

AGENDA



**REGULAR SESSION
MAYOR and COMMON COUNCIL
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
473 S. Main Street, Room #106
WEDNESDAY, AUGUST 16, 2006
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) August 2, 2006 – Regular Session
- 2) July 26, 2006 – Council Hears Planning & Zoning

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

- 1) Council Hears P&Z – August 23, 2006 at 6:30 p.m. – **RESCHEDULED**
- 2) Council Hears P&Z – August 30, 2006 at 6:30 p.m.
- 3) Regular Session – September 6, 2006 at 6:30 p.m.
- 4) Regular Session – September 20, 2006 at 6:30 p.m.
- 5) Council Hears P&Z – September 27, 2006 at 6:30 p.m.

c) **Possible approval of the Yavapai County Library District Service agreement.**

d) **Possible approval of Arizona Engineering agreement for an "on-call service" rate increase.** This is a budgeted item in the General Fund.

e) **Possible award of bid for Project #06-026, 2006 Street Improvement Program to International Surfacing Systems for \$365,131.06, and authorization to execute the contract documents.** This is a budgeted item in HURF.

f) **Possible approval of the FY 06/07 Final Budget.**

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

6. **Discussion, consideration, and possible recommendation to approve a liquor license application for the new owners of Gabriela's Mexican Food and Cantina located at 396 S. Main Street.**

7. **Discussion, consideration, and possible approval to designate proceeds from the special events beer garden tip jars to the Park Fund, which is used to fund park-related projects.**

8. **Discussion, consideration, and possible approval of the budgets for the 8-19-06 Block Party and Pioneer Days scheduled for 9-16 & 17, 2006.**

9. **Discussion, consideration, and update regarding recent meetings with ADOT and Yavapai County concerning SR 260 access management efforts.**

10. **Discussion, consideration, and update of meeting with State Parks, Office of Tourism, State Preservation Office, local merchants, and Out of Africa Wild Animal Park concerning economic development and other matters.**

11. **Discussion, consideration, and possible direction to staff to apply for a permit from ADOT to block off Main Street on September 9, 2006 from 6:00 a.m. to 10:00 a.m. for the Mail Trail dedication.**
12. **Discussion with the Town Attorney regarding contract stipulations with Stroh Rogers Architects, Inc.** Note: Council may vote to go into Executive Session pursuant to ARS §38-431.03 (A)(3) and (A)(4) for discussion or consultation for legal advice and discussion or consultation with the attorney in order to consider its position and instruct its attorney regarding its position regarding contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation.
13. **Call to the Public for Items not on the Agenda.**

There will be no Public Input on the following items:

14. **Advanced Approvals of Town Expenditures**
 - a. **Possible approval of \$4,998.83 to Arizona Municipal Risk Retention Pool.** This is the Town's 20% portion of the legal fees in the case of Eberhard v. Town of Camp Verde. This is a budgeted item in the General Fund.
15. **Manager/Staff Report**
16. **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.
17. **Adjournment**

Posted by: _____

Date/Time: Aug 11, 2006 10:15 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
REGULAR SESSION
MAYOR and COMMON COUNCIL
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, AUGUST 2, 2006
6:30 P.M.**

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

1. **Call to Order**

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

2. **Roll Call**

Mayor Gioia, Vice Mayor Hauser, Councilors Baker, Smith, Kovacovich, Parrish and Parry were present.

Also Present: Town Manager Bill Lee, Town Attorney Bill Sims, Finance Director Dane Bullard, Town Marshal Dave Smith, Grants Administrator Mike Casebier, Town Clerk Debbie Barber, and Recording Secretary Margaret Harper.

3. **Pledge of Allegiance**

The Pledge was led by Councilor Hauser.

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

a) **Approval of the Minutes:**

- 1) July 25, 2006 – Joint Work Session
- 2) July 19, 2006 – Regular Session

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

- 1) Regular Session – August 16, 2006 at 6:30 p.m.
- 2) Council Hears P & Z – August 23, 2006 at 6:30 p.m. – **RESCHEDULED**
- 3) Council Hears P&Z – August 30, 2006 at 6:30 p.m.

c) **Possible approval of the Camp Verde Chamber of Commerce services agreement.**

d) **Possible approval of the Chamber of Commerce's first quarterly payment for \$33,669 for the period covering July, August, and September 2006.**

d) **Possible approval of a change order for \$5,254 to install a 2-ton Mitsubishi split system with cooling only for the equipment room at the new Marshal's facility.** This is an unbudgeted item from the CIP.

e) **Possible approval of a change order for \$4,273 to install a 42-circuit Square D Panel in the electrical room at the new Marshal's facility.** This is an unbudgeted item from the CIP.

f) **Possible approval of Amendment #2 to the IGA with ADOT, SR 260 Frontage Roads, TRACS NO. H3868 O1R/03C/H5630 01C (Finnie Flat Road/Main Street).** The purpose of the amendment is to modify and clarify Contract #JPA 00-173, extending the Main Street project until 2-28-07; requiring the Town to provide a right-of-way clearance memo to the State; and placing the ownership and maintenance responsibilities of Finnie Flat/Main Street in the Town's jurisdiction immediately upon satisfactory completion of the construction project.

g) **Possible authorization for the Mayor to sign the "Delegation of Authority Agreement" with Water Infrastructure Authority of Arizona (WIFA) for the WIFA technical assistance grant to define feasibility costs & deliverables that meets both the needs of residential and commercial development outside Sanitary District boundaries.**

On a motion by Gioia, seconded by Baker, the Consent Agenda was unanimously approved as presented, with Items c), d) (the second "d") and e) excepted.

Mayor Gioia requested that Items d) and e) be pulled for separate consideration; Councilor Baker requested that Item c) be pulled for separate consideration.

c) Possible approval of the Camp Verde Chamber of Commerce services agreement.

On a motion by Gioia, seconded by Hauser, the Council unanimously approved the Camp Verde Chamber of Commerce services agreement.

Councilor Baker questioned the goals in the strategy planning under Economic Development that included two communities other than Camp Verde.

Rob Witt, Director, assured the Council that the Chamber will not spend money on or be studying specifically those two areas, but pointed out that the Chamber does have members from those areas and the Chambers wants to help all members to excel; however, the resources will be focused on Camp Verde. **Witt** and **Roy Gugliotta** said that the wording in the plan will be rephrased to reflect that assurance.

d) Possible approval of a change order for \$5,254 to install a 2-ton Mitsubishi split system with cooling only for the equipment room at the new Marshal's facility

On a motion by Gioia, seconded by Parry, the Council voted unanimously to **deny** approval of the change order.

e) Possible approval of a change order for \$4,273 to install a 42-circuit Square D Panel in the electrical room at the new Marshal's facility.

On a motion by Gioia, seconded by Parry, the Council unanimously approved a change order for \$4,273 to install a 42-circuit Square D Panel in the new Marshal's facility, with direction to the Manager as discussed.

Items d) and e) were discussed together; the discussion included direction to the Town Manager to pursue avenues of relief and resolve liability for the added costs caused by perceived professional errors in the architectural design and the engineering services hired by the architect.

Marshal Dave Smith suggested other options for installation of the subject cooling system as recommended by the architectural engineers, and explained that there is in place a window air conditioner that serves as a temporary fix. The other options include installing a similar system that the Town already owns, or the Town could get bids independently and save the 15% contractor cost.

Smith confirmed that the Circuit Panel set forth in Item e) was a necessary addition in order to get the building properly functioning.

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

Rob Witt, following up the commitment of the Chamber of Commerce to sponsor the Block Party, presented a check for \$2,000 to the Council.

Ron Smith wanted to bring to everyone's attention the two awards recently given to Steve Ayres; one, the State Journalism Award for his article on the County complex, and the other a State Photo Journalism Award for his coverage of the chicken race down Main Street in Camp Verde.

There was no further public input.

6. Presentation by Arizona State Parks of the 2005 State Lake Improvement Funds check for the Black Bridge River Front Park land acquisition and facility development.

There was no action taken.

Town Manager Lee introduced **Robert Baldwin**, Grants Coordinator with Arizona State Parks, who made the official presentation of a ceremonial check for \$250,000 on behalf of the State Parks Board, representing the grant funding for the Black Bridge River Front Park land acquisition and facility development, commenting that the funds have probably already been spent. Mr. Baldwin said that the money has come from the State Lake Improvement Fund, initiated through the Legislature and is a portion of the Gas Tax Revenue, and outlined the criteria used in rating grant applications.

There was no public input.

7. **Discussion, consideration, and possible approval of funding for \$21,635 to cover the increased costs in asphalt prices that have occurred since Amon Builders, Inc. originally bid the project for the new Marshal's facility.**

On a motion by Parry, seconded by Gioia, the Council voted unanimously to table Item 7.

Councilor Parry explained that it now appears that the architect does not like the pavement, which was an item on the punch list; Parry requested that the item be tabled until after the architect and builder have come up with a resolution.

8. **Discussion, consideration, and possible appointment of one member to the Library Advisory Commission to fill the term that expires in September 2008.**

On a motion by Hauser, seconded by Gioia, the Council voted unanimously to appoint Ann Nason to the Library Advisory Commission.

Lee referred to the letter of interest from Ann Nason and commented that she is the only applicant for the position. Prior to voting on the motion, the members expressed the opinion that in the future applicants should appear in person in order for the Council to become acquainted with each one. Town Clerk Barber said that they are always invited. There was also a suggestion that they be required to appear, countered with the comment that it is difficult to get volunteers to serve. The Council will follow up on considering changing the policy to require attendance as suggested.

There was no public input.

Prior to addressing Item 9 Councilor Baker declared a conflict of interest and stepped down.

9. **Discussion, consideration, and possible approval of a proposal by staff members Debbie Barber and Dane Bullard to assume the duties and partial salary of the Housing Director position.**

Staff was directed to develop an alternate proposal to bring back to the Council at a later date.

Lee explained that since the Housing Director recently accepted employment with Coconino County, staff has been exploring a number of different possibilities for her replacement, and Lee said that Debbie Barber and Dane Bullard have developed a proposal for one option. Lee added that Debbie has been involved with the housing department since its inception, outlining her years of experience, training, and personal and valuable relationships established with key agencies on housing, pointing out that she has taken on that responsibility in addition to her regular job duties.

Barber reviewed the adopted housing department budget and the savings that would be realized by the addition of a portion of that amount to her existing salary while Bullard would only request overtime pay for over 40 hours. She noted this would result in an immediate \$51,000 savings to the General Fund. Barber advised that she had submitted a notice of intent to apply for a

\$440,000 home grant, noting that the application was due on August 30th. She explained that the award is based on staff capacity and experience and noted that the grant application was written based on the experience and capacity of both Bullard and Barber. Barber detailed how the award would be allocated with approximately \$40,000 going directly to the General Fund to cover salary and benefits. She advised that a \$10,000 Rural Development Grant is also in the works and is based on staff capacity. She reiterated that in addition to the \$51,000 initial savings, with the potential grant award, there is the possibility of bringing an additional \$50,000 into the General Fund for administrative costs, \$400,000 for housing rehab, and over \$1 million for new housing from RDA if the self-help program can get started, with potential admin funds at \$12,000 per home.

Barber detailed the qualifications, training and experience of Bullard, and her own history, experience and training throughout her years as a Town employee and highlighting her extensive training in the areas of affordable housing and grants. Barber emphasized and outlined the immediate benefits to the Town, primarily through continuity of the current funding efforts based on her and Bullard's familiarity and experience. In the alternate, the process of recruiting, hiring and training a new staff member could cause a delay of several months and loss of current potential grant awards.

Lee acknowledged that eventually the housing program would develop into a full department that will need additional employees, and said that the subject proposal would be a good short-term fix for the Town. He stressed the benefit of continuity of the current activities. Dane Bullard reiterated the points made by both Lee and Barber regarding the advantage of the years of experience and training to draw on to keep the momentum going in the current housing efforts. Bullard also confirmed the plans for his compensation for the extra work and time necessary, adding that, in the alternative to his and Barber's proposal, if Council so wishes, advertising for a new Housing Department head could be started immediately.

The Council discussed the presentation with Lee and Barber at length, including reviewing the proposed financial compensation, grant writing, experience and training, and expressing major concern over the potential additional hours necessary for Barber to meet the Housing Department demands in addition to her current responsibilities. Lee reiterated the point that Barber has been working on housing since its inception, and that the proposal presents a good stopgap measure primarily to keep the grants moving forward. Another concern was whether the proposed combination of responsibilities would result in dilution of interests or devotion to the housing activities. There was one recommendation that Barber be moved to Housing Department Director, Virginia Jones be moved up to Town Clerk and Jenna Paulsen be promoted to Deputy Town Clerk. Barber was asked if she would consider leaving her position as Town Clerk to be appointed Housing Department Director; Barber said she did not know, and referred back to the proposal before the Council at this time.

PUBLIC INPUT

Ann Everett, a member of the Housing Commission and a four-year past member of the Redevelopment Committee reviewed her personal knowledge of the assistance and input from Debbie Barber and the training that Barber received. In summary, Ms. Everett stressed her confidence in Barber's tremendous capacity for the area of housing for those who need it, and her belief that Barber could handle the responsibility to the point where the Commission, now in a formative state, becomes truly functioning as a Housing Commission. Ms. Everett added that Dane and Debbie have provided the Council with a good option for a temporary fix.

There was no further public input.

10. Discussion, consideration, and possible approval for the Town to purchase either color or black & white logos for Town vehicles.

On a motion by Hauser, seconded by Parrish, the Council unanimously approved the purchase of 50 Town logos in color.

Lee said he was asking for direction from the Council regarding purchasing either the color or black-and-white logos; the pricelist was included in the packet. The Council briefly discussed the amount of logos being requested, the frequency they need to be replaced on the vehicles, and the design and more attractive appearance of the color logos.

There was no public input.

11. **Discussion, consideration, and possible approval to purchase a used one-ton bucket truck from APS for \$19,000.**

On a motion by Gioia, seconded by Hauser, the Council unanimously approved the purchase of a used one-ton bucket truck from APS for \$19,000, conditional upon the review of maintenance records.

Lee reviewed the background of the proposed purchase of a used one-ton bucket truck, adding that APS currently has a truck available that is scheduled to be auctioned and has agreed on a sale price of \$19,000; Lee said that the truck appears to be in good condition. The Council discussed the proposed use of the truck, the mileage, and some concern about possible hydraulic problems. It was generally agreed that the vehicle would appear to be a good purchase for the Town, depending on satisfactory evidence of past maintenance. The cost will be split between the Parks CIP and the HURF budget.

PUBLIC INPUT

Jerry Tobish, as a citizen and owner of Ancient Bear Gallery downtown, he has watched the Town crew putting up the banners on Main Street; regarding the safety issue for the workers it would certainly make sense to go with the truck. He added that it has to be safer than some of the methods being used.

There was no further public input.

A recess was called at 7:55 p.m.; the meeting was called back to order at 8:05 p.m.

12. **Possible approval Resolution 2006-695, a resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the Town of Camp Verde Town Code, dated August 2, 2006, to be a public record.**

On a motion by Gioia, seconded by Baker, the Council unanimously approved Resolution 2006-695, a resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, declaring the Town of Camp Verde Town Code, dated August 2, 2006, to be a public record.

Mayor Gioia said that there are some changes to be made and suggested that formal approval at this time might be premature. Town Attorney Bill Sims explained that those changes can be made at this time following the process set forth in the agenda, first declaring the document to be a public record, as provided by the Arizona statutes, and then incorporating it by reference, except for the penalties provisions, which are spelled out in the ordinance to be adopted in the next step.

Mayor Gioia requested that both Items 12 and 13 be discussed at the same time, with each then being voted on separately, for convenience of addressing both in the one discussion. Item 13 was also announced for the record at this time.

Attorney Sims proceeded to review and highlight the minor changes in form and numbering; Sims also outlined two substantive changes, with input from Barber, one in connection with the housing code, and the other to replace "Community Development Director" with "Town Engineer," in connection with the storm water drainage system section. Following review of the

changes, Sims recommended that the Council approve the resolution declaring the Town Code to be a public record.

There was no public input.

13. **Possible approval of Ordinance 2006-A332, an ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the Town of Camp Verde Town Code. A re-codification of selected prior ordinances of the Town, and proscribing penalties for violations thereof.**

On a motion by Gioia, seconded by Kovacovich, the Council unanimously approved Ordinance 2006-A332, an ordinance of the Town of Camp Verde, Yavapai County, Arizona, adopting by reference the Town of Camp Verde Town Code; re-codification of selected prior ordinances of the Town, and proscribing penalties for violations thereof.

With no further discussion the subject ordinance was unanimously approved, and acknowledged as a significant event that followed the hard work, input and discussions by staff, the public, and the Commissions, with special thanks to Marshal Dave Smith for his input with the dog control portion.

There was no public input.

14. **Discussion, consideration, and possible authorization for the Mayor to support miscellaneous resolutions submitted to the League of Cities and Towns for consideration at the August League Conference.**

The Council reviewed and discussed in detail the 31 proposed miscellaneous resolutions and agreed to support them, **except** for the following, as discussed:

<u>No.</u>	<u>Decision</u>
8	Opposed
13	Opposed
14	Undecided; to be decided at Conference
15	Undecided; to be decided at Conference
17	Support , but add that Legislature institute a Statewide computerized system for preventing multiple purchases using various communities; also suggest support for banning the tablet form of pseudoephedrine altogether.
27	Undecided; to be decided at Conference
28	Opposed

There was no public input.

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

Dave Smith reported on the huge success of the National Night Out event held last night. Also, the VIP program has started with 17 volunteers who are attending four-hour sessions on Thursday nights for ten weeks; five of the volunteers helped with the National Night Out event.

Jerry Tobish, in summary, requested that the Council closely monitor the Chamber of Commerce spending so that the funds actually do come to Camp Verde, and are used to help bring in people traveling up and down I-17.

There was no further public input.

16. **Advanced Approvals of Town Expenditures**

There were no advanced approvals of Town expenditures.

17. **Manager/Staff Report**

Lee said that staff has a PSA going to the newspaper as part of Burgess & Niple's review of the appraisal of the Water Company; the Water Company is asking for the survey. Lee reported on

his meeting with Pete Mourtsen to discuss the park project; Mourtsen said the bids on the auction property were not accepted. Three individuals will be interviewed tomorrow for the position of the Planning & Zoning Department Director. Next Friday Lee and Roy Gugliotta will be meeting with State Parks, Office of Tourism, and State Historic Preservation individuals to talk about the Fort and how the Town might have more of a role in its operation. Lee also met with a member of the Nation to try to set up a Work Session or Retreat with them; Chairman Fuller has asked that the meeting be held off until this Fall at which time Lee will get back with them to try to set a meeting date and time.

Barber offered clarification of a Council comment concerning the compensation discussed in her earlier presentation regarding receiving a two-step raise to move forward with the grant applications. She outlined the information required to be set out in the grant application and advised Council that as a result of their decision, the Notice of Intent to Apply for a \$461,000 HOME grant would have to be withdrawn since it was based on specific named staff, their experience, duties, and successfully completed programs.

18. Council Informational Reports

Parry thanked Parrish and Smith for inviting him to also attend the meeting with Renzi's people; Ron did a great job in presenting the situation and Howard made a good connection.

Parrish commented on the background of getting the meeting together. Parrish asked Lee about his checking on the drainage across the road at the Post Office. The Mail Trail preparations are moving forward; should have the plaques next week and will bring one to show the Council.

Hauser reported briefly on her trip.

Smith reported in detail on the meeting with Renzi personnel, listing the very thorough collection of background documentation on the park compiled on short notice by staff. Smith described alternate approaches, including the Legislature putting pressure on the Forest Service to come back with a more fair deal or attaching the proposal to an upcoming bill, which could result in action soon. Smith suggested getting together a letter-writing campaign to Renzi in support. There was a brief reference and discussion regarding a bill that Renzi is planning to introduce involving a way to purchase Federal land in 50-acre increments for \$5 an acre.

Gioia commented on the bill that was introduced last week regarding the wilderness designation for the Fossil Creek area, and a discussion he had today with Congressman Renzi's office. Gioia said he was invited to go to Washington not only as a lobbyist for the Fossil Creek issue, but also for the Town's Verde River concerns. Gioia would like to do that, but there is the question of the short time line and lack of funding.

19. Adjournment

On a motion by Hauser, seconded by Baker, the meeting was adjourned at 9:37 p.m.

Tony Gioia, Mayor

Margaret Harper, Recording Secretary

CERTIFICATION

I hereby certify that the foregoing Minutes are a true and accurate accounting of the actions of the Mayor and Common Council of the Town of Camp Verde during the Regular Session of the Town Council of Camp Verde, Arizona, held on the 2nd day of August, 2006. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this _____ day of _____, 2006.

**MINUTES
COUNCIL HEARS PLANNING & ZONING
MAYOR and COMMON COUNCIL
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, JULY 26, 2006
at 6:30 P.M.**

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

1. **Call to Order**
The meeting was called to order at 6:30 p.m., with Councilor Kovacovich presiding.
2. **Roll Call**
Councilors Baker, Smith, Kovacovich, Parrish and Parry were present; Mayor Gioia and Vice Mayor Hauser were absent, Gioia due to surgery.

Also Present: Sr. Planner Nancy Buckel, Town Manager Lee, and Recording Secretary Margaret Harper.
3. **Pledge of Allegiance**
The Pledge was led by Baker.
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) July 14, 2006 – Special Session
 - b) **Set Next Meeting, Date and Time:**
 - 1) Regular Session – August 2, 2006 at 6:30 p.m.
 - 2) Regular Session – August 16, 2006 at 6:30 p.m.
 - 3) Council Hears P & Z – August 23, 2006 at 6:30 p.m. – **RESCHEDULED**
 - 4) Council Hears P&Z – August 30, 2006 at 6:30 p.m.

On a motion by Baker, seconded by Parry, the Council voted 4-1 to approve the Consent Agenda, with the changes noted; Councilor Smith abstained.

The members discussed the July 14, 2006 Special Session Minutes, and requested the following corrections: The heading should reflect "**Friday**" instead of Wednesday; also, the second paragraph under No. 4, corrected to ".....she would eliminate the **Special Events** Coordinator position..."

5. **Call to the Public for Items not on the Agenda.**
Roy Gugliotta, Camp Verde Chamber of Commerce, said that in light of recent discussions regarding the events, he wanted to make sure that the record reflects that the Chamber will sponsor the Block Party for the \$2,000; the Chamber is behind both the events and the Block Party.

There was no further public input.

Item 8 was addressed prior to Item 6 as a courtesy to the applicant who had prepared a Power Point presentation.

6. **Discussion, consideration, and possible approval of Ordinance 2006-A335 an ordinance of the Town of Camp Verde, Yavapai County, Arizona, pertaining to the**

National Flood Insurance Program, adopting by reference revised flood insurance study and flood insurance rate maps, and floodplain management regulations; providing for repeal of conflicting ordinances; providing for severability; and providing penalties.

On a motion by Baker, seconded by Kovacovich, the Council unanimously approved Ordinance 2006-A335 an ordinance of the Mayor and Council of the Town of Camp Verde, Yavapai County, Arizona, pertaining to the National Flood Insurance Program, adopting by reference revised flood insurance study and flood insurance rate maps, and floodplain management regulations; providing for repeal of conflicting ordinances; providing for severability; and providing penalties.

Sr. Planner Buckel said that following original approval of the ordinance she had submitted in October, using the FEMA template that she had received earlier, there are some additional changes that FEMA has requested. That revised language has been reviewed by the Town Attorney who has recommended adopting a new ordinance to replace the earlier one instead of just amending it.

7. **Discussion, consideration, and possible approval of Ordinance 2006-A333, an ordinance of the Town of Camp Verde, Yavapai County, Arizona, changing the zoning for parcel 403-22-102B consisting of approximately 1.93 acres from C2-2 to C3-2. This rezoning is to allow for the development of mini-storage units.**

On a motion by Baker, seconded by Smith, the Council unanimously approved Ordinance 2006-A333, an ordinance of the Town of Camp Verde, Yavapai County, Arizona, changing the zoning for parcel 403-22-102B consisting of approximately 1.93 acres from C2-2 to C3-2; this rezoning is to allow for the development of mini-storage units.

STAFF PRESENTATION

Buckel displayed an overhead projection of the planned project that would provide for the development of a mini-storage complex to be located next to the Days Inn Motel. The parcel currently contains the motel's vault-and-haul system, and an easement has been provided for their continued access to that system for cleaning out until such time as the facility can be hooked up to the sewer. An easement is also in place to accommodate access from Industrial through the motel parking lot and out to 260. Buckel pointed out to the Council that staff now requires all applicants for rezonings, use permits and general plans to have neighborhood meetings as well as sending out letters in order to address any neighborhood concerns prior to the Council hearings; the applicant has complied with that requirement, although no one attended the meeting. No responses to the letters have been received. The Commission has recommended approval, after discussing screening, storm water drainage, Fire Code regulations and the access road. The applicant plans to have an on-site manager for the project, and will work on keeping the western/rural character that the Town wants to promote.

PUBLIC HEARING OPEN

Applicant's Statement

Jack Sheehan, the developer-builder who will be the owner of the development said that the architect and the current property owner are also present. He said he had nothing further to add and said he was available for possible questions from the Council regarding the proposal. The members discussed the issues presented by Yavapai Flood Control; Mr. Sheehan said that he has his engineers working on those concerns that will involve mainly ADOT and the way the interchange had been built. Mr. Sheehan explained how he anticipates those drainage problems will be corrected, including collecting his own water on the site and discharging it properly; there should be only minimal impact on Industrial.

COMMENT FROM OTHER PERSONS

There was no comment from other persons.

APPLICANT'S REBUTTAL

No rebuttal was necessary.

PUBLIC HEARING CLOSED

Council Discussion

The Council discussed with Mr. Sheehan the flooding concerns and history with ADOT, as well as Fire Code regulations, sprinklers, and planned landscaping and screening. There was no further Council discussion.

8. **Discussion, consideration, and possible approval of Resolution 2006-690, a resolution of the Common Council of the Town of Camp Verde, Arizona approving the preliminary plat 2006-02 for the purpose of developing Elk Creek @ Simonton Ranch Subdivision within Simonton Ranch Master Planned Community on a portion of parcel 403-23-103C consisting of approximately 24 acres and 87 lots with the minimum lot size being 5,000 square feet.**

On a motion by Parry, seconded by Parrish, the Council unanimously approved Resolution 2006-690, a resolution of the Common Council of the Town of Camp Verde, Arizona approving the preliminary plat 2006-02 for the purpose of developing Elk Creek at Simonton Ranch Subdivision within Simonton Ranch Master Planned Community on a portion of parcel 403-23-103C consisting of approximately 24 acres and 87 lots with the minimum lot size being 5,000 square feet.

STAFF PRESENTATION

Sr. Planner Buckel explained that the subject subdivision is another development within the Simonton Ranch Master Planned Community, and will be more urban in character and similar to the Silverado Subdivision that has already been approved. Buckel reviewed the access roads, the number and sizes of the lots, the common public space and clubhouse that will be shared with Silverado, on-street parking, the public utility easements, and sidewalks. Buckel said that the applicant had also provided information from Phoenix regarding their street parking requirements for the Council's consideration. The Town Engineer has indicated that a decision regarding parking on the street would be up to the Council. The proposed street names have been approved by Dispatch. Four agencies have met with the developer who has met most of their issues. The Housing Commission has submitted a memo setting forth their philosophy regarding seeking lots for workforce housing for Council to consider when approving preliminary plats. The P&Z Commission has recommended approval of the application, with some discussion regarding crosswalks and control of parking on the utility easement.

PUBLIC HEARING OPEN

Applicant's Statement

Scott Simonton reviewed the zoning for the Elk Creek Subdivision, and the acreage that he deeded off in order to share with Silverado the planned amenities that will include a clubhouse, pool, tennis courts, and perhaps some ramadas or basketball courts. Mr. Simonton also displayed drawings of the planned monuments at the entrances, and pointed out the planned open space areas, the various lot sizes and setbacks, the location of the clubhouse, retention basins, and trail systems leading to the river. Mr. Simonton also discussed his request to allow on-street parking, referring to the Phoenix material he had provided, and explained that he had planned wider streets to accommodate that. He commented that the estimated build-out total of 600-650 was what he had originally estimated and committed to in previous discussions with Council. The members briefly discussed with Mr. Simonton the planned landscaping and trees for the subdivisions, expressing preferences for a combination of both lush green and desert landscaping. There was also some concern regarding the 4-foot sidewalks, with general agreement that 4 feet would be acceptable.

COMMENT FROM OTHER PERSONS

There was no comment from other persons.

APPLICANT'S REBUTTAL

No rebuttal was necessary.

PUBLIC HEARING CLOSED

Council Discussion

There was only a brief discussion, including further reference to the sidewalks and a combination of the landscaping with the intent to be sensitive to the water issues and to keep the natural look in many of the areas.

9. **Discussion, consideration, and possible approval of Resolution 2006-696, a resolution of the Town Council of the Town of Camp Verde, Arizona approving General Plan Amendment 2006-05 that amends the Land Use Plan of the General Plan for parcel 403-19-012D from Rural Residential to Low Density Residential for 2 acres and to Medium Density Residential for .95 acres. This site is located at 1856 Wot Evans Drive.**

On a motion by Baker, seconded by Parrish, the Council unanimously approved Resolution 2006-696, a resolution of the Town Council of the Town of Camp Verde, Arizona approving General Plan Amendment 2006-05 that amends the Land Use Map of the General Plan for parcel 403-19-012D from Rural Residential to Low Density Residential for 2 acres and to Medium Density Residential for .95 acres; this site is located at 1856 West Wot Evans Drive.

STAFF PRESENTATION

Buckel explained that the request for a General Plan Amendment has been submitted by the applicant, Rob Witt, who wants to develop the parcel into two full one-acre lots and one .95 acre, in order to try to meet the intent of the language in the General Plan with the result that two different densities are being requested based on the sizes of the lots being created. Buckel pointed out that there are many non-conforming and mixed lots in the neighborhood, and the Council recently approved a low density reclassification for a property owner to create lots from a 5-acre parcel. Buckel also reviewed the criteria for a minor land amendment. A neighborhood meeting was held, with one neighbor expressing preference for the land to remain a farm. The P&Z Commission voted 5-1 to recommend approval; there was no public input.

PUBLIC HEARING OPEN

Applicant's Statement

Rob Witt made a Power Point presentation, displaying a map of the neighborhood and indicating the neighboring parcels and zoning. Mr. Witt also outlined his personal contacts with the neighbors in addition to the meeting that he had arranged, and reviewed in detail his request for the General Plan Amendment as had also been explained by Ms. Buckel.

COMMENT FROM OTHER PERSONS

There was no comment from other persons.

APPLICANT'S REBUTTAL

No rebuttal was necessary.

PUBLIC HEARING CLOSED

Council Discussion

The Council briefly discussed with the applicant the access points for the resulting lots.

10. **Discussion, consideration, and possible approval Ordinance 2006-A334, an ordinance of the Town of Camp Verde, Yavapai County, Arizona, changing the zoning for parcel 403-19-012D consisting of approximately 2.95 acres from RCU-2A to R1-35. This rezoning is to allow for development of three lots. This site is located at 1856 Wot Evans Drive.**

On a motion by Parry, seconded by Parrish, the Council unanimously approved Ordinance 2006-A334, an ordinance of the Town of Camp Verde, Yavapai County, Arizona, changing the zoning

for parcel 403-19-012D consisting of approximately 2.95 acres from RCU-2A to R1-35. This rezoning is to allow for development of three lots; this site is located at 1856 Wot Evans Drive.

STAFF PRESENTATION

Buckel said that the details are the same as for the previous item involving the General Plan Amendment, except that the zoning is now being requested as discussed. The lots will provide for manufactured home development; they will be set on stem walls. The P&Z Commission had suggested stem wall construction; it was confirmed that stem wall would probably be required for lending purposes.

PUBLIC HEARING OPEN

Applicant's Statement

Mr. Witt said he had nothing further to add. In response to a question from Council Mr. Witt said that the concern for sheet flow expressed by Yavapai County Flood Control will be addressed through engineering the foundations; that will be dealt with at the time of issuing the building permits. Mr. Witt was also commended for following through with the neighborhood meeting and personal contacts prior to the hearing.

COMMENT FROM OTHER PERSONS

There was no comment from other persons.

APPLICANT'S REBUTTAL

No rebuttal was necessary.

PUBLIC HEARING CLOSED

Council Discussion

There was no further Council discussion.

11. **Discussion, consideration, and possible of Resolution 2006-697, a resolution of the Common Council of the Town of Camp Verde, Arizona, approving the renewal of Use Permit 2006-01 for a 10-year period to 2016. This RV park contains 44 spaces and a laundry and office building on parcels 404-28-018L and 404-28-018Y consisting of approximately 3.08 acres zoned C2. The location of the RV park is 4500 East Finnie Flat Road.**

On a motion by Baker, seconded by Smith, the Council unanimously approved Resolution 2006-697, a resolution of the Common Council of the Town of Camp Verde, Arizona, approving the renewal of Use Permit 2006-01 for a 10-year period to 2016; this RV park contains 44 spaces and a laundry and office building on parcels 404-28-018L and 404-28-018Y consisting of approximately 3.08 acres zoned C2; the location of the RV park is 4500 East Finnie Flat Road.

STAFF PRESENTATION

Buckel said that the applicant is requesting to transfer ownership of the Use Permit following his sale of the property, with a revision of conditions that had originally been placed on the Use Permit, together with an extension of time for a total of 10 years. Buckel described the location of the Park and outlined the revisions being requested, in particular the requirement limiting the amount of time that guests can stay. No other RV parks in Camp Verde currently have stay limitations. A neighborhood meeting was scheduled; no one attended. The P&Z Commission expressed some objection about lifting the stay limitation, as well as concern that there should be restrictions on the sizes and appearance of the RVs. Staff had pointed out that there are zoning regulations to address that concern, and that it would be difficult to try to enforce a six-month stay. The P&Z Commission voted to recommend approval.

PUBLIC HEARING OPEN

Applicant's Statement

Andy Ayres said that basically the request is in the nature of a housecleaning, and also commented on the difficulty of enforcing the six-month stay which he had questioned at the time it was originally imposed. Mr. Ayres said that the Park has been a good neighbor, and the purchaser will accept the same standards that have been set. The members discussed with Mr. Ayres the status of the Sanitary District connection and service; he explained that an easement had been created through the Christian School to bring the line across. The problem of imposing a time limit was also discussed with the applicant, as well as landscaping efforts.

COMMENT FROM OTHER PERSONS

There was no comment from other persons

APPLICANT'S REBUTTAL

No rebuttal was necessary.

PUBLIC HEARING CLOSED

Council Discussion

There was no further Council discussion.

12. **Discussion, consideration, and possible of Resolution 2006-698, a resolution of the Common Council of the Town of Camp Verde, Arizona, approving Use Permit 2006-02 to allow for the installation and operation of a cremation retort on the premises of the Bueler-Hepler Funeral Home currently operated on parcel 404-22-021 zoned C2-4. This property is located at 143 West Arnold Street.**

On a motion by Baker, seconded by Smith, the Council unanimously approved Resolution 2006-698, a resolution of the Common Council of the Town of Camp Verde, Arizona, approving Use Permit 2006-02 to allow for the installation and operation of a cremation retort on the premises of the Bueler-Hepler Funeral Home currently operated on parcel 404-22-021 zoned C2-4; this property is located at 143 West Arnold Street.

STAFF PRESENTATION

Buckel said that the Bueler family is requesting the opportunity to add to the Funeral Home facility a crematorium; that property and the immediate properties are all zoned C-2-4, and there is a mixture of commercial and residential in the neighborhood. The Buelers believe that providing the additional service will benefit the families in the community, and have prepared a presentation to explain the facilities and a comparison with other communities that have the service. The current need to go to Prescott for the crematory there imposes an additional expense for the clients in Camp Verde. At the neighborhood meeting, the concerns of the individuals were satisfactorily addressed and there were no objections to having the facility in the area.

PUBLIC HEARING OPEN

Applicant's Statement

Ben Bueler pointed out that the service discussed is an option that the majority of the people in the area are choosing, and the cremation retort would be a good addition to the funeral home facilities. He said he was available to answer any questions that the members may have. The Council commented on the obvious need for the additional service locally and opinions expressed by some individuals in favor of the request. In response to one question, Mr. Bueler described in detail how the process works and how the emissions are controlled and regulated.

COMMENT FROM OTHER PERSONS

Rob Witt said he is very much in favor of the applicant's request; the more services the community can offer, the healthier it is, and more revenue is kept in the community.

There was no further public input.

APPLICANT'S REBUTTAL

No rebuttal was necessary.

PUBLIC HEARING CLOSED

Council Discussion

There was no further Council discussion, other than expressing gratitude to the Bueler Family for joining the community and what they have provided so far, and agreement that the proposed additional service will be helpful for the community.

13. **Discussion, consideration, and possible of Ordinance 2006-A329, an ordinance of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona amending Section 108 of the Zoning Ordinance relating to the height limits and setback requirements.**

Pursuant to the relayed request of Vice Mayor Hauser, Item 13 was continued to another meeting.

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

There was no public input.

15. **Advanced Approvals of Town Expenditures**

There were no advanced approvals of Town expenditures.

16. **Manager/Staff Report**

Buckel reported on issues that staff have been working on: In regard to the certification of documents question she reminded the members that they had received a memo from the Town Attorney concerning that, and the staff will move forward with whatever Council will direct; the next agenda will include that subject.

The proposed list of streets is still being worked on, and is still with the Historic Society for review and research to share with developers; the list should be returned for approval, possibly next month.

Staff is continuing to work with the developer on the issue of the lights on Verde Cliffs; the developer will be contacted next week to try to determine the estimated time frame that will be involved.

Buckel explained the chain of events that has caused the owners of Wendy's and the Shell Station some serious problems with ADOT; based on a complex State statute ADOT has now requested that the off-premise sign that the Town had approved be removed. Another complication is that Mr. Shill's property is not zoned Commercial. Discussions with ADOT on behalf of the owners have been to no avail; Mr. Malone has directed a written request to ADOT for an extension of time to come up with a solution.

17. **Council Informational Reports**

Councilor Smith reported on the signage that is being worked on with Forest Service, a slow and painful process. Also, documents have been signed by the Sanitary District today and hand-carried by Stan Bullard to WIFA; the funding process has now been started, and is a significant step in the future progress of Camp Verde. Smith added his thanks for the plaque at the Marshal's Office that was contributed to by the Buelers.

Councilor Parrish reported on the Mail Trail activities; the banquet is set for September 8th, and tickets are going fast. Parrish again thanked Jeremy Bach for his participation in the construction process. A DVD movie is being created on the Mail Trail; Arizona Highways has also been taking

Staff Report:

Council Meeting of: August 16, 2006

Title: Yavapai County Library District Library Service Agreement

Description of Item: An IGA between Yavapai County & the Town of Camp Verde for library services and support of those services

Staff Recommendation: The Town and the County have been working under this agreement for many years to provide library services beneficial to both parties. I recommend continuing this relationship by approving this document

Comments:

Attachments: X YES NO

Prepared by: Gerard Laurito
Library Director

YAVAPAI COUNTY LIBRARY DISTRICT
LIBRARY SERVICE AGREEMENT

This agreement is entered into between the **YAVAPAI COUNTY LIBRARY DISTRICT**, hereinafter referred to as the "District," and the **Town of Camp Verde**, hereinafter referred to as the "Town," and shall be for a period commencing July 1, 2006 to June 30, 2007.

WHEREAS, the Yavapai County Board of Supervisors has established a County Library District, pursuant to A.R.S. 48-3901, on June 1, 1987; and

WHEREAS, the District has an agreement with the Department of Library, Archives and Public Records of the State of Arizona, hereinafter referred to as the "State Library," to provide library services within Yavapai County and the State of Arizona; and

WHEREAS, the District and the Town recognize the need to cooperate in the provision of library services to the citizens of the District; and

WHEREAS, the Town has taken action and officially notified the District that it desires to be a part of the District, and therefore is entitled to the benefits of the District; and

WHEREAS, the Town operates and maintains a library and the District desires to contract with the Town for library services for the benefit of the citizens of the District; and

NOW THEREFORE, IT IS AGREED by and between the District and the Town as follows:

1. All citizens of the District shall have full use of the library facilities and services.
2. The Town and the District shall cooperate in planning and implementing resource sharing activities acceptable to the District and the Town.
3. All library materials purchased with District funds are the property of the Town.
4. It is understood by both parties that officials, employees and agents of the District remain the sole responsibility of the District. It is further understood that the officials, employees and agents of the Town remain the sole responsibility of the Town.

5. Except as expressly specified in this agreement, the District shall save, hold harmless and indemnify the Town and the Town's officials, employees and agents against all expenses, liabilities and claims of every kind arising from any intentional or negligent act or omission by the District or the District's officials, employees and agents.
6. Except as expressly specified in this agreement, the Town shall save, hold harmless and indemnify the District and the District officials, employees and agents against all expenses, liabilities and claims of every kind arising from any intentional or negligent act or omission by the Town or the Town's officials, employees and agents.
7. The Town agrees to the following conditions:
 - A. Required monthly statistics are maintained and submitted to the District within five **(5)** calendar days of the month's end.
 - B. The annual Arizona Public Library Data Report is submitted to the District as required by the State Library.
 - C. District funds are used specifically and solely for library materials, services and operating expenses. District funds may not be accumulated from year to year. An annual written accounting shall be made to the District describing the manner and use of District funds as required by the District.
 - D. The Town is responsible for all terms and conditions of this agreement. District funds may not be transferred to any other agency without prior written agreement with the District.
 - E. Resource sharing is supported by participating in interlibrary loan services as a borrower and lender of library materials.
8. The District will provide the following benefits and support services to the library:
 - A. Professional assistance and consultation services.
 - B. Continuing education opportunities for staff and volunteers.
 - C. Coordination of county-wide library services.

9. The Town and the District acknowledge that the services to be performed by the Town have a value to the District and to the Town. In consideration of that value, the District agrees to provide financial resources for the operation of the Camp Verde Community Library as follows:
 - To pay the Town the amount of **\$73,214.00** in two (2) equal installments of **\$36,607.00** (November and May): **\$52,214.00** for library services, **\$18,000.00** for library materials, and **\$3,000.00** for automation.
10. This agreement may be renewed from year to year by mutual agreement of the parties and stipulation as to the consideration to be paid as between the parties.
11. This agreement contains the entire agreement of the parties with respect to the subject matter hereof and, it may be amended, modified or waived only by an instrument in writing signed by both parties.
12. Pursuant to A.R.S. Section 38-511, the Town 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 the Town 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, the Town further elects 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 the Town from any other party to the agreement arising as a result of this agreement.
13. The parties shall comply with Executive Order #99-4 (dated January 29, 1998) concerning non-discrimination in employment.
14. The parties agree that it is their intention that this Agreement be effective on and from July 1, 2006, even if the date varies from the dates of actual signature.

IN WITNESS THEREOF, the parties hereto have caused this agreement to be executed by their duly authorized officials on the aforementioned date.

TOWN OF CAMP VERDE

YAVAPAI COUNTY LIBRARY DISTRICT

Mayor

Chairman, Board of Directors

ATTEST:

ATTEST:

Town Clerk

Clerk of the Board

Date

Date

Pursuant to A.R.S. Section 11-952(B)&(D), the foregoing agreement has been reviewed by the undersigned attorney for the Town, who has determined that the agreement is in proper form and is within the powers and authority granted under the laws of the State to the Town.

Town Attorney

Pursuant to A.R.S. Section 11-952(B)&(D), the foregoing agreement has been reviewed by the undersigned attorney for the Yavapai County Library District, who has determined that the agreement is in proper form and is within the powers and authority granted under the laws of the State to Yavapai County.

Deputy County Attorney

STAFF REPORT

Council Meeting of: **August 16, 2006**

Title: **Discussion, consideration and possible approval of Arizona Engineering's agreement for an "on-call service" rate increase.**

Budgeted item: Yes

Description of Item: See Arizona Engineering's three-tiered rate proposal attached.

Staff Recommendation: Approve rate increase

Comments: None

Attachments: Yes

Prepared by: Bill Lee/cjb

ARIZONA
ENGINEERING
COMPANY

Civil Engineering
Land Surveying

July 18, 2006

Town of Camp Verde
473 South Main Street
Suite 102
Camp Verde, AZ 86322

Attention: Bill Lee, Town Manager

Project Number: 06TOCV01 and following numbers

Project Name: Town of Camp Verde On-Call Services

Dear Bill,

Arizona Engineering Company values its ongoing relationship with the Town of Camp Verde. Our projects for the Town are some of the most interesting and challenging of our entire practice. We especially enjoy being able to see the projects through from beginning to end and to work directly with all of the principals involved.

Our contract to provide civil engineering and surveying services for the Town permits us to submit a revised rate schedule annually. Notwithstanding this provision, AEC has not raised its rates for Basic Services to the Town since 2004.

The purpose of this letter is to request authorization to amend the hourly rates that are the basis of our charges to the Town to take into account a portion of the increase in the cost of doing business that we have experienced since 2004. The Terms and Conditions of our master agreement with the Town of Camp Verde will not be affected by this proposed change.

We propose a three-tiered system of rates, plus expenses.

Tier 1 - Discounted Basic Services. Basic Services includes regular visits to Camp Verde, attending Council and Commission meetings, assisting the Town Staff with routine technical issues, minor design sketches, survey assignments of less than one day duration and general technical and staff support for the Town Engineer. We propose to charge for Basic Services at our Standard Hourly Rates less a 25 per cent discount.

Tier 2 - Direct Project Services. Direct Project Services refers to design and surveying services rendered in support of budgeted projects. Hollamon Street is an example of this type of project. For projects of this type, we will prepare a scope of work and fee proposal for your approval. Our fee proposals may call for hourly or lump sum payment. Our fee proposals for Direct Project Services will be based on our Standard Hourly Rates.

Tier 3 - Reviewing Development Plans. We will review subdivision plats including Preliminary Plats, Final Plats and Amended Plats submitted by developers for Town approval for a fee equal to 75 per cent of the standard fee the Town charges to the developers. We will review Site Plans and other construction plans submitted by developers for Town approval for \$150 per sheet. (We suggest adding this cost to the Town's table of Planning and Zoning fees.)

Town of Camp Verde
Bill Lee, Town Manager
July 18, 2006

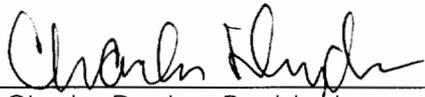
Our schedules of hourly rates and expenses are attached. If the proposed rates meet with the Town's approval please indicate acceptance of these rates by the appropriate signature in the space provided below.

Please call me if you have any questions or concerns. We plan to begin submitting billings based on the new rates for work done in August. Once our new rates have been approved, they will remain in effect until June 30, 2007. They may be revised after that date by our mutual consent. Note that any projects for which lump sum fees or estimated hourly fees have already been proposed and approved will not be affected by this proposed change.

Projects which are being billed under the new rate structure will be assigned project numbers beginning with 06TOCVXX where 'XX' is a sequential number beginning with 01. We will review our proposed rate tier and fees for every task undertaken for the Town before we begin work on the task.

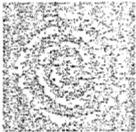
**Presented by The Geometer, Inc., DBA
Arizona Engineering Company**

Accepted by the Town of Camp Verde


Charles Dryden, President 7-18-06
date

Date

(Please Print or Type Name and Title)



**ARIZONA ENGINEERING COMPANY
2006 RATES FOR PROFESSIONAL SERVICES FOR TOWN OF CAMP VERDE**

Tier 1 Rates Discounted Basic Services (25% Discount from Standard Rates)	Tier 2 Rates Direct Project Services	Tier 3 Rates Plan and Plat Review
Principal.....\$168.75/hour Sr. Project Manager.....\$105.00/hour Project Manager.....\$86.25/hour Project Engineer.....\$75.00/hour Design Engineer.....\$68.25/hour CAD Services.....\$68.25/hour Engineering Intern.....\$39.75/hour Survey Manager.....\$86.25/hour Project Surveyor.....\$68.25/hour GIS Specialist.....\$54.75/hour Survey Team Member.....\$52.50/hour Survey Equipment.....\$37.00/hour Senior Administrator.....\$51.18/hour Clerical Support.....\$39.75/hour Graphic Design Services.....\$52.50/hour Computer Charges.....\$10.00/hour	Principal.....\$225.00/hour Sr. Project Manager.....\$140.00/hour Project Manager.....\$115.00/hour Project Engineer.....\$100.00/hour Design Engineer.....\$91.00/hour CAD Services.....\$91.00/hour Engineering Intern.....\$53.00/hour Survey Manager.....\$115.00/hour Project Surveyor.....\$91.00/hour GIS Specialist.....\$73.00/hour Survey Team Member.....\$70.00/hour Survey Equipment.....\$37.00/hour Senior Administrator.....\$91.00/hour Clerical Support.....\$53.00/hour Graphic Design Services.....\$70.00/hour Computer Charges.....\$10.00/hour	Subdivision Plat Review - 75% of the Town's standard fee: Preliminary Plat - \$375 for 10 lots plus \$7.50/lot over 10 lots. Final Plat - \$262.50 for 10 lots plus \$7.50/lot over 10 lots. Amended Plat - \$262.50 for 10 lots plus \$7.50/lot over 10 lots. Site Plans and Construction Plans - \$150 per sheet.

STAFF REPORT

Council Meeting of: August 16th, 2006

Title: Discussion, consideration, and possible award of bid for Project # 06-026 Street Improvement Program 2006 and authorization to execute the contract documents.

Budgeted item: Yes – HURF

Description of item: The Town goes out to bid on an annual basis for Street Improvement Program 2006 and we had one company submit a bid, International Surfacing Systems.

Staff Recommendation: Staff recommends awarding the annual bid to International Surfacing Systems since they were the only bid and the bid is within our budget which is \$400,000 for this project.

Comments: There was more than sufficient advertising for this project and we sent out bid packets to a number of plan rooms and Contractors.

Attachments: Yes, Bid summary

Prepared by: Ron Long



CONTRACT

THIS AGREEMENT made and entered into this _____ day of _____, 2006, 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, _____, 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 **STREET IMPROVEMENT PROGRAM – 2006, PROJECT NUMBER 06-026**. 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 Public Works Engineer, or his designated representative, are intended to be complimentary. Any work appearing in or upon the one and not mentioned in the others shall be executed according to the true intent and meaning of said Specifications and Plans, drawings or prints, the same as though the said work was contained and described in all. The undersigned has, or will obtain, a Camp Verde business license prior to execution of the contract, and further, will ensure all subcontractors have a Camp Verde business license before beginning any work.

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

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

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

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

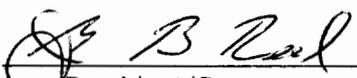
In return for the performance of this Contract by the Contractor, the Town agrees to pay the amount **PER THE PROPOSAL (including all applicable taxes)** through a payment schedule as described in the Contract documents and as may be modified and executed by change orders and by final quantities.

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

Town of Camp Verde:

Contractor:

By: _____
Mayor

By:  _____
President/Owner
GREGORY B. REED
PRESIDENT

APPROVED AS TO FORM:

ROC123749 A
Contractors License No.

Town Attorney

 _____
Secretary
MARC A. BERTSCH
VICE PRESIDENT

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 _____, 2006 by _____.

STAFF REPORT

Council meeting of: Consent 8-16-06
Title: Possible approval of the Fiscal Year 06/07 Budget
Budgeted item: N/A

Description of Item: The FY 06/07 Tentative Budget has already been approved by Council and then advertised for the required length of time. There have not been any changes between the tentative and final budgets. Adoption of the final budget is the last step in the budget process

Staff Recommendation: Approve by motion, the FY 06/07 Operating budget

Comments: Copies of the approved final budget will be available in both the Finance and the Town Clerk's Offices.

Attachments: No

Prepared by: Dane Bullard, Finance Director



**Copies
Of the
Budget are available in
The Clerk's Office
473 S. Main Street
Suite 102
Camp Verde, AZ 86322**

ARIZONA DEPARTMENT OF LIQUOR LICENSES & CONTROL

800 W Washington 5th Floor
Phoenix AZ 85007-2934
(602) 542-5141

400 W Congress #521
Tucson AZ 85701-1352
(520) 628-6595



APPLICATION FOR LIQUOR LICENSE

TYPE OR PRINT WITH BLACK INK

Notice: Effective Nov. 1, 1997, All Owners, Agents, Partners, Stockholders, Officers, or Managers actively involved in the day to day operations of the business must attend a Department approved liquor law training course or provide proof of attendance within the last five years. See page 5 of the Liquor Licensing requirements.

SECTION 1 This application is for a:

- INTERIM PERMIT *Complete Section 5*
- NEW LICENSE *Complete Sections 2, 3, 4, 13, 14, 15, 16, 17*
- PERSON TRANSFER (Bars & Liquor Stores ONLY)
Complete Sections 2, 3, 4, 11, 13, 15, 16, 17
- LOCATION TRANSFER (Bars and Liquor Stores ONLY)
Complete Sections 2, 3, 4, 12, 13, 15, 16, 17
- PROBATE/WILL ASSIGNMENT/DIVORCE DECREE
Complete Sections 2, 3, 4, 9, 13, 15, 17 (fee not required)
- GOVERNMENT *Complete Sections 2, 3, 4, 10, 13, 15, 16, 17*

SECTION 2 Type of ownership:

- J.T.W.R.O.S. *Complete Section 6*
- INDIVIDUAL *Complete Section 6*
- PARTNERSHIP *Complete Section 6*
- CORPORATION *Complete Section 7*
- LIMITED LIABILITY CO. *Complete Section 7*
- CLUB *Complete Section 8*
- GOVERNMENT *Complete Section 10*
- TRUST *Complete Section 6*
- OTHER Explain _____

SECTION 3 Type of license and fees:

LICENSE #: 12133339

1. Type of License: # 12 2. Total fees attached: \$ _____

Department Use Only

APPLICATION FEE AND INTERIM PERMIT FEES (IF APPLICABLE) ARE NOT REFUNDABLE.

A service fee of \$25.00 will be charged for all dishonored checks (A.R.S. 44.6852)

SECTION 4 Applicant: (All applicants must complete this section)

1. Applicant/Agent's Name: Mr. RIVAS Florida LEZETA
(Insert one name ONLY to appear on license) Last First Middle
2. Corp./Partnership/L.L.C.: Gabriela's Mexican food and Cantina Inc
(Exactly as it appears on Articles of Inc. or Articles of Org.)
3. Business Name: Gabriela's Mexican Food and Cantina B# 1033040
(Exactly as it appears on the exterior of premises)
4. Business Address: 396 S. Main St. Camp Verde Yavapai 86322
(Do not use PO Box Number) City COUNTY Zip
5. Business Phone: (928) 567-6300 Residence Phone: (928) 567-8654
6. Is the business located within the incorporated limits of the above city or town? YES NO
7. Mailing Address: 3413 Phyllis Circle Camp Verde AZ 86322
City State Zip
8. Enter the amount paid for a 06, 07, or 09 license: \$ _____ (Price of License ONLY)

DEPARTMENT USE ONLY

Accepted by: <u>MC</u>	Date: <u>7/6/04</u>	Lic. # <u>12133339</u>
Fees: <u>100</u> <u>100</u> _____	<u>29.00</u> \$ <u>259.00</u>	
Application Interim Permit Agent Change Club	F. Prints	TOTAL

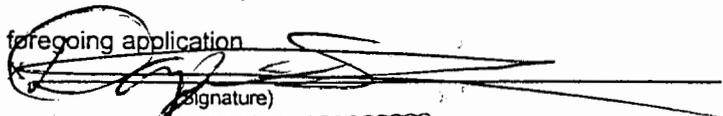
PROCESSING APPLICATIONS TAKES APPROXIMATELY 90 DAYS, AND CIRCUMSTANCES OFTEN RESULT IN A LONGER WAITING PERIOD.
YOU ARE CAUTIONED REGARDING PLANS FOR A GRAND OPENING, ETC., BEFORE FINAL APPROVAL AND ISSUANCE OF THE LICENSE.

SECTION 5 Interim Permit:

1. If you intend to operate business while your application is pending you will need an Interim Permit pursuant to A.R.S. 4-203.01.
2. There **MUST** be a valid license of the same type you are applying for currently issued to the location.
3. Enter the license number currently at the location. 12133313
4. Is the license currently in use? YES NO If no, how long has it been out of use?

ATTACH THE LICENSE CURRENTLY ISSUED AT THE LOCATION TO THIS APPLICATION.

I, Daphanie Gabriela Sanchez, declare that I am the CURRENT OWNER, AGENT, CLUB MEMBER, PARTNER, STOCKHOLDER OR LICENSEE of the stated license and location.

foregoing application

 (Signature)

State of Arizona County of Yavapai
 The foregoing instrument was acknowledged before me this
3rd day of July, 2006
 Day Month Year



January 31, 2010

Nicole Kae Kleinman
 (Signature of NOTARY PUBLIC)

SECTION 6 Individual or Partnership Owners:

EACH PERSON LISTED MUST SUBMIT A COMPLETED FORM "LIC0101", AN "APPLICANT" TYPE FINGERPRINT CARD, AND \$29 FEE FOR EACH CARD.

1. Individual:

Last	First	Middle	% Owned	Residence Address	City State Zip

Partnership Name: (Only the first partner listed will appear on license) _____

General-Limited	Last	First	Middle	% Owned	Residence Address	City State Zip
<input type="checkbox"/> <input type="checkbox"/>						
<input type="checkbox"/> <input type="checkbox"/>						
<input type="checkbox"/> <input type="checkbox"/>						
<input type="checkbox"/> <input type="checkbox"/>						

(ATTACH ADDITIONAL SHEET IF NECESSARY)

2. Is any person, other than the above, going to share in the profits/losses of the business? YES NO
 If Yes, give name, current address and telephone number of the person(s). Use additional sheets if necessary.

Last	First	Middle	Residence Address	City, State, Zip	Telephone#

ARIZONA CORPORATION COMMISSION
CORPORATIONS DIVISION

Phoenix Address: 1300 West Washington
Phoenix, Arizona 85007-2929

Tucson Address: 400 West Congress
Tucson, Arizona 85701-1347

PROFIT
CERTIFICATE OF DISCLOSURE
A.R.S. §10-202.D

Gabrielita's Mexican Food and Cantina, Inc.
EXACT CORPORATE NAME

A. Has any person serving either by election or appointment as officer, director, trustee, incorporator and persons controlling or holding over 10% of the issued and outstanding common shares or 10% of any other proprietary, beneficial or membership interest in the corporation:

1. Been convicted of a felony involving a transaction in securities, consumer fraud or antitrust in any state or federal jurisdiction within the seven-year period immediately preceding the execution of this Certificate?
2. Been convicted of a felony, the essential elements of which consisted of fraud, misrepresentation, theft by false pretenses, or restraint of trade or monopoly in any state or federal jurisdiction within the seven-year period immediately preceding the execution of this Certificate?
3. Been or are subject to an injunction, judgment, decree or permanent order of any state or federal court entered within the seven-year period immediately preceding the execution of this Certificate wherein such injunction, judgment, decree or permanent order:
 - (a) Involved the violation of fraud or registration provisions of the securities laws of that jurisdiction?; or
 - (b) Involved the violation of the consumer fraud laws of that jurisdiction?; or
 - (c) Involved the violation of the antitrust or restraint of trade laws of that jurisdiction?

Yes _____ No ✓

B. IF YES, the following information MUST be attached:

1. Full name, prior name(s) and aliases, if used.
2. Full birth name.
3. Present home address.
4. Prior addresses (for immediate preceding 7-year period).
5. Date and location of birth.
6. Social Security number.
7. The nature and description of each conviction or judicial action, date and location, the court and public agency involved and file or case number of case.

C. Has any person serving as an officer, director, trustee or incorporator of the corporation served in any such capacity or held or controlled over 20% of the issued and outstanding common shares, or 20% of any other proprietary, beneficial or membership interest in any other corporation which has been placed in bankruptcy, receivership or had its charter revoked, or administratively or judicially dissolved by any state or jurisdiction?

Yes _____ No ✓

IF YOUR ANSWER TO THE ABOVE QUESTION IS "YES", YOU MUST ATTACH THE FOLLOWING INFORMATION FOR EACH CORPORATION:

1. Name and address of the corporation.
2. Full name (including aliases) and address of each person involved.
3. State(s) in which the corporation:
 - (a) Was incorporated. (b) Has transacted business.
4. Dates of corporate operation.
5. Date and case number of Bankruptcy or date of revocation/administrative dissolution.

D. The fiscal year end adopted by the corporation is _____.

Under penalties of law, the undersigned incorporator(s)/officer(s) declare(s) that I(we) have examined this Certificate, including any attachments, and to the best of my(our) knowledge and belief it is true, correct and complete, and hereby declare as indicated above. THE SIGNATURE(S) MUST BE DATED WITHIN THIRTY (30) DAYS OF THE DELIVERY DATE.

BY Floridalma Bivas BY _____

PRINT NAME Floridalma Bivas PRINT NAME _____

TITLE President DATE 6-30-06 TITLE _____ DATE _____

DOMESTIC CORPORATIONS: ALL INCORPORATORS MUST SIGN THE INITIAL CERTIFICATE OF DISCLOSURE. If within sixty days, any person becomes an officer, director, trustee or person controlling or holding over 10% of the issued and outstanding shares or 10% of any other proprietary, beneficial, or membership interest in the corporation and the person was not included in this disclosure, the corporation must file an AMENDED certificate signed by at least one duly authorized officer of the corporation.

FOREIGN CORPORATIONS: MUST BE SIGNED BY AT LEAST ONE DULY AUTHORIZED OFFICER OF THE CORPORATION.

JUL 6 10:41 AM '06
S. J. Lic. PM 210

ARIZONA DEPARTMENT OF LIQUOR LICENSES & CONTROL

800 W Washington 5th Floor
Phoenix AZ 85007-2934
(602) 542-5141

400 W Congress #521
Tucson AZ 85701-1352
(520) 628-6595

APPLICATION FOR LIQUOR LICENSE

TYPE OR PRINT WITH BLACK INK

Notice: Effective Nov. 1, 1997, All Owners, Agents, Partners, Stockholders, Officers, or Managers actively involved in the day to day operations of the business must attend a Department approved liquor law training course or provide proof of attendance within the last five years. See page 5 of the Liquor Licensing requirements.

SECTION 1 This application is for a:

- INTERIM PERMIT Complete Section 5
NEW LICENSE Complete Sections 2, 3, 4, 13, 14, 15, 16, 17
PERSON TRANSFER (Bars & Liquor Stores ONLY) Complete Sections 2, 3, 4, 11, 13, 15, 16, 17
LOCATION TRANSFER (Bars and Liquor Stores ONLY) Complete Sections 2, 3, 4, 12, 13, 15, 16, 17
PROBATE/WILL ASSIGNMENT/DIVORCE DECREE Complete Sections 2, 3, 4, 9, 13, 15, 17 (fee not required)
GOVERNMENT Complete Sections 2, 3, 4, 10, 13, 15, 16, 17

SECTION 2 Type of ownership:

- J.T.W.R.O.S. Complete Section 6
INDIVIDUAL Complete Section 6
PARTNERSHIP Complete Section 6
CORPORATION Complete Section 7
LIMITED LIABILITY CO. Complete Section 7
CLUB Complete Section 8
GOVERNMENT Complete Section 10
TRUST Complete Section 6
OTHER Explain

SECTION 3 Type of license and fees:

LICENSE #: 12133339

1. Type of License: 2. Total fees attached: \$

APPLICATION FEE AND INTERIM PERMIT FEES (IF APPLICABLE) ARE NOT REFUNDABLE.

A service fee of \$25.00 will be charged for all dishonored checks (A.R.S. 44.6852)

SECTION 4 Applicant: (All applicants must complete this section)

- 1. Applicant/Agent's Name: Mr. Rivas Floridaalma Lizeth
2. Corp./Partnership/L.L.C.:
3. Business Name:
4. Business Address:
5. Business Phone: Residence Phone:
6. Is the business located within the incorporated limits of the above city or town?
7. Mailing Address:
8. Enter the amount paid for a 06, 07, or 09 license: \$

DEPARTMENT USE ONLY

Accepted by: Date: Lic. #
Fees: Application Interim Permit Agent Change Club F. Prints \$ TOTAL

PROCESSING APPLICATIONS TAKES APPROXIMATELY 90 DAYS, AND CIRCUMSTANCES OFTEN RESULT IN A LONGER WAITING PERIOD. YOU ARE CAUTIONED REGARDING PLANS FOR A GRAND OPENING, ETC., BEFORE FINAL APPROVAL AND ISSUANCE OF THE LICENSE.

SECTION 5 Interim Permit:

1. If you intend to operate business while your application is pending you will need an Interim Permit pursuant to A.R.S. 4-203.01.
2. There **MUST** be a valid license of the same type you are applying for currently issued to the location.
3. Enter the license number currently at the location. _____
4. Is the license currently in use? YES NO If no, how long has it been out of use? _____

ATTACH THE LICENSE CURRENTLY ISSUED AT THE LOCATION TO THIS APPLICATION.

I, _____, declare that I am the CURRENT OWNER, AGENT, CLUB
(Print full name)
 MEMBER, PARTNER, STOCKHOLDER OR LICENSEE of the stated license and location.

foregoing application State of _____ County of _____
 X _____ The foregoing instrument was acknowledged before me this
(Signature) _____
 _____ day of _____
Day Month Year

My commission expires on: _____

(Signature of NOTARY PUBLIC)

SECTION 6 Individual or Partnership Owners:

EACH PERSON LISTED MUST SUBMIT A COMPLETED FORM "LIC0101", AN "APPLICANT" TYPE FINGERPRINT CARD, AND \$29 FEE FOR EACH CARD.

1. Individual:

Last	First	Middle	% Owned	Residence Address	City State Zip

Partnership Name: (Only the first partner listed will appear on license) _____

General-Limited	Last	First	Middle	% Owned	Residence Address	City State Zip
<input type="checkbox"/> <input type="checkbox"/>						
<input type="checkbox"/> <input type="checkbox"/>						
<input type="checkbox"/> <input type="checkbox"/>						
<input type="checkbox"/> <input type="checkbox"/>						

(ATTACH ADDITIONAL SHEET IF NECESSARY)

2. Is any person, other than the above, going to share in the profits/losses of the business? YES NO
 If Yes, give name, current address and telephone number of the person(s). Use additional sheets if necessary.

Last	First	Middle	Residence Address	City, State, Zip	Telephone#

SECTION 7 Corporation/Limited Liability Co.:

EACH PERSON LISTED MUST SUBMIT A COMPLETED FORM "LIC0101", AN "APPLICANT" TYPE FINGERPRINT CARD, AND \$29 FEE FOR EACH CARD.

- CORPORATION Complete questions 1, 2, 3, 5, 6, 7, 8.
- L.L.C. Complete questions 1, 2, 4, 5, 6, 7 and attach copy of Articles of Org. and Operation Agreement.

1. Name of Corporation/L.L.C.: _____
(Exactly as it appears on Articles of Inc. or Articles of Org.)
2. Date Incorporated/Organized: _____ State where Incorporated/Organized: _____
3. AZ Corporation Commission File No.: _____ Date authorized to do business in AZ: _____
4. AZ L.L.C. File No: _____ Date authorized to do business in AZ: _____
5. Is Corp./L.L.C. non-profit? YES NO If yes, give IRS tax exempt number: _____
6. List all directors, / officers, controlling stockholders or members in Corporation/L.L.C.:

Last	First	Middle	Title	Residence Address	City State Zip
Rivas	Florida	Lizeth	President	3413 Phyllis circle	compo verde AZ 86322
				3413 Phyllis circle	compo verde AZ 86322

(ATTACH ADDITIONAL SHEET IF NECESSARY)

7. List stockholders or controlling members owning 10% or more:

Last	First	Middle	% Owned	Residence Address	City State Zip
Rivas	Florida	Lizeth	100%	3413 phyllis circle	compo verde AZ 86322
				3413 phyllis circle	compo verde AZ 86322

(ATTACH ADDITIONAL SHEET IF NECESSARY)

8. If the corporation/L.L.C. is owned by another entity, attach an ownership, and director/officer/members disclosure for the parent entity. Attach additional sheets as necessary in order to disclose real people.

SECTION 8 Club Applicants:

EACH PERSON LISTED MUST SUBMIT A COMPLETED FORM "LIC0101", AN "APPLICANT" TYPE FINGERPRINT CARD, AND \$29 FEE FOR EACH CARD.

1. Name of Club: _____ Date Chartered: _____
(Exactly as it appears on Club Charter or Bylaws) (Attach a copy of Club Charter or Bylaws)
2. Is club non-profit? YES NO If tax exempt, give IRS tax exempt number: _____
3. List officer and directors:

Last	First	Middle	Title	Residence Address	City State Zip

(ATTACH ADDITIONAL SHEET IF NECESSARY)

SECTION 7 Corporation/Limited Liability Co.:

EACH PERSON LISTED MUST SUBMIT A COMPLETED FORM "LIC0101", AN "APPLICANT" TYPE FINGERPRINT CARD, AND \$29 FEE FOR EACH CARD.

- CORPORATION Complete questions 1, 2, 3, 5, 6, 7, 8.
- L.L.C. Complete questions 1, 2, 4, 5, 6, 7 and attach copy of Articles of Org. and Operation Agreement.

1. Name of Corporation/L.L.C.: Gabriel's Restaurant and Cantina Inc.
(Exactly as it appears on Articles of Inc. or Articles of Org.)
2. Date Incorporated/Organized: 6-30-06 State where Incorporated/Organized: ARIZONA
3. AZ Corporation Commission File No.: Pending Date authorized to do business in AZ: 6-30-06
4. AZ L.L.C. File No.: _____ Date authorized to do business in AZ: _____
5. Is Corp./L.L.C. non-profit? YES NO If yes, give IRS tax exempt number: _____
6. List all directors, / officers, controlling stockholders or members in Corporation/L.L.C.:

Last	First	Middle	Title	Residence Address	City State Zip
Rivas	Jose	Enrique	V.P.	3413 Phyllis circle campo	
Rivas	Florida	Lizeth	President	Verde AZ	86322

(ATTACH ADDITIONAL SHEET IF NECESSARY)

7. List stockholders or controlling members owning 10% or more:

Last	First	Middle	% Owned	Residence Address	City State Zip
Rivas	Jose	Enrique	50%	3413 Phyllis circle C.V.AZ	86322
Rivas	Florida	Lizeth	50%	3413 Phyllis circle C.V.AZ	86322

(ATTACH ADDITIONAL SHEET IF NECESSARY)

8. If the corporation/L.L.C. is owned by another entity, attach an ownership, and director/officer/members disclosure for the parent entity. Attach additional sheets as necessary in order to disclose real people.

SECTION 8 Club Applicants:

EACH PERSON LISTED MUST SUBMIT A COMPLETED FORM "LIC0101", AN "APPLICANT" TYPE FINGERPRINT CARD, AND \$29 FEE FOR EACH CARD.

1. Name of Club: _____ Date Chartered: _____
(Exactly as it appears on Club Charter or Bylaws) (Attach a copy of Club Charter or Bylaws)
2. Is club non-profit? YES NO If tax exempt, give IRS tax exempt number: _____
3. List officer and directors:

Last	First	Middle	Title	Residence Address	City State Zip

(ATTACH ADDITIONAL SHEET IF NECESSARY)

SECTION 9 Probate, Will Assignment or Divorce Decree of an existing Bar or Liquor Store:

1. Current Licensee's Name: _____
(Exactly as it appears on license) Last First Middle
2. Assignee's Name: _____
Last First Middle
3. License Type: _____ License Number: _____ Date of Last Renewal: _____
4. ATTACH TO THIS APPLICATION A CERTIFIED COPY OF THE WILL, PROBATE DISTRIBUTION INSTRUMENT, OR DIVORCE DECREE THAT SPECIFICALLY DISTRIBUTES THE LIQUOR LICENSE TO THE ASSIGNEE TO THIS APPLICATION.

SECTION 10 Government: (for cities, towns, or counties only)

1. Person to administer this license: _____
Last First Middle
2. Assignee's Name: _____
Last First Middle

A SEPARATE LICENSE MUST BE OBTAINED FOR EACH PREMISES FROM WHICH SPIRITUOUS LIQUOR IS SERVED.

SECTION 11 Person to Person Transfer:

Questions to be completed by CURRENT LICENSEE (Bars and Liquor Stores ONLY).

1. Current Licensee's Name: _____ Entity: _____
(Exactly as it appears on license) Last First Middle (Indiv., Agent, etc.)
2. Corporation/L.L.C. Name: _____
(Exactly as it appears on license)
3. Current Business Name: _____
(Exactly as it appears on license)
4. Current Business Address: Street _____
City, State, Zip _____
5. License Type: _____ License Number: _____ Last Renewal Date: _____
6. Current Mailing Address: Street _____
(Other than business) City, State, Zip _____
7. Have all creditors, lien holders, interest holders, etc. been notified of this transfer? YES NO
8. Does the applicant intend to operate the business while this application is pending? YES NO If yes, complete section 5, attach fee, and current license to this application.
9. I hereby relinquish my rights to the above described license to the applicant named in this application and hereby declare that the statements made in this section are true, correct and complete.

I, _____, declare that I am the CURRENT OWNER, AGENT, CLUB MEMBER,
(Print full name)
PARTNER, STOCKHOLDER or LICENSEE of the stated license. I have read this section foregoing questionnaire and the contents and all statements are true, correct and complete.

X _____
(Signature of CURRENT LICENSEE)

State of _____ County of _____
The foregoing instrument was acknowledged before me this
_____ day of _____, _____
Day Month Year

My commission expires on: _____

(Signature of NOTARY PUBLIC)

SECTION 12 Location to Location Transfer: (Bars and Liquor Stores ONLY)

APPLICANTS CANNOT OPERATE UNDER A LOCATION TRANSFER UNTIL IT IS APPROVED BY THE STATE.

- Current Business: Name _____
(Exactly as it appears on license) Address _____
- New Business: Name _____
(Do not use PO Box Number) Address _____
- License Type: _____ License Number: _____ Last Renewal Date: _____
- What date do you plan to move? _____ What date do you plan to open? _____

SECTION 13 Questions for all in-state applicants:

- Distance to nearest school: 1/4 mile ft. Name of school: Pace Academy
(Regardless of distance) Address 4005 Main St. Campo Verde AZ 86322
- Distance to nearest church: 3/4 mile ft. Name of church: Calvary Chapel
(Regardless of distance) Address 5145 S. Main St. Campo Verde AZ 86322
- I am the: LESSEE SUBLESSEE OWNER PURCHASER (of premises)
- If the premises is leased give lessors: Name John Strathasmere
Address P.O. Box 747 Camp Verde AZ 86322
- 4a. Monthly rental/lease rate \$ _____ What is the remaining length of the lease? 15 yrs. _____ mos.
- 4b. What is the penalty if the lease is not fulfilled? \$ 40,000 or other Keeps Equipment.
(give details - attach additional sheet if necessary)
5. What is the total **business** indebtedness of the applicant for this license/location excluding lease? \$ 30,000

Does any one creditor represent more than 10% of that sum? YES NO If yes, list below. Total must equal 100%.

Last	First	Middle	% Owed	Residence Address	City State Zip
Sanchez	Daphanie	Gabriela	100	1065 Quarter Horse Ln	Camp Verde AZ 86322

(ATTACH ADDITIONAL SHEET IF NECESSARY)

- What type of business will this license be used for? (BE SPECIFIC) Restaurant - Mexican Food.
- Has a license, or a transfer license for the premises on this application been denied by the state within the past one (1) year?
 YES NO If yes, attach explanation.
- Does any spirituous liquor manufacturer, wholesaler, or employee, have any interest in your business? YES NO
- Is the premises currently licensed with a liquor license? YES NO If yes, give license number and licensee's name:
License # 12133313 (Exactly as it appears on license) Name Gabriela's Mexican Food
Daphanie Gabriela Sanchez Cantina

SECTION 14 Restaurant, or Hotel-Motel Applicants:

- Is there a valid restaurant or hotel-motel liquor license at the proposed location? YES NO If yes, give licensee's name: Sanchez Daphanie Gabriela and license #: 12133313
Last First Middle
- If the answer to Question 1 is YES, you may qualify for an Interim Permit to operate while your application is pending; consult A.R.S. Section 4-203.01; and complete Section 5 of this application.
- All restaurant applicants must complete a Restaurant Operation Plan (Form LIC0114) provided by the Department of Liquor.
- Do you understand that 40% of your gross revenue must be from food sales? YES NO

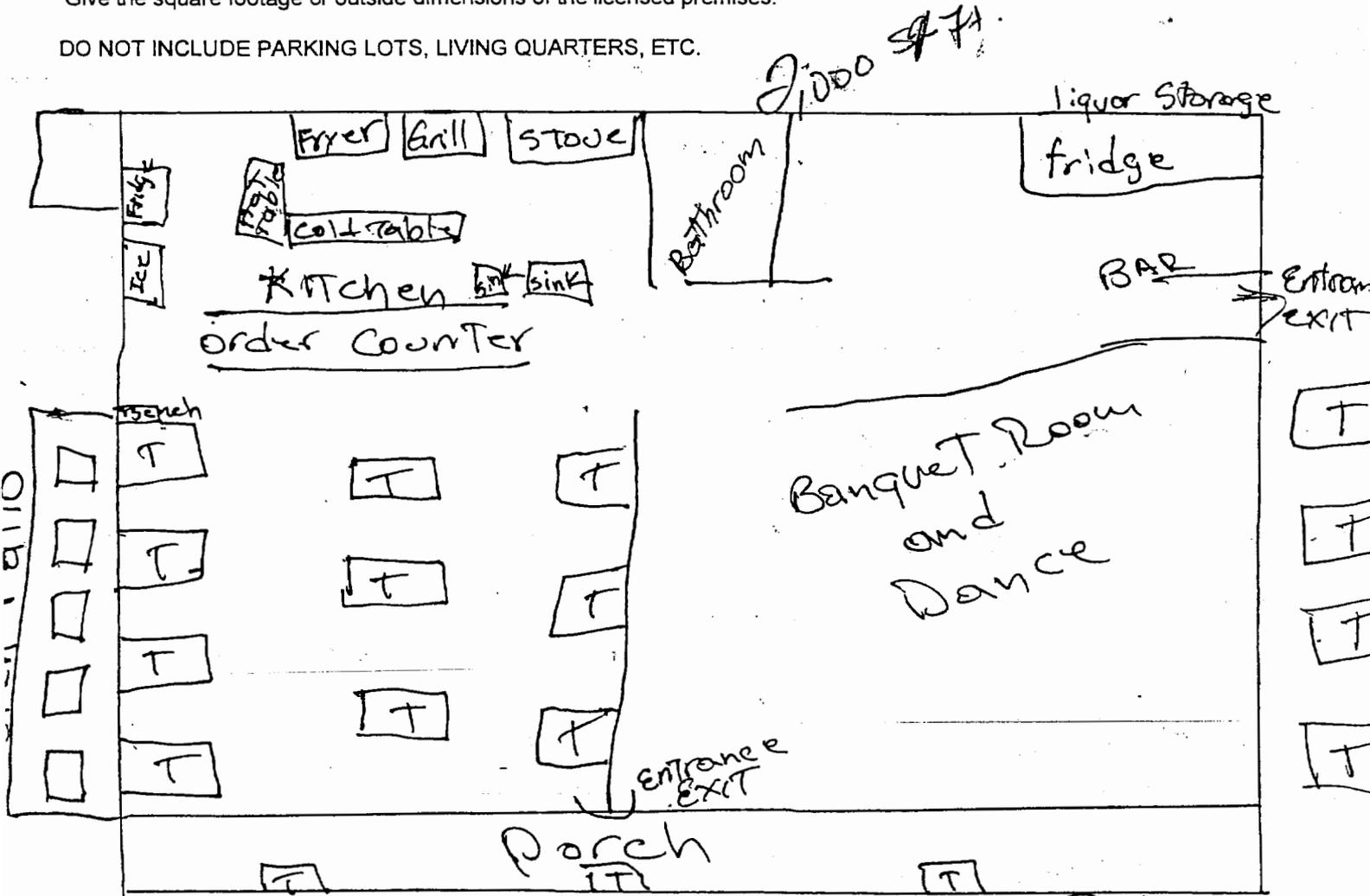
SECTION 15 Diagram of Premises: (Blueprints not accepted, diagram must be on this form)

1. Check ALL boxes that apply to your licensed premises:

- | | |
|---|--|
| <input checked="" type="checkbox"/> Entrances/Exits | <input checked="" type="checkbox"/> Liquor storage areas |
| <input type="checkbox"/> Drive-in windows | <input checked="" type="checkbox"/> Patio enclosures |
| <input type="checkbox"/> Service windows | <input type="checkbox"/> Under construction: estimated completion date _____ |

- Restaurants and Hotel/Motel applicants must explicitly depict kitchen equipment and dining facilities.
- The diagram below is the only area where spirituous liquor is to be sold, served, consumed, dispensed, possessed, or stored. Give the square footage or outside dimensions of the licensed premises.

DO NOT INCLUDE PARKING LOTS, LIVING QUARTERS, ETC.

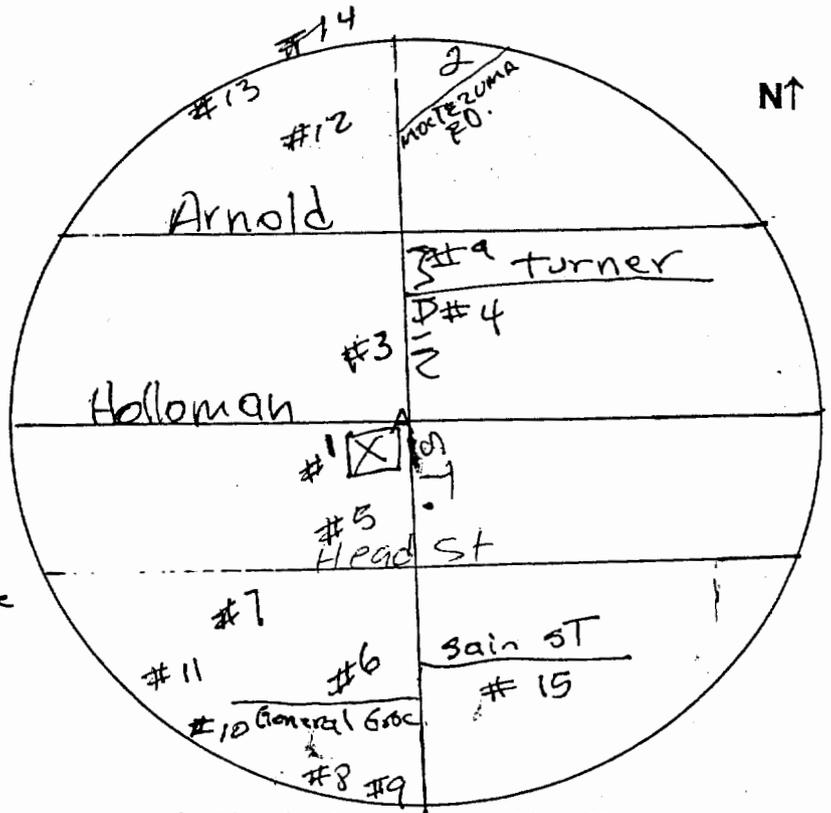


YOU MUST NOTIFY THE DEPARTMENT OF LIQUOR OF ANY CHANGES OF BOUNDARIES, ENTRANCES, EXITS OR SERVICE WINDOWS MADE AFTER THE

SECTION 16 Geographical Data: A SAMPLE FOR THIS SECTION IS PROVIDED ON THE BACK OF THIS PAGE.

List below the exact names of all churches, schools, and spirituous liquor outlets within a one mile radius of your proposed location. Ref. A.R.S. 4-201 (B)

1. Gabriela's
 2. Circle K
 3. Verde Cafe
 4. Bowlers Bar
 5. Pace Academy
 6. Calvary Chapel
 7. Little Rascals
 8. Camp Verde Feed & Country Store
 9. Top Shelf Liquor Archery
 10. Rio Verde Mex. food/lounge
 11. Iglesia de Dios
 12. Valley view Rest./cooper lounge
 13. Maverick
 14. Baaha's
 15. Yavapai Title
- (ATTACH ADDITIONAL SHEET IF NECESSARY)



A = Your business name and identify cross streets.

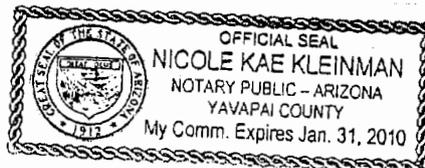
SECTION 17 Signature Block:

I, Florida Lizabeth Bivas, declare that: 1) I am the APPLICANT (Owner, Agent, Partner, Stockholder (Print name of APPLICANT/AGENT listed in Section 4 Question 1) (10% or more), Member, Officer (10% or more ownership), or Club Member making this application; 2) I have read the application and the contents and all statements are true, correct and complete; 3) that this application is not being made to defraud or injure any creditor, taxing authority, regulatory authority, or transferor; 4) that no other person, firm, or corporation, except as indicated, has an interest in the spirituous liquor license for which these statements are made; and 5) that to the best of my knowledge and belief, none of the owners, partners, members, officers, directors or stockholders listed have been convicted of a felony in the past five (5) years.

x Florida Lizabeth Bivas
(Signature)

State of AZ County of Yavapai
The foregoing instrument was acknowledged before me this
3rd day of JULY, 2006
Day Month Year

My commission expires on: January 31, 2010 Nicole Kae Kleinman
(Signature of NOTARY PUBLIC)



06 JUL 6 11:00 AM '06

SAMPLE GEOGRAPHICAL DATA

In the area adjacent to the map provided below indicates your proposed location and the exact names Of all churches, schools, and alcoholic beverage outlets within a 1 mile radius of your proposed location. Ref. A.R.S. 4-201 (B) (See example below)

A = Applicant Series 12

01 Pink Elephants Series 06

02 Mama's Rest. Series 12

03 Corner Liquors Series 09

04 Joe's Groceries Series 10

05 Lions Club Series 14

06 Burgers R Us Series 07

07 Pizza Perfect Series 07

08 Billy Bobs Bar Series 06

09 St. Anthonys Church

10 St. Anthonys School

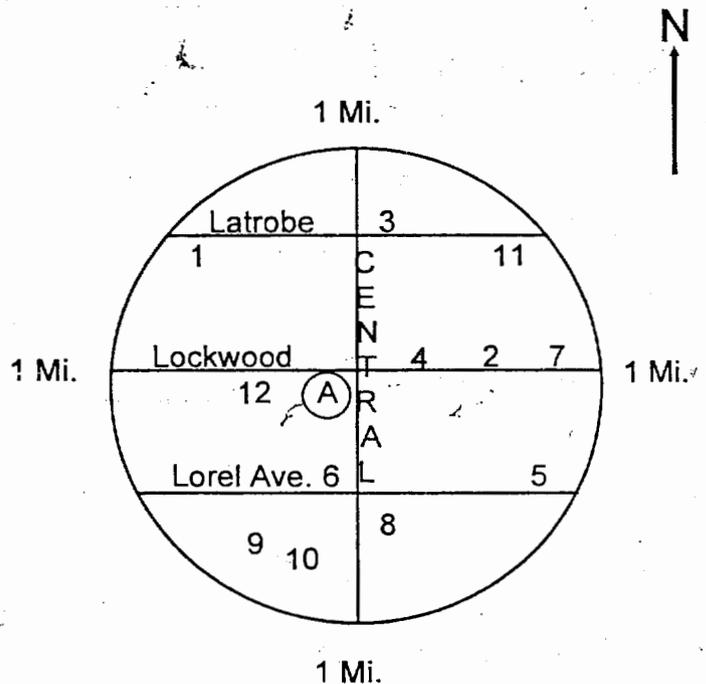
11 Burbank Middle School

12 First United Baptist Church

13 _____

14 _____

15 _____



A.R.S. Section 4-207.A reads as follows:

A. No retailers license shall be issued for any premises which are at the time the license application is received by the Director, within three hundred(300) horizontal feet of a church, within three hundred(300) horizontal feet of a public or private school building with kindergarten programs or any of grades one(1) through twelve(12) or within three hundred (300) horizontal feet of a fenced recreational area adjacent to such school building.

B. Subsection A of this section does not apply to a:

1. Restaurant issued a license pursuant to section 4-205.02
2. Special event license issued pursuant to section 4-203.02
3. Hotel-motel issued a license pursuant to section 4-205.01
4. Government license issued pursuant to section 4-205.03
5. Fenced playing area of a golf course issued a license pursuant to this article.

STATE OF ARIZONA

DEPARTMENT OF LIQUOR LICENSES AND CONTROL

ALCOHOLIC BEVERAGE LICENSE

License 12133313

Issue Date: 10/4/2005

Expiration Date: 8/31/2006

Issued To:
DAPHANIE GABRIELA SANCHEZ, Owner

Location:
GABRIELAS MEXICAN FOOD/CANTINA
369 S MAIN ST
CAMP VERDE, AZ 86322

Restaurant

Mailing Address:

DAPHANIE GABRIELA SANCHEZ
GABRIELAS MEXICAN FOOD/CANTINA
P O BOX 1227
CAMP VERDE, AZ 86322



EXP 8/31/2006

Leesa Berens Morrison
LEESA BERENS MORRISON
DIRECTOR

POST THIS LICENSE IN A CONSPICUOUS PLACE

DO NOT PUBLISH
THIS SECTION
ARTICLE I

The corporate name must contain a corporate ending which may be "corporation," "association," "company," "limited," "incorporated" or an abbreviation of any of these words. If you are the holder or assignee of a tradename or trademark, attach Declaration of Tradename Holder form.

ARTICLE 2

The name cannot imply that the corporation is organized for any purpose other than the initial business indicated in this article.

ARTICLE 3

The total number of authorized shares cannot be "Zero" or "Not Applicable."

ARTICLE 4

May be in care of the statutory agent.

ARTICLE 5

The agent must provide both a physical and mailing address. If statutory agent has a P.O. Box, then they must also provide a physical description of their street address/location. The agent must sign the Articles or provide a consent to acceptance of the appointment.

ARTICLES OF INCORPORATION

OF

(An Arizona Business Corporation)

RECEIVED

JUN 29 2006

ARIZONA CORP. COMMISSION
CORPORATIONS DIVISION

1. Name. The name of the Corporation is Gabrielas Mexican food and Cantina Inc.

2. Initial Business.

The Corporation initially intends to conduct the business of Mexican food

3. Authorized Capital.

The Corporation shall have authority to issue 100 shares of Common Stock.

4. Known Place of Business. (In Arizona)

The street address of the known place of business of the Corporation is:

396 S. Main ST campo verde AZ 86322

5. Statutory Agent. (In Arizona)

The name and address of the statutory agent of the Corporation is:

Florida Alma Rivas
3413 Phyllis circle campo verde AZ 86322

JUL 6 11:18 AM '06

DO NOT PUBLISH THIS SECTION

A minimum of 1 director is required.

6. Board of Directors

The initial board of directors shall consist of 1 director(s). The name(s) and address(es) of the person(s) who is(are) to serve as the director(s) until the first annual meeting of shareholders or until his(her)(their) successor(s) is(are) elected and qualifies is(are):

Name: Floridalma Rivas

Address: 3413 Phyllis Circle

City, State, Zip: Campo Verde AZ 86322

Name: _____

Address: _____

City, State, Zip: _____

The number of persons to serve on the board of directors thereafter shall be fixed by the Bylaws.

7. Incorporators.

The name(s) and address(es) of the incorporator(s) is (are):

Name: Floridalma Rivas

Address: 3413 Phyllis Circle

City, State, Zip: Campo Verde AZ 86322

ARTICLE 7

A minimum of 1 incorporator is required. All incorporators must sign both the Articles of Incorporation and the Certificate of Disclosure.

All powers, duties and responsibilities of the incorporators shall cease at the time of delivery of these Articles of Incorporation to the Arizona Corporation Commission.

8. Indemnification of Officers, Directors, Employees and Agents.

The Corporation shall indemnify any person who incurs expenses or liabilities by reason of the fact he or she is or was an officer, director, employee or agent of the Corporation or is or was serving at the request of the Corporation as a director, officer, employee or agent of another Corporation, partnership, joint venture, trust or other enterprise. This indemnification shall be mandatory in all circumstances in which indemnification is permitted by law.

9. Limitation of Liability.

To the fullest extent permitted by the Arizona Revised Statutes, as the same exists or may hereafter be amended, a director of the Corporation shall not be liable to the Corporation or its stockholders for monetary damages for any action taken or any failure to take any action as a director. No repeal, amendment or modification of this article, whether direct or indirect, shall eliminate or reduce its effect with respect to any act or omission of a director of the Corporation occurring prior to such repeal, amendment or modification.

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THIS SECTION

EXECUTED this 30 day of June, 2006 by all of the
incorporators.

Signed: Mariela Rivas _____

Florida Rivas _____

[Print Name Here]

[Print Name Here]

Phone and fax
numbers are optional

PHONE (998) 567-8654

FAX _____

The agent must
consent to the
appointment by
executing the
consent.

Acceptance of Appointment By Statutory Agent

The undersigned hereby acknowledges and accepts the appointment as statutory agent of the
above-named corporation effective this _____ day of _____.

Signed Mariela Rivas _____

Florida Rivas _____

[Print Name Here]

The Articles must be
accompanied by a
Certificate of
Disclosure, executed
within 30 days of
delivery to the
Commission, by all
incorporators.

[If signing on behalf of a company serving as
statutory agent, print company name here]

06 JUL 6 11:19 AM '06

8. Does your restaurant contain any games or television? Yes No
If yes, specify what types and how many of each type (Televisions, Pool tables, Video Games, Darts, etc).

9. Do you have live entertainment or dancing? Yes No
(If yes, what type and how often?)

10. Use space below or attach a list of employee positions and their duties to fully staff your business.

I, Floridalma Lizeth Rivas, hereby declare that I am the APPLICANT filing this application. I have
(Print full name)
read this application and the contents and all statements true, correct and complete.

X _____
(Signature of APPLICANT)

State of _____ County of _____
The foregoing instrument was acknowledged before me this
_____ day of _____,
Day of Month Month Year

My commission expires on: _____

(Signature of NOTARY PUBLIC)

ARIZONA DEPARTMENT OF LIQUOR LICENSES & CONTROL

800 W Washington 5th Floor
Phoenix AZ 85007-2934
(602) 542-5141



400 W Congress #521
Tucson AZ 85701-1352
(520) 628-6595

RESTAURANT OPERATION PLAN

LICENSE # _____

1. List by Make, Model and Capacity of your :

Grill <i>24" WOLF</i>	<i>One 2' x 2' Grill</i>
Oven <i>WOLF</i>	<i>One six Burners stove and oven</i>
Freezer	<i>One upright freezer one half freezer</i>
Refrigerator	<i>One Maxell RST 453RN/one Arctic Air-Redch in</i>
Sink	<i>2 hand/meat/1 vegt./1 mop/1-3 comp sink</i>
Dish Washing Facilities	<i>By hand 3-compartment</i>
Food Preparation Counter (Dimensions)	<i>2' x 8' and 2' x 15' table</i>
Other	<i>one pitco frialator 85A35037 / Ice Machine Mani</i>

2. Print the name of your restaurant: *Gabriela's ^{MEXICAN} Food and Cantina*

3. Attach a copy of your menu (Breakfast, Lunch and Dinner including prices).

4. List the seating capacity for:

- a. Restaurant area of your premises [*62 persons*]
- b. Bar area of your premises [+ *8 persons*]
- c. Total area of your premises [70 persons]

5. What type of dinnerware and utensils are utilized within your restaurant?

Reusable Disposable

6. Does your restaurant have a bar area that is distinct and separate from the restaurant seating? (If yes, what percentage of the public floor space does this area cover). Yes *90* % No

7. What percentage of your public premises is used primarily for restaurant dining? (Does not include kitchen, bar, cocktail tables or game area.) *40* %

*Disabled individuals requiring special accommodations, please call the Department.

06 JUL 2006 Lic. PM 2:18

8. Does your restaurant contain any games or television? Yes No
If yes, specify what types and how many of each type (Televisions, Pool tables, Video Games, Darts, etc).
One T.V.

9. Do you have live entertainment or dancing? Yes No
(If yes, what type and how often?)

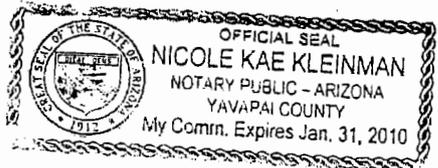
10. Use space below or attach a list of employee positions and their duties to fully staff your business.
One Cook
One Dishwasher / food prep
2 waitresses.

I, Florida Alma Pivas, hereby declare that I am the APPLICANT filing this application. I have
(Print full name)
read this application and the contents and all statements true, correct and complete.

X Florida Alma Pivas
(Signature of APPLICANT)

State of Arizona County of Yavapai
The foregoing instrument was acknowledged before me this
3rd day of JULY, 2006.
Day of Month Month Year

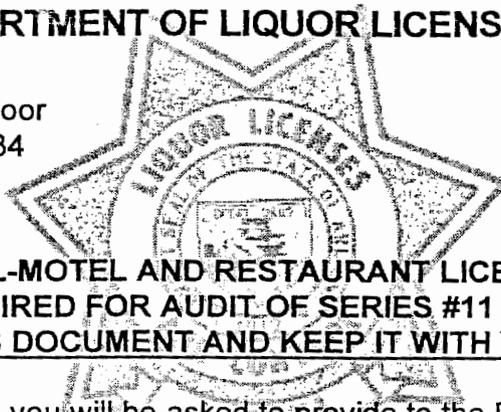
My commission expires on: January 31, 2010 Nicole Kae Kleinman
(Signature of NOTARY PUBLIC)



ARIZONA DEPARTMENT OF LIQUOR LICENSES & CONTROL

800 W Washington 5th Floor
Phoenix AZ 85007-2934
(602) 542-5141

400 W Congress #521
Tucson AZ 85701-1352
(520) 628-6595



HOTEL-MOTEL AND RESTAURANT LICENSES RECORDS REQUIRED FOR AUDIT OF SERIES #11 & #12 LICENSES MAKE A COPY OF THIS DOCUMENT AND KEEP IT WITH YOUR DLLC RECORDS

In the event of an audit, you will be asked to provide to the Department any documents necessary to determine compliance with A.R.S. §4-205.02(G). Such documents requested may include however, are not limited to:

1. All invoices and receipts for the purchase of food and spirituous liquor for the licensed premises.
2. A list of *all* food and liquor vendors
3. The restaurant menu used during the audit period
4. A price list for alcoholic beverages during the audit period
5. Mark-up figures on food and alcoholic products during the audit period
6. A recent, *accurate* inventory of food and liquor (taken within two weeks of the Audit Interview Appointment)
7. Monthly Inventory Figures - beginning and ending figures for food and liquor
8. Chart of accounts (copy)
9. Financial Statements-Income Statements-Balance Sheets
10. General Ledger
 - A. Sales Journals/Monthly Sales Schedules
 - 1) Daily sales Reports (to include the name of each waitress/waiter, bartender, etc. with sales for that day)
 - 2) Daily Cash Register Tapes - Journal Tapes and Z-tapes
 - 3) Dated Guest Checks
 - 4) Coupons/Specials/Discounts
 - 5) Any other evidence to support income from food and liquor sales
 - B. Cash Receipts/Disbursement Journals
 - 1) Daily Bank Deposit Slips
 - 2) Bank Statements and canceled checks
11. Tax Records
 - A. Transaction Privilege Sales, Use and Severance Tax Return (copies)
 - B. Income Tax Return - city, state and federal (copies)
 - C. Any supporting books, records, schedules or documents used in preparation of tax returns
12. Payroll Records
 - A. Copies of all reports required by the State and Federal Government

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- B. Employee Log (A.R.S. §4-119)
 - C. Employee time cards (actual document used to sign in and out each work day)
 - D. Payroll records for all employees showing hours worked each week and hourly wages
13. Off-site Catering Records (must be complete and separate from restaurant records)
- A. All documents which support the income derived from the sale of food off the license premises.
 - B. All documents which support purchases made for food to be sold off the licensed premises.
 - C. All coupons/specials/discounts

The sophistication of record keeping varies from establishment to establishment. Regardless of each licensee's accounting methods, the amount of gross revenue derived from the sale of food and liquor must be substantially documented.

REVOCAION OF YOUR LIQUOR LICENSE MAY OCCUR IF YOU FAIL TO COMPLY WITH A.R.S. §4-210(A)7 AND A.R.S. §4-205.02(G).

A.R.S. §4-210(A)7

The licensee fails to keep for two years and make available to the department upon reasonable request all invoices, records, bills or other papers and documents relating to the purchase, sale and delivery of spirituous liquors and, in the case of a restaurant or hotel-motel licensee, all invoices, records, bills or other papers and documents relating to the purchase, sale and delivery of food.

A.R.S. §4-205.02(G)

For the purpose of this section:

1. "Restaurant" means an establishment which derives at least forty percent (40%) of its gross revenue from the sale of food.
2. "Gross revenue" means the revenue derived from all sales of food and spirituous liquor on the licensed premises, regardless of whether the sales of spirituous liquor are made under a restaurant license issued pursuant to this section or under any other license that has been issued for the premises pursuant to this article.

I, (print licensee name):

Bivas Floridalma Lizeth
 Last First Middle

have read and fully understand all aspects of this statement.

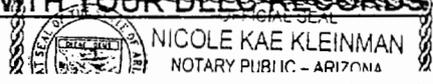
State of Arizona County of Yavapai

The foregoing instrument was acknowledged before me this

x Floridalma Bivas 31st day of July, 2006
 (Signature of Licensee) Day Month Year

My commission Expires on: 31st, January, 2010 Nicole Kae Kleinman
 Day Month Year (Signature of NOTARY PUBLIC)

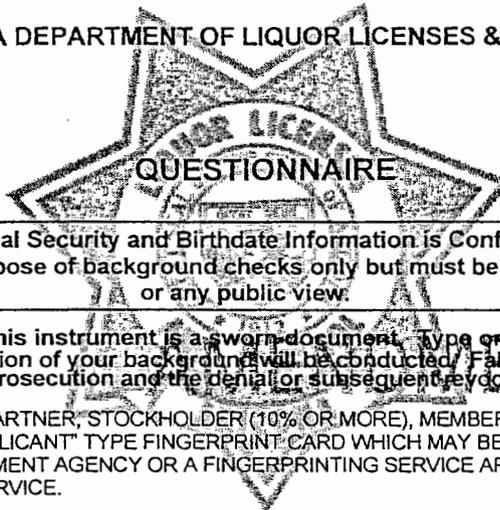
MAKE A COPY OF THIS DOCUMENT AND KEEP IT WITH YOUR DEED RECORDS



ARIZONA DEPARTMENT OF LIQUOR LICENSES & CONTROL

800 W Washington 5th Floor
Phoenix AZ 85007-2934
(602) 542-5141

400 W Congress #521
Tucson AZ 85701-1352
(520) 628-6595



QUESTIONNAIRE

Attention all Local Governing Bodies: Social Security and Birthdate Information is Confidential. This information may be given to local law enforcement agencies for the purpose of background checks only but must be blocked to be unreadable prior to posting or any public view.

Read carefully. This instrument is a sworn document. Type or print with black ink. An extensive investigation of your background will be conducted. False or incomplete answers could result in criminal prosecution and the denial or subsequent revocation of a license or permit.

TO BE COMPLETED BY EACH OWNER, AGENT, PARTNER, STOCKHOLDER (10% OR MORE), MEMBER, OFFICER OR MANAGER. ALSO EACH PERSON COMPLETING THIS FORM MUST SUBMIT AN "APPLICANT" TYPE FINGERPRINT CARD WHICH MAY BE OBTAINED AT THE DEPT. FINGERPRINTING MUST BE DONE BY A BONA FIDE LAW ENFORCEMENT AGENCY OR A FINGERPRINTING SERVICE APPROVED BY THE DEPARTMENT OF LIQUOR. THE DEPARTMENT DOES NOT PROVIDE THIS SERVICE.

Liquor License #

Eff. 10/01/03 there is a \$29.00 processing fee for each fingerprint card submitted.

A service fee of \$25.00 will be charged for all dishonored checks (A.R.S. 44.6852)

(If the location is currently licensed)

1. Check appropriate box →

<input type="checkbox"/> Owner <input type="checkbox"/> Partner <input type="checkbox"/> Stockholder <input type="checkbox"/> Member <input type="checkbox"/> Officer <input type="checkbox"/> Agent <input type="checkbox"/> Other _____ (Complete Questions 1-20 & 24) Licensee or Agent must complete # 25 for a Manager	<input type="checkbox"/> Manager(Only) (Complete All Questions <u>except</u> # 14, 14a & 25) Licensee or Agent must complete # 25
---	---

2. Name: _____ Date of Birth: _____
Last First Middle (This Will Not Become a Part of Public Records)

3. Social Security Number: _____ Drivers License #: _____ State: _____
(This Will Not Become a Part of Public Records)

4. Place of Birth: _____ Height: _____ Weight: _____ Eyes: _____ Hair: _____
City State Country (not county)

5. Marital Status Single Married Divorced Widowed Residence (Home) Phone: (____) _____ - _____

6. Name of Current or Most Recent Spouse: _____ Date of Birth: _____
(List all for last 5 years - Use additional sheet if necessary) Last First Middle Maiden

7. You are a bona fide resident of what state? _____ If Arizona, date of residency: _____

8. Telephone number to contact you during business hours for any questions regarding this document. (____) _____ - _____

9. If you have been a resident less than three (3) months, submit a copy of driver's license or voter registration card.

10. Name of Licensed Premises: Gabriela's Mexican food and Cantina Premises Phone: (____) _____ - _____

11. Licensed Premises Address: _____
Street Address (Do not use PO Box #) City County Zip

12. List your employment or type of business during the past five (5) years, if unemployed part of the time, list those dates. **List most recent 1st.**

FROM Month/Year	TO Month/Year	DESCRIBE POSITION OR BUSINESS	EMPLOYER'S NAME OR NAME OF BUSINESS (Give street address, city, state & zip)	
	CURRENT			Lic Lic PH 2:19

ATTACH ADDITIONAL SHEET IF NECESSARY FOR EITHER SECTION ↑ ↓

13. Indicate your residence address for the last five (5) years:

FROM Month/Year	TO Month/Year	Rent or Own	RESIDENCE Street Address <small>If rented, attach additional sheet giving name, address and phone number of landlord</small>	City	State	Zip
	CURRENT					

If you checked the Manager box on the front of this form skip to # 15

14. As an Owner, Agent, Partner, Stockholder, Member or Officer, will you be physically present and operating the licensed premises? If you answered YES, how many hrs/day? _____, **answer #14a below.** If NO, skip to #15. YES NO
- 14a. Have you attended a Department approved Liquor Law Training Course within the last 5 years? (Must provide proof) YES NO
If the answer to # 14a is "NO", course must be completed before issuance of a new license or approval on an existing license.
15. Have you **EVER** been detained, cited, arrested, indicted or summoned into court for violation of **ANY** law or ordinance (regardless of the disposition even if dismissed or expunged)? **For traffic violations, include only those that were alcohol and/or drug related.** YES NO
16. Have you **EVER** been convicted, fined, posted bond, been ordered to deposit bail, imprisoned, had sentence suspended, placed on probation or parole for violation of **ANY** law or ordinance (regardless of the disposition even if dismissed or expunged)? **For traffic violations, include only those that were alcohol and/or drug related.** YES NO
17. Are there **ANY** administrative law citations, compliance actions or consents, criminal arrests, indictments or summonses PENDING against you or **ANY** entity in which you are now involved? YES NO
18. Have you or any entity in which you have held ownership, been an officer, member, director or manager **EVER** had a business, professional or liquor APPLICATION OR LICENSE rejected, denied, revoked, suspended or fined in this or any other state? YES NO
19. Has anyone **EVER** filed suit or obtained a judgment against you in a civil action, the subject of which involved fraud or misrepresentation of a business, professional or liquor license? YES NO
20. Are you **NOW** or have you **EVER** held ownership, been a controlling person, been an officer, member, director, or manager on any other liquor license in this or any other state? YES NO

If any answer to Questions 15 through 20 is "YES" YOU MUST attach a signed statement. Give complete details including dates, agencies involved and dispositions.

If you checked the Manager box on the front of this form, fill in #21-23 and 24, all others skip the following box (21-23) and go to # 24

Manager Section

21. Have you attended a Department approved Liquor Law Training Course within the last 5 years? (Must provide proof) YES NO
If the answer to #21 is "NO" course must be completed BEFORE ISSUANCE of a new license OR APPROVAL on an existing license.
22. Do you make payments to the licensee? YES NO If "yes", how much? \$_____ per month. Total debt to licensee \$_____
23. Is there a formal written contract or agreement between you and the licensee relating to the operation or management of this business?
 YES NO If "yes", attach a copy of such agreement

24. I, Floridalma Lizeth Rivas, hereby declare that I am the APPLICANT filing this questionnaire.
(Print full name of Applicant)

I have read this questionnaire and the contents and all statements are true, correct and complete.

(Signature of Applicant)

State of _____ County of _____
The foregoing instrument was acknowledged before me this _____ day of _____, _____ Year
Day Month Year

My commission expires on: _____ Day Month Year

(Signature of NOTARY PUBLIC)

**FILL IN THIS SECTION ONLY IF YOU ARE A LICENSEE OR AGENT APPROVING A MANAGER APPLICATION
Licensee or Agent Approval of Manager**

25. I, (Print Licensee/Agent's Name): _____
Hereby authorize the applicant to act as manager for the named liquor license.

State of _____ County of _____
The foregoing instrument was acknowledged before me this _____ day of _____, _____ Year
Day Month Year

X _____
(Signature of LICENSEE/AGENT)

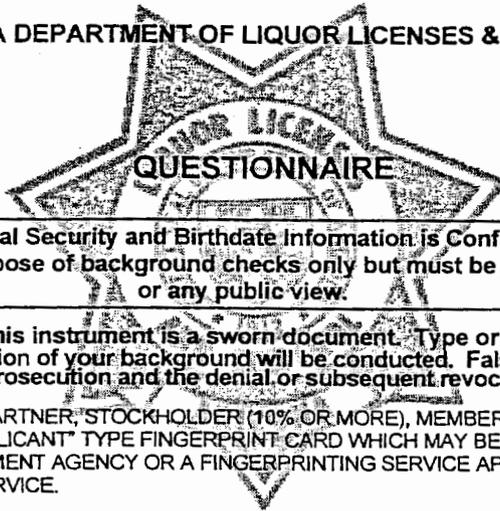
My commission expires on: _____ Day Month Year

(Signature of NOTARY PUBLIC)

ARIZONA DEPARTMENT OF LIQUOR LICENSES & CONTROL

800 W Washington 5th Floor
Phoenix AZ 85007-2934
(602) 542-5141

400 W Congress #521
Tucson AZ 85701-1352
(520) 628-6595



Attention all Local Governing Bodies: Social Security and Birthdate information is Confidential. This information may be given to local law enforcement agencies for the purpose of background checks only but must be blocked to be unreadable prior to posting or any public view.

Read carefully. This instrument is a sworn document. Type or print with black ink. An extensive investigation of your background will be conducted. False or incomplete answers could result in criminal prosecution and the denial or subsequent revocation of a license or permit.

TO BE COMPLETED BY EACH OWNER, AGENT, PARTNER, STOCKHOLDER (10% OR MORE), MEMBER, OFFICER OR MANAGER. ALSO EACH PERSON COMPLETING THIS FORM MUST SUBMIT AN "APPLICANT" TYPE FINGERPRINT CARD WHICH MAY BE OBTAINED AT THE DEPT. FINGERPRINTING MUST BE DONE BY A BONA FIDE LAW ENFORCEMENT AGENCY OR A FINGERPRINTING SERVICE APPROVED BY THE DEPARTMENT OF LIQUOR. THE DEPARTMENT DOES NOT PROVIDE THIS SERVICE.

Eff. 10/01/03 there is a \$29.00 processing fee for each fingerprint card submitted.

A service fee of \$25.00 will be charged for all dishonored checks (A.R.S. 44.6852)

Liquor License #

121333213 12133339
(If the location is currently licensed)

1. Check appropriate box → Owner Partner Stockholder Member Officer Agent Manager (Only)
 Other _____ (Complete Questions 1-20 & 24) (Complete All Questions except # 14, 14a & 25)
 Licensee or Agent must complete # 25 for a Manager Licensee or Agent must complete # 25

2. Name: Rivas Florida Lizeth Date of Birth: [REDACTED]
 Last First Middle (This Will Not Become a Part of Public Records)

3. Social Security Number: [REDACTED] Drivers License #: D04992865 State: AZ
 (This Will Not Become a Part of Public Records)

4. Place of Birth: Guatemala City Height: 5'05" Weight: 165 Eyes: BRN Hair: BRN
 City State Country (not county)

5. Marital Status Single Married Divorced Widowed Residence (Home) Phone: (928) 567-8654

6. Name of Current or Most Recent Spouse: Rivas Jose E. Date of Birth: [REDACTED]
 (List all for last 5 years - Use additional sheet if necessary) Last First Middle Maiden

7. You are a bona fide resident of what state? ARIZONA If Arizona, date of residency: 06/28/2006

8. Telephone number to contact you during business hours for any questions regarding this document: (713) 895-6044

9. If you have been a resident less than three (3) months, submit a copy of driver's license or voter registration card.

10. Name of Licensed Premises: Gabriela's Mex Food and Drink Premises Phone: (928) 567-6300
 (MEXICAN)

11. Licensed Premises Address: 396 S. main st. Camp Verde Yavapai 86322
 Street Address (Do not use PO Box #) City County Zip

12. List your employment or type of business during the past five (5) years, if unemployed part of the time, list those dates. List most recent 1st.

FROM Month/Year	TO Month/Year	DESCRIBE POSITION OR BUSINESS	EMPLOYER'S NAME OR NAME OF BUSINESS (Give street address, city, state & zip)
6-06	CURRENT	Unemployed	3413 Phyllis circle Camp Verde AZ 86322
10/1997	6/2006	Reverse Logistics Specialist	Target 6150 W. TOUHY NILES IL 60714

ATTACH ADDITIONAL SHEET IF NECESSARY FOR EITHER SECTION ↓

13. Indicate your residence address for the last five (5) years:

FROM Month/Year	TO Month/Year	Rent or Own	RESIDENCE Street Address	City	State	Zip
6/06	CURRENT		3413 Phyllis circle	Camp Verde	AZ	86322
6/2001	6/06	Own	2245 W. Hawthorne	Melrose Park	IL	60164

If you checked the Manager box on the front of this form skip to # 15

14. As an Owner, Agent, Partner, Stockholder, Member or Officer, will you be physically present and operating the licensed premises? If you answered YES, how many hrs/day? 12 answer #14a below. If NO, skip to #15. YES NO
- 14a. Have you attended a Department approved Liquor Law Training Course within the last 5 years? (Must provide proof) YES NO
If the answer to # 14a is "NO", course must be completed before issuance of a new license or approval on an existing license.

15. Have you EVER been detained, cited, arrested, indicted or summoned into court for violation of ANY law or ordinance (regardless of the disposition even if dismissed or expunged)? For traffic violations, include only those that were alcohol and/or drug related. YES NO
16. Have you EVER been convicted, fined, posted bond, been ordered to deposit bail, imprisoned, had sentence suspended, placed on probation or parole for violation of ANY law or ordinance (regardless of the disposition even if dismissed or expunged)? For traffic violations, include only those that were alcohol and/or drug related. YES NO
17. Are there ANY administrative law citations, compliance actions or consents, criminal arrests, indictments or summonses PENDING against you or ANY entity in which you are now involved? YES NO
18. Have you or any entity in which you have held ownership, been an officer, member, director or manager EVER had a business, professional or liquor APPLICATION OR LICENSE rejected, denied, revoked, suspended or fined in this or any other state? YES NO
19. Has anyone EVER filed suit or obtained a judgment against you in a civil action, the subject of which involved fraud or misrepresentation of a business, professional or liquor license? YES NO
20. Are you NOW or have you EVER held ownership, been a controlling person, been an officer, member, director, or manager on any other liquor license in this or any other state? YES NO

If any answer to Questions 15 through 20 is "YES" YOU MUST attach a signed Statement. Give complete details including dates, agencies involved and dispositions.

If you checked the Manager box on the front of this form, fill in #21-23 and 24, all others skip the following box (21-23) and go to # 24

Manager Section

21. Have you attended a Department approved Liquor Law Training Course within the last 5 years? (Must provide proof) YES NO
If the answer to #21 is "NO" course must be completed BEFORE ISSUANCE of a new license OR APPROVAL on an existing license.
22. Do you make payments to the licensee? YES NO If "yes", how much? \$ _____ per month. Total debt to licensee \$ _____
23. Is there a formal written contract or agreement between you and the licensee relating to the operation or management of this business? YES NO If "yes", attach a copy of such agreement

24. I, Florida Irma L Rivas, hereby declare that I am the APPLICANT filing this questionnaire.
(Print full name of Applicant)

I have read this questionnaire and the contents and all statements are true, correct and complete.

x Florida Irma L Rivas State of Arizona County of Yavapai
OFFICIAL SIGNATURE OF APPLICANT The foregoing instrument was acknowledged before me this
3rd day of JULY, 2006
NICOLE KAE KLEINMAN Day Month Year
NOTARY PUBLIC - ARIZONA
YAVAPAI COUNTY
My commission expires on 31st January, 2010
Nicole Kae Kleinman
(Signature of NOTARY PUBLIC)

FILL IN THIS SECTION ONLY IF YOU ARE A LICENSEE OR AGENT APPROVING A MANAGER APPLICATION
Licensee or Agent Approval of Manager

25. I, (Print Licensee/Agent's Name): _____
Hereby authorize the applicant to act as manager for the named liquor license.
State of _____ County of _____
The foregoing instrument was acknowledged before me this _____ day of _____, _____ Year
X _____
(Signature of LICENSEE/AGENT) Day Month Year
My commission expires on: _____
Day Month Year (Signature of NOTARY PUBLIC)

ARIZONA DEPARTMENT OF LIQUOR LICENSES & CONTROL

800 W Washington 5th Floor
Phoenix AZ 85007-2934
(602) 542-5141



400 W Congress #150
Tucson AZ 85701-1352
(520) 628-6595

CERTIFICATION OF COMPLETED ALCOHOL TRAINING PROGRAM(S)

OBTAIN ORIGINALS OF THIS FORM FROM DLLC-DO NOT PHOTOCOPY, DOCUMENT IS COMPUTER SCANNED. TYPE OR PRINT WITH BLACK INK.

ALCOHOL TRAINING PROGRAM INDIVIDUAL INFORMATION

Floridalma Rivas
Individual Name (Print)

Floridalma Rivas
Individual Signature

6/30/6
Date Training Completed

TYPE OF TRAINING COMPLETED TRAINER MUST CHECK YES OR NO FOR EACH TYPE

LANGUAGE OF INSTRUCTION:

ENGLISH SPANISH

YES NO BASIC

YES NO MANAGEMENT

YES NO BOTH

YES NO ON SALE

YES NO OFF SALE

YES NO OTHER

IF TRAINEE IS EMPLOYED BY A LICENSEE:

NAME OF THE LICENSEE

BUSINESS NAME

LIQUOR LICENSE NUMBER

ALCOHOL TRAINING PROGRAM PROVIDER INFORMATION

BARTENDING ACADEMY

Company or Individual Name

5135 W. THUNDERBIRD
Address

GLENDALE, ARIZONA 85306 602-548-1300
City State Zip Phone

I Certify the above named individual has successfully completed the specified program(s).

DWAYNE CRUSS
Trainer Name (Print)

[Signature]
Trainer Signature

6/30/6
Date

Trainer give original of completed form to trainee, photocopy and maintain completed document for your records.

Mandatory Liquor Law Training for all new applications submitted after Nov. 1, 1997, A.R.S. Section 4-112(G)(2). Completion of the Liquor License Training Courses is required at the issuance of a license.

The person(s) required to attend both the Basic Liquor Law and Management Training, (either on-sale or off-sale), will include all of the following : owner(s), licensee/agent or manager(s) **WHO ARE ACTIVELY INVOLVED IN THE DAY TO DAY OPERATION OF THE BUSINESS.** Proof of attendance within the last five years for the required courses must be submitted to the Department before the license application is considered complete. Before acceptance of a Manager's Questionnaire and/or Agent Change for an existing license, proof of attendance for the Basic Liquor Law and Management Training (either on-sale or off-sale) will be required.

105 JUL 19 11:19 AM '06

STAFF REPORT

Council meeting of: August 16, 2006 – Regular Session

Title: Discussion, consideration, and possible approval to designate proceeds from the special events beer garden tip jars to the Park Fund.

Budgeted item: N/A

Description of Item: At the April 19, 2006 Council meeting, Council voted to set out tip jars at future events with proceeds going directly to the school and children. As we are constantly trying to come up with fundraising efforts for the Community Park, it would seem better suited if the proceeds from the tip jars be designated to our Community Park .

Staff Recommendation: Approve designating proceeds from tip jars to the Community Park Project.

Comments: NA

Attachments: No.

Prepared by: L. Moore

STAFF REPORT

Council meeting of: August 16, 2006 – Regular Session

Title: Discussion, consideration, and possible recommendation to staff on special event budgets for the Block Party scheduled for Aug. 19, 2006 and Pioneer Days scheduled for Sept. 16 & 17, 2006.

Budgeted item: Yes

Description of Item: Council has requested that individual event budget be presented before each event.

Staff Recommendation:

Comments: NA

Attachments: Yes.

Prepared by: L. Moore

Event: Pioneer/Gun/Mule		Date: Sept. 16 & 17, 2006	
Expenses		Amount	
Banners/Signage	\$		500.00
Advertising	\$		1,800.00
Entertainment	\$		1,000.00
Food			
Insurance/Licensing			
Security	\$		400.00
Equipment Rental	\$		200.00
Lodging			
Miscellaneous Supplies	\$		2,700.00
Judges	\$		500.00
Total Budget	\$		7,100.00

Projected Revenue	\$		10,500.00
Projected Sponsorship	\$		2,000.00
Total Projected Revenues	\$		12,500.00

Estimated staff time. Estimates made from 2005/06 records	
Regular time	approx. \$2000
OT	

Moving this event to Arena Del Loma should cut regular hours down a great deal

Event: Block Party	Date: Aug. 19, 2006	
Expenses	Amount	
Banners/Signage		
Advertising	\$	500.00
Entertainment	\$	800.00
Food		
Insurance/Licensing		
Security		
Equipment Rental	\$	200.00
Lodging	\$	-
Miscellaneous Supplies		
Total Budget	\$	1,500.00

Projected Revenue	\$	800.00
Projected Sponsorship	\$	2,000.00
Total Projected Revenues	\$	2,800.00

Estimated staff time. Estimates made from 2005/06 records		
Regular time	48 hrs.	Approx. \$1,344 in man hours
OT	20 hrs.	

STAFF REPORT

Council meeting of: August 16, 2006

Title: Discussion, consideration, and update regarding recent discussions with ADOT and Yavapai County concerning SR 260, access management efforts.

Budgeted item: N/A

Staff Recommendation: None

Comments: None

Attachments: No

Prepared by: Bill Lee

STAFF REPORT

Council meeting of: August 16, 2006

Title: Discussion, consideration, and update of recent meeting between State Parks, Office of Tourism, State Preservation Office, Local Merchants and Out of Africa Wild Animal Park.

Budgeted item: N/A

Description of Item: Update on efforts to attract more visitors and tourists to our community.

Staff Recommendation: None

Comments: None

Attachments: no

Prepared by: Bill Lee

STAFF REPORT

Council meeting of: August 16, 2006

Title: Discussion, consideration, and possible direction to staff to apply to ADOT to block off Main Street on September 9, 2006 from 6:00 a.m. to 10:00 a.m. for dedication of the Mail Trail

Budgeted item: N/A

Description of Item: Because the State has not yet turned Main Street over to the Town, we must apply for a permit. Council Member Parrish has requested the street be blocked off. Since this is not a Town sponsored event we are requesting direction from Council.

Staff Recommendation: None

Comments: None

Attachments: no

Prepared by: Bill Lee

**STAFF
AGENDA ITEM REPORT**

Council meeting of: August 16, 2006 (Advanced Approvals)

Title: Possible approval of \$4,998.83 to Arizona Municipal Risk Retention Pool.

Budgeted item: Yes

Description of Item: This is the Town's 20% portion of the legal fees in the case of Eberhard v. Town of Camp Verde.

Staff Recommendation: Approve the expenditure.

Comments: N/A

Attachments: Yes

Prepared by: Bill Lee

Southwest Risk Services

A Division of Berkley Risk Administrators Company, LLC

4835 East Cactus Road, Suite 360
Scottsdale, Arizona 85254-3543
602.996.8810
FAX 602.996.9045

July 27, 2006

Town of Camp Verde
Attention: Bill Lee, Town Manager
P. O. Box 710
Camp Verde, AZ 86322

RE: Insured : Town of Camp Verde
Claimants : Eric Eberhard et al.
Claim No. : 13006521
Date of Loss : 7/30/03
Coverage Agreement : AM 1014
Effective Dates : 12/26/02 to 12/26/03

Dear Mr. Lee:

The Arizona Municipal Risk Retention Pool (hereinafter, the "Pool") has been providing a defense to the Town of Camp Verde regarding the above referenced matter. The Complaint arises from a decision by the City Council to approve a use permit for the Yavapai-Apache Nation (the "Nation") for the purpose of allowing a mining operation. Plaintiff alleges the July 30, 2003 approval was "arbitrary, capricious, unlawful, and an abuse of the Town Council's discretion". By way of background, the Town filed suit in Yavapai County Superior Court, case number CV2001-0009, seeking injunctive relief regarding the Nation's commercial /industrial mining operation in a "residentially zoned fee simple property" without a lawful conditional use permit. The Court granted the requested injunctive relief requiring the Nation to cease and desist its mining operations on the properties until they comply with the mining regulations of the Town of Camp Verde. Plaintiff alleged that the ultimate approval of the use permit for the mining operation failed to enforce the both the zoning ordinance of the Town and the injunction granted to the town by the Superior Court. Moreover, the plaintiff contended that approval of the use permit does not conform to or promote the goals and objectives of the Town's General Plan. Suit was filed and served on the Town asserting the following claims: First Cause of Action: unlawful conduct by defendant Town of Camp Verde resulting in spot zoning; Second Cause of Action: violation of plaintiff's civil rights under 42 U.S.C. Section 1983-Equal Protection; Third Cause of Action: violation of plaintiff's civil rights under 42 U.S.C. Section 1983-Due Process; Fourth Cause of Action: violation of plaintiff's rights under the Arizona Constitution-Equal Protection; Fifth Cause of Action: violation of plaintiff's rights under the Arizona Constitution-Due Process; Sixth Cause of Action: violation of the Arizona Zoning Enabling Act; Seventh Cause of Action: inverse condemnation; Eighth cause of Action: trespass; Ninth Cause of Action: nuisance; and Tenth Cause of Action" class action.

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Coverage is being evaluated under the coverage agreement issued through the AMRRP. The Pool's grant of coverage as stated in the coverage agreement Form AZLC (11/02), reads, in relevant part, as follows:

COVERAGE A: MUNICIPAL LIABILITY COVERAGE (CLAIMS MADE BASIS)

1. COVERAGE AGREEMENT

- a. Except as otherwise provided in this coverage, the Pool will pay on behalf of the "covered member" all sums which the "covered member" shall become legally obligated to pay as damages to which this coverage applies, provided the following conditions are met:
 - (1) A claim for such damages must be first made against the "covered member" during the coverage period.;
 - (2) The damages are the result of an occurrence that took place in the coverage territory; and
 - (3) The date of the occurrence giving rise to the claim for damages must be on or after the retroactive date, if any, and not after the coverage period shown in the Declarations.
- b. The Pool will have the right and duty to defend any suit seeking damages to which this coverage applies. The Pool may, at its discretion, investigate any actual or potential occurrence, and settle any claim or suit that may result.
- c. The amount the Pool will pay for damages; and the litigation and loss adjustment expense of injunctive and declaratory relief claims when such claims are exclusive of other covered claims is limited as described in SECTION III LIMITS OF COVERAGE.

Refer to the exclusion section of the coverage agreement. Pertinent portions read:

2. EXCLUSIONS

This coverage does not apply to:

- w. Damages arising out of any taking, annexation, condemnation, inverse condemnation, adverse possession, or dedication by adverse use, whether or not as a result of the denial of substantive due process, procedural due process, or both.



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- (1) This exclusion does not apply to litigation and loss adjustment expense cost of injunctive and declaratory relief claims when such claims are exclusive of other covered claims.

Also, please refer to the portion of the coverage agreement titled: "SECTION III-LIMITS OF COVERAGE, which states, in relevant part:

6. The Land Use Liability Claim Limit is the most the Pool will pay under Coverage A for damages and loss adjustment expense for any Land Use Liability Claim, provided that:
 - a. The total liability of the Pool shall be limited to 80% of damages and loss adjust expense, but in no event shall exceed the limit of coverage shown in the Declarations;
 - b. 50% of any litigation and loss adjustment expense which the "member" incurs prior to reporting the claim to the Pool;
 - c. The "covered member's" share shall be the total amount of the damages and loss adjustment expense not covered by the Pool under a. above, or the deductible or self insured retention shown in the Declarations, whichever is greater; and
 - d. The Pool shall have the right to request reimbursement from the "covered member" for the "covered member's" share of any damages or loss adjustment expense for which the Pool has made payment, and the "covered member" shall promptly remit such amount to the Pool.

The Land Use liability Claim Annual Aggregate Limit is the most the Pool will pay under Coverage A for damages and loss adjustment expense for Land Use Liability Claims during the annual coverage period.

Also, please refer to the portion of the coverage agreement titled "SECTION V-DEFINITIONS", which states in relevant part:

7. Damages means money damages.

Damages does not include any of the following:

- a. Any obligation of a "covered member" under a workers' compensation,

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- disability benefits, or unemployment compensation law or any similar law;
- b. Fines or penalties imposed by law;
- c. Injunctive or equitable relief, or quasi-judicial or administrative orders;
- d. Repayment of any tax or assessment that was wrongfully obtained, or any interest on such tax assessment;
- e. Amounts paid or payable for the purchase or permanent acquisition of property or property rights, or for the right to permanently enforce an ordinance, regulation, or restriction on the use of property.
- f. The cost of complying with any order under an injunctive or declaratory action.

12. Land Use Liability Claim means:

- a. Any claim directly relating to the enforcement or interpretation of a land use, zoning, or subdivision ordinance or regulation; or
- b. Any claim directly relating to the "member's" regulatory approval or disapproval of any development or redevelopment project.

Any claim meeting the criteria listed above will be considered to be a Land Use Liability Claim in its entirety, regardless of whether the individual claim or the litigation as a whole may assert other claims or damages.

But Land Use Liability Claim does not include a claim that seeks only:

- c. Compensation or other relief for an actual or alleged physical occupation, invasion, or use of property by the "member"; or
- d. Reduction or invalidation of special assessment; or
- e. Compensation for damages based on the "member's" actual or alleged negligent inspection or enforcement of the state building, plumbing, electrical, fire or similar codes; or
- f. Any claim arising out of any breach of an express or implied contract or warranty, including, but not limited to, any claim for amounts due under the terms of any contractual obligation.
- g. Damages arising out of any actual or alleged taking of property without

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just compensation including, but not limited to, any constitution or statutory violations related to the taking.

14. Loss adjustment expense means expenses incurred and allocated to each claim or suit for the investigation, defense, and administration of any claim or suit, but does not include salaries of employees and office expenses of the "covered member."

This lawsuit is being handled by SWRS on behalf of the Pool as a Land Use Liability Claim, under the applicable section of the above-referenced coverage agreement. Pursuant to the terms of the coverage agreement, the Town of Camp Verde is liable 20% of the "covered member's" share of defense fees, costs and indemnity payments. The amount of indemnity and expense paid by the Pool is \$24,994.15 of which the Town is responsible for \$4,998.83.

Attached you will find our "Claim Abstract" which lists the individual payments that have been made since the inception of our defense of this matter. Please make your check payable to "Arizona Municipal Risk Retention Pool" and mail the check to my attention. In doing so reference the AMRRP file number of 13-00-6521 on your check and correspondence. We thank you in advance for your cooperation.

In the event you have any questions, or would like to discuss this matter further, please do not hesitate to contact our office.

Sincerely,



Tom McMahon
Senior Claim Examiner

Claim Inquiry - By Claim
Reserve/Payments Summary

TCM 7/27/06 14:15:17 Inquire

Policy AM	1014	Insured CAMP VERDE, TOWN OF		State 02
	<u>Current Reserves</u>	<u>Total Payments</u>	<u>Total Incurred</u>	
Indemnity	4		4.00	
Expense 1	4	24,994.15	24,998.15	
Expense 2				
Total	<u>8</u>	<u>24,994.15</u>	<u>25,002.15</u>	

Claim	Loss Date	Loss Reserve	Expense Reserve	Paid Loss	Paid Expense
13006521	7/30/03	4	4		24994.15
13006517	9/14/03				

1-View Claimant Detail 2-View Claim Master
F3=Exit F12=Cancel

Claim Inquiry - By Claim
Transaction Detail

TMCM 7/27/06 14:15:33 Inquire

Policy AM 1014 Claim 13006521 Claimant A

	<u>Current Reserves</u>	<u>Total Payments</u>	<u>Total Incurred</u>
Indemnity	1		1.00
Expense 1	1	24,994.15	24,995.15
Expense 2			
Total	2	24,994.15	24,996.15

Acct	Trans	----Invoice-----								
Date	Tr	Date	Amount	Check	St	Vndor	Number	Date	User	P
7/06	30	7/27/06	15,477.50-	Reserve				0/00/00	TMCM	
6/06	30	6/20/06	14,999.00-	Reserve				0/00/00	TMCM	
6/06	62	6/13/06	49.50	0036609	AT135	9170	5/11/06	HELE		
4/06	62	4/24/06	1,197.00	0036335	AT135	9013	4/11/06	PENN		
3/06	62	3/20/06	660.00	0036164	AT135	8873	3/13/06	PENN		
2/06	62	2/22/06	231.00	0035976	AT135	8737	2/09/06	PENN		+

1-View History Detail

F3=Exit F11=Include Monthend Transactions F12=Cancel

Claim Inquiry - By Claim
Transaction Detail

TMCM 7/27/06 14:15:37 Inquire

Policy AM 1014 Claim 13006521 Claimant A

	<u>Current Reserves</u>	<u>Total Payments</u>	<u>Total Incurred</u>
Indemnity	1		1.00
Expense 1	1	24,994.15	24,995.15
Expense 2			
Total	2	24,994.15	24,996.15

Acct	Trans	-----Invoice-----							
Date	Tr	Date	Amount	Check	St	Vndor	Number	Date	User P
1/06	62	1/30/06	198.00	0035795	AT135	8604	1/13/06	PENN	
1/06	62	1/26/06	1,823.50-	0035781	AT135		0/00/00	PENN	
1/06	62	1/26/06	1,823.50	0035781	AT135	8604	1/13/06	PENN	
1/06	62	1/11/06	1,252.50	0035623	AT135	8466	12/06/05	PENN	
1/06	62	1/10/06	361.00	0035555	AT135	8323	11/08/05	PENN	
1/06	62	1/10/06	571.00	0035554	AT135	8321	11/08/05	PENN	+

1-View History Detail

F3=Exit F11=Include Monthend Transactions F12=Cancel

Claim Inquiry - By Claim
Transaction Detail

TMCM 7/27/06 14:15:41 Inquire

Policy AM 1014 Claim 13006521 Claimant A

	<u>Current Reserves</u>	<u>Total Payments</u>	<u>Total Incurred</u>
Indemnity	1		1.00
Expense 1	1	24,994.15	24,995.15
Expense 2			
Total	2	24,994.15	24,996.15

Acct	Trans	----Invoice-----								
Date	Tr	Date	Amount	Check	St	Vndor	Number	Date	User	P
10/05	30	10/19/05	17,101.00	Reserve				0/00/00	TMCM	
10/05	62	10/12/05	2,029.50	0035170	AT135		7912	8/09/05	PENN	
9/05	62	9/19/05	1,684.13	0035005	AT135		8033	9/09/05	PENN	
7/05	62	7/18/05	511.50	0034599	AT135		7755	7/07/05	PENN	
6/05	62	6/17/05	137.02	0034428	AT135		7633	6/08/05	PENN	
5/05	62	5/11/05	2,093.50	0034176	AT135		7511	5/09/05	PENN	+

1-View History Detail

F3=Exit F11=Include Monthend Transactions F12=Cancel

Claim Inquiry - By Claim
Transaction Detail

TMCM 7/27/06 14:15:45 Inquire

Policy AM 1014 Claim 13006521 Claimant A

	<u>Current Reserves</u>	<u>Total Payments</u>	<u>Total Incurred</u>
Indemnity	1		1.00
Expense 1	1	24,994.15	24,995.15
Expense 2			
Total	2	24,994.15	24,996.15

Acct	Trans	-----Invoice-----							
Date	Tr	Date	Amount	Check	St	Vndor	Number	Date	User P
4/05	62	4/15/05	297.00	0033973		AT135	7120	2/10/05	PENN
4/05	30	4/08/05	14,999.00	Reserve				0/00/00	TMCM
3/05	62	3/22/05	346.50	0033785		AT135	7271	3/16/05	PENN
2/05	30	2/23/05	8,835.00	Reserve				0/00/00	TMCM
1/05	62	1/13/05	1,674.00	0033280		AT135	7005	1/10/05	PENN
1/05	62	1/10/05	1,732.50	0033069		AT135	6911	12/08/04	PENN

1-View History Detail

F3=Exit F11=Include Monthend Transactions F12=Cancel

Claim Inquiry - By Claim
Transaction Detail

TMCB 7/27/06 14:15:49 Inquire

Policy AM 1014 Claim 13006521 Claimant A

	<u>Current Reserves</u>	<u>Total Payments</u>	<u>Total Incurred</u>
Indemnity	1		1.00
Expense 1	1	24,994.15	24,995.15
Expense 2			
Total	2	24,994.15	24,996.15

Acct	Trans	-----Invoice-----							
Date	Tr	Date	Amount	Check	St	Vndor	Number	Date	User P
1/05	62	1/10/05	277.50	0033066	AT153	121431	12/03/04	PENN	
11/04	62	11/16/04	111.00	0032801	AT153	120974	11/09/04	PENN	
9/04	62	9/17/04	66.00	0032421	AT135	6538	9/10/04	PENN	
8/04	62	8/16/04	761.50	0032166	AT153	118937	8/10/04	PENN	
7/04	62	7/23/04	185.00	0032001	AT153	118645	7/15/04	PENN	
7/04	62	7/16/04	49.50	0031960	AT135	6403	7/13/04	PENN	+

1-View History Detail

F3=Exit F11=Include Monthend Transactions F12=Cancel

Claim Inquiry - By Claim
Transaction Detail

TMCM 7/27/06 14:15:53 Inquire

Policy AM 1014 Claim 13006521 Claimant A

	<u>Current Reserves</u>	<u>Total Payments</u>	<u>Total Incurred</u>
Indemnity	1		1.00
Expense 1	1	24,994.15	24,995.15
Expense 2			
Total	2	24,994.15	24,996.15

Acct	Trans	----Invoice-----								
Date	Tr	Date	Amount	Check	St	Vndor	Number	Date	User	P
5/04	62	5/21/04	3,975.50	0031633		AT153	117179	5/13/04	PENN	
5/04	30	5/20/04	6,383.00	Reserve				0/00/00	TMCM	
5/04	62	5/13/04	1,369.50	0031581		AT135	6161	5/10/04	PENN	
3/04	62	3/24/04	1,160.00	0031140		AT153	115991	3/18/04	PENN	
3/04	62	3/08/04	1,353.00	0030953		AT135	5946	3/03/04	PENN	
1/04	30	1/29/04	6,660.00	Reserve				0/00/00	TMCM	+

1-View History Detail

F3=Exit F11=Include Monthend Transactions F12=Cancel

Claim Inquiry - By Claim
Transaction Detail

TMCM 7/27/06 14:15:57 Inquire

Policy AM 1014 Claim 13006521 Claimant A

	<u>Current Reserves</u>	<u>Total Payments</u>	<u>Total Incurred</u>
Indemnity	1		1.00
Expense 1	1	24,994.15	24,995.15
Expense 2			
Total	2	24,994.15	24,996.15

Acct	Trans	----Invoice-----								
Date	Tr	Date	Amount	Check	St	Vndor	Number	Date	User	P
12/03	62	12/17/03	660.00	0030371		AT153	113418	12/09/03	PENN	
12/03	30	12/17/03	1,499.00	Reserve				0/00/00	TMCM	
11/03	10	11/06/03	2.00	Reserve				0/00/00	PENN	

1-View History Detail

F3=Exit F11=Include Monthend Transactions F12=Cancel