 at 6:30 p.m.

2) Regular Session – June 15, 2005 at 6:30 p.m.

3) Council Hears Planning & Zoning – June 22, 2005 at 6:30 p.m.

c) **Approval of Resolution 2005-647 a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring and adopting the results of the General Election held on May 17, 2005.**

d) **Possible approval of Resolution 2005-646, a resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adopting the Final Plat 2005-03 for Hinch Springs Subdivision located on 19.44 acres consisting of parcel 404-13-451M. This project is located off of SR 260 accessed by Verde Lakes Drive by a new roadway.**

On a motion by Kovacovich, seconded by Teague, the Council unanimously approved the Consent Agenda as presented.

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

John Teague said that he felt very saddened by the City officials and the Marshal as they failed to participate in the Police Memorial held in Cottonwood May 21st, after having been invited to that event sponsored by the City of Cottonwood and Triple Nine Foundation. Representatives of all the other communities, including YCSO and DPS, attended the event to honor fallen officers, but once again no one from Camp Verde could find time to attend, even when one of their own was remembered. Mr. Teague asked when is the Town going to show some involvement instead of idly standing by; as of May 21st he is ashamed of his City government and Town officials. Mr. Teague said he now knows why the Verde Valley gossips about the City government of Camp Verde.

6. **Discussion, consideration, and possible re-affirmation of Resolution 2000-434, specific for the Town Site Redevelopment area. Resolution 2000-434 adopted a unified enforcement policy of the Town's Zoning Ordinances for the entire Town.**
On a motion by Gioia, seconded by Baker, the Council voted 5-1 to reaffirm Resolution 2000-434 and direct staff to continue their efforts; with a 'no' vote by Parrish.

Projects Administrator Wendy Escoffier explained that the Town Council had previously appointed the Town Site Redevelopment Committee; the Committee has been working on the vision for the downtown area where the Town Hall Complex is within. One of the main concerns is the zoning violations in that area. The existing resolution allows for proactive enforcement regarding those violations, and the Committee is requesting reaffirmation of that resolution and direction to staff to try to do some proactive enforcement in the Town site area only.

The Council discussed the goal of enhancing the downtown area and the request by the Committee to enforce legislation that the Town already has in place, as well as the fact that some of the problems have existed since well before the Town was incorporated. The discussion included concern about the cost that the property owner might have to incur and the imposition of a time limit within which to make corrections. Escoffier assured the Council that the Code Enforcement Officer has a lot of leeway as far as time, and the possibility of getting work groups together to help was also being considered. It was suggested that neighbors were always willing to help, which is a natural response by Camp Verde residents, and that education is an important step in letting property owners understand why such corrections are necessary. Director Wright said that with the goal of making progress the staff would work with the residents using a lenient approach, possibly setting up clean-up days, renting dumpsters, trying to make the condition better without being disrespectful regarding nuisances which to some owners may be considered of value.

7. **Discussion, consideration, and possible approval of Resolution 2005-634, a resolution of the Town of Camp Verde, Arizona approving the abandonment of a portion of Cliff House Drive in Fort River Caves subdivision as public roadways.**
On a motion by Teague, seconded by Gioia, the Council voted unanimously to table Item 7.

STAFF PRESENTATION

Director Wright reviewed the background of the proposed abandonment of a portion of a roadway together with the objections of a number of the neighborhood residents, explaining that the issue is essentially the same as the one previously addressed under Dr. Noone and Charlie Brown's request, and is the second meeting pertaining to Mr. Blue's request regarding the roadway that was established pre-incorporation. The property is located at the entrance to the Fort River Caves subdivision and is zoned commercial to allow for small neighborhood-type businesses. Six public meetings have been held on the issues involved during the last year and a half. Other meetings with residents in the area have also been held. Director Wright displayed a map showing the area and pointed out the subject odd pieces of property that had been dedicated to the Town, for a better understanding of the request for the proposed abandonment. The problem and expense for the Town in maintaining what would essentially be a parking lot for the small businesses as they are developed were discussed in detail. Mr. Blue has agreed to bear the cost of moving the utility lines which could amount to from \$15,000 to \$40,000. Wright described other improvements that Mr. Blue has agreed to make, in concept. Wright reviewed other apparent benefits to the Town and solutions to some of the concerns including the issue of a truck turn-around. Because of letters received expressing objections, Wright said that although there has been plenty of opportunity, apparently there have not yet been enough meetings or discussions with the residents and property owners. Considering the improvements being proposed by the developer, at his expense, staff feels that the abandonment of the property is a win-win opportunity.

PUBLIC HEARING OPEN **Applicant's Statement**

Greg Blue said that he could not improve on Mr. Wright's presentation and was available to answer any questions the Council might have.

COMMENT FROM OTHER PERSONS

William Ray Collins, has lived there for 15 years, said that he lives next door to Mr. Blue who he feels is improving the property, and that it looks good instead of just junk.

Ron Ogle said he has lived there for 6 years, and if the Town gives the property to them for apartments that means that Charlie will end up having apartments on the other side. Mr. Ogle did not move into the area for apartments to be there. He said they were not notified of the last meeting and only heard of this meeting through word-of-mouth. He is not happy about that.

There was no further public input.

APPLICANT'S REBUTTAL

There was no rebuttal.

PUBLIC HEARING CLOSED

Council Discussion

In response to a suggestion that the Town just sell the property, and with the proceeds move the utilities and do what needs to be done, Director Wright explained that the property would have to be auctioned, and the result might be that the expense of making improvements would be more than the amount realized. In addition the property is only useful to the owners immediately adjacent to it. There was further discussion about the issue of having a truck turn-around, which Wright explained would be adequately available. The proposed abandonment provides the opportunity for retail development instead of multi-family dwellings, although that would amount to almost nothing because of the lack of parking space. The members discussed the reactions they have received from the residents, including objections to the Town giving up property to an individual. There was general agreement that it would be beneficial to all once again to meet with the residents who live in the area, and include the participation of Mr. Blue and Mr. Brown who can review what they plan on trying to do, since there remain issues that still need to be resolved. It was decided that the meeting should be an evening Council Work Session, making sure to try to confirm the attendance of the two property owners; the tentative date of June 29th at 6:30 p.m. was suggested for staff to set up.

8. **Discussion, consideration, and possible approval of Resolution 2005-644, a resolution of the Town Council of the Town of Camp Verde, Arizona, approving General Plan Amendment 2005-03 that amends the Land Use Map of the General Plan for parcel 404-02-023P from Rural Residential to Mixed Use. This amendment is to accommodate the development of a commercial subdivision.**

A motion by Gioia that Council table Resolution 2005-644 to give the property owner an opportunity to review new concepts **failed for lack of a second.**

On a motion by Teague, seconded by Parrish, the Council voted 5-1 to approve this Resolution 2005-644 to include the deed restrictions listed on Item 9; with a 'no' vote by Gioia.

STAFF PRESENTATION

Director Wright advised the Council that the Commission had met and heard the request, and after a lengthy discussion has recommended that the Council approve the change from Rural Residential to Mixed Use. Wright pointed out letters just received from residents indicating objection to the possibility of obstructing their viewscape and creating other potential hindrances to their enjoyment of their property as a result of the change in the General Plan. Item 9 that follows involves the zoning map change that also needs to be taken into account, and it was acknowledged that both items would probably be discussed at the same time.

PUBLIC HEARING OPEN**Applicant's Statement**

Rob Witt said the development is a unique opportunity for the community. Northeast Industries bought the property in good faith and the owner does not want to use it to harm anyone, but to use it in a manner that will be good for everyone. Witt reviewed the contacts he made with the residents and property owners in connection with trying to acquire the necessary access for a residential development, as well as considering alternate commercial uses. In connection with concerns expressed by the residents regarding commercial uses, the owner has agreed to provide a buffer, no outside storage on any lots bordering the residential area, bring water into the commercial park subdivision, provide streets and sidewalks, and rails throughout as a buffer to the residential. Witt distributed copies of a map of the area, specially pointing out the lots of owners who had written letters of opposition, rebutting some of their objections based on other existing surrounding commercial activities. Witt also displayed a draft conceptual plan for review and discussion, noting that there are still several issues remaining to be resolved.

COMMENT FROM OTHER PERSONS

Grace Cole said she was speaking because of her property, that she bought about a year ago and had a house built, and she will have probably a 144-foot fence of barbed wire that will face her property directly. She understood that property on the other side of her was zoned for private residential, and that there was the possibility of one-acre homes being built. However, she believes that heavy commercial will hurt her property, and she would have to sell. She said she is opposed to that, but if the developer does enhance the property she would have no problem.

Melvin Jensen said he went to the meeting the developer gave for the neighbors and was impressed, but he asked why the property has to be changed to commercial. That is his concern. Also, if the request were approved he would like to see a 6-foot cinder block wall instead of chain link with slats.

Ron Detherage said he organized the letters and that basically everyone feels the same way he does. They bought the property and it was zoned rural residential. He agreed he lives across the street from M1, and does have a C3 neighbor, but there is nothing in the back but a view of the mountains and he does not want his lifestyle to change. He suggested that the building could possibly obstruct the view. No one has ever talked to him about the zone change. There is no guarantee that those who buy the lots will develop them as the developer is planning.

Robert Johnson said that he lives there opposite the White Hills also, and he was wondering if the flooding mentioned was before they put in the dry lake, or after. Most of the land there is pretty flat. Any water will have to come down off of a big hill or mountain, so it would have to be coming off of White Hills. There was some discussion regarding the course of past flooding in response to Mr. Johnson, and one point was made that there may be only one home in the area that is affected by any potential flooding.

There was no further public input.

APPLICANT'S REBUTTAL

Witt agreed that the property values should be protected, and that the developer is willing to include deed restrictions as the lot are sold, and questioned whether a residence on one parcel should hold up the use of 22 acres on the one side. Witt repeated the intent of the developer to provide a buffer.

PUBLIC HEARING CLOSED**Council Discussion**

The Council confirmed with Witt that the intent of the developer to impose deed restrictions to help maintain a clean industrial development, not unregulated as some are, although he acknowledged that accomplishing that might be difficult. The draft concept plan provided by Witt

was discussed in detail, with the Council expressing appreciation to the developer for submitting it. The potential problem of flooding and the impact on a possible residential development was also addressed. Discussing the requests being considered in both Item 8 and 9, there was general agreement on adding stipulations as to building height and the proposed buffers. There was also a suggestion that it would be helpful to all to deny the request at this time and give the developer time to review new concepts.

9. **Discussion, consideration, and possible approval of Ordinance 2005-A308, an ordinance of the Town of Camp Verde, Yavapai County, Arizona adopting an amendment to the Zoning Map of the Planning & Zoning Ordinance for portion of parcel 404-02-023P, consisting of approximately 15 acres from R1-35 to C3. This rezoning is to allow for commercial development. Project location is off Howard's Road.**

On a motion by Teague, seconded by Parrish, the Council voted 5-1 to approve Ordinance 2005-A308, an ordinance of the Town of Camp Verde, Yavapai County, Arizona adopting an amendment to the Zoning Map of the Planning & Zoning Ordinance for portion of parcel 404-02-023P, consisting of approximately 15 acres from R1-35 to C3; this rezoning is to allow for commercial development, project location is off Howard's Road; besides the stipulations included in the packet, that a buffer be added on the east side up against the residences of the Centers' and the Sullivans', and that an additional buffer be added on the southwest, on the western part up against Mr. Jensen's and Mrs. Cole's properties; with a 'no' vote by Gioia.

Council Discussion

Since this item was also addressed in the preceding Item 8, there was no further Council discussion prior to taking action.

10. **Discussion, consideration, and possible approval of Resolution 2005-645, resolution of the Town of Camp Verde, Arizona approving General Plan Amendment 2005-04 that amends the Land Use Map of the General Plan for parcels 403-19-010B, 403-21-001, 403-21-001A, 403-21-001B and 404-18-158C from Rural Residential to Low Density Residential. This amendment is to accommodate the development of a residential subdivision.**

On a motion by Baker, seconded by Teague, the Council voted 5-1 to approve Resolution 2005-645, a resolution of the Town of Camp Verde, Arizona approving General Plan Amendment 2005-04 that amends the Land Use Map of the General Plan for parcels 403-19-010B, 403-21-001, 403-21-001A, 403-21-001B and 404-18-158C from Rural Residential to Low Density Residential; this amendment is to accommodate the development of a residential subdivision; with the parcels to be in the area of 35,000-plus; with a 'no' vote by Gioia.

STAFF PRESENTATION

Director Wright said that the subject request came before the Council a few months back, but for a greater density. The request now is to create roughly acre-size lots, a little over 35,000 square feet. The General Plan designation of Rural Residential allows for half-acre or more in size; in order to accommodate the proposed development the zoning will need to be changed to Low Density Residential on the approximately 17 acres located off of Arena del Loma. The P&Z Commission has unanimously recommended approval of the General Plan Amendment. Because of the flight path, the Montezuma Heights Air Parks is opposing the development; that is the primary opposition at this time. One letter in opposition has also been received from one individual. Wright explained that at the P&Z meeting there was a discussion regarding the lots being a minimum of 40,000 square feet; however, based on the topography of the area the lots may need to vary in size and some latitude should be given the developer in that 35,000-plus would be compatible with the General Plan.

PUBLIC HEARING OPEN **Applicant's Statement**

Douglas Hall said that they have tried to meet the recommendations of the earlier opposition to the proposal by returning with the proposed one-acre parcels. He believes the concerns of the neighbors who did express opposition have been met; they did not attend the P&Z meeting and appear to be in favor of the development.

COMMENT FROM OTHER PERSONS

There were no comments from other persons.

APPLICANT'S REBUTTAL

No rebuttal was necessary.

PUBLIC HEARING CLOSED

Council Discussion

The discussion included a comment that several phone calls and comments had been received continuing to express opposition; however, there was also the opinion offered that the majority of the residents appeared to be in favor. There was no one present to express the opposition of the Air Park, although it was understood that the Air Park Association had provided flyers to be handed out advising potential buyers of the flight path. It was noted, also, that since no residents were in the audience to express any objection, it would seem that they are in agreement with the discussion held last time regarding increasing the size of the lots, which has been done. Closing the discussion there was comment that the subject General Plan Amendment, based on the input from the public protesting the density with the result that the density has been decreased, would seem to demonstrate that the new General Plan is working, although the opposite opinion was expressed based on receiving a phone call from an individual upset that the new General Plan that was voted on apparently does not guarantee existing zoning.

11. **Discussion, consideration, and possible approval of Ordinance 2005-A309, an ordinance of the Town of Camp Verde, Arizona adopting an amendment to the Zoning Map of the Planning and Zoning Ordinances for parcels 403-19-010B, 403-21-001, 403-21-001A, 403-21-001B and 404-18-158C consisting of approximately 16.67 acres from RCU-2A and R1L-70 to R1L-35. This rezoning is to allow for residential development. Project location is the south side of Arena del Loma just east of the I-17 overpass.**

On a motion by Kovacovich, seconded by Parrish, the Council voted 5-1 to approve Ordinance 2005-A309, an ordinance of the Town of Camp Verde, Yavapai County, Arizona adopting an amendment to the Zoning Map of the Planning and Zoning Ordinances for parcels 403-19-010B, 403-21-001, 403-21-001A, 403-21-001B and 404-18-158C consisting of approximately 16.67 acres from RCU-2A and R1L-70 to R1L-35. This rezoning is to allow for residential development; project location is the south side of Arena del Loma just east of the I-17 overpass; with a 'no' vote by Gioia.

STAFF PRESENTATION

Director Wright said that the subject zoning map change is associated with the prior item that approved the General Plan Amendment. When the subdivision is brought before the Council, at that time the requirement for the lots to be 35,000 sq. ft.-plus will be addressed. Some of the letters of opposition were briefly reviewed and discussed, with only one individual appearing to remain in opposition.

PUBLIC HEARING OPEN

Applicant's Statement

There was no applicant's statement

COMMENT FROM OTHER PERSONS

There were no comments from other persons.

PUBLIC HEARING CLOSED

Council Discussion

There was no further Council discussion.

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

Jim Bullard requested that the Town Limits sign be moved to the Steve Coury location; also, he mentioned the problem with the pavement and was assured by the Council that ADOT has been contacted and it will be taken care of.

13. **Advanced Approvals of Town Expenditures**

There were no advanced approvals.

14. **Manager/Staff Report**

Director Wright said that those who were able to attend the Out of Africa pre-opening enjoyed a very nice event; even in the heat there were some areas that felt cool. Tomorrow night there is the opportunity to hear about the Envirozeum, a wonderful opportunity; Camp Verde is changing in good ways and becoming a tourist destination point.

15. **Council Informational Reports**

Councilor Teague he also enjoyed himself at the Out of Africa opening, and had to promise his sons to take them this weekend. He thought it was pretty awesome.

Councilor Parrish also commented on the opening, a beautiful, hot day. He will be traveling to Tulsa in connection with his wife's bowling team meeting teams in Tulsa; Parrish had on display some material about Camp Verde that will be given as gifts to the team that his wife's team bowls against. He wanted everyone to be aware of what he was taking to Tulsa.

Councilor Kovacovich thanked Dean and Prayeri for a great addition to Camp Verde; it was a great tour there today.

Councilor Baker added her thanks to Dean and Prayeri for choosing Camp Verde; it will be a perfect fit. She reminded everyone that the Grand Opening will be this week, plus the Crawdad Festival is coming up next weekend; that should be two great weekends for Out of Africa, and an opportunity to do some advertising for them.

Mayor-elect Gioia attended the Mayors' meeting this morning; the main issue again was Highway 260. He reinforced the desires of Camp Verde and tempered it with the desires of the whole Verde Valley saying that we will work together in the Access Management Plan and come up with a safe road that works well for the entire Verde Valley and does not slight Camp Verde's needs. He also commented on the Out of Africa development being the greatest thing for Camp Verde and the Verde Valley, and he is proud that we have new neighbors.

16. **Adjournment**

On a motion by Teague, seconded by Kovacovich, the meeting was adjourned at 8:41 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 meeting of the Town Council of Camp Verde, Arizona, held on the 25th day of May, 2005. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this _____ day of _____, 2005

Deborah Barber, Town Clerk

STAFF REPORT

Council Meeting of: June 15, 2005

TITLE: Consideration to renew the Intergovernmental Agreement between the Yavapai-Apache Nation and the Town of Camp Verde for police dispatch services.

Description of item;

The current IGA to provide police dispatch services to the Yavapai-Apache Police Department for a cost of \$14,500 per quarter expires on June 30, 2005.

In discussions with Y.A.P.D.'s acting chief, Lieutenant Jesse Alvey, the Yavapai-Apache Nation wants to continue contracting with the Marshal's Office for dispatch services.

The new IGA will be similar to the current IGA in that the only change would be extending the agreement for three more years to expire on June 30, 2008.

Staff Recommendations:

Staff recommends renewing the Intergovernmental Agreement between the Yavapai-Apache Nation and the Town of Camp Verde for police dispatch services.

Comments:

None

Attachments: Yes No

Prepared by: David R. Smith

INTERGOVERNMENTAL LAW ENFORCEMENT DISPATCHING AGENCY

This agreement is made pursuant to ARS 11-952 authorizing intergovernmental agreements between public agencies for the purpose of contracting services, exercise of common powers, and mutual aid, by and between the town of Camp Verde, Arizona, a municipal corporation, hereinafter called "TOWN", and Yavapai-Apache Nation, Arizona, hereinafter called "NATION"

WITNESSETH:

WHEREAS, it would be in the best interests of "TOWN" and "NATION" to consolidate law enforcement dispatching systems in their adjoining jurisdictions for economical operation and better response time; and

WHEREAS, TOWN has facilities and equipment for providing said law enforcement dispatching services, and whereas; pursuant to ARS 9-240.B(12) TOWN has authority to enter into this agreement: and whereas pursuant to the Yavapai-Apache Nation Constitution, Article V, Section (0) NATION has authority to enter into this agreement;

NOW THEREFORE, the parties mutually agree as follows:

1. **Purpose** This Agreement is made to provide centralized and uniform dispatching of police on a twenty-four (24) hour basis in the areas of TOWN and NATION.
2. **Service** TOWN agrees to relay or use its best efforts in attempting to relay messages received by the dispatch center of the Camp Verde Marshal's Office to

personnel of Yavapai-Apache Nation Police Department authorized to receive such messages. Messages shall be transmitted by radio – telephone first, and then by telephone or any other reasonable and appropriate method on a twenty-four (24) hour basis. TOWN shall not be under a duty to send employees or equipment to the nation in response to any message received (excluding mutual aid required by law). NATION shall at all times maintain a list at the TOWN dispatcher’s office of Yavapai Personnel authorized to receive messages, their telephone numbers, and any preference as to order of calls.

3. Compensation NATION will pay TOWN for such dispatcher services, the sum of FOURTEEN THOUSAND FIVE HUNDRED DOLLARS (\$14,500.00) per quarter. Finances by NATION for the payments required in this Agreement shall be provided from general budget procedures.

4. Indemnity NATION will hold TOWN harmless from any and all claims for damages made by third parties arising from or relating to the dispatching services contemplated herein and will indemnify TOWN against any damages that may be paid or ordered paid to third parties, together with costs of the defense, including reasonable attorney’s fees.

5. Communications Committee Representation. It is understood by both TOWN and NATION that NATION’S representative or alternate may bring communications concerns to the attention of TOWN directly to the Communications Supervisor, Marshal, and/or Town Manager of TOWN.

6. Duration. This Agreement shall be for a period of three (3) years, commencing on July 1, 2005, or as soon thereafter as it has been approved and executed by both parties and expiring on June 30, 2008.

7. Cancellation. Notice is hereby given that this agreement is subject to cancellation pursuant to ARS 38-511, the pertinent provisions of which are incorporated by reference.

8. A copy of this Agreement shall be filed with the Yavapai County Recorder's Office following the approval and execution by both parties.

Town of Camp Verde

TONY GIOIA, Mayor

ATTEST:

DEBBIE BARBER, Town Clerk

Yavapai-Apache Nation

JAMIE FULLMER, Yavapai-Apache Tribal
Chairman

ATTEST:

I certify that this Agreement is in proper form and is within the powers and authority granted under the laws of this state to such public agency, board, or commission.

APPROVED AS TO CONTENT AND FORM:

Town Attorney

Yavapai-Apache Attorney

DATE: _____

DATE: _____

STAFF REPORT

Council Meeting of: June 15, 2005

TITLE: Consideration of Resolution 2005-649, authorizing exemptions for certain motor vehicles used by the Marshal's Office.

Description of item;

ARS 38-538.03 allows for exemptions in reference to motor vehicle license plates for agencies that conduct felony investigations and/or activities of a confidential nature. These exemptions are for (4) unmarked police vehicles assigned to the Marshal's Office. These vehicles are issued regular license plates and require renewal annually.

Staff Recommendations:

Staff is requesting approval of Resolution 2005-649 to renew certain vehicle license plate exemptions assigned to the Marshal's Office.

Comments:

None

Attachments: Yes No

Prepared by: David R. Smith



RESOLUTION 2005-649

**A RESOLUTION OF THE MAYOR AND COMMON COUNCIL
OF THE TOWN OF CAMP VERDE, YAVAPAI COUNTY, ARIZONA,
PERTAINING TO CERTAIN EXEMPTIONS FOR MOTOR VEHICLES USED BY THE
MARSHAL'S OFFICE:**

WHEREAS, ARS 38-538.03 allows the head of an agency with the power and duty to conduct felony investigations or activities of a confidential nature to apply to the governing body of its political subdivision for exemptions for motor vehicles issued plates under its provisions; and

WHEREAS, the Mayor and Common Council of the Town of Camp Verde is the governing body authorized to grant the exemption for not more than one year; and

WHEREAS, Marshal David R. Smith is the head of the Camp Verde Marshal's Office, which has the power and duty to conduct felony investigations or activities of a confidential nature and is requesting the Mayor and Common Council to authorize exemptions for certain motor vehicles assigned to the Marshal's Office; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Common Council of the Town of Camp Verde, Arizona as follows:

1. THAT approval for certain motor vehicles, whose make, model, year, and identification number is filed with the Town Clerk's Office and the Arizona Department of Transportation, is granted the exemption under ARS 38-538.03.
2. THAT Town Marshal David R. Smith is appointed agent for the Town of Camp Verde, to execute and submit all documents and any other necessary or desirable instruments in connection with such exemption.

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona on the 15th day of June 2005.

Tony Gioia, Mayor

Date: _____

Attest:

Approved as to form:

Deborah Barber, Town Clerk

Town Attorney

STAFF REPORT

Council meeting of: June 15, 2005 - Consent

Title: Possible approval of Resolution 2005-653, a resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adopting an Intergovernmental Agreement with Yavapai County for Unified Emergency Services.

Budgeted item: Yes

Description of Item: This is an annual contract which established unified emergency services with Yavapai County Office of Emergency Management and Homeland Security. The resolution also establishes the Marshal as the Town's Emergency Management Coordinator.

Staff Recommendation: Approve the Resolution.

Comments: N/A

Attachments: Yes

Prepared by: Debbie Barber



RESOLUTION 2005-653

**A RESOLUTION OF THE MAYOR AND COMMON COUNCIL
OF THE TOWN OF CAMP VERDE, YAVAPAI COUNTY, ARIZONA,
ADOPTING AN INTERGOVERNMENTAL AGREEMENT WITH YAVAPAI COUNTY FOR
UNIFIED EMERGENCY SERVICES**

WHEREAS, The Town of Camp Verde, a municipal corporation, ('Town'), needs to plan and prepare for emergency services in the event of natural disasters or military action, in accordance with ARS§26-308 and ARS§26-309; and

WHEREAS, the Yavapai County Joint office of Emergency Management is able to provide said emergency planning for the Town; and

WHEREAS, the Town of Camp Verde is authorized to enter into intergovernmental agreements pursuant to ARS§11-951 et. seq.

NOW THEREFORE, THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CAMP VERDE RESOLVE AS FOLLOWS:

1. That the Town of Camp Verde shall execute the Intergovernmental Agreement with Yavapai County Joint Office of Emergency Management, as presented, and participate according to the terms of the Intergovernmental Agreement, including the Town's share of the funding, and annual renewals thereof.
2. That in accordance with the terms of the Intergovernmental Agreement, the Town of Camp Verde shall continue to be a member of the Yavapai County Joint Office of Emergency Management.
3. That the Town Council hereby appoints the Marshal to serve as the Town's Emergency Management Coordinator.
4. That the Town of Camp Verde accepts joint responsibility to maintain and keep current the Yavapai County Emergency Operations Plan as it relates to the Town.
5. That the Town of Camp Verde accepts responsibility to maintain and keep current the Town Emergency Operations Plan.
6. That in relation to emergency management issues, the Town of Camp Verde shall delegate to Yavapai County such lawful authority and responsibility as deemed necessary by the Town.
7. That the Town of Camp Verde shall contribute its share of funding, in the sum of \$3,969.00 for the fiscal year commencing July 1, 2005 and ending June 30, 2006.

PASSED AND APPROVED by majority vote of the Mayor and Common Council at their regular meeting on June 15, 2005.

Tony Gioia, Mayor

Attest:

Deborah Barber, Town Clerk

Approved as to form:

Town Attorney

**INTERGOVERNMENTAL AGREEMENT FOR THE ESTABLISHMENT OF
UNIFIED EMERGENCY MANAGEMENT**

THIS AGREEMENT, made and entered into this _____ day of _____ 2005, by and between YAVAPAI COUNTY, a political subdivision of the State of Arizona, hereinafter called "County" and the TOWN OF CAMP VERDE, a municipal corporation of the State of Arizona, hereinafter called "Town" as follows:

WHEREAS the County has established an Office of Emergency Management and;

WHEREAS the County has the capability to manage a unified emergency management organization and;

WHEREAS the parties are empowered to enter into this agreement pursuant to ARS " 11-952, 26-307, and 26-308.

NOW, THEREFORE, in consideration of the covenants contained herein, and for other good and valuable consideration, the receipt and the sufficiency of which is hereby acknowledged by each party to the other, it is hereby agreed as follows:

1. The County and the Town shall establish a unified emergency management organization for the purpose of preparing plans for the preservation and safety of life and property and making provisions for the execution of these plans in the event of enemy attack upon the United States of America and/or in the event of any peacetime natural, technological, or manmade emergency or disaster within the County or Town. See Attachment A for list of definitions.
2. The unified emergency management organization is hereby designated as the Yavapai County Joint Office of Emergency Management.
3. The County will perform the following services with the Town:
 - a. Include emergency operations of the Town in the County Emergency Operations Plan (EOP) covering emergencies and disasters;
 - b. Aid and advise the Town with regards to training of employees that may be responsible for emergency management duties;
 - c. Review the Town Emergency Operations Plan for completeness and compatibility with County and State Emergency Operations Plans and provide suggestions for improvement, if necessary;

- d. Provide assistance for the Town to develop emergency management plans, procedures, and programs in each of the following areas, such list not to be exclusive: Continuity of Government, Direction and Control, Law and Order, Fire Services, Emergency Evacuation, Shelter, Public Services, Recovery, Mitigation, Persons with Special Needs, Radiological Safety, Warning and Public Information, Transportation, Communications, and Mortuary Services. The above plans and programs will be coordinated with and approved by the various Town departments effected by said plans and programs;
 - e. Assist the Town with developing and/or updating a current inventory of all equipment and supplies available in the Town for use in the event of any disaster;
 - f. Provide a current inventory of all equipment and supplies available in the County to assist the Town in the event of any disaster;
 - g. Provide technical assistance in obtaining Federal or State funds which may become available to the Town for emergency services purposes, and in the acquisition of surplus or other property for emergency services purposes by the Town;
 - h. Complete and submit all report requirements emanating from State or Federal Government Agencies;
 - i. In the event of disaster confined to the Town, provide emergency assistance as requested, within the limits of the ability of the County to so provide, and coordinate assistance furnished by other agencies in accordance with mutual aid agreements, State and/or Federal laws.
4. That the Town shall:
- a. By this agreement become a member of the Yavapai County Joint Office of Emergency Management;
 - b. Appoint an Emergency Management Coordinator who shall be responsible for the organization, administration, and operations of local emergency services, subject to the direction and control of the chief executive officer or governing body. Upon request by Town officials, the county will provide assistance with emergency management under normal and/or emergency or disaster conditions.
 - c. Accept joint responsibility to maintain and keep current the Yavapai County Emergency Operations Plan as it relates to the Town;

- d. Accept responsibility to maintain and keep current the Town Emergency Operations Plan;
 - e. In relation to emergency management issues, delegate to the County such lawful authority and responsibility as shall be deemed necessary by the Town;
 - f. Budget and contribute to the County for the fiscal year commencing July 1, 2005 and ending June 30, 2006, the sum of \$3,969.00.
5. It is hereby mutually agreed:
- a. The Yavapai County Office of Emergency Management will include representation of all signatory parties;
 - b. The Yavapai County Office of Emergency Management shall be comprised of a County Director appointed by the Yavapai County Board of Supervisors, and other personnel as deemed necessary by the County Board of Supervisors;
 - c. The County Emergency Management Director who is and shall be appointed by the Yavapai County Board of Supervisors, shall act as the Director of the Yavapai County Joint Office of Emergency Management;
 - d. The term of this agreement is for one year commencing July 1, 2005, and may be extended from year to year by mutual agreement of the parties prior to June 30 of the term, stating the compensation to be paid for service during such extended term and other charges;
 - e. Pursuant to ARS ' 38-511, the parties may cancel this agreement, without penalty or further obligation, if any person significantly involved in initiating, negotiating, securing, drafting, or creating the agreement on behalf of that party is, at any time while the agreement or any extension of the agreement is in effect, an employee or agent of any other party to the agreement in any capacity or a consultant to any other party of the agreement with respect to the subject matter of the agreement. In the foregoing event, that party may further elect to recoup any fee or commission paid or due to any person significantly involved in initiating, negotiating, securing, drafting, or creating this agreement on behalf of that party from any other party to the agreement arising as a result of this agreement.

YAVAPAI COUNTY

A political subdivision of the State of Arizona

By: _____ Date: _____

CAROL SPRINGER
Chairman, Board of Supervisors

ATTEST:

_____ Date: _____

BEV STADDON
County Clerk

Pursuant to ARS ' 11-952(D), the undersigned Deputy County Attorney has determined that this agreement is in proper form and within the powers and authority granted under the laws of the State of Arizona to Yavapai County.

_____ Date: _____

DAVID S. HUNT
Deputy County Attorney

TOWN OF CAMP VERDE

A municipal corporation of the State of Arizona

By: _____ Date: _____

TONY GIOIA
Mayor

ATTEST:

_____ Date: _____

DEBORAH BARBER
Town Clerk

Pursuant to ARS ' 11-952 (D), the undersigned Town Attorney has determined that this agreement is in proper form and is within the powers and authority granted under the laws of the State of Arizona to the Town of Camp Verde.

_____ Date: _____

JULIE KRIEGH
Town Attorney

Attachment A

LIST OF DEFINITIONS

"EMERGENCY," as defined in ARS ' 26-301, means the existence of conditions of disaster or of extreme peril to the safety of persons or property within the territorial limits of the county, city, or town, which conditions are, or are likely to be, beyond the control of the services, personnel, equipment, and facilities of such political subdivision as determined by its governing body and which require the combined efforts of other political subdivisions.

"DISASTER," as defined in Section 102, Public Law 93-288, means any hurricane, tornado, storm, flood, high-water, wind-driven water, tidal wave, tsunami, earthquake, volcanic eruption, landslide, mudslide, snowstorm, drought, fire, explosion, or other catastrophe in any part of the United States which, in the determination of the President causes damage of sufficient severity and magnitude to warrant major disaster assistance to state and local governments under the Disaster Relief Act of 1974.

2005 Council Committee Assignments

Council representation is recommended at the following meetings:
AZ League of Cities & Towns Functions
Governor's Conference on Rural Development
Verde Valley Intergovernmental Meetings

Council representation is recommended for the following committees:	
	Current Member:
AMRRP, Member Board of Trustees*	Baker
Arizona Municipal Risk Pool *	Baker
Arizona Town Hall	Gioia
Arizona Watershed Alliance	Gioia
Cocopai Resource Conservation & Development (RC&D) meets quarterly	Reddell
Council Liaison to Yavapai Apache Nation	Dickinson/Reddell
Natural Resource Subcommittee of the Verde Watershed Association	Gioia
NACOG Regional Council*, Member Executive Board	Baker
NACOG Economic Development Committee *	Baker
Verde Valley Transportation Organization	Parrish/Reddell
Yavapai County Water Advisory Committee	Kovacovich/Gioia as alt.
Verde Valley Water Users Liaison	Reddell/Kovacovich
Mingus Open Space Committee	Gioia
Yavapai College Regional Skills Center	Gioia
Economic Development Liaison(s)	Dickinson/Teague
Intergovernmental Association	Gioia/Dickinson/Reddell
NAMWA	Dickinson/Baker
Inactive Committees:	
New 2005 Committees:	
Verde Valley Land Preservation Institute	

* Councilor Baker was elected or appointed to these positions by other organizations.

Please read/include into the record for the June 1, 2005 Camp Verde council meeting for me. Thanks.

Mayor and Council members:

I would like to take this opportunity to highly recommend that you appoint Tony Gioia to the Yavapai County Water Advisory Committee. I have served on that committee since 1999 and understand the amount of time and knowledge it takes to serve in this capacity. I believe that Mr. Gioia has the understanding and capability to serve your community well. He understands both the technical and legal issues better than anyone now serving on the committee. It is very important to have continuity on this committee as well. He is tireless in his pursuit of knowledge and open decision making.

Thank you for your consideration.

Jane Moore
Mayor/Town of Jerome
Box 335
Jerome, AZ 86331
Ph. 634-7943

STAFF REPORT

Council meeting of: June 15, 2005 – Regular Session

Title: Discussion, consideration, and possible direction to staff regarding specifications for roads that will be impacted by the Sanitary District expansion planned for Reddell Acres and Ft. River Caves.

Budgeted item: N/A

Description of Item: The Sanitary District requires direction as to how to repair the road cuts that will occur due to the expansion lines.

Staff Recommendation: Staff recommends that the Sanitary District follow the standards for double-chip seal roads.

Comments: A copy of these standards are included.

Attachments: Yes

Prepared by: Bill Lee

SECTION CV315

BITUMINOUS PRIME COAT APPLIED SPECIFICALLY FOR
SINGLE AND DOUBLE CHIP SEAL COAT SURFACING

Work shall be performed in accordance with Section 315 with the following modifications:

Bituminous material shall be MC-70 or equivalent conforming to Section 712 and applied at a rate of 0.45 gallons per square yard unless this rate is adjusted by the Engineer during construction.

Traffic shall be kept off the bituminous material for a period of 48 hours. If it is not possible to restrict the area to traffic for this length of time then sand blotting material shall be applied to the surface at a rate of approximately 15 pounds per square yard. This blotting material to comply with Section 333.

After 48 hours the area shall be rolled with a steel wheel roller. If the bituminous material has been restricted to traffic for 48 hours but the surface is still tacky and can adhere to the roller or vehicle tires, then a light sanding shall be applied in sufficient quantity to prevent material adherence.

The single or double chip seal coat shall not be applied in less than 7 days from completion of the bituminous prime coat. Just prior to application of the chip seal coat the roadway surface shall be swept clean of all sand and debris.

Measurement for payment of application of bituminous prime coat shall be per ton placed plus payment per ton of blotter sand applied.

SECTION CV330

DOUBLE CHIP SEAL COAT APPLIED ON BITUMINOUS
PRIME COAT

Work shall be performed in accordance with Section 330 with the following modifications:

Aggregate for the first chip seal course shall conform with Section 716, Table 716-2.

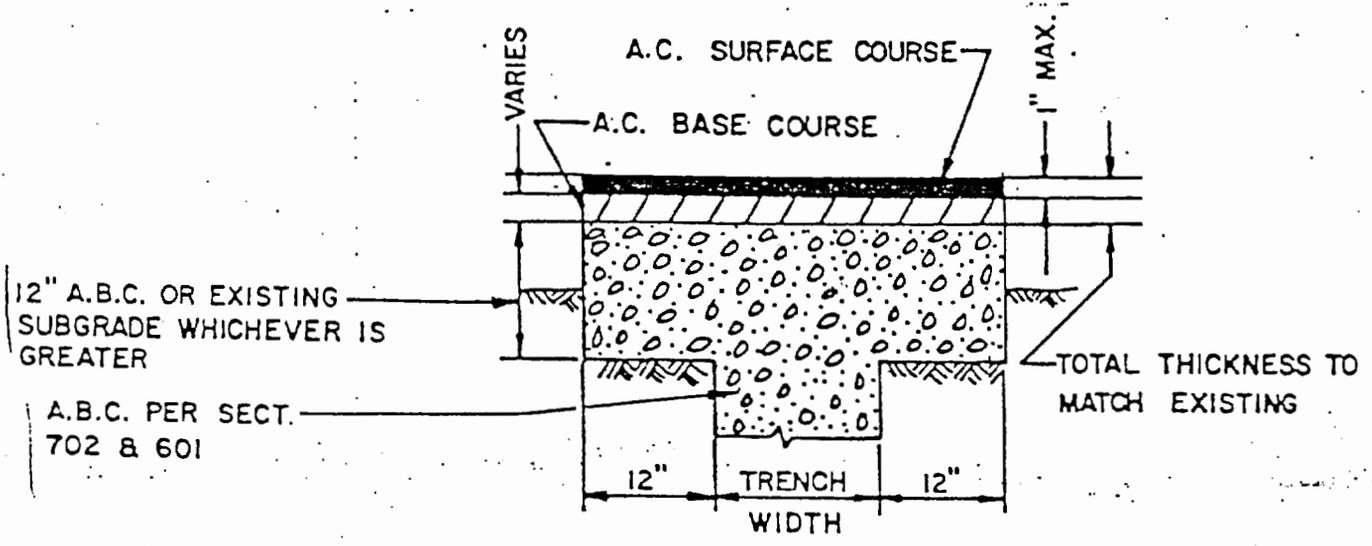
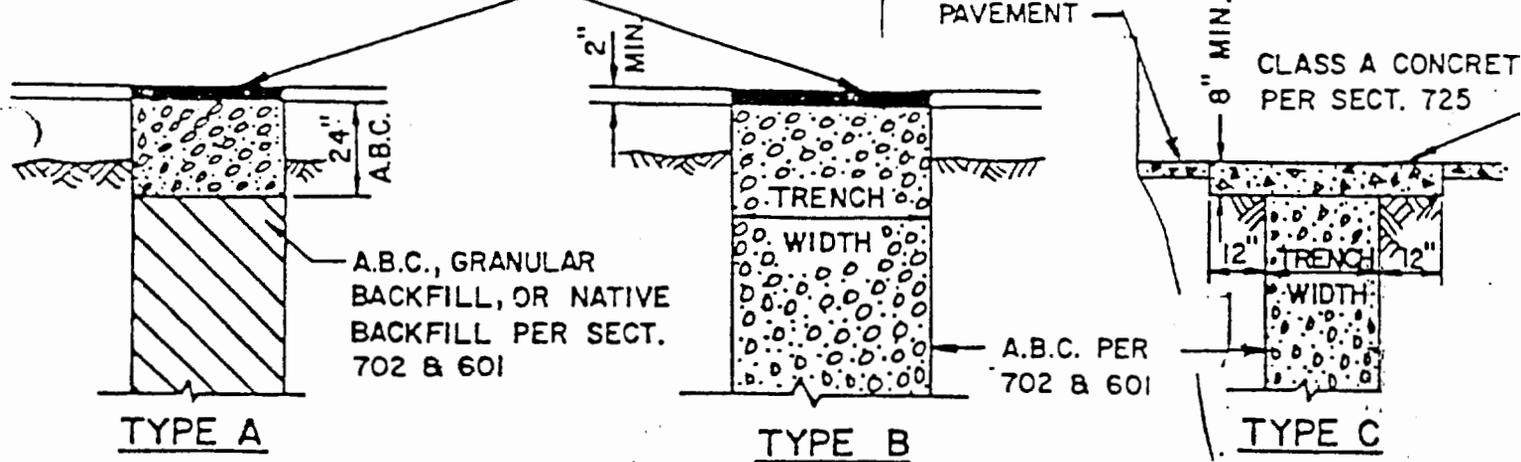
The first course shall be rolled and broomed in accordance with Section 330 prior to application of the second chip seal course.

Aggregate for the second chip seal course shall conform with Section 716, Table 716-1.

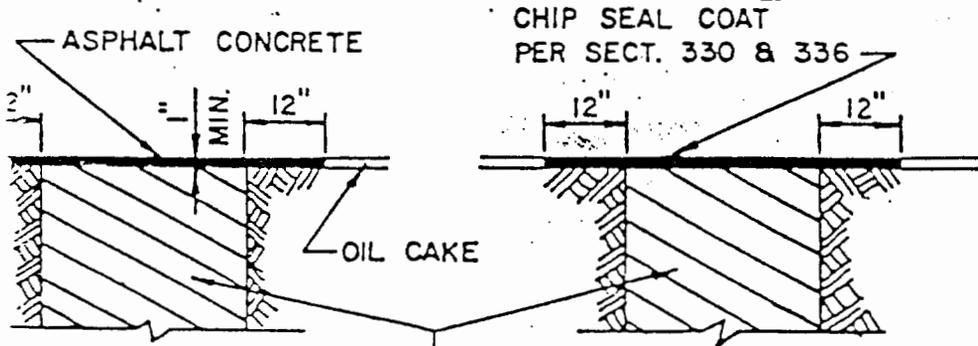
Measurement for payment of application of chip seal coats shall be per ton of bituminous material placed plus payment per ton of aggregate material placed. Unless otherwise required by conditions of a Permit or Special Provisions in the Bid Documents, excess aggregate removed during brooming shall be distributed over the shoulders of the roadway.

PAVEMENT MATCH GRADATION & THICKNESS
EXISTING PAVEMENT AND COURSES

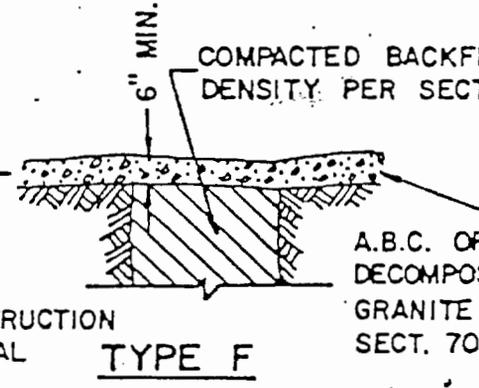
EXISTING PORTLAND
CEMENT CONCRETE
PAVEMENT



12" Lip is required on the sides of a trench not parallel to street.



COMPACTED BACKFILL DENSITY PER SECT. 601



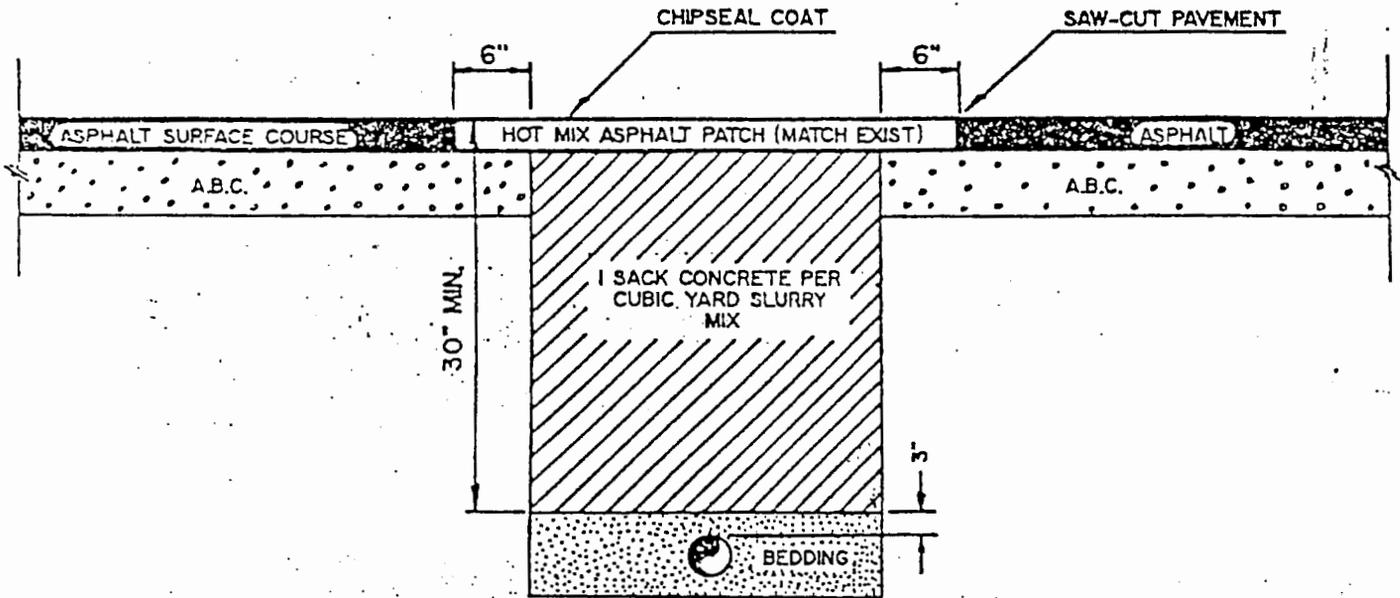
- NOTES:
1. Bedding per Section 601
 2. AC in accordance with Sec. 321
 3. Type D & E require 9" of ABC at top of trench when there is an existing base

SURFACE OUTSIDE OF TRENCH LINES DAMAGED DURING CONSTRUCTION SHALL BE RESTORED TO ORIGINAL THICKNESS AND CONDITION.

DETAIL CV200D

STANDARD DETAIL

TYPE "A" PAVEMENT PATCH

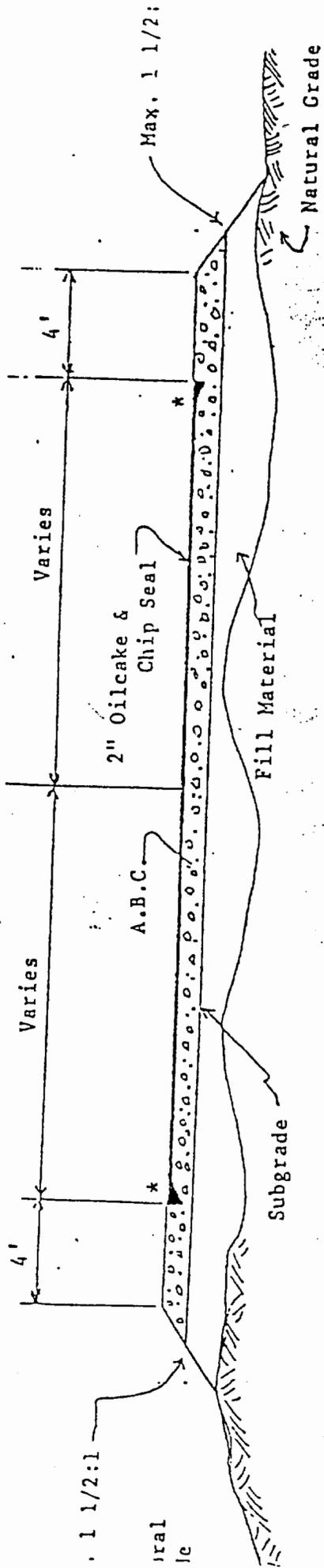


SLURRY MIX SPECIFICATIONS

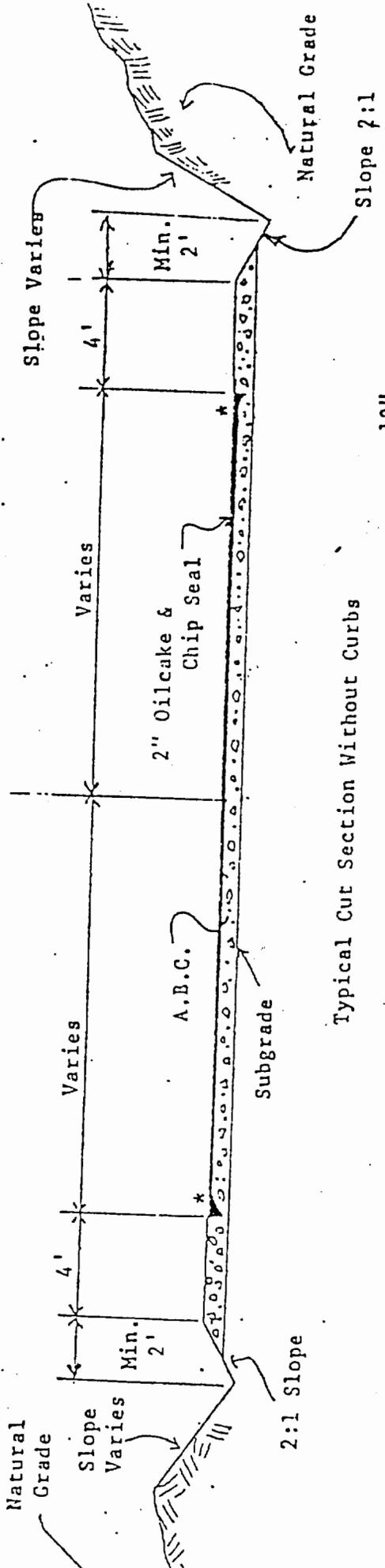
PER CUBIC YARD:

1 SACK PORTLAND CEMENT (94 lbs)
12 GALLONS WATER
2500 lbs 3/8" ROCK
800 lbs SAND

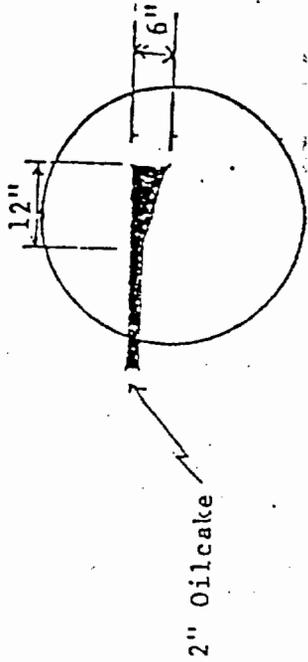
BACKFILL SLURRY MIX TO PAVEMENT GRADE AND
BRIDGE W/ METAL PLATE UNTIL SLURRY MIX
CAN SUPPORT VEHICULAR TRAFFIC.
ASPHALT CONCRETE PATCH TO MATCH EXISTING THICKNESS, 2" MINIMUM
DO NOT MOVE SLURRY ONCE PLACED IN DITCH



Typical Fill Section Without Curbs



Typical Cut Section Without Curbs



Typical Thickened Edge

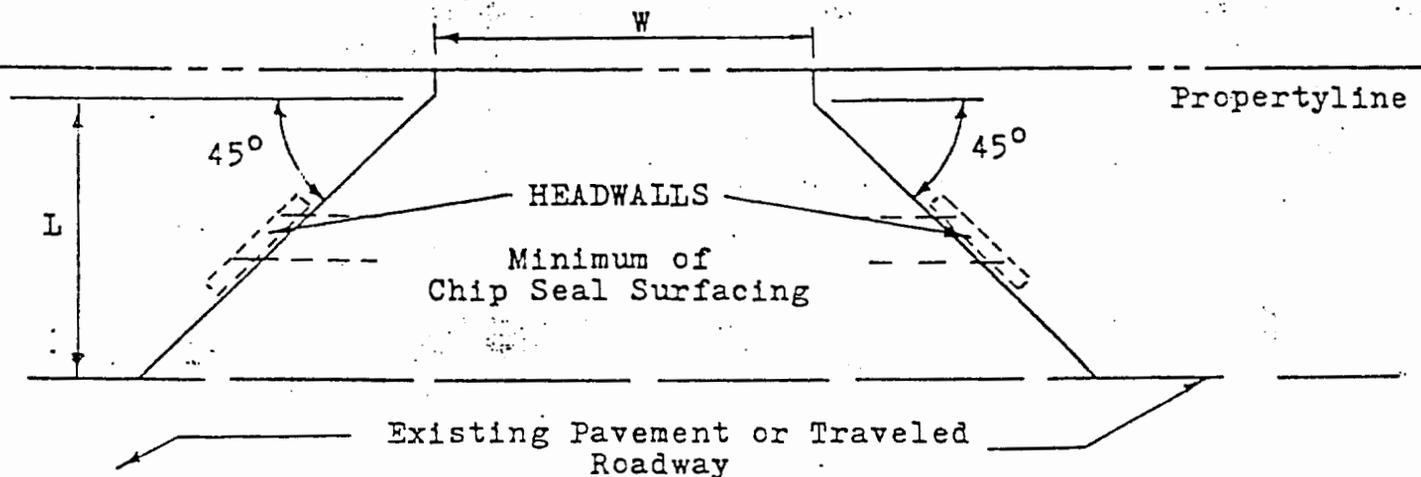
*All roadway edges to be thickened.

Note: Crowns or supers shall be constructed on all roads from subgrade on up through finished grade.

COMMERCIAL & INDUSTRIAL DRIVEWAYS
WHEN ADJACENT STREET HAS NO CURB

W = Minimum 10' for one-way traffic.

W = Minimum 20' for two-way traffic



L = Minimum 15' or distance from propertyline to edge of existing pavement or traveled way - whichever is least.

HEADWALLS:

Headwalls, Standard Detail 501-1, Straight Type, are required if a culvert is installed in the driveway. Top of headwall must be a minimum of 4" above surface of the driveway.

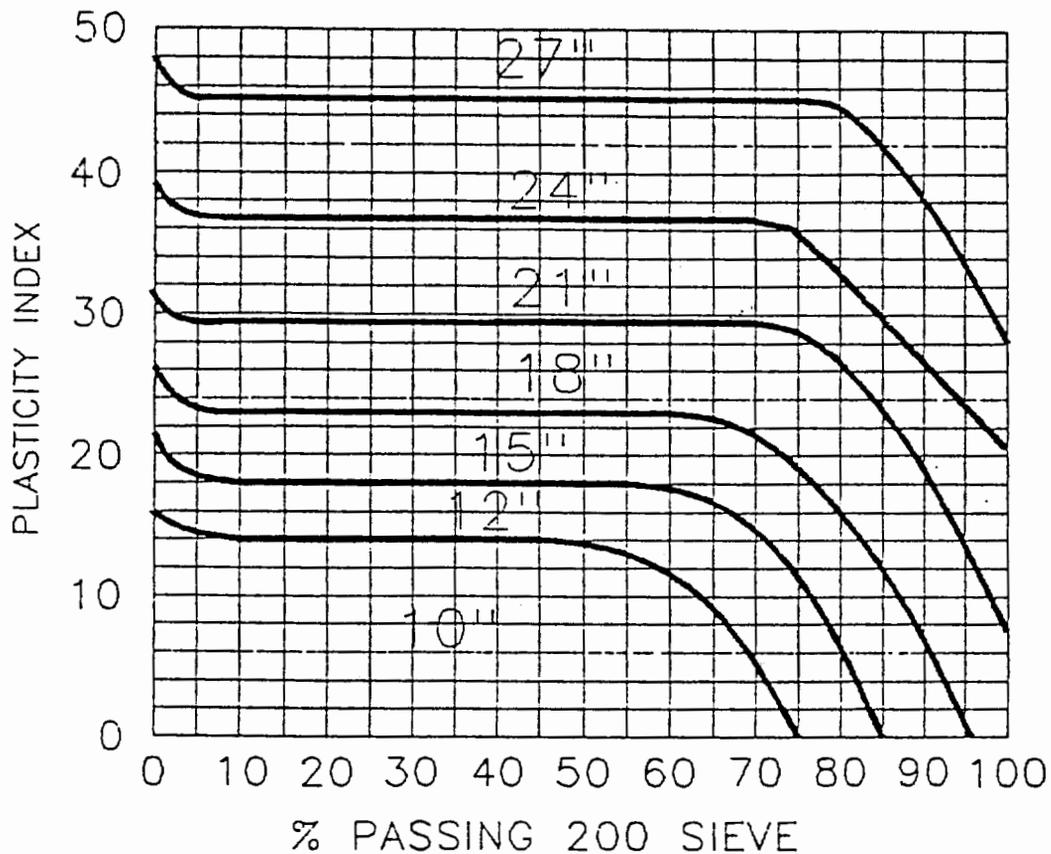
DETAIL CV505D

STANDARD DETAIL 510D

TOWN OF CAMP VERDE

Depth of Aggregate Base Course
Major Streets & Heavy Industrial Street

BASE THICKNESS CHART



Minimum Aggregate Base Material under
a surfacing of 4" depth of asphaltic concrete.
Add 3" depth of ABC for each 1" of surfacing
less than 4".

Single Chip Seal = 1/4" depth of Surfacing

Double Chip Seal = 1/2" depth of Surfacing

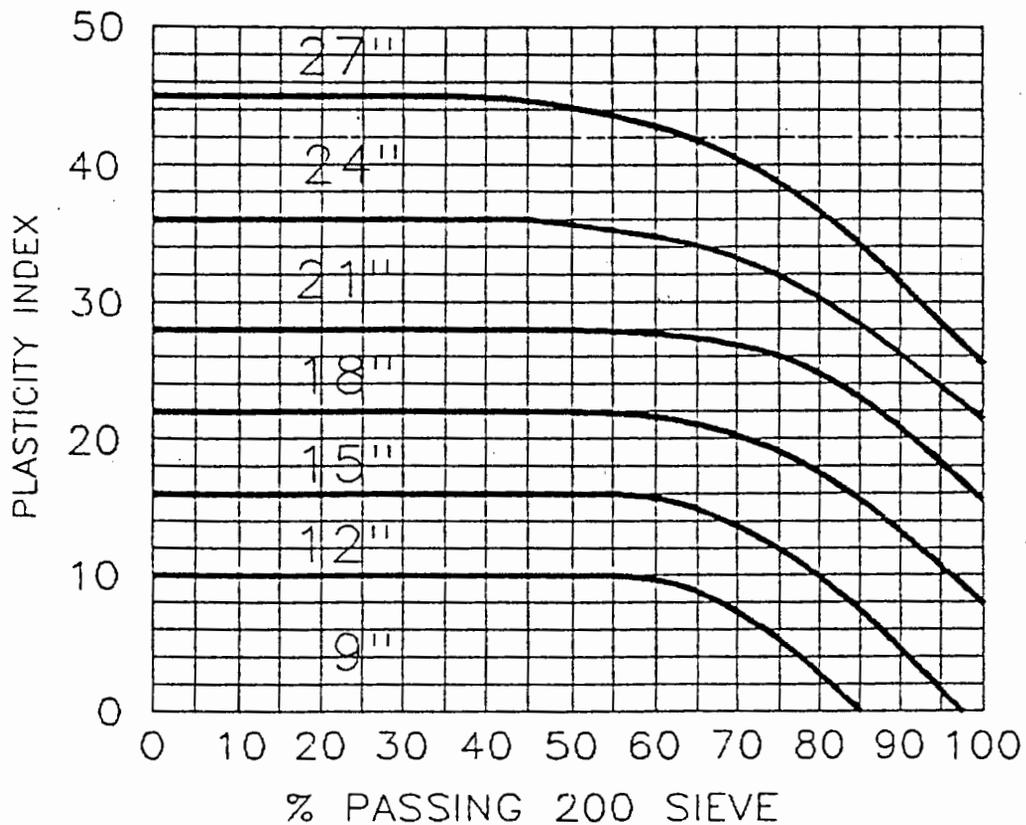
Aug 1993

STANDARD DETAIL 511D

TOWN OF CAMP VERDE

Depth of Aggregate Base Course
Collector/Commercial/Light Industrial

BASE THICKNESS CHART



Minimum Aggregate Base Material under a surfacing of 4" depth of asphaltic concrete. Add 3" depth of ABC for each 1" of surfacing less than 4".

Single Chip Seal = 1/4" depth of Surfacing

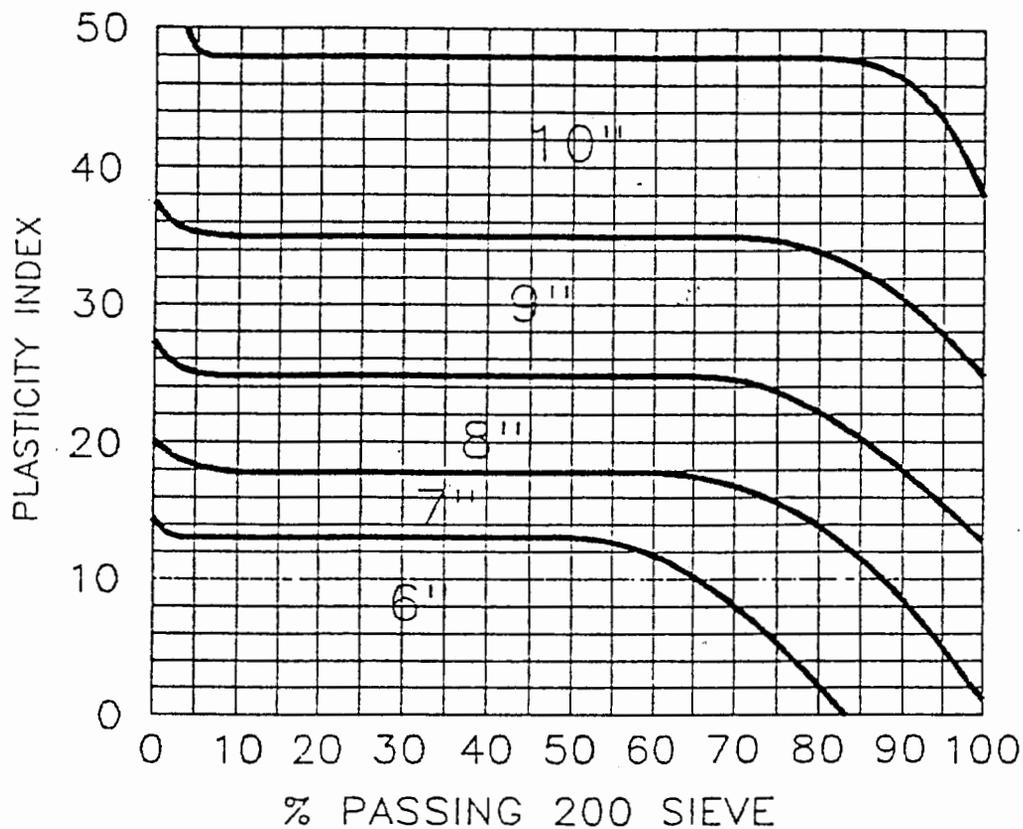
Double Chip Seal = 1/2" depth of Surfacing

Aug 1993

STANDARD DETAIL 512D

TOWN OF CAMP VERDE
Depth of Aggregate Base Course
Residential Streets

BASE THICKNESS CHART



Minimum Aggregate Base Material under a surfacing of 4" depth of asphaltic concrete. Add 3" depth of ABC for each 1" of surfacing less than 4".

Single Chip Seal = 1/4" depth of Surfacing
Double Chip Seal = 1/2" depth of Surfacing

Aug 1993

STAFF REPORT

Council meeting of: June 15, 2005

Title: Discussion, consideration, and possible direction to staff to call a Special Election to be held November 8, 2005 for voter consideration concerning the Town's acquisition of Camp Verde Water System.

Budgeted item: Yes

Description of Item: The attorney has advised that voters must approve the acquisition of the water company.

Staff Recommendation: Direct staff to set this item for the November election.

Comments: N/A

Attachments: No

Prepared by: Debbie Barber

STAFF REPORT

Council Meeting of: June 15th, 2005

Title: Discussion, consideration, and possible award of bid for Project # 05-005 Used Mechanical Street Sweeper and authorization to execute the contract documents.

**Budgeted item:
(Street Maintenance)** Yes –This is a budgeted item. We are requesting \$14,000.00 from our Street Construction line item be transferred to our Street Maintenance line item to cover the cost of the Sweeper. Half of the bid amount (\$7000.00) will be reimbursed to the Town from a Department of Environmental Quality Clean Water Grant.

Description of item: We had two companies bid on this project for a Used Mechanical Street Sweeper. Both sweepers are basically the same model and have similar hours only a 3,142 hour difference. The first sweeper from Tryton Enterprises is a 1987 Athey Mobil M9 (17,082 hours) for a bid of \$14,000.00. The second sweeper from Southwest Sweeper Sales is a 1995 Athey Mobil M9B (13,940 hours) for a bid of \$43,780.50.

**Staff
Recommendation:** Staff recommends awarding the bid to Tryton Enterprises for the 1987 Athey Mobil M9 in the amount of \$14,000.00. This is the lowest bid and we feel that due to the low curb miles in our Town, this sweeper should last us several years.

Comments: The grant for this project is the ADEQ Clean Water Grant and it will pay for half of the Sweeper. To meet the grant requirements, we have to purchase the sweeper before June 30th, 2005

Attachments: Yes

Prepared by: Wally Dickinson

20 70-76 STREETS

Description	Fiscal year thru period ending 04/30/2005					
	Month to date	Year to date	Ytd encumbrnce	Annual budget	Annual var	% used
8215 V/LAKES DR PROJECT	.00	11,792.50	.00	.00	(11,792.50)	-
8400 CAPITAL IMPROVEMENTS	.00	.00	.00	20,000.00	20,000.00	.0%
8401 STREET & SAFETY SIGNING	110.28	3,220.76	.00	3,000.00	(220.76)	107.4%
8402 STREET CONSTRUCTION	.00	31,250.91	.00	125,000.00	93,749.09	25.0%
8404 TRAFFIC SIGNAL ELECTRICITY	459.72	2,660.47	.00	4,000.00	1,339.53	66.5%
8406 SURVEYING	.00	1,291.51	.00	10,000.00	8,708.49	12.9%
8408 STREET STRIPPING	.00	22,169.46	.00	15,000.00	(7,169.46)	147.8%
8415 STORM DRAIN MANAGEMENT	.00	.00	.00	11,626.00	11,626.00	.0%
9500 RIGHT-OF-WAY ACQUISITION	.00	.00	.00	8,000.00	8,000.00	.0%
9510 CHIP/SEAL MAINTENANCE	.00	242,126.00	.00	250,000.00	7,874.00	96.9%
9511 DOUBLE CHIP SEAL	.00	100,000.00	.00	1.00	(99,999.00)	(793.6%)
9530 FLOOD CONTROL	.00	.00	.00	1.00	1.00	.0%
9540 STREET PAVING	.00	.00	.00	40,000.00	40,000.00	.0%
9999 CONTINGENCY	6,500.00	6,500.00	.00	.00	(6,500.00)	-
Total EXPENDITURE	45,732.76	782,039.19	.00	949,460.00	167,420.81	82.4%

**TOWN OF CAMP VERDE
USED MECHANICAL STREET SWEEPER
#05-005
BID OPENING
5/24/05
395 S. Main Street
3:00 p.m.**

Present:

Streets Admin Assistant Carol Bullard, Street Inspector Marvin Buckel, Street Superintendent Wally Dickinson

Bids

1.	Tryton Enterprises-	\$14,000.00
2.	Southwest Sweeper Sales	\$43,780.50

Posted By: Carol Bullard Date/Time 5/24/05 3:25pm.

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.

CONTRACT DOCUMENTS

for

**Project No. 05-005
Request for Proposal
Used Mechanical Street Sweeper**

May 2005

Town Council

**Mitch Dickinson, Mayor
John Reddell, Vice Mayor
Jackie Baker
Tony Gioia
Bob Kovacovich
Howard Parrish
Chet Teague**

Town Manager

Bill Lee

Street Superintendent

Wally Dickinson



**TOWN OF CAMP VERDE
REQUEST FOR PROPOSAL
USED MECHANICAL STREET SWEEPER
PROPOSAL NUMBER 05-005**

The Town of Camp Verde will be accepting sealed proposals at the **Street Department, 395 S. Main Street, Camp Verde, Arizona 86322**, until **2:30 p.m. on Tuesday, May 24, 2005** to provide a **Used Mechanical Street Sweeper**. Bids will be opened at 3:00 p.m. on Tuesday, May 25, 2005 at the Street Department, 395 S. Main St, Camp Verde, AZ 86322.

Questions or additional information may be obtained by contacting the Town of Camp Verde Parks & Recreation office, located at 395 S. Main Street, Camp Verde, Arizona 86322, telephone number (928) 567-6631, ext. 137.

The contract will be awarded to the lowest responsible bidder whose proposal is responsive to the Request for Proposals and will be most advantageous to the Town. Responsible factors to be considered may include but are not limited to, the bidder's past performance on the contracts. The award may be made to other than the lowest price proposal.

The Town reserves the right to reject any or all proposals received if the Town determines that such rejection is in the best interest of the public.

Publish: May 6 and May 13, 2005 BUGLE
May 11 and May 18, 2005 JOURNAL

SPECIFICATIONS: (All proposals shall be for used merchandise.)

1. Diesel Motor
2. High Dump
3. Good Condition

The specifications listed as part of the proposal are intended to reflect the **minimum standards** required by the Town. All exceptions to the Town's specifications must be clearly stated in the vendor's proposal. If no exceptions are stated by the vendor the Town will assume the vendor's proposal to equal or exceed the specifications at the vendor's risk of correcting or replacing the equipment at the vendor's own cost.

The vendor is to submit with their proposal full descriptive information on all products offered.

Use of Brand Names - The use of the name of a manufacturer, brand, make or catalog designation specifying an item does not restrict bidders to that manufacturer, brand, make or catalog designation. This is used to simply indicate the character, quality and/or performance equivalence of the commodity on which proposals are submitted. In submitting a proposal on a commodity other than as specified, bidder shall furnish complete data and identification with respect to the commodity they propose to offer. If a vendor does not indicate that the commodity offered is other than specified, it will be construed to mean that the bidder proposes to offer the exact commodity as described.

EVALUATION:

All things being equal on proposals received, preference will be given to resident bidders of the Town and to commodities produced or manufactured in the Town and State.

If there is more than one item in a proposal pack, the proposal will be awarded on an item basis unless stated otherwise by the Town in the proposal package. If the vendor is submitting an all or none proposal, please indicate so in the space provided here. Item prices are still to be shown on all or none proposals.

All or none proposal submitted by vendor  Yes – Initials

When evaluating proposals, the Town may incorporate known cost factors associated with the proposal in determining the lowest responsive proposal.

The Town Council reserves the right to reject any and all proposals, or any part thereof; or to waive any informality when it is deemed to be in the Town's best interest.

ACCEPTANCE:

All proposals submitted to the Town of Camp Verde are to remain firm for a minimum period of 60 calendar days from the date the proposals are officially opened, unless otherwise specified.

The successful vendor's proposal is not officially accepted, until such time as the vendor either receives a purchase order or a written notice of acceptance from the Streets Supervisor.

DELIVERY:

The time for delivery must be stated in definite terms and may be a factor in making an award. Delivery must be made in accordance with the delivery time specified in the proposal.

Risk of loss and/or damage shall be upon the Seller until such time as the town has physically accepted the goods.

COMPLIANCE:

It is agreed that the bidder shall be fully responsible for making any corrections, replacements, or modifications necessary for specification or legal compliance. Bidder agrees, that if the product or service offered does not comply with the foregoing, the Town has the right to cancel the sale at any time with full refund within 60 calendar days after notice of non-compliance, and bidder further agrees to be fully responsible for any incidental and /or consequential damages suffered by the Town.

PAYMENT:

The Town of Camp Verde issues checks every Thursday.

PROPOSAL TABULATION:

The Town will not disclose proposal results over the telephone. Proposal tabulations will be available for review at the Town Hall or Street Department. Those bidders who would like a copy of the proposal results may obtain one by sending a stamped self-addressed envelope with their request.

GOVERNING LAW AND JURISDICTION:

This agreement shall be governed by and construed in accordance with the laws of the State of Arizona.

INTENT:

These specifications require the doing of all things necessary, or proper for, or incidental to the specifications of this proposal be included. All things not expressly mentioned in these specifications, but involved in carrying out their intent are required by these specifications, and the vendor shall perform the same as though they were specifically mentioned, described and delineated.

TERM CONTRACTS:

The initial award will be for a period of one year. The successful vendor(s) will be notified by mail as to the effective dates of the contract period. This proposal may be extended for up to four additional years, one year at a time, by mutual agreement between the Town of Camp Verde and the vendor. The vendor must substantiate pass through price increases at the time of the contract extension.

SUBSEQUENT PURCHASES:

The Town of Camp Verde, with the consent of the successful vendors, reserves the right to purchase additional items as listed in this proposal, if the vendor is willing to offer the same terms, conditions, and prices as submitted in this proposal, for a period of twelve months from the date of Town Council approval.

BUDGET:

The Town of Camp Verde has up to \$44,000 budgeted to purchase the Street Sweeper.

CONDITIONS OF BID:

A condition of this bid and part of the award criteria will be the bidder ability to have all items of this bid delivered no **later than July 1, 2005**. The anticipated award date for this contract will be May 24, 2005.

Can your firm meet this required completion schedule? yes no

If no, what would be the earliest delivery date the Town could expect? _____

Would there be any special conditions and/or requirements on the part of the Town of Camp Verde in order to meet the required completion schedule?

Transfer of title

What is the maximum number of days the Town of Camp Verde must wait for replacement of warranty parts? Sold "as is" - no warranty represented.

Vendors shall be required to provide the Town with all installation instructions as may be applicable.

STAFF REPORT

Council Meeting of: Wednesday, June 15th, 2005

Title: Discussion of proposed list of roads to be in our annual Summer Street Improvement Project for '05-'06

Budgeted Item: Yes (HURF)

Description of Item: Proposed list of roads to be Chip Sealed, Overlaid and Rubber Asphalt Chip Sealed.

Staff Recommendation: Approval of the list of roads to be improved.

Comments:

Attachments: Yes

Prepared by: Wally Dickinson/cb

SUMMER STREET IMPROVEMENT PROGRAM 2005 CHIP SEAL, OVERLAY & ASPHALT RUBBER CHIP SEAL

Roads to be Chip Sealed:

Moser Lane	Blackbridge Loop Rd to Montezuma Castle
Esther Pkwy	Arena Del Loma to end
Catclaw Dr	Verde Lakes Dr to past low water crossing
Apache Tr	Buffalo Tr to Outlaw
Buffalo Tr	Apache Tr to Powderhorn Rd
Maple Dr	Tumbleweed to Sunrise
Mondale Ln	Verde West Dr to Horseshoe Bend Dr
Salt Mine Rd	Canal to Oasis
Salt Mine Rd	Patches
Ruby Rd	All
Sierra Verde	SR 260 to Sierra Lane
Powderhorn Rd	Apache Tr to Boothill

Possibles

Summit View	Stolen Blvd to Stolen Blvd
Squaw Peak Rd	Glenrose to Glenrose
Catclaw Dr	Low water crossing to Aspen Way
Desert Dr	
Clinton Lane	Desert Dr to Lazar

Roads to be Overlaid:

Desert Dr
Clinton Lane
Bullard Lane

Roads to be Asphalt Rubber Chip Sealed:

McCracken Lane	SR 260 to End
Newton Lane	Amorie Dr East to end
Amorie Dr	Verde West Dr to Newton
Verde West Dr	Top 1/2 Amorie to Horseshoe Bend
Verde Park Dr	SR 260 End by church
Clinton Lane	Stillwater to Lazar

STAFF REPORT

June 8, 2005

Council meeting of: JUNE 15, 2005

(Please state exactly as it should appear on the agenda, what type of action you anticipate)

Title: **Discussion, consideration and possible approval to extend the time approved on February 2, 2005 of part-time clerk position thru December 31, 2005 utilizing the Local Court Enhancement Fund.**

Budget item: **No. However, the Court Enhancement Fund has been set aside to fund three items for the court: security, electronic updates, and court operations.**

Description of Item: **Estimated cost for six months is \$12,457.00, about \$2,076.25 per month. The wage would be reduced to \$10.50 per hour and include insurance, etc.. As of May 12, 2005 the balance in that account was \$37,640.95 and accruing at an average of \$2,488.00 per month over the last twelve months. The clerk would continue to handle the telephones and counter, which has enabled a more efficient operation of the overall court.**

Staff Recommendation: **Approve the time extension and requested changes to the part-time clerk**

Comments: **The Court Enhancement fund is collected as per Ordinance No. 2001-A182 (3)**

Attachments: **Yes
Detailed break down and Statistical and Financial Recap for past 17 of months of operations**

Prepared by: **Hon. Lyndall McElhaney**

RECAP OF CONTINUING PART TIME POSITION

On February 2, 2005 the Camp Verde Town Council approved a temporary part-time clerks position that will expire on June 30, 2005. The Court was able to fill that position on April 4, 2005. The clerk started at an hourly rate of \$12.12 per hour and is currently working approximately 25 to 30 hours per week. The Court is humbly requesting to extend that position through December 31, 2005 with the addition of four to six hours per week; ie. 30 to 32 hours per week. The rate of pay would be reduced from \$12.12 per hour to \$10.50 per hour and include insurance benefits, and all extras. All costs would be paid from the Local Court Enhancement Fund.

Finance has reported for the months of April and May (June 8th is not calculated as of this date), the wages and , etc. has total \$2,274.19 at the current rate of pay of \$12.12 per hour. This will be deducted from the Court Enhancement Fund as per our earlier Council approved request and continue thru June 30, 2005.

Calculations by the court and confirmed by the Finance Department would appear to be approximately as follows for a period of six months averaging 30 hours per week. The Court will provide more information for 32 hours upon request.

• Wages at\$10.50/hour	\$ 8,190
• FICA	507
• Health Insurance	2,823
• Unemployment	18
• Retirement	606
• Dental	176
• Medicare	119
• Workman's Compensation	18
TOTAL	\$12,457

The cost of this part-time clerk, appears to be approximately \$2,076.00 per month over the next six months. The income from Local Court Enhancement Fund has averaged about \$2,488 per month over the last twelve months. As of May 12, 2005 it had an accrued balance of \$37,640.95. The designated use of this fund is for court security improvements, court electronic updates and court operations. As provided to you in February, the statistics continue to increase.

With the assistance of this clerk since April 2005, operations are moving more appropriately, mistakes have been reduced, the stress level lowered and everything is more timely completed. We ask that this six month test period be approved in order to stay above reproach and continue the integrity of this court.

Attached are the monthly recaps from January 2004 thru May 2005 for your review.

MONTHLY REPORT

DESCRIPTION	JANUARY 2005	FEBRUARY 2005	MARCH 2005	APRIL 2005	MAY 2005	JUNE 2005	TOTAL JAN THRU JUNE, 2005
MISDEMEANOR	76	54	84	107	94		
DUI	5	7	4	9	5		
SERIOUS TRAFF	0	2	2	1	2		
CRIMINAL TRA	68	64	160	153	111		
MISDEMEANOR SUBTOTAL	149	127	250	270	212		
CIVIL TRAFFIC	288	240	215	213	242		
HARRASSMENT INJUNCTION	5	3	2	4	6		
ORDER OF PROTECTION	12	9	8	9	8		
TOTAL FILINGS	454	379	475	496	468		
Initial appearance	75	93	113	69	84		
JAIL FEES	335.00	\$206.00	369.00	64.00	250.00		
ATTORNEY RESTITUTION	1051.30	\$815.50	1609.59	766.70	1218.50		
LCL ORD FEES (Default/warr ant etc)	1132.99	\$1,684.41	2658.82	1655.47	1560.28		
JCEF TO TOWN	682.50	\$613.58	771.50	521.73	747.44		
LCL CRT ENHANCEMENT	2393.61	\$2,908.03	3227.13	2764.45	3308.50		
STATE TREAS.	25369.73	\$27,838.24	33295.21	29155.48	36523.87		
TOWN TREAS.	31722.87	\$36,293.76	41880.29	34937.58	39591.20		
TOTAL CHECK	57103.90	\$64,357.14	75175.50	64093.06	76115.07		

MONTHLY REPORT

DESCRIPTION	JULY 2004	AUGUST 2004	SEPTEMBER 2004	OCTOBER 2004	NOVEMBER 2004	DECEMBER 2004	TOTAL JULY THRU DEC. 2004
MISDEMEANOR/F TA	80	68	66	78	82	70	444
DUI	20	14	10	21	23	0	88
SERIOUS TRAFF	2	1	2	0	2	2	9
CRIMINAL TRAF	137	133	129	84	171	151	805
MISDEMEANOR SUBTOTAL	219	216	207	183	278	223	1326
CIVIL TRAFFIC	173	268	258	266	356	201	1522
HARASSMENT INJUNCTION	7	7	3	4	3	4	28
ORDER OF PROTECTION	8	5	3	4	9	6	35
TOTAL FILING	427	496	471	457	646	434	2931
Initial appearance	77	97	81	101	76	96	528
JAIL FEES	\$640.00	\$535.96	\$352.00	\$388.00	\$606.26	594.00	3116.22
ATTORNEY RESTITUTION	\$1,679.70	\$901.00	\$995.50	\$440.00	\$1,545.00	845.90	6407.1
LCL ORD FEES (Default/Warr ant etc)	\$1,558.18	\$607.28	\$774.74	\$1,718.35	\$1,510.63	501.60	6670.78
JCEF TO TOWN	\$602.04	\$593.19	\$514.95	\$605.33	\$632.96	632.35	3580.82
LCL CRT ENHANCEMENT	\$2,158.18	\$2,138.18	\$2,024.61	\$2,748.16	\$2,557.83	2898.31	14525.27
STATE TREAS.	\$25,379.92	\$21,136.81	\$18,891.05	\$27,159.69	\$24,448.46	26197.47	143213.4
TOWN TREAS.	\$32,092.36	\$24,730.80	\$23,440.16	\$34,014.14	\$29,086.58	31698.44	171531.82
TOTAL CHECK	\$57,472.28	\$48,598.98	\$42,331.67	\$61,779.16	\$56,725.83	57895.91	\$324,803.83

MONTHLY REPORT

DESCRIPTION	JANUARY 2004	FEBRUARY 2004	MARCH 2004	APRIL 2004	MAY 2004	JUNE 2004	TOTAL JAN THRU JUNE, 2004
MISDEMEANOR	87	51	71	79	72	96	456
DUI	9	6	9	4	8	11	47
SERIOUS TRAFF	5	2	1	1	4	3	16
CRIMINAL TRA	89	61	80	161	101	201	693
MISDEMEANOR SUBTOTAL	190	120	161	245	185	311	1212
CIVIL TRAFFIC	183	150	184	157	174	202	1050
HARASSMENT INJUNCTION	4	5	0	7	4	6	26
ORDER OF PROTECTION	5	8	10	6	5	9	43
TOTAL FILING	382	283	355	415	368	528	2331
Initial appearance	101	75	91	95	103	89	554
JAIL FEES		\$31.28	331.50	760.00	427.00	588.	2137.78
ATTORNEY RESTITUTION	60.00	\$1,019.63	1753.80	2362.83	633.44	887.75	6717.45
LCL ORD FEES (Default/Warr ant etc)	1319.99	\$1,398.01	2916.15	987.79	2261.60	1735.41	10618.95
JCEF TO TOWN	685.70	\$498.60	544.30	549.18	565.95	571.48	3415.21
LCL CRT ENHANCEMENT	1542.21	\$1,605.95	2132.57	1819.83	1714.23	2317.23	11132.02
STATE TREAS.	20534.63	\$20,031.52	29,486.36	21938.28	19616.52	26364.54	137971.85
TOWN TREAS.	21014.29	\$22,814.05	26,805.98	29649.36	26717.98	33307.88	160309.54
TOTAL CHECK	43776.83	\$42,845.57	56292.34	51587.64	46334.50	59672.42	300,509.30

STAFF REPORT

Council Meeting of: June 15, 2005

TITLE: Recommendation and consideration to accept low bid for new Marshal's Office Asbestos Abatement Project

Description of item;

The Town received two bids for the new Marshal's Office asbestos abatement.

The bids received as of the posted deadline of Wednesday, May 25, 2005 at 3:00pm were:

Native Environmental LLC	\$ 37, 378.00
Spray Systems Environmental	\$ 26, 202.72

Staff Recommendations:

Staff recommends accepting the lowest bid from Spray Systems Environmental and notifying the organization to proceed immediately.

Comments:

None

Attachments: Yes No

Prepared by: David R. Smith



CONTRACT

THIS AGREEMENT made and entered into this 24 day of May, 2005, 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, Spray Systems Environmental, 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 **New Marshal's Office Asbestos Abatement, Project # 05-006**. 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 Marshal, 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 Marshal or his properly authorized agents, on whose inspection all work shall be accepted or rejected. The said Town Marshal 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 Town Marshal 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.

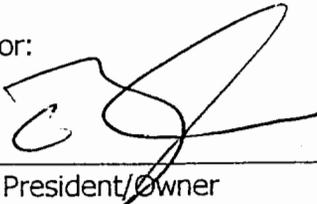
In return for the performance of this Contract by the Contractor, the Town agrees to pay the amount **PER THE PROPOSAL (including all applicable taxes)** through a payment schedule as described in the Contract documents and as may be modified and executed by change orders and by final quantities.

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 first herein written.

Town of Camp Verde:

Contractor:

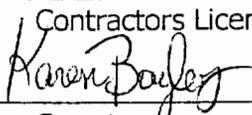
By: _____
Mayor

By:  _____
President/Owner

APPROVED AS TO FORM:

ROC 099303

Town Attorney

Contractors License No.


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 _____, 2005 by _____.

BID PROPOSAL FORM

Date: May 24, 2005

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

Spray Systems Environmental

a corporation organized under the laws of the State of Arizona, a partnership consisting

of NA

or individual trading as NA hereby proposes and agrees to furnish any and all plant, materials, labor, construction equipment, services, etceteras, required **New Marshal's Office Asbestos Abatement, #05-006** 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 SCHEDULE

BID SCHEDULE INSTRUCTIONS:

1. Bidders must bid on all items according to plan.
2. All items will be paid as Lump Sums.
3. The Contractor's Lump Sum Total Price, as indicated on the Bid Schedule shall serve as the basis of the bid amount for the work.
4. The amounts indicated on the Bid Schedule are to include the contractor's cost of administration, mobilization, bonds, insurance, and any other miscellaneous items required for the project.

Total Base Bid Lump Sum Amount \$26,202.72

Total Base Bid Lump Sum in Words Twenty Six Thousand Two Hundred Two Dollars and Seventy Two Cents.

STAFF REPORT

Council Meeting of: June 15, 2005

TITLE: Recommendation and consideration to accept low bid for new Marshal's Office Facility Renovation Project.

Description of item;

The Town received five bids for the new Marshal's Office facility renovation.

The bids received as of the advertised/posted deadline of Tuesday, May 31, 2005 at 2:00pm were:

Company	Base Bid	Alt. 1	Alt. 2	Alt 3	Alt 4	Total
Niche Contractor Inc	\$1,114,837	\$41,620	\$26,302	\$29,581	\$67,752	\$1,280,092.00
MTV General Con.	\$1,210,000	\$35,000	\$26,000	\$31,000	\$72,000	\$1,374,000.00
Rampart Gen. LLC	\$1,479,676	\$69,078	\$20,879	\$80,973	No bid	\$2,272,306.00*
Amon Builders Inc.	\$1,078,000	\$20,400	\$26,780	\$36,289	\$69,730	\$1,231,199.00
Low Mountain Const.	\$1,223,000	\$24,000	\$16,000	\$28,000	\$65,000	\$1,356,000.00

Alternate #1: Sally Port/ Porte Coche

Alternate #2: Fence and stone faced piers

Alternate #3: All landscaping and irrigation

Alternate #4: Standing seam metal roof in lieu of fiberglass shingles

Staff Recommendations:

Staff recommends accepting the lowest bid from Amon Builders Inc. and notifying the organization to proceed immediately after the completion of the asbestos abatement.

Comments:

None

Attachments: Yes No

Prepared by: David R. Smith

STAFF REPORT

Council meeting of: June 15, 2005 – Regular Session

Title: Discussion, consideration, and possible renewal of a 2-year contract with Thomas K. Kelly, P.C. Attorneys at Law for prosecution services.

Budgeted item: Yes. The contract amount of \$65,608 is a budgeted item in the General Fund.

Description of Item: Thomas Kelly provides prosecution services for the town. He has offered to continue the contract for 2 years at a 3% increase, for a total annual cost of \$65,608.

Staff Recommendation: Approve the contract.

Comments: Staff has contacted other attorneys and were told that this is a very good price.

Attachments: Yes

Prepared by: Bill Lee

THOMAS K. KELLY, P.C.
Attorneys at Law

Thomas K. Kelly

Certified Specialist - Criminal Law
AZ Board of Legal Specialization

122 N. Cortez, Suite 218
Prescott, Arizona 86301
Telephone (928) 445-5484
Facsimile (928) 445-0414
tkkelly@cableone.net

June 6, 2005

Bill Lee
Town of Camp Verde
P.O. Box 710
473 S. Main St.
Camp Verde, AZ 86322

Re: Camp Verde Prosecution Contract

Dear Bill:

We would like to continue our role as prosecutors for the Town of Camp Verde.

Our proposal is to continue the current contract under identical terms and conditions with the exception of a compensation increase to account for a cost of living increase. Our proposal is to increase our compensation by 3% per year resulting in a monthly increase of \$309 per month to the existing contract amount. The new total compensation sum for professional fees and costs would be \$ 5,459.00 per month. To maintain proficiency and continuity in your court, we would suggest a continuation of the two-year term of the contract.

Thank you for your courtesy and consideration in this regard. We look forward to meeting with the Town Council to discuss our proposal. If any additional information is required, please do not hesitate to contact my office.

Yours Truly,


Thomas K. Kelly

By facsimile 928 567 91061 /original by mail
cc: Mr. Sims - Town Attorney

AGREEMENT FOR CONTRACTOR SERVICES

PARTIES: The TOWN OF CAMP VERDE, a municipal body (hereinafter referred to as "the Town"); and

Thomas K. Kelly, P.C., Attorney at Law, with a business address of 105 S. Cortez Street, Suite 201, Prescott, Arizona 86303, as an independent contractor (hereinafter referred to as "CONTRACTOR").

AGREEMENT

I

The Town desires to retain CONTRACTOR, and CONTRACTOR desires to provide services to Town, in his/her capacity as an independent contractor, upon the terms and conditions set forth in this Agreement.

II

CONTRACTOR shall provide those services set forth herein and under the following terms and conditions included herein.

III

The term of the Agreement shall commence on July 1, 2005 and shall continue for twenty-four (24) months unless earlier terminated by either party. The TOWN may terminate this Agreement with or without cause immediately, due to ethical standards imposed upon CONTRACTOR as a licensed attorney in the State of Arizona, upon giving written notice to the CONTRACTOR. CONTRACTOR or Town has the right to terminate this agreement with or without cause by giving sixty (60) days written notice. If this Agreement is terminated, the TOWN shall have no further obligation other than payment for services already rendered and for expenses previously incurred.

IV

The TOWN agrees to pay CONTRACTOR, as consideration for performance of prosecutorial services on a monthly bases through a flat fee system. CONTRACTOR shall be paid Five Thousand Four Hundred Fifty Nine (\$5,459) per month in professional fees and costs. No further payment will be made for routine facsimile, telephone, postage, copy, or travel costs. Extraordinary costs shall be submitted for approval for approval and reimbursement to CONTRACTOR through the Town Attorney if any one particular case requires over 14 hours of attorney/paralegal work, the TOWN will compensate CONTRACTOR at One Hundred Dollars (\$100) an hour for attorney time and Fifty Dollars (\$50) an hour for paralegal time for each hour billed in excess of 14 hours on that case.

V

For all purposes under the terms of this Contract, CONTRACTOR shall be an independent contractor, and not an employee of the TOWN. The TOWN shall provide no employee benefits, including but not limited to Worker's Compensation coverage, regularly afforded to staff, administrative or professional employees. In performance of services hereunder, CONTRACTOR shall determine his/her necessary hours of work. CONTRACTOR shall provide whatever employees, tools, equipment, vehicles, and supplies CONTRACTOR may determine to be necessary in performance of services hereunder.

VI

The conduct and control of work under this Contract lies solely with CONTRACTOR, and the TOWN is interested only in final results to be achieved. The TOWN shall be permitted to retain other CONTRACTORS performing the same or similar tasks, and CONTRACTOR shall be permitted to provide services to other parties, consistent with CONTRACTOR'S obligation to complete the services undertaken pursuant to the terms of this Agreement.

VII

If CONTRACTOR is unable to handle prosecution of a case due to a conflict of interest or other good cause shown, the case shall be handled through the Town Attorney, or a qualified, licensed attorney in good standing with the State Bar of Arizona, acting as the outside conflict prosecutor.

VIII

CONTRACTOR shall provide quarterly written reports concerning the performance of services under this Contract and meet with the Legal Department to review the quarterly reports. Also, upon expiration or other termination of the Agreement, CONTRACTOR shall provide a written report to the TOWN summarizing the results of the services performed hereunder and the state of the prosecutorial operations.

IX

All reports and other work products produced by CONTRACTOR, as a part of the services rendered under this agreement shall be provided to and be the sole property of the TOWN. CONTRACTOR shall not release such work product or other information obtained or produced pursuant to this Agreement without the prior written consent of the TOWN.

X

The parties agree to comply with Arizona Executive Order 99-4, prohibiting discrimination in employment by government contractors, to the extent applicable to this Agreement.

XI

The parties agree that this Agreement may be cancelled for conflict of interest in accordance with ARS§38-511.

XII

CONTRACTOR agrees to attend all Town council meetings at the request of the Town council or staff as related to the prosecution services for the TOWN and the terms and conditions of this Agreement.

XIII

CONTRACTOR agrees to provide on-going training with the Town Marshal's office, and to coordinate necessary training with any other governmental entities, necessary for the continued cooperation and communication between TOWN prosecution services and law enforcement services, as deemed necessary by the Town, Town Attorney or CONTRACTOR.

XIV

All Books, accounts, reports, files and other records relating to this Agreements shall be maintained and shall be subject at all reasonable times to inspection and audit by the TOWN for

five (5) years after completion of this Agreement. Such records shall be produced by a place designated by the TOWN, upon reasonable notice to the CONTRACTOR.

IN WITNESS HEREOF, the parties have executed this Agreement on the respective date under each signature.

TOWN OF CAMP VERDE

Tony Gioia, Mayor

ATTEST:

APPROVED AS TO FORM:

Deborah Barber, Town Clerk

Town Attorney

Thomas K. Kelly, P.C.
Town Prosecutor

By: Thomas Kelly

This _____ day of _____, 2005.

STAFF REPORT

Council Meeting of: **June 15, 2005**

Title: Discussion, consideration and possible authorization for the Town of Camp Verde to enter into an Intergovernmental Agreement with the Save Cooperative Purchasing Group to allow the Town of Camp Verde to purchase off contracts previously negotiated by other governmental jurisdictions in the State of Arizona.

Description of Item: The cooperative purchasing agreement will allow procurement of materials and or services from contracts negotiated by the other governmental agencies listed in Appendix "A".

Staff Recommendation: Staff recommends Council approval of the proposed Intergovernmental Agreement between the Town of Camp Verde and other governmental jurisdictions in the State of Arizona .

Comments: N/A

Attachments: Yes No

Is This a Budgeted Item: YES NO N/A

Prepared by: For Bill Lee, by Carol Brown

INTERGOVERNMENTAL AGREEMENT

**BETWEEN
The
THE TOWN OF CAMP VERDE
AND
SAVE COOPERATIVE PURCHASING GROUP**

This Agreement is entered into this ____ day of _____, _____, between the Town of Camp Verde and governmental jurisdictions in the State of Arizona, as listed in Appendix "A" through their duly authorized representative.

WHEREAS, voluntary purchasing agreements between and among public agencies in the State of Arizona have been shown to improve competition, quality, services, provide lower prices for materials and services and avoid duplication of efforts; and

WHEREAS, the parties hereto desire the free exchange of information, technology, and other services that may assist in improving the efficiency or economy of the procurement of necessary materials and services; and

WHEREAS, cooperative purchasing results from written agreements wherein lead agencies volunteer to purchase specified materials and services for themselves and participating cooperative members by compiling quantity estimates, preparing the bid or proposal solicitation, receiving bid or proposals and awarding a contract for use by all participating members. And, Wherein the lead agency is responsible for placing, receipt and payment of its own orders only, while individual procuring parties separately process and pay for their own requirements; and

WHEREAS, the Cooperative Purchasing Agreement will serve these ends;

NOW THEREFORE, in consideration of the mutual promises contained in this agreement, and for the mutual benefits to result therefrom, the parties agree as follows:

1. The purpose of the Agreement is a cooperative purchase agreement for the procurement of materials and or services.
2. Receipt, inspection, acceptance and payment for materials and services ordered under this Agreement shall be the exclusive obligation of the ordering entity.
3. The exercise of any rights or remedies by a procuring entity shall be the exclusive obligation of the procuring entity.

4. In this agreement, failure of an entity to secure performance under its purchase order does not necessarily require another entity to exercise its own rights or remedies.
5. The cooperative use of bids or proposals obtained by a party to this Agreement shall be in accordance with the terms and conditions of the bid or proposal, except as modification of those terms and conditions otherwise allowed by law.
6. The participation in a specific bid or proposal will be at the option of the individual entity, except that procuring entities and their requirements specifically identified within a bid or proposal shall be required to participate in the Agreement unless the resulting contract is canceled, as provided for within the terms and conditions of the specific bid or proposal.
7. That lead entity of the bid or proposal will comply with the competitive procurement and contract requirements of the procurement rules and laws.
8. The parties will make available, upon reasonable request and subject to convenience, necessity and, in appropriate circumstance a reasonable fee or charge, any information, technology, or other service, which may assist in improving the efficiency or economy of each party's procurement or disposal of material or service.
9. A procuring party will make timely payments to the vendor for materials and services received in accordance with the terms and conditions of the procurement. Payment for materials and services, inspections, acceptance of materials and services ordered by the procuring party shall be the exclusive obligation of such procuring party.
10. The procuring party shall not use this Agreement as a method for obtaining additional concessions or reduced prices for similar materials and services.
11. The procuring party shall be responsible for the ordering of materials or services under this Agreement. A non-procuring party shall not be liable in any fashion for any violation by a procuring party, and the procuring party shall hold non-procuring party harmless from any liability, which may arise from action or inaction of the procuring party.
12. Any procurement unit may terminate without notice this Agreement if another eligible procurement fails to comply with the terms of this Agreement.
13. This Agreement is exempt from the provisions of A.R.S. 11-952, subsections D and F.
14. This Agreement shall remain in effect until participation has been terminated by all but one of the parties. Except as provided in Paragraph 12, any party to this Agreement may terminate their participation in this Agreement by giving 30 day written notice to all other parties in this Agreement.
15. This Agreement shall take effect after execution by participating parties. Pursuant to A.R.S. Section 41-2632 and Subsection R7-2-1191 of A.A.C. R7-2-1001 this Agreement need not be filed with the County Recorder or Secretary of State to be effective, except as may be required by the laws, rules and/or regulations of a participating public agency.

17. This Intergovernmental Agreement shall become effective upon approval and execution by the authorized representative of all public agencies listed in Appendix "A".
18. The parties to this Agreement hereby agree that other agencies may be added to this Cooperative Purchasing Group upon approval of the applicants' governing bodies and the filing of its signature page with this Agreement at the Secretary of State Office.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement to be effective the date first written above.

JURISDICITON: TOWN OF CAMP VERDE

The Town of Camp Verde is authorized by A.R.S. § 11-952 to join with other governmental entities by contract for the exercise of its powers.

Authority to enter into this agreement has been given by the Camp Verde Town Council on _____, _____, 2005

ATTEST:

The foregoing agreement is in proper form and is within the powers of the Town of Camp Verde

Attorney, Town of Camp Verde

TOWN OF CAMP VERDE

Tony Gioia, Mayor

Date

ATTEST:

Deborah Barber, Town Clerk

The foregoing agreement is in proper form and
is within the powers of the Town of Camp Verde

Attorney, Town of Camp Verde

Strategic Alliance for Volume Expenditures
SAVE
Cooperative Purchasing Agreements

The following agencies have signed the Intergovernmental Agreement with the SAVE association as of April 22, 2005.

City of Apache Junction
City of Avondale
City of Chandler
City of Flagstaff
City of Glendale
City of Maricopa
City of Mesa
City of Peoria
City of Scottsdale
City of Sierra Vista
City of Somerton
City of Tempe
City of Yuma
Town of Buckeye
Town of Cave Creek
Town of Fountain Hills
Town of Paradise Valley
Town of Prescott Valley
Town of Queen Creek
Town of Superior

Cochise County
Coconino County
Gila County
Maricopa County
Mohave County
Pima County
Pinal County
Santa Cruz County
Yavapai County
Yuma County

Arizona Western College
Maricopa Community College District
Yavapai College

Arizona Dept. of Administration, State Procurement Office

Superstition Mountains Community Facilities District # 1
Tucson Airport Authority
Williams Gateway Airport Authority

Agua Fria Union High School District # 216
Alhambra School District # 68
Apache Junction Unified School District # 43
Arlington Elementary School District # 47
Avondale Elementary School District # 44
Balsz School District # 31
Benson Unified School District # 9
Bisbee Unified School District # 2
Blue Ridge Unified School District # 32
Buckeye Elementary School District # 33
Cartwright School District #83
Casa Grande Elementary School District
Catalina Foothills Unified School District # 16
Cave Creek Unified School District # 93
Cedar Unified School District # 25
Chandler Unified School District # 80
J. O. Combs Elementary School District # 44
Colorado River Union High School District # 2
Coolidge Unified School District # 21
Cottonwood-Oak Creek School District # 6
Crane Elementary School District # 13
Deer Valley Unified School District # 97
Douglas Unified School District
Dysart Unified School District # 89
East Valley Institute of Technology
Flagstaff Unified School District # 1
Florence Unified School District # 1
Flowing Wells Unified School District
Fort Huachuca Accommodation School District # 00
Fountain Hills Unified School District # 98
Fowler Elementary School District # 45
Gadsden Elementary School District # 32
Ganado Unified School District # 27
Gilbert Unified School District # 4
Glendale Elementary School District # 40

Grand Canyon Unified School District # 4
Higley Unified School District # 60
Holbrook Unified School District # 3
Isaac School District # 5
Kayenta Unified School District # 27
Kingman Unified School District # 20
Lake Havasu Unified School District # 1
Liberty School District # 25
Litchfield Elementary School District # 79
Littleton Elementary School District # 65
Madison School District # 38
Mammoth-San Manuel Unified School District # 8
Marana Unified School District # 6
Maricopa County Regional School District # 509
Maricopa Unified School District
Mesa Unified School District # 4
Mobile Elementary School District # 86
Mohawk Valley School District # 17
Murphy Elementary School District # 21
Naco Unified School District
Nogales Unified School District # 1
Osborn School District # 8
Page Unified School District # 8
Paradise Valley Unified School District # 69
Parker Unified School District # 27
Patagonia Elementary School District # 6
Patagonia Union High School District # 20
Payson Unified School District # 10
Peach Springs Unified School District # 8
Pendergast School District # 92
Phoenix Elementary School District # 1
Phoenix Union High School District #210
Picacho Elementary School District # 33
Prescott Unified School District # 1
Queen Creek Unified School District # 95
Roosevelt Elementary School District # 66
Round Valley Unified School District
Saddle Mountain Unified School District # 90
Safford Unified School District
Sahuarita Unified School District
Santa Cruz Valley Unified School District # 35
Scottsdale Unified School District # 48
Sedona-Oak Creek Unified School District # 9
Show Low School District # 10
Sierra Vista Unified School District # 68
Somerton School District # 11

Sunnyside Unified School District # 12
Tempe Elementary School District # 3
Tempe Union High School District # 213
Tolleson Elementary School District # 17
Tolleson Union High School District # 214
Tombstone Unified School District
Tuba City Unified School District # 15
Tucson Unified School District
Union Elementary School District # 62
Vail School District # 20
Valley Union High School District # 22
Washington Elementary School District # 6
Wellton School District # 24
Wickenburg Unified School District # 9
Willcox Unified School District
Wilson School District # 7
Winslow Unified School District # 1
Yuma School District # 1
Yuma Union High School District # 70

STAFF REPORT

Council meeting of: June 15, 2005

Title: **Discussion, consideration, and possible approval of Resolution 2005-650, an resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring as a public record that certain document filed with the Town Clerk and entitled, "Illicit Discharge and Connection Stormwater".**

**Description of
Item:**

In response to pollution in America's waterways, Congress passed the Clean Water Act in 1972. Polluted storm water runoff was addressed specifically under the Clean Water Act by a two-phase program that relies on the National Pollutant Discharge Elimination System (NPDES) permit coverage. Phase 1 of the NPDES storm water program addressed prevention of pollution from municipal separate storm sewer systems serving populations over 100,000, construction activities disturbing five acres or more, and ten specific industrial activities.

Camp Verde is covered under Phase II of the NPDES permit coverage largely because of our proximity to the Verde River. Camp Verde's NPDES permit requires a Storm Water Management Plan, which was completed in December 2003.

The adoption of this resolution enables the Council to discuss, consider, and possibly approve Ordinance 2005-A310, which is one of the measurable goals outlined in the Town's Storm Water Management Plan.

Staff

Recommendation: Adopt Resolution 2005-650.

Attachments: Yes

Prepared by: Wendy Escoffier

RESOLUTION 2005-650

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CAMP VERDE, YAVAPAI COUNTY, ARIZONA, DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT FILED WITH THE TOWN CLERK AND ENTITLED AS "ILLICIT DISCHARGE AND CONNECTION STORMWATER", AN AMENDMENT TO THE TOWN CODE (ORDINANCE 96-A116).

BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CAMP VERDE, YAVAPAI COUNTY, ARIZONA:

That certain document (attached hereto as Exhibit A), entitled "Illicit Discharge and Connection Stormwater", an amendment to the Town Code, three copies of which are on file in the office of the Town Clerk, is hereby declared to be a public record, pursuant to ARS 9-802, and said copies are ordered to remain on file with the Town Clerk.

PASSED AND ADOPTED by a majority vote of the Town Council in an open meeting by the Town Council, Town of Camp Verde, Arizona, on this 15th day of June 2005.

Approved as to Form:

Town Attorney

Date _____

Tony Gioia – Mayor

Attest:

Deborah Barber, Town Clerk

**CHAPTER 7
BUILDING
ARTICLE 7-9**

ILLICIT DISCHARGE AND CONNECTION STORMWATER

- 7-9-1 PURPOSE
- 7-9-2 DEFINITION
- 7-9-3 APPLICABILITY
- 7-9-4 RESPONSIBILITY FOR ADMINISTRATION
- 7-9-5 SEVERABILITY
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- 7-9-10 MONITORING OF DISCHARGES
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POLLUTANTS BY THE USE OF BEST MANAGEMENT PRACTICES
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- 7-9-22 REMEDIES NOT EXCLUSIVE

SECTION 7-9-1 PURPOSE

- A. THE PURPOSE OF THIS ARTICLE IS TO PROVIDE FOR THE HEALTH, SAFETY, AND GENERAL WELFARE OF THE CITIZENS OF THE TOWN OF CAMP VERDE THROUGH THE REGULATION OF NON-STORM WATER DISCHARGES TO THE STORM DRAINAGE SYSTEM TO THE MAXIMUM EXTENT PRACTICABLE AS REQUIRED BY FEDERAL AND STATE LAW. THIS ARTICLE ESTABLISHES METHODS FOR CONTROLLING THE INTRODUCTION OF POLLUTANTS INTO THE MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) IN ORDER TO COMPLY WITH REQUIREMENTS OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT PROCESS. THE OBJECTIVES OF THIS ARTICLE ARE:

1. TO REGULATE THE CONTRIBUTION OF POLLUTANTS TO THE MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) BY STORMWATER DISCHARGES BY ANY USER.
2. TO PROHIBIT ILLICIT CONNECTIONS AND DISCHARGES TO THE MUNICIPAL SEPARATE STORM SEWER SYSTEM.
3. TO ESTABLISH LEGAL AUTHORITY TO CARRY OUT ALL INSPECTION, SURVEILLANCE AND MONITORING PROCEDURES NECESSARY TO ENSURE COMPLIANCE WITH THIS ARTICLE.

SECTION 7-9-2 DEFINITIONS

FOR THE PURPOSES OF THIS ARTICLE, THE FOLLOWING SHALL MEAN:

- A. "AUTHORIZED ENFORCEMENT AGENCY": EMPLOYEES OR DESIGNEES OF THE DIRECTOR OF THE MUNICIPAL AGENCY DESIGNATED TO ENFORCE THIS ARTICLE.
- B. "BEST MANAGEMENT PRACTICES (BMPS)": SCHEDULES OF ACTIVITIES, PROHIBITIONS OF PRACTICES, GENERAL GOOD HOUSE KEEPING PRACTICES, POLLUTION PREVENTION AND EDUCATIONAL PRACTICES, MAINTENANCE PROCEDURES, AND OTHER MANAGEMENT PRACTICES TO PREVENT OR REDUCE THE DISCHARGE OF POLLUTANTS DIRECTLY OR INDIRECTLY TO STORMWATER, RECEIVING WATERS, OR STORMWATER CONVEYANCE SYSTEMS. BMPS ALSO INCLUDE TREATMENT PRACTICES, OPERATION PROCEDURES, AND PRACTICES TO CONTROL SITE RUNOFF, SPILLAGE OR LEAKS, SLUDGE OR WATER DISPOSAL, OR DRAINAGE FROM RAW MATERIALS STORAGE.
- C. "CLEAN WATER ACT": THE FEDERAL WATER POLLUTION CONTROL ACT (33 U.S.C. § 1251 ET SEQ.), AND ANY SUBSEQUENT AMENDMENTS THERETO.
- D. "CONSTRUCTION ACTIVITY": ACTIVITIES SUBJECT TO NPDES CONSTRUCTION PERMITS. THESE INCLUDE CONSTRUCTION PROJECTS RESULTING IN LAND DISTURBANCE OF 5 ACRES OR MORE. SUCH ACTIVITIES INCLUDE BUT ARE NOT LIMITED TO CLEARING AND GRUBBING, GRADING, EXCAVATING, AND DEMOLITION.
- E. "HAZARDOUS MATERIALS": ANY MATERIAL, INCLUDING ANY SUBSTANCE, WASTE, OR COMBINATION THEREOF, WHICH BECAUSE OF ITS QUANTITY, CONCENTRATION, OR PHYSICAL, CHEMICAL, OR INFECTIOUS CHARACTERISTICS MAY CAUSE, OR SIGNIFICANTLY CONTRIBUTE TO, A SUBSTANTIAL PRESENT OR POTENTIAL HAZARD TO HUMAN HEALTH, SAFETY, PROPERTY, OR THE ENVIRONMENT WHEN IMPROPERLY TREATED, STORED, TRANSPORTED, DISPOSED OF, OR OTHERWISE MANAGED.
- F. "ILLEGAL DISCHARGE": ANY DIRECT OR INDIRECT NON-STORM WATER DISCHARGE TO THE STORM DRAIN SYSTEM, EXCEPT AS EXEMPTED IN THIS ARTICLE.
- G. "ILLICIT CONNECTIONS" IS DEFINED AS EITHER OF THE FOLLOWING:
 1. ANY DRAIN OR CONVEYANCE, WHETHER ON THE SURFACE OR SUBSURFACE, WHICH ALLOWS AN ILLEGAL DISCHARGE TO ENTER THE STORM DRAIN SYSTEM INCLUDING BUT NOT LIMITED TO ANY CONVEYANCES WHICH ALLOW ANY NON-STORM WATER DISCHARGE INCLUDING SEWAGE, PROCESS WASTEWATER, AND WASH WATER TO ENTER THE STORM DRAIN SYSTEM AND ANY CONNECTIONS TO THE STORM DRAIN SYSTEM FROM INDOOR DRAINS AND SINKS, REGARDLESS OF WHETHER SAID DRAIN OR CONNECTION HAD BEEN PREVIOUSLY ALLOWED, PERMITTED, OR APPROVED BY AN AUTHORIZED ENFORCEMENT AGENCY OR,
 2. ANY DRAIN OR CONVEYANCE CONNECTED FROM A COMMERCIAL OR INDUSTRIAL LAND USE TO THE STORM DRAIN SYSTEM WHICH HAS NOT BEEN DOCUMENTED

IN PLANS, MAPS OR EQUIVALENT RECORDS AND APPROVED BY AN AUTHORIZED ENFORCEMENT AGENCY.

- H. **“INDUSTRIAL ACTIVITY”**: ACTIVITIES SUBJECT TO NPDES INDUSTRIAL PERMITS AS DEFINED IN 40 CFR, SECTION 122.26 (B)(14).
- I. **“NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) STORM WATER DISCHARGE PERMIT”**: A PERMIT ISSUED BY EPA (OR BY A STATE UNDER AUTHORITY DELEGATED PURSUANT TO 33 USC § 1342 (B) THAT AUTHORIZES THE DISCHARGE OF POLLUTANTS TO THE WATERS OF THE UNITED STATES, WHETHER THE PERMIT IS APPLICABLE ON AN INDIVIDUAL, GROUP, OR GENERAL AREA-WIDE BASIS.
- J. **“NON-STORM WATER DISCHARGE”**: ANY DISCHARGE TO THE STORM DRAIN SYSTEM THAT IS NOT COMPOSED ENTIRELY OF STORM WATER.
- K. **“PERSON”**: ANY INDIVIDUAL, ASSOCIATION, ORGANIZATION, PARTNERSHIP, FIRM CORPORATION OR OTHER ENTITY RECOGNIZED BY LAW AND ACTING AS EITHER THE OWNER OR AS THE OWNER’S AGENT.
- L. **“POLLUTANT”**: ANYTHING WHICH CAUSES OR CONTRIBUTES TO POLLUTION. POLLUTANTS MAY INCLUDE, BUT ARE NOT LIMITED TO:
 - 1. PAINTS, VARNISHES AND SOLVENTS
 - 2. OIL AND OTHER AUTOMOTIVE FLUIDS
 - 3. NON-HAZARDOUS LIQUID AND SOLID WASTES AND YARD WASTES
 - 4. REFUSE, RUBBISH, GARBAGE, LITTER, OR OTHER DISCARDED OR ABANDONED OBJECTS, ORDINANCES, AND ACCUMULATIONS, SO THAT SAME MY CAUSE OR CONTRIBUTE TO POLLUTION
 - 5. FLOATABLES
 - 6. PESTICIDES, HERBICIDES, AND FERTILIZERS
 - 7. HAZARDOUS SUBSTANCES AND WASTES
 - 8. SEWAGE, FECAL COLIFORM AND PATHOGENS
 - 9. DISSOLVED AND PARTICULATE METALS
 - 10. ANIMAL WASTES
 - 11. WASTES AND RESIDUES THAT RESULT FROM CONSTRUCTING A BUILDING OR STRUCTURE
 - 12. NOXIOUS OR OFFENSIVE MATTER OF ANY KIND.
- M. **“PREMISES”**: ANY BUILDING, LOT, PARCEL OF LAND, OR PORTION OF LAND WHETHER IMPROVED OR UNIMPROVED INCLUDING ADJACENT SIDE WALKS AND PARKING STRIPS.
- N. **“STORM DRAINAGE SYSTEM”**: PUBLICLY-OWNED FACILITIES BY WHICH STORM WATER IS COLLECTED AND/OR CONVEYED, INCLUDING BUT NOT LIMITED TO ANY ROADS WITH DRAINAGE SYSTEMS, MUNICIPAL STREETS, GUTTERS, CURBS, INLETS, PIPED STORM DRAINS, PUMPING FACILITIES, RETENTION AND DETENTION BASINS, NATURAL AND HUMAN-MADE OR ALTERED DRAINAGE CHANNELS, RESERVOIRS, AND OTHER DRAINAGE STRUCTURES.
- O. **“STORM WATER”**: ANY SURFACE FLOW, RUNOFF, AND DRAINAGE CONSISTING ENTIRELY OF WATER FROM ANY FORM OF NATURAL PRECIPITATION, AND RESULTING FROM SUCH PRECIPITATION.
- P. **“STORMWATER POLLUTION PREVENTION PLAN”**: A DOCUMENT WHICH DESCRIBES THE BEST MANAGEMENT PRACTICES AND ACTIVITIES TO BE IMPLEMENTED BY A PERSON OR BUSINESS TO IDENTIFY SOURCES OF POLLUTION OR CONTAMINATION AT A SITE AND THE ACTIONS TO ELIMINATE OR REDUCE POLLUTANT DISCHARGES TO STORMWATER,

STORMWATER CONVEYANCE SYSTEMS, AND/OR RECEIVING WATERS TO THE MAXIMUM EXTENT PRACTICABLE.

- Q. "WASTEWATER": ANY WATER OR OTHER LIQUID, OTHER THAN UNCONTAMINATED STORM WATER, DISCHARGED FROM A FACILITY.

SECTION 7-9-3 APPLICABILITY

THIS ARTICLE SHALL APPLY TO ALL WATER ENTERING THE STORM DRAIN SYSTEM GENERATED ON ANY DEVELOPED AND UNDEVELOPED LANDS UNLESS EXPLICITLY EXEMPTED BY AN AUTHORIZED ENFORCEMENT AGENCY.

SECTION 7-9-4 RESPONSIBILITY FOR ADMINISTRATION

THE TOWN OF CAMP VERDE SHALL ADMINISTER, IMPLEMENT, AND ENFORCE THE PROVISIONS OF THIS ARTICLE. ANY POWERS GRANTED OR DUTIES IMPOSED UPON THE AUTHORIZED ENFORCEMENT AGENCY MAY BE DELEGATED IN WRITING BY THE DIRECTOR OF THE AUTHORIZED ENFORCEMENT AGENCY TO PERSONS OR ENTITIES ACTING IN THE BENEFICIAL INTEREST OF OR IN THE EMPLOY OF THE AGENCY.

SECTION 7-9-5 SEVERABILITY

THE PROVISIONS OF THIS ARTICLE ARE HEREBY DECLARED SEVERABLE. IF ANY PROVISION, CLAUSE, SENTENCE, OR PARAGRAPH OF THIS ARTICLE OR THE APPLICATION THEREOF TO ANY PERSON, ESTABLISHMENT, OR CIRCUMSTANCES SHALL BE HELD INVALID, SUCH INVALIDITY SHALL NOT AFFECT THE OTHER PROVISIONS OR APPLICATION OF THIS ARTICLE.

SECTION 7-9-6 ULTIMATE RESPONSIBILITY

THE STANDARDS SET FORTH HEREIN AND PROMULGATED PURSUANT TO THIS ARTICLE ARE MINIMUM STANDARDS; THEREFORE THIS ARTICLE DOES NOT INTEND NOR IMPLY THAT COMPLIANCE BY ANY PERSON WILL ENSURE THAT THERE WILL BE NO CONTAMINATION, POLLUTION, NOR UNAUTHORIZED DISCHARGE OF POLLUTANTS.

SECTION 7-9-7 DISCHARGE PROHIBITIONS

- A. PROHIBITION OF ILLEGAL DISCHARGES.

NO PERSON SHALL DISCHARGE OR CAUSE TO BE DISCHARGED INTO THE MUNICIPAL STORM DRAIN SYSTEM OR WATERCOURSES ANY MATERIALS, INCLUDING BUT NOT LIMITED TO POLLUTANTS OR WATERS CONTAINING ANY POLLUTANTS THAT CAUSE OR CONTRIBUTE TO A VIOLATION OF APPLICABLE WATER QUALITY STANDARDS, OTHER THAN STORM WATER.

- B. THE COMMENCEMENT, CONDUCT OR CONTINUANCE OF ANY ILLEGAL DISCHARGE TO THE STORM DRAIN SYSTEM IS PROHIBITED EXCEPT AS DESCRIBED AS FOLLOWS:

1. THE FOLLOWING DISCHARGES ARE EXEMPT FROM DISCHARGE PROHIBITIONS ESTABLISHED BY THIS ARTICLE: WATER LINE FLUSHING OR OTHER POTABLE WATER SOURCES, LANDSCAPE IRRIGATION OR LAWN WATERING, DIVERTED STREAM FLOWS, RISING GROUND WATER, GROUND WATER INFILTRATION TO STORM DRAINS, UNCONTAMINATED PUMPED GROUND WATER, FOUNDATION OR FOOTING DRAINS (NOT INCLUDING ACTIVE GROUNDWATER DEWATERING SYSTEMS), CRAWL SPACE PUMPS, AIR CONDITIONING CONDENSATION, SPRINGS, NON-COMMERCIAL WASHING OF VEHICLES, NATURAL RIPARIAN HABITAT OR WET-LAND FLOWS, SWIMMING POOLS (IF DE-CHLORINATED – TYPICALLY LESS

THAN ONE PPM CHLORINE), FIRE FIGHTING ACTIVITIES, AND ANY OTHER WATER SOURCE NOT CONTAINING POLLUTANTS.

2. DISCHARGES SPECIFIED IN WRITING BY THE AUTHORIZED ENFORCEMENT AGENCY AS BEING NECESSARY TO PROTECT PUBLIC HEALTH AND SAFETY.
3. DYE TESTING IS AN ALLOWABLE DISCHARGE, BUT REQUIRES A VERBAL NOTIFICATION TO THE AUTHORIZED ENFORCEMENT AGENCY PRIOR TO THE TIME OF THE TEST.
4. THE PROHIBITION SHALL NOT APPLY TO ANY NON-STORM WATER DISCHARGE PERMITTED UNDER AN NPDES PERMIT, WAIVER, OR WASTE DISCHARGE ORDER ISSUED TO THE DISCHARGER AND ADMINISTERED UNDER THE AUTHORITY OF THE FEDERAL ENVIRONMENTAL PROTECTION AGENCY, PROVIDED THAT THE DISCHARGER IS IN FULL COMPLIANCE WITH ALL REQUIREMENTS OF THE PERMIT, WAIVER, OR ORDER AND OTHER APPLICABLE LAWS AND REGULATIONS, AND PROVIDED THAT WRITTEN APPROVAL HAS BEEN GRANTED FOR ANY DISCHARGE TO THE STORM DRAIN SYSTEM.

C. PROHIBITION OF ILLICIT CONNECTIONS.

1. THE CONSTRUCTION, USE, MAINTENANCE OR CONTINUED EXISTENCE OF ILLICIT CONNECTIONS TO THE STORM DRAIN SYSTEM IS PROHIBITED.
2. THIS PROHIBITION EXPRESSLY INCLUDES, WITHOUT LIMITATION, ILLICIT CONNECTIONS MADE IN THE PAST, REGARDLESS OF WHETHER THE CONNECTION WAS PERMISSIBLE UNDER LAW OR PRACTICES APPLICABLE OR PREVAILING AT THE TIME OF CONNECTION.
3. A PERSON IS CONSIDERED TO BE IN VIOLATION OF THIS ARTICLE IF THE PERSON CONNECTS A LINE CONVEYING SEWAGE TO THE MS4, OR ALLOWS SUCH A CONNECTION TO CONTINUE.

SECTION 7-9-8 SUSPENSION OF MS4 ACCESS

- A. SUSPENSION DUE TO ILLICIT DISCHARGES IN EMERGENCY SITUATIONS THE TOWN OF CAMP VERDE MAY, WITHOUT PRIOR NOTICE, SUSPEND MS4 DISCHARGE ACCESS TO A PERSON WHEN SUCH SUSPENSION IS NECESSARY TO STOP AN ACTUAL OR THREATENED DISCHARGE WHICH PRESENTS OR MAY PRESENT IMMINENT AND SUBSTANTIAL DANGER TO THE ENVIRONMENT, OR TO THE HEALTH OR WELFARE OF PERSONS, OR TO THE MS4 OR WATERS OF THE UNITED STATES. IF THE VIOLATOR FAILS TO COMPLY WITH A SUSPENSION ORDER ISSUED IN AN EMERGENCY, THE AUTHORIZED ENFORCEMENT AGENCY MAY TAKE SUCH STEPS AS DEEMED NECESSARY TO PREVENT OR MINIMIZE DAMAGE TO THE MS4 OR WATERS OF THE UNITED STATES, OR TO MINIMIZE DANGER TO PERSONS.
- B. SUSPENSION DUE TO THE DETECTION OF ILLICIT DISCHARGE ANY PERSON DISCHARGING TO THE MS4 IN VIOLATION OF THIS ARTICLE MAY HAVE THEIR MS4 ACCESS TERMINATED IF SUCH TERMINATION WOULD ABATE OR REDUCE AN ILLICIT DISCHARGE. THE AUTHORIZED ENFORCEMENT AGENCY WILL NOTIFY A VIOLATOR OF THE PROPOSED TERMINATION OF ITS MS4 ACCESS. THE VIOLATOR MAY PETITION THE AUTHORIZED ENFORCEMENT AGENCY FOR A RECONSIDERATION AND HEARING.

A PERSON COMMITS AN OFFENSE IF THE PERSON REINSTATES MS4 ACCESS TO PREMISES TERMINATED PURSUANT TO THIS SECTION, WITHOUT THE PRIOR APPROVAL OF THE AUTHORIZED ENFORCEMENT AGENCY.

SECTION 7-9-9 INDUSTRIAL OR CONSTRUCTION ACTIVITY DISCHARGES

ANY PERSON SUBJECT TO AN INDUSTRIAL OR CONSTRUCTION ACTIVITY NPDES STORM WATER DISCHARGE PERMIT SHALL COMPLY WITH ALL PROVISIONS OF SUCH PERMIT. PROOF OF COMPLIANCE WITH SAID PERMIT MAY BE REQUIRED IN A FORM ACCEPTABLE TO THE TOWN OF CAMP VERDE PRIOR TO THE ALLOWING OF DISCHARGES TO THE MS4.

SECTION 7-9-10 MONITORING OF DISCHARGES

A. APPLICABILITY

THIS SECTION APPLIES TO ALL FACILITIES THAT HAVE STORM WATER DISCHARGES ASSOCIATED WITH INDUSTRIAL ACTIVITY, INCLUDING CONSTRUCTION ACTIVITY.

B. ACCESS TO FACILITIES

- (1) THE TOWN OF CAMP VERDE SHALL BE PERMITTED TO ENTER AND INSPECT FACILITIES SUBJECT TO REGULATION UNDER THIS ARTICLE AS OFTEN AS MAY BE NECESSARY TO DETERMINE COMPLIANCE WITH THIS ARTICLE. IF A DISCHARGER HAS SECURITY MEASURES IN FORCE, WHICH REQUIRES PROPER IDENTIFICATION AND CLEARANCE BEFORE ENTRY INTO ITS PREMISES, THE DISCHARGER SHALL MAKE THE NECESSARY ARRANGEMENTS TO ALLOW ACCESS TO REPRESENTATIVES OF THE AUTHORIZED ENFORCEMENT AGENCY.
- (2) FACILITY OPERATORS SHALL ALLOW THE TOWN OF CAMP VERDE READY ACCESS TO ALL PARTS OF THE PREMISES FOR THE PURPOSES OF INSPECTION, SAMPLING, EXAMINATION AND COPYING OF RECORDS THAT MUST BE KEPT UNDER THE CONDITIONS OF AN NPDES PERMIT TO DISCHARGE STORM WATER, AND THE PERFORMANCE OF ANY ADDITIONAL DUTIES AS DEFINED BY THE STATE AND FEDERAL LAW.
- (3) THE TOWN OF CAMP VERDE SHALL HAVE THE RIGHT TO SET UP ON ANY PERMITTED FACILITY SUCH DEVICES AS ARE NECESSARY IN THE OPINION OF THE AUTHORIZED ENFORCEMENT AGENCY TO CONDUCT MONITORING AND/OR SAMPLING OF THE FACILITY'S STORM WATER DISCHARGE.
- (4) THE TOWN OF CAMP VERDE HAS THE RIGHT TO REQUIRE THE DISCHARGER TO INSTALL MONITORING EQUIPMENT AS NECESSARY. THE FACILITY'S SAMPLING AND MONITORING EQUIPMENT SHALL BE MAINTAINED AT ALL TIMES IN A SAFE AND PROPER OPERATING CONDITION BY THE DISCHARGER AT ITS OWN EXPENSE. ALL DEVICES USED TO MEASURE STORMWATER FLOW AND QUALITY SHALL BE CALIBRATED TO ENSURE THEIR ACCURACY.
- (5) ANY TEMPORARY OR PERMANENT OBSTRUCTION TO SAFE AND EASY ACCESS TO THE FACILITY TO BE INSPECTED AND/OR SAMPLED SHALL BE PROMPTLY REMOVED BY THE OPERATOR AT THE WRITTEN OR ORAL REQUEST OF THE TOWN OF CAMP VERDE AND SHALL NOT BE REPLACED. THE COSTS OF CLEARING SUCH ACCESS SHALL BE BORNE BY THE OPERATOR.
- (6) UNREASONABLE DELAYS IN ALLOWING THE TOWN OF CAMP VERDE ACCESS TO A PERMITTED FACILITY IS A VIOLATION OF A STORM WATER DISCHARGE PERMIT AND OF THIS ARTICLE. A PERSON WHO IS THE OPERATOR OF A FACILITY WITH A NPDES PERMIT TO DISCHARGE STORM WATER ASSOCIATED WITH INDUSTRIAL ACTIVITY COMMITS AN OFFENSE IF THE PERSON DENIES THE AUTHORIZED ENFORCEMENT AGENCY REASONABLE ACCESS TO THE PERMITTED FACILITY FOR

THE PURPOSE OF CONDUCTING ANY ACTIVITY AUTHORIZED OR REQUIRED BY THIS ARTICLE.

- (7) IF THE TOWN OF CAMP VERDE HAS BEEN REFUSED ACCESS TO ANY PART OF THE PREMISES FROM WHICH STORMWATER IS DISCHARGED, AND HE/SHE IS ABLE TO DEMONSTRATE PROBABLE CAUSE TO BELIEVE THAT THERE MAY BE A VIOLATION OF THIS ARTICLE, OR THAT THERE IS A NEED TO INSPECT AND/OR SAMPLE AS PART OF A ROUTINE INSPECTION AND SAMPLING PROGRAM DESIGNED TO VERIFY COMPLIANCE WITH THIS ARTICLE OR ANY ORDER ISSUED HEREUNDER, OR TO PROTECT THE OVERALL PUBLIC HEALTH, SAFETY, AND WELFARE OF THE COMMUNITY, THEN THE AUTHORIZED ENFORCEMENT AGENCY MAY SEEK ISSUANCE OF A SEARCH WARRANT FROM ANY COURT OF COMPETENT JURISDICTION.

SECTION 7-9-11 REQUIREMENT TO PREVENT, CONTROL, AND REDUCE STORM WATER POLLUTANTS BY THE USE OF BEST MANAGEMENT PRACTICES.

THE TOWN OF CAMP VERDE WILL ADOPT REQUIREMENTS IDENTIFYING BEST MANAGEMENT PRACTICES FOR ANY ACTIVITY, OPERATION, OR FACILITY WHICH MAY CAUSE OR CONTRIBUTE TO POLLUTION OR CONTAMINATION OF STORM WATER, THE STORM DRAIN SYSTEM, OR WATERS OF THE U.S. THE OWNER OR OPERATOR OF A COMMERCIAL OR INDUSTRIAL ESTABLISHMENT SHALL PROVIDE, AT THEIR OWN EXPENSE, REASONABLE PROTECTION FROM ACCIDENTAL DISCHARGE OF PROHIBITED MATERIALS OR OTHER WASTES INTO MUNICIPAL STORM DRAIN SYSTEM OR WATERCOURSES THROUGH THE USE OF THESE STRUCTURAL AND NON-STRUCTURAL BMPS.

FURTHER, ANY PERSON RESPONSIBLE FOR A PROPERTY OR PREMISE, WHICH IS, OR MAY BE, THE SOURCE OF AN ILLICIT DISCHARGE, MAY BE REQUIRED TO IMPLEMENT, AT SAID PERSON'S EXPENSE, ADDITIONAL STRUCTURAL AND NON-STRUCTURAL BMPS TO PREVENT THE FURTHER DISCHARGE OF POLLUTANTS TO THE MUNICIPAL SEPARATE STORM SEWER SYSTEM. COMPLIANCE WITH ALL TERMS AND CONDITIONS OF A VALID NPDES PERMIT AUTHORIZING THE DISCHARGE OF STORM WATER ASSOCIATED WITH INDUSTRIAL ACTIVITY, TO THE EXTENT PRACTICABLE, SHALL BE DEEMED COMPLIANCE WITH THE PROVISIONS OF THIS SECTION. THESE BMPS SHALL BE PART OF A STORMWATER POLLUTION PREVENTION PLAN (SWPP) AS NECESSARY FOR COMPLIANCE WITH REQUIREMENTS OF THE NPDES PERMIT.

SECTION 7-9-12 WATERCOURSE PROTECTION

EVERY PERSON OWNING PROPERTY THROUGH WHICH A WATERCOURSE PASSES, OR SUCH PERSON'S LESSEE, SHALL KEEP AND MAINTAIN THAT PART OF THE WATERCOURSE WITHIN THE PROPERTY FREE OF TRASH, DEBRIS, EXCESSIVE VEGETATION, AND OTHER OBSTACLES THAT WOULD POLLUTE, CONTAMINATE, OR SIGNIFICANTLY RETARD THE FLOW OF WATER THROUGH THE WATERCOURSE. IN ADDITION, THE OWNER OR LESSEE SHALL MAINTAIN EXISTING PRIVATELY OWNED STRUCTURES WITHIN OR ADJACENT TO A WATERCOURSE, SO THAT SUCH STRUCTURES WILL NOT BECOME A HAZARD TO THE USE, FUNCTION, OR PHYSICAL INTEGRITY OF THE WATERCOURSE.

SECTION 7-9-13 NOTIFICATION OF SPILLS

NOTWITHSTANDING OTHER REQUIREMENTS OF LAW, AS SOON AS ANY PERSON RESPONSIBLE FOR A FACILITY OR OPERATION, OR RESPONSIBLE FOR EMERGENCY RESPONSE TO A FACILITY OR OPERATION, HAS INFORMATION OF ANY KNOWN OR SUSPECTED RELEASE OF MATERIALS WHICH ARE RESULTING OR MAY RESULT IN ILLEGAL DISCHARGES OR POLLUTANTS DISCHARGING INTO STORM WATER, THE STORM DRAIN SYSTEM, OR WATER OF THE U.S., SAID PERSON SHALL TAKE ALL NECESSARY STEPS TO ENSURE THE DISCOVERY CONTAINMENT, AND CLEANUP OF SUCH RELEASE. IN THE EVENT OF SUCH A RELEASE OF HAZARDOUS MATERIALS

STAFF REPORT

Council meeting of: June 15, 2005

Title: **Discussion, consideration, and possible approval of Ordinance 2005-A310, an ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adding Article 7-9 Illicit Discharge and Connection Stormwater to Town Code Chapter 7 – Building.**

Description of Item:

In response to pollution in America's waterways, Congress passed the Clean Water Act in 1972. Polluted storm water runoff was addressed specifically under the Clean Water Act by a two-phase program that relies on the National Pollutant Discharge Elimination System (NPDES) permit coverage. Phase 1 of the NPDES storm water program addressed prevention of pollution from municipal separate storm sewer systems serving populations over 100,000, construction activities disturbing five acres or more, and ten specific industrial activities.

Camp Verde is covered under Phase II of the NPDES permit coverage largely because of our proximity to the Verde River. Camp Verde's NPDES permit requires a Storm Water Management Plan, which was completed in December 2003.

The adoption of this ordinance is one of the measurable goals outlined in the Town's Storm Water Management Plan. This ordinance is designed to prohibit illegal and illicit discharges into the Town's separate storm sewer system. The due date to adopt this ordinance is June 30, 2005.

Staff

Recommendation: Adopt Ordinance 2005-A310.

Attachments: Yes

Prepared by: Wendy Escoffier

STAFF REPORT

Council meeting of: June 15, 2005

Title: **Discussion, consideration, and possible approval of Resolution 2005-651, an resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring as a public record that certain document filed with the Town Clerk and entitled, "Erosion and Sediment Control".**

**Description of
Item:**

In response to pollution in America's waterways, Congress passed the Clean Water Act in 1972. Polluted storm water runoff was addressed specifically under the Clean Water Act by a two-phase program that relies on the National Pollutant Discharge Elimination System (NPDES) permit coverage. Phase 1 of the NPDES storm water program addressed prevention of pollution from municipal separate storm sewer systems serving populations over 100,000, construction activities disturbing five acres or more, and ten specific industrial activities.

Camp Verde is covered under Phase II of the NPDES permit coverage largely because of our proximity to the Verde River. Camp Verde's NPDES permit requires a Storm Water Management Plan, which was completed in December 2003.

The adoption of this resolution enables the Council to discuss, consider, and possibly approve Ordinance 2005-A311, which is one of the measurable goals outlined in the Town's Storm Water Management Plan.

Staff

Recommendation: Adopt Resolution 2005-651.

Attachments: Yes

Prepared by: Wendy Escoffier

RESOLUTION 2005-651

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CAMP VERDE, YAVAPAI COUNTY, ARIZONA, DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT FILED WITH THE TOWN CLERK AND ENTITLED AS "EROSION AND SEDIMENT CONTROL", AN AMENDMENT TO THE TOWN CODE (ORDINANCE 96-A116).

BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CAMP VERDE, YAVAPAI COUNTY, ARIZONA:

That certain document (attached hereto as Exhibit A), entitled "Erosion and Sediment Control", an amendment to the Town Code, three copies of which are on file in the office of the Town Clerk, is hereby declared to be a public record, pursuant to ARS 9-802, and said copies are ordered to remain on file with the Town Clerk.

PASSED AND ADOPTED by a majority vote of the Town Council in an open meeting by the Town Council, Town of Camp Verde, Arizona, on this 15th day of June 2005.

Approved as to Form:

Town Attorney

Date _____

Tony Gioia – Mayor

Attest:

Deborah Barber, Town Clerk

CHAPTER 7
BUILDING
ARTICLE 7-10
EROSION AND SEDIMENT CONTROL

- 7-10-1 PURPOSE
- 7-10-2 DEFINITION
- 7-10-3 PERMITS
- 7-10-4 REVIEW AND APPROVAL
- 7-10-5 EROSION AND SEDIMENT CONTROL PLAN
- 7-10-6 DESIGN REQUIREMENTS
- 7-10-7 INSPECTION
- 7-10-8 ENFORCEMENT
- 7-10-9 SEVERABILITY

SECTION 7-10-1 PURPOSE

DURING THE CONSTRUCTION PROCESS, SOIL IS HIGHLY VULNERABLE TO EROSION BY WIND AND WATER. ERODED SOIL ENDANGERS WATER RESOURCES BY REDUCING WATER QUALITY AND CAUSING THE SILTATION OF AQUATIC HABITAT FOR FISH AND OTHER DESIRABLE SPECIES. ERODED SOIL ALSO NECESSITATES REPAIR OF SEWERS AND DITCHES AND THE DREDGING OF LAKES. IN ADDITION, CLEARING AND GRADING DURING CONSTRUCTION CAUSE THE LOSS OF NATIVE VEGETATION NECESSARY FOR TERRESTRIAL AND AQUATIC HABITAT.

AS A RESULT, THE PURPOSE OF THIS LOCAL REGULATION IS TO SAFEGUARD PERSONS, PROTECT PROPERTY, AND PREVENT DAMAGE TO THE ENVIRONMENT IN THE TOWN OF CAMP VERDE. THIS ARTICLE WILL ALSO PROMOTE THE PUBLIC WELFARE BY GUIDING, REGULATING, AND CONTROLLING THE DESIGN, CONSTRUCTION, USE, AND MAINTENANCE OF ANY DEVELOPMENT OR OTHER ACTIVITY THAT DISTURBS OR BREAKS THE TOPSOIL OR RESULTS IN THE MOVEMENT OF EARTH ON LAND IN THE TOWN OF CAMP VERDE.

SECTION 7-10-2 DEFINITIONS

FOR THE PURPOSES OF THIS ARTICLE, THE FOLLOWING SHALL MEAN:

- A. "CERTIFIED CONTRACTOR": A PERSON WHO HAS RECEIVED TRAINING AND IS LICENSED BY ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY (ADEQ) TO INSPECT AND MAINTAIN EROSION AND SEDIMENT CONTROL PRACTICES.
- B. "CLEARING": ANY ACTIVITY THAT REMOVES THE VEGETATIVE SURFACE COVER.
- C. "DRAINAGE WAY": ANY CHANNEL THAT CONVEYS SURFACE RUNOFF THROUGHOUT THE SITE.
- D. "EROSION CONTROL": A MEASURE THAT PREVENTS EROSION.
- E. "EROSION AND SEDIMENT": A SET OF PLANS PREPARED BY OR UNDER THE DIRECTION OF A LICENSED PROFESSIONAL ENGINEER.

- F. "CONTROL PLAN": INDICATING THE SPECIFIC MEASURES AND SEQUENCING TO BE USED TO CONTROL SEDIMENT AND EROSION ON A DEVELOPMENT SITE DURING AND AFTER CONSTRUCTION.
- G. "GRADING": EXCAVATION OR FILL OF MATERIAL, INCLUDING THE RESULTING CONDITIONS THEREOF.
- H. "PERIMETER CONTROL": A BARRIER THAT PREVENTS SEDIMENT FROM LEAVING A SITE BY FILTERING SEDIMENT-LADEN RUNOFF OR DIVERTING IT TO A SEDIMENT TRAP OR BASIN.
- I. "PHASING": CLEARING A PARCEL OF LAND IN DISTINCT PHASES, WITH THE STABILIZATION OF EACH PHASE COMPLETED BEFORE THE CLEARING OF THE NEXT.
- J. "SEDIMENT CONTROL": MEASURES THAT PREVENT ERODED SEDIMENT FROM LEAVING THE SITE.
- K. "SITE": A PARCEL OF LAND OR A CONTIGUOUS COMBINATION THEREOF, WHERE GRADING WORK IS PERFORMED AS A SINGLE UNIFIED OPERATION.
- L. "SITE DEVELOPMENT": A PERMIT ISSUED BY THE MUNICIPALITY FOR THE CONSTRUCTION OR ALTERATION OF GROUND.
- M. "PERMIT": IMPROVEMENTS AND STRUCTURES FOR THE CONTROL OF EROSION, RUNOFF, AND GRADING.
- N. "STABILIZATION": THE USE OF PRACTICES THAT PREVENT EXPOSED SOIL FROM ERODING.
- O. "START OF CONSTRUCTION": THE FIRST LAND-DISTURBING ACTIVITY ASSOCIATED WITH A DEVELOPMENT, INCLUDING LAND PREPARATION SUCH AS CLEARING, GRADING, AND FILLING; INSTALLATION OF STREETS AND WALKWAYS; EXCAVATION FOR BASEMENTS, FOOTINGS, PIERS, OR FOUNDATIONS; ERECTION OF TEMPORARY FORMS; AND INSTALLATION OF ACCESSORY BUILDINGS SUCH AS GARAGES.
- P. "WATERCOURSE": ANY BODY OF WATER, INCLUDING, BUT NOT LIMITED TO LAKES, PONDS, RIVERS, STREAMS, AND BODIES OF WATER DELINEATED BY THE TOWN OF CAMP VERDE.
- Q. "WATERWAY": A CHANNEL THAT DIRECTS SURFACE RUNOFF TO A WATERCOURSE OR TO THE PUBLIC STORM DRAIN.

SECTION 7-10-3 PERMITS

- A. NO PERSON SHALL BE GRANTED A SITE DEVELOPMENT PERMIT FOR LAND DISTURBING ACTIVITY THAT WOULD REQUIRE THE UNCOVERING OF *25,000 OR MORE SQUARE FEET* WITHOUT THE APPROVAL OF AN EROSION AND SEDIMENT CONTROL PLAN BY THE TOWN OF CAMP VERDE.
- B. NO SITE DEVELOPMENT PERMIT IS REQUIRED FOR THE FOLLOWING ACTIVITIES:
 - 1. ANY EMERGENCY ACTIVITY THAT IS IMMEDIATELY NECESSARY FOR THE PROTECTION OF LIFE, PROPERTY, OR NATURAL RESOURCES.
 - 2. EXISTING NURSERY AND AGRICULTURAL OPERATIONS CONDUCTED AS PERMITTED MAIN OR ACCESSORY USE.

- C. EACH APPLICATION SHALL BEAR THE NAME(S) AND ADDRESS(ES) OF THE OWNER OR DEVELOPER OF THE SITE AND OF ANY CONSULTING FIRM RETAINED BY THE APPLICANT TOGETHER WITH THE NAME OF THE APPLICANTS PRINCIPAL CONTACT AT SUCH FIRM AND SHALL BE ACCOMPANIED BY A FILING FEE.
- D. EACH APPLICATION SHALL INCLUDE A STATEMENT THAT ANY LAND CLEARING, CONSTRUCTION, OR DEVELOPMENT INVOLVING THE MOVEMENT OF EARTH SHALL BE IN ACCORDANCE WITH THE EROSION AND SEDIMENT CONTROL PLAN AND THAT A CERTIFIED CONTRACTOR SHALL BE ON SITE ON ALL DAYS WHEN CONSTRUCTION OR GRADING ACTIVITY TAKES PLACE.
- E. THE APPLICANT WILL BE REQUIRED TO FILE WITH THE TOWN OF CAMP VERDE A FAITHFUL PERFORMANCE BOND, LETTER OF CREDIT, OR OTHER IMPROVEMENT SECURITY IN AN AMOUNT DEEMED SUFFICIENT BY THE TOWN OF CAMP VERDE TO COVER ALL COSTS OF IMPROVEMENTS, LANDSCAPING, MAINTENANCE OF IMPROVEMENTS FOR SUCH PERIOD AS SPECIFIED BY THE TOWN OF CAMP VERDE, AND ENGINEERING AND INSPECTION COSTS TO COVER THE COST OF FAILURE OR REPAIR OF IMPROVEMENTS INSTALLED ON THE SITE.

SECTION 7-10-4 REVIEW AND APPROVAL

- A. THE TOWN OF CAMP VERDE WILL REVIEW EACH APPLICATION FOR A SITE DEVELOPMENT PERMIT TO DETERMINE ITS CONFORMANCE WITH THE PROVISIONS OF THIS REGULATION. WITHIN 30 DAYS AFTER RECEIVING AN APPLICATION, THE TOWN OF CAMP VERDE SHALL, IN WRITING:
 - 1. APPROVE THE PERMIT APPLICATION;
 - 2. APPROVE THE PERMIT APPLICATION SUBJECT TO SUCH REASONABLE CONDITIONS AS MAY BE NECESSARY TO SUBSTANTIALLY SECURE THE OBJECTIVES OF THIS REGULATION, AND ISSUE THE PERMIT SUBJECT TO THESE CONDITIONS; OR
 - 3. DISAPPROVE THE PERMIT APPLICATION, INDICATING THE REASON(S) AND PROCEDURE FOR SUBMITTING A REVISED APPLICATION AND/OR SUBMISSION.
- B. FAILURE OF THE TOWN OF CAMP VERDE TO ACT ON AN ORIGINAL OR REVISED APPLICATION WITHIN 30 DAYS OF RECEIPT SHALL AUTHORIZE THE APPLICANT TO PROCEED IN ACCORDANCE WITH THE PLANS AS FILED UNLESS SUCH TIME IS EXTENDED BY AGREEMENT BETWEEN THE APPLICANT AND THE TOWN OF CAMP VERDE. PENDING PREPARATION AND APPROVAL OF A REVISED PLAN, DEVELOPMENT ACTIVITIES SHALL BE ALLOWED TO PROCEED IN ACCORDANCE WITH CONDITIONS ESTABLISHED BY THE TOWN OF CAMP VERDE.

SECTION 7-10-5 EROSION AND SEDIMENT CONTROL PLAN

- A. THE EROSION AND SEDIMENT CONTROL PLAN SHALL INCLUDE THE FOLLOWING:
 - 1. A NATURAL RESOURCES MAP, NO SMALLER IN SCALE THAN 1" = 50', IDENTIFYING SOILS, FOREST COVER, AND RESOURCES PROTECTED UNDER OTHER CHAPTERS OF THIS CODE.
 - 2. A SEQUENCE OF CONSTRUCTION OF THE DEVELOPMENT SITE, INCLUDING STRIPPING AND CLEARING; ROUGH GRADING; CONSTRUCTION OF UTILITIES, INFRASTRUCTURE, AND BUILDINGS; AND FINAL GRADING AND LANDSCAPING. SEQUENCING SHALL IDENTIFY THE EXPECTED DATE ON WHICH CLEARING WILL BEGIN, THE ESTIMATED

DURATION OF EXPOSURE OF CLEARED AREAS, AREAS OF CLEARING, INSTALLATION OF TEMPORARY EROSION AND SEDIMENT CONTROL MEASURES, AND ESTABLISHMENT OF PERMANENT VEGETATION.

3. ALL EROSION AND SEDIMENT CONTROL MEASURES NECESSARY TO MEET THE OBJECTIVES OF THIS LOCAL REGULATION THROUGHOUT ALL PHASES OF CONSTRUCTION AND AFTER COMPLETION OF DEVELOPMENT OF THE SITE. DEPENDING UPON THE COMPLEXITY OF THE PROJECT, THE DRAFTING OF INTERMEDIATE PLANS MAY BE REQUIRED AT THE CLOSE OF EACH SEASON.
 4. SEEDING MIXTURES AND RATES, TYPES OF SOD, METHOD OF SEEDBED PREPARATION, EXPECTED SEEDING DATES, TYPE AND RATE OF LIME AND FERTILIZER APPLICATION, AND KIND AND QUANTITY OF MULCHING FOR BOTH TEMPORARY AND PERMANENT VEGETATIVE CONTROL MEASURES.
 5. PROVISIONS FOR MAINTENANCE OF CONTROL FACILITIES, INCLUDING EASEMENTS AND ESTIMATES FOR THE COST OF MAINTENANCE.
- C. MODIFICATIONS TO THE PLAN SHALL BE PROCESSED AND APPROVED OR DISAPPROVED IN THE SAME MANNER AS SECTION IV OF THIS REGULATION, MAY BE AUTHORIZED BY THE TOWN OF CAMP VERDE BY WRITTEN AUTHORIZATION TO THE PERMITTEE, AND SHALL INCLUDE:
1. MAJOR AMENDMENTS OF THE EROSION AND SEDIMENT CONTROL PLAN SUBMITTED TO THE TOWN OF CAMP VERDE.
 2. FIELD MODIFICATIONS OF A MINOR NATURE.

SECTION 7-10-6 DESIGN REQUIREMENTS

- A. GRADING, EROSION CONTROL PRACTICES, SEDIMENT CONTROL PRACTICES, AND WATERWAY CROSSINGS SHALL MEET THE DESIGN CRITERIA SET FORTH IN THE MOST RECENT VERSION OF THE TOWN OF CAMP VERDE STORMWATER MANUAL, AND SHALL BE ADEQUATE TO PREVENT TRANSPORTATION OF SEDIMENT FROM THE SITE TO THE SATISFACTION OF THE TOWN OF CAMP VERDE. CUT AND FILL SLOPES SHALL BE NO GREATER THAN 2:1, EXCEPT AS APPROVED BY THE TOWN OF CAMP VERDE TO MEET OTHER COMMUNITY OR ENVIRONMENTAL OBJECTIVES.
- B. CLEARING AND GRADING OF NATURAL RESOURCES, SUCH AS FORESTS AND WETLANDS, SHALL NOT BE PERMITTED, EXCEPT WHEN IN COMPLIANCE WITH ALL OTHER CHAPTERS OF THIS CODE. CLEARING TECHNIQUES THAT RETAIN NATURAL VEGETATION AND DRAINAGE PATTERNS, AS DESCRIBED IN THE TOWN OF CAMP VERDE STORMWATER MANUAL, SHALL BE USED TO THE SATISFACTION OF THE TOWN OF CAMP VERDE.
 1. CLEARING, EXCEPT THAT NECESSARY TO ESTABLISH SEDIMENT CONTROL DEVICES, SHALL NOT BEGIN UNTIL ALL SEDIMENT CONTROL DEVICES HAVE BEEN INSTALLED AND HAVE BEEN STABILIZED.
- C. PHASING SHALL BE REQUIRED ON ALL SITES DISTURBING GREATER THAN 30 ACRES, WITH THE SIZE OF EACH PHASE TO BE ESTABLISHED AT PLAN REVIEW AND AS APPROVED BY THE TOWN OF CAMP VERDE.
- D. EROSION CONTROL REQUIREMENTS SHALL INCLUDE THE FOLLOWING:
 1. SOIL STABILIZATION SHALL BE COMPLETED WITHIN *FIVE DAYS* OF CLEARING OR INACTIVITY IN CONSTRUCTION.

2. IF SEEDING OR ANOTHER VEGETATIVE EROSION CONTROL METHOD IS USED, IT SHALL BECOME ESTABLISHED WITHIN *TWO WEEKS* OR THE TOWN OF CAMP VERDE MAY REQUIRE THE SITE TO BE RESEEDED OR A NON-VEGETATIVE OPTION EMPLOYED.
 3. SPECIAL TECHNIQUES THAT MEET THE DESIGN CRITERIA OUTLINED IN THE TOWN OF CAMP VERDE STORMWATER MANUAL ON STEEP SLOPES OR IN DRAINAGE WAYS SHALL BE USED TO ENSURE STABILIZATION.
 4. SOIL STOCKPILES MUST BE STABILIZED OR COVERED AT THE END OF EACH WORKDAY.
 5. THE ENTIRE SITE MUST BE STABILIZED, USING A HEAVY MULCH LAYER OR ANOTHER METHOD THAT DOES NOT REQUIRE GERMINATION TO CONTROL EROSION, AT THE CLOSE OF THE CONSTRUCTION SEASON.
 6. TECHNIQUES SHALL BE EMPLOYED TO PREVENT THE BLOWING DUST OR SEDIMENT FROM THE SITE.
 7. TECHNIQUES THAT DIVERT UPLAND RUNOFF PAST DISTURBED SLOPES SHALL BE EMPLOYED.
- E. SEDIMENT CONTROLS REQUIREMENTS SHALL INCLUDE:
1. SETTLING BASINS, SEDIMENT TRAPS, OR TANKS AND PERIMETER CONTROLS.
 2. SETTLING BASINS THAT ARE DESIGNED IN A MANNER THAT ALLOWS ADAPTATION TO PROVIDE LONG TERM STORMWATER MANAGEMENT, IF REQUIRED BY THE TOWN OF CAMP VERDE, PROTECTION FOR ADJACENT PROPERTIES BY THE USE OF A VEGETATED BUFFER STRIP IN COMBINATION WITH PERIMETER CONTROLS.
- F. WATERWAY AND WATERCOURSE PROTECTION REQUIREMENTS SHALL INCLUDE:
1. A TEMPORARY STREAM CROSSING INSTALLED AND APPROVED BY THE APPROPRIATE AGENCY, IF A WET WATERCOURSE WILL BE CROSSED REGULARLY DURING CONSTRUCTION.
 2. STABILIZATION OF THE WATERCOURSE CHANNEL BEFORE, DURING, AND AFTER ANY IN-CHANNEL WORK.
 3. ALL ON-SITE STORMWATER CONVEYANCE CHANNELS DESIGNED ACCORDING TO THE CRITERIA OUTLINED IN THE TOWN OF CAMP VERDE STORMWATER MANUAL.
 4. STABILIZATION ADEQUATE TO PREVENT EROSION LOCATED AT OUTLETS OF ALL PIPES AND PAVED CHANNELS.
- G. CONSTRUCTION SITE ACCESS REQUIREMENTS SHALL INCLUDE:
1. TEMPORARY ACCESS ROAD PROVIDED AT ALL SITES.
 2. OTHER MEASURES REQUIRED BY THE TOWN OF CAMP VERDE IN ORDER TO ENSURE THAT SEDIMENT IS NOT TRACKED ONTO PUBLIC STREETS BY CONSTRUCTION VEHICLES OR WASHED INTO STORM DRAINS.

STAFF REPORT

Council meeting of: June 15, 2005

Title: **Discussion, consideration, and possible approval of Ordinance 2005-A311, an ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adding Article 7-10 Erosion and Sediment Control to Town Code Chapter 7 – Building.**

**Description of
Item:**

This is another ordinance that is required as part of the Town's National Pollutant Discharge Elimination System (NPDES) permit. The Phase II designation, which Camp Verde is regulated by, addresses any construction activity that disturbs more than one acre.

The adoption of this ordinance is one of the measurable goals outlined in the Town's Storm Water Management Plan. This ordinance is designed to protect the Verde River and its tributaries from construction site soils.

The due date to adopt this ordinance is June 30, 2005.

Staff

Recommendation: Adopt Ordinance 2005-A311.

Attachments: Yes

Prepared by: Wendy Escoffier

STAFF REPORT

Council meeting of: June 15, 2005 – Regular Session

Title: Discussion, consideration, and possible approval of Resolution 2005-648, a resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, authorizing acquisition, including by eminent domain, of all property necessary for the completion of the Main Street Beautification project within the Town limits of Camp Verde.

Budgeted item: No.

Description of Item: Council directed staff to negotiate the purchase of the Kyllingstad property to complete the Main Street Beautification project. Mr. Kyllingstad refused the offer of \$59,900.

Staff Recommendation: Staff recommends approval of Resolution 2005-648, directing staff to proceed with the acquisition of the property.

Comments: Per our agreement, ADOT set aside the funds needed for completion of the project. The project must be completed no later than February 28, 2006. Therefore, it is vital that we move forward on the acquisition.

Attachments: Yes

Prepared by: Bill Lee



RESOLUTION 2005-648
A RESOLUTION OF THE MAYOR AND COMMON COUNCIL
OF THE TOWN OF CAMP VERDE, YAVAPAI COUNTY, ARIZONA,
AUTHORIZING THE ACQUISITION, INCLUDING BY EMINENT DOMAIN,
OF ALL PROPERTY NECESSARY FOR THE COMPLETION OF THE
MAIN STREET BEAUTIFICATION PROJECT
WITHIN THE TOWN LIMITS OF CAMP VERDE

WHEREAS, the Town of Camp Verde authorized the Main Street Beautification Project to enhance the traffic and pedestrian flow on Main Street.

WHEREAS, the acquisition, including by eminent domain, of property is a public use and necessary for the completion of the Main Street Beautification Project

WHEREAS, the acquisition of the real property is in the best interest of the Town of Camp Verde, and it would appear to be in the best interest of the Town of Camp Verde to proceed in a timely manner.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL as follows:

Section 1. That is deemed essential as a matter of public use and necessity that the Main Street Beautification Project proceed in a timely manner. That it is deemed essential as a matter of public use and necessity that the necessary property be acquired, including by eminent domain, for the construction, maintenance and completion of the Project, including all related facilities, within the corporate limits of the Town of Camp Verde.

Section 2. That staff is directed to proceed with the acquisition, including by eminent domain, for the construction, maintenance, and completion of the Project, as indicated on the maps on file in the Camp Verde Clerk's Office.

Section 3. That one of the pieces of property that is necessary to complete the Project is described on Exhibit "A" attached hereto and is included within the boundaries of the Project attached hereto as Exhibit "B".

Section 4. Shall the need arise the Mayor is hereby authorized to sign any documents that may be necessary to carry out the purpose of this resolution.

APPROVED AND ADOPTED by the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona this day of _____ 2005.

 Tony Gioia, Mayor

Attest: _____
 Deborah Barber, Town Clerk

Approved as to form:

 Town Attorney

Exhibit A

PARCEL 1:

Following is a description of a portion of the parcel of land described in Book 2627, page 157 of the records of the Yavapai County Recorders Office. (Note: all references to recorded instruments refer to the records of the Yavapai County Recorder)

The parcel of land is located in the Northeast quarter of Section 31, Township 14 North, Range 5 East, Gila and Salt River Base and Meridian, Yavapai County, Arizona.

The parcel is more particularly described by metes and bounds as follows:

COMMENCING at the Northeast corner of the parcel of land described in Book 2627, page 157 which is also the Southeast corner of the parcel of land described in Book 2981, page 8, which lies on the West right of way line of Main Street as shown on the Plat of Camp Verde Townsite recorded in Book 2 of Maps, page 62, the TRUE POINT F BEGINNING of this description:

Thence South $21^{\circ}57'51''$ East along the East line of the parcel of land described in Book 2627, page 157 and along the West line of Main Street, 45.53 feet;

Thence South $03^{\circ}01'15''$ East along the East line of the parcel of land described in Book 2627, page 157, and along the West line of Main Street, 11.28 feet to the Southeast corner of the parcel of land described in Book 2627, page 157;

Thence South $89^{\circ}41'53''$ West along the South line of the parcel of land described in Book 2627, page 157, and along the North line of Hollamon Street as shown on the Plat of Camp Verde Townsite recorded in Book 2 of Maps, page 62, 33.24 feet;

Thence North $00^{\circ}18'07''$ West, 25.70 feet to the face of the existing sidewalk on the South side of the existing building located on the parcel of land described in Book 2627, page 157;

Thence South $87^{\circ}56'06''$ East along the face of the existing sidewalk, 8.80 feet to the corner of the existing sidewalk;

Thence North $22^{\circ}16'30''$ West along the face of the existing sidewalk on the East side of the existing building, 30.57 feet to the North line of the parcel of land described in Book 2627, page 157 and to the South line of the parcel of land described in Book 2981, page 8;

Thence South $89^{\circ}59'40''$ East along the North line of the parcel of land described in Book 2627, page 157, and along the South line of the parcel of land described in Book 2981 page 8, 18.55 feet to the TRUE POINT OF BEGINNING of this description;

Parcel 2:

Following is a description of a portion of the parcel of land described in Book 2981, page 8 of the records of the Yavapai County Recorders Office. (Note: all references to recorded instruments refer to the records of the Yavapai County Recorder)

The parcel of land is located in the Northeast quarter of Section 31, Township 14 North, Range 5 East, Gila and Salt River Base and Meridian, Yavapai County, Arizona.

The parcel is more particularly described by metes and bounds as follows:

COMMENCING at the Southeast corner of the parcel of land described in Book 2981, page 8 which is also the Northeast corner of the parcel of land described in Book 2627, page 157, which lies on the Westerly right of way line of Main Street as shown on the plat of Camp Verde Townsite recorded in Book 2 of Maps, page 62 the TRUE POINT OF BEGINNING of this description;

Thence North $89^{\circ}59'40''$ West along the South line of the parcel of land described in Book 2981, page 8, and along North line of the parcel of land described in Book 2627, page 157, 18.55 feet to the face of the existing sidewalk on the East side of the most Southerly existing building located on the parcel of land described in Book 2981, page 8;

Thence North $22^{\circ}16'30''$ West along the face of the existing sidewalk, 36.74 feet to the corner of the existing sidewalk;

Thence North $30^{\circ}29'49''$ West, 44.23 feet to the Southeast corner of the most Northerly existing building located on the parcel of land described in Book 2981, page 8;

Thence North $10^{\circ}01'48''$ West along the face of the existing building, 4.83 feet to an angle point in the building face;

Thence North $21^{\circ}43'06''$ West along the face of the existing building, 76.88 feet to the Northeast corner of the existing building;

Thence North $36^{\circ}14'38''$ West, 37.71 feet to the North line of the parcel of land described in Book 2981 page 8 and to the South line of the parcel of land described as Parcel 6 in Book 3526, page 367;

Thence South $89^{\circ}58'23''$ East along North line of the parcel of land described in Book 2981, Page 8 and along the South line of Parcel 6, 34.44 feet to the Northeast corner of the parcel of land described in Book 2981, page 8 and to the Southeast corner of Parcel 6, and to the West right of way line of Main Street;

Thence South $21^{\circ}57'51''$ East along the East line of the parcel of land described in Book 2981, page 8, and along West right of way line of Main Street, 192.67 feet to the TRUE POINT OF BEGINNING of this description.

Exhibit A.1

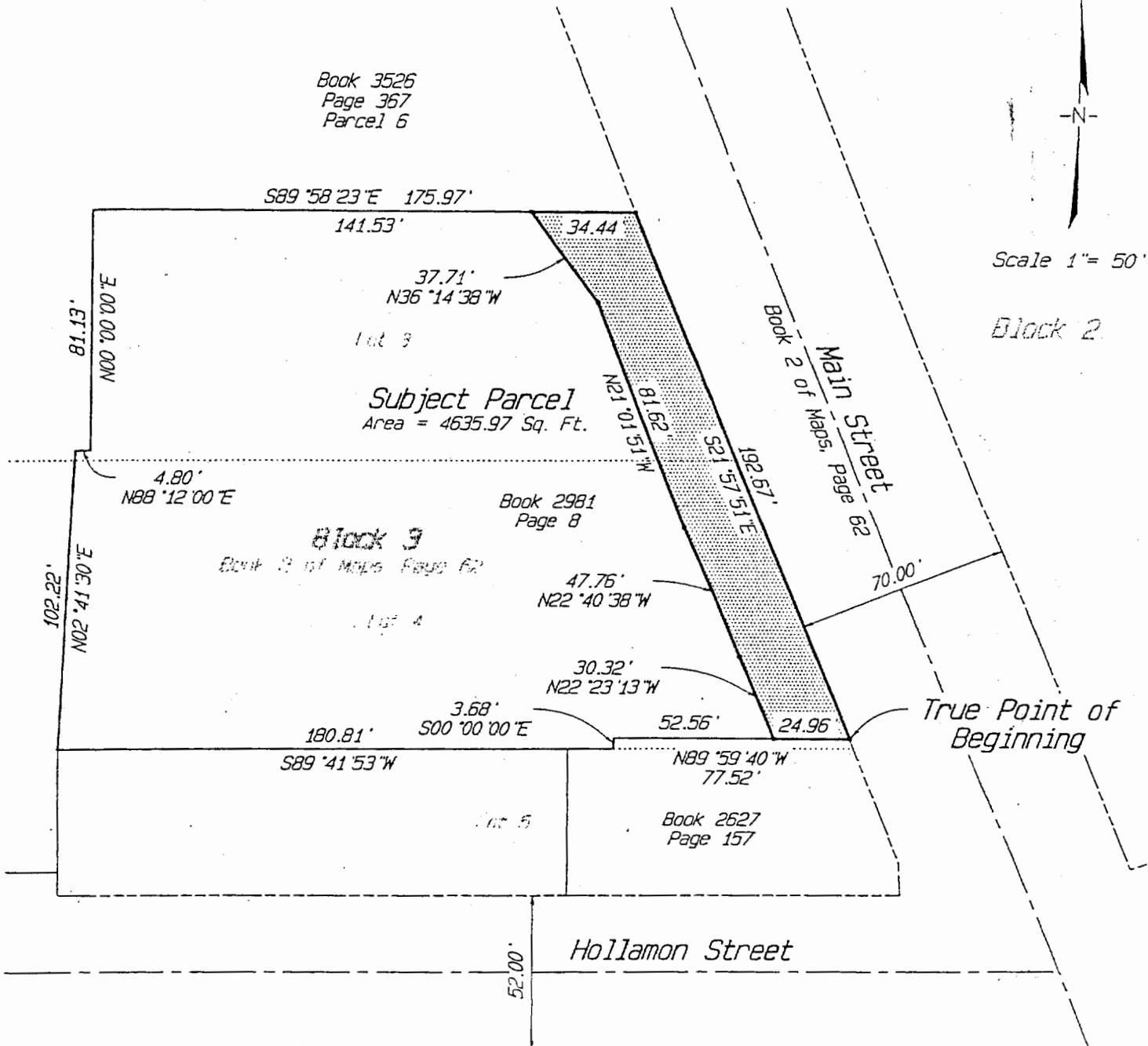
A portion of the parcel of land described in Book 2981, Page 8 of the records of the Yavapai County Recorder's Office. The parcel of land is located in the Northeast 1/4 of Section 31, Township 14 North, Range 5 East, G&SRB&M, Yavapai County, Arizona.

Book 3526
Page 367
Parcel 6

-N-

Scale 1" = 50'

Block 2



ARIZONA
ENGINEERING
COMPANY

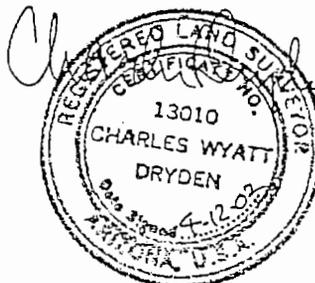
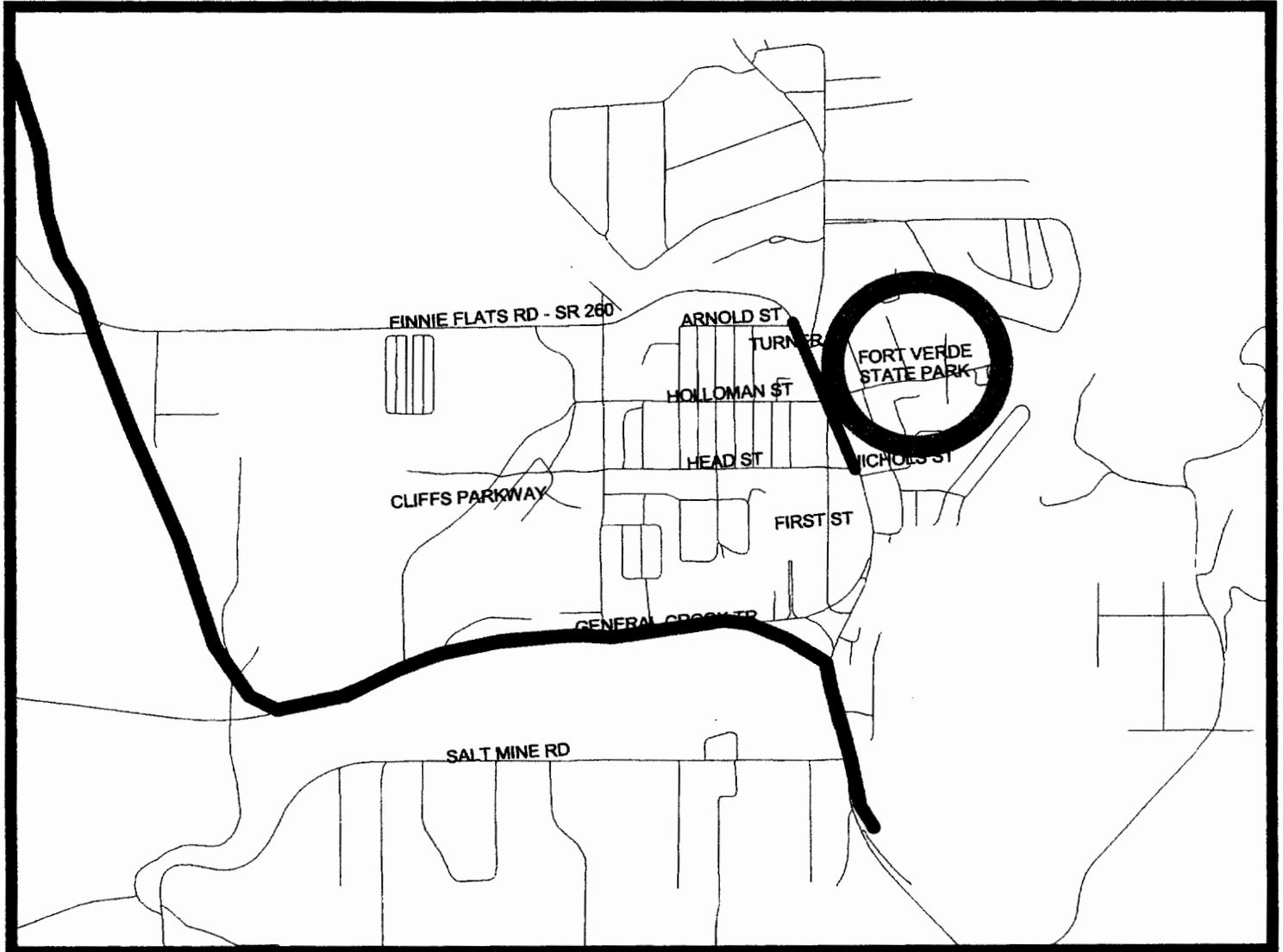


EXHIBIT "B"

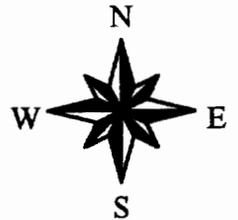
Main Street and SR 260 By-pass Map



Project Boundaries:
Arnold St. to Nichols St.

Proposed 260 by-pass

State Park



0.3 0 0.3 0.6 Miles



 Road_center_lines

Map created by Nancy Buckel, Planner 9-23-99

STAFF REPORT

Council meeting of: June 15, 2005 – Regular Session

Title: Advanced Approvals - Discussion, consideration, and possible approval of a \$2,500 budget line item increase for advertising expenses related to the publishing of ordinances.

Budgeted item: There is \$4,000 budgeted for this item. The estimated increase should not exceed \$2,500.

Description of Item: We are required by law to publish ordinances twice in the local paper. Council approved eight ordinances in FY 03/04 and 37 ordinances in FY 04/05. This was a substantial and unanticipated increase in advertising costs. The majority of the ordinances are related to P&Z matters. Director Wright advises that costs such as advertising are covered when the applicant's fees are paid.

Staff Recommendation: Approve the increase.

Comments: N/A

Attachments: No

Prepared by: Debbie Barber