



Agenda Item Submission Form – Section I

Meeting Date: March 2, 2016

- Consent Agenda Decision Agenda Executive Session Requested
- Presentation Only Action/Presentation

Requesting Department: Finance Dept.

Staff Resource/Contact Person: Mike Showers

Agenda Title (be exact): Discussion, consideration & possible approval for Finance Director to write-off the remaining portion of the Parks Fund loan payable to the General Fund and close the Parks Fund.

List Attached Documents: 1) Refunding Agreement – 3/6/08, 2) Revised Refunding Agreement – 5/10/10, 3) Minutes from 3/05/08 Council Meeting

Estimated Presentation Time: 5 mins

Estimated Discussion Time: 5 mins

Reviews Completed by:

Town Attorney Comments: N/A

Department Head:

- Budgeted Unbudgeted N/A

Fiscal Impact: There is no monetary impact to the Town.

Background Information: There is no current valid reason for the existence of the Parks Fund. It seems to have been established coinciding with the purchase of the community park property and the establishment of the inter-Town loan of \$832,000 in March of 2008 between the Parks Fund and the General Fund.

As for the loan, there is no reasonable mechanism for repayment of this note. Money for the repayment has only come from general Town revenues allocated to the Parks fund. The circular reasoning of this concept does not present a valid repayment source nor any reason for the loan in the first place. Furthermore, there is no current funding being allocated to the parks fund.

Second, this fund is not being used for any purpose other than to transfer current equity back to the general fund for parks related expenses. There is no compelling reason for this fund to exist at this time.

Recommended Action (Motion): Move to approve the Finance Director to write-off the remaining portion of the Parks Fund loan payable to the General Fund and close the Parks Fund.

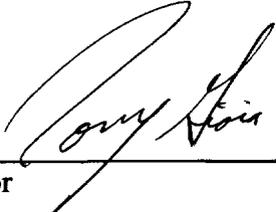
Instructions to the Clerk: N/A.

REFUNDING AGREEMENT

The aggregate sum of Eight Hundred Thirty-Two Thousand Dollars (\$832,000) shall be transferred from the Town Parkland Acquisition Fund to the Town of Camp Verde General Fund, Local Government Investment Pool Account pursuant to the payment terms set forth below:

Terms of Repayment: Payable on a Quarterly basis with fifty thousand dollars being tendered each quarter beginning on October 1, 2008 and continuing on a quarterly basis thereafter until the full amount of the funds borrowed, that being Eight Hundred Thirty-Two Thousand Dollars (\$832,000), is repaid in full.

APPROVALS



Mayor

3/6/08

Date

Attest:

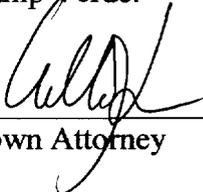

Town Clerk

3-14-08

Date

Determination of Counsel

The foregoing agreement has been reviewed by the undersigned attorney for the Town of Camp Verde, who has determined that the agreement is in proper form and is within the powers and authority granted under the laws of this State to the Town of Camp Verde.



Town Attorney

3/11/08

Date

REVISED REFUNDING AGREEMENT

This Revised Refunding Agreement is to modify the Refunding Agreement adopted by Council on March 5, 2008 that stated as follows:

The aggregate sum of eight hundred thirty-two thousand dollars (\$832,000) shall be transferred from the Town Parkland Acquisition Fund to the Town of Camp Verde General Fund, Local Government Investment Pool Account pursuant to the payment terms set forth below:

Terms of Repayment: Payable on a quarterly basis with fifty thousand dollars being tendered each quarter beginning on October 1, 2008 and continuing on a quarterly basis thereafter until the full amount of the funds borrowed, that being eight hundred thirty-two thousand dollars (\$832,000), is repaid in full.

This revision serves to include the provision that the Parks Fund shall make payments to the General Fund when cash resources are available for repayment. In times when the cash resources are not available for repayment, the repayment period will be extended until a time in which cash resources are available for repayment.

APPROVALS



Mayor

5-10-10

Date

Attest:



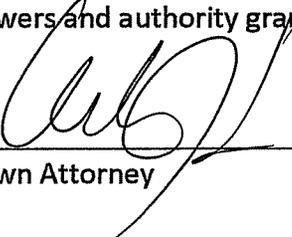
Town Clerk

5-20-10

Date

Determination of Counsel

The foregoing agreement has been reviewed by the undersigned attorney for the Town of Camp Verde, who has determined that the agreement is in proper form and is within the powers and authority granted under the laws of this State to the Town of Camp Verde.



Town Attorney

5/11/10

Date

**MINUTES
REGULAR SESSION
MAYOR AND COUNCIL
TOWN OF CAMP VERDE
COUNCIL CHAMBERS
WEDNESDAY, MARCH 5, 2008
6:30 P.M.**

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

1. **Call to Order**
The meeting was called to order at 6:33 p.m.
2. **Roll Call**
Mayor Gioia, Councilors Smith, Garrison, Kovacovich and Elmer were present. Vice Mayor Hauser and Councilor German were absent.

Also Present: Town Manager Mike Scannell, Town Attorney Bill Sims, Parks & Recreation Director Lynda Moore, Library Director Gerry Laurito, Town Clerk Debbie Barber, and Recording Secretary Margaret Harper.
3. **Pledge of Allegiance**
The Pledge was led by Smith.
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) February 26, 2008 – Retreat/Form with Yavapai-Apache Nation Tribal Council
 - 2) February 21, 2008 – Joint Work Session Camp Verde Sanitary District
 - 3) February 20, 2008 – Regular Session
 - 4) February 13, 2008 – Joint Work Session Parks & Rec
 - b) **Set Next Meeting, Date and Time:**
 - 1) Joint Special Session with Sanitary District – March 6, 2006 at 5:00 p.m.
 - 2) Joint Work Session with Library Advisory Commission – March 12, 2008 at 6:30 p.m.
 - 3) Regular Session – March 19, 2008 at 6:30 p.m.
 - 4) Council Hears Planning & Zoning – March 26, 2008 at 6:30 p.m.
 - c) **Possible authorization for the Mayor to sign a withdrawal form to transfer \$93,217.39 from the ~~Library Endowment Fund~~ MARY LYON'S FUND banking account at AmTrust Bank to the Town's general banking account at Wells Fargo Bank for reimbursement of expenditures for the Library Master Plan Design.** (Staff Resource: Michael Scannell)
 - d) **Possible acceptance of Dee Whitt's resignation from the Trails & Pathways Commission and presentation of a Certificate of Appreciation for her service.**
 - e) **Possible appointment of Carol German to serve on the Design Review Board as the Planning & Zoning representative for a 6-month period.** (Staff Resource: Michael Scannell)
 - f) **Possible authorization for the Mayor to sign a Special Event Liquor License for the Highland Games, Welsh League of Arizona, to be held on Saturday March 29, 2008 from 10:00 a.m. to 5:00 p.m.** (Staff Resource: Lynda Moore)
 - g) **Possible authorization for the Mayor to sign a letter for transmittal (with the site and parcel map) to Arizona State Parks seeking a "Waiver of Retroactivity for Acquisition Projects" for a 118-acre Community Park.** This waiver will assist in the property purchase through a Heritage Grant. (Staff Resource: Michael Scannell)
 - h) **Possible authorization to transfer \$832,000 from the Town's General Fund Local Government Investment Pool account to the Town's Wells Fargo bank account for distribution to Yavapai Title for the purchase of 118.7 acres from the Government Services Administration for the Community Park.** (Staff Resource: Michael Scannell)

- i) Possible authorization for the Mayor to execute a Refunding Agreement in order to memorialize the terms and conditions of the \$832,000 inter-fund loan between the Town's General Fund and the Town's Parkland Acquisition Fund. (Staff Resource: Michael Scannell)**
- j) Possible approval of a Qwest Corporation Underground Utility Easement Agreement for an in consideration of \$10.00 and authorization for the Mayor to sign the document and all other escrow closing documents for the 118-acre Community Park.**
- k) Consideration, and possible approval of Ordinance 2008-A350, an ordinance of the Town Council of the Town of Camp Verde, Yavapai County, Arizona, establishing a policy of conducting Criminal Record Checks for prospective Town employees and volunteers. This ordinance will supersede Ordinance 2000-A170. (Staff Resource: David R. Smith)**
- l) Discussion, consideration, and possible direction to staff to go out to bid to hire a consultant to prepare a Master Plan for the Community Park, located at the 118-acre site, Parcel A, purchased from the U.S.F.S.**
On a motion by Smith, seconded by Kovacovich, the Consent Agenda was unanimously approved as presented, with Items 4.f), h), j) and i) pulled for discussion.

(Items pulled for separate consideration and action)

- f) Possible authorization for the Mayor to sign a Special Event Liquor License for the Highland Games, Welsh League of Arizona, to be held on Saturday March 29, 2008 from 10:00 a.m. to 5:00 p.m.**

On a motion by Smith, seconded by Kovacovich, the Council voted 4-1 to authorize the Mayor to sign a Special Event Liquor License for the Highland Games, Welsh League of Arizona, to be held on Saturday March 29, 2008 from 10:00 a.m. to 5:00 p.m.; with a 'no' vote by Garrison.

The Council discussed the issue of liquor at Town events as well as the upcoming event which Parks & Recreation Director Moore said is no longer a Town-sponsored event. During the discussion Garrison continued to state her opinion that liquor should not be served at those events; a suggestion was made that the Council could reconsider at a later date the current policy regarding liquor at Town events.

- h) Possible authorization to transfer \$832,000 from the Town's General Fund Local Government Investment Pool account to the Town's Wells Fargo bank account for distribution to Yavapai Title for the purchase of 118.7 acres from the Government Services Administration for the Community Park.**

On a motion by Smith, seconded by Garrison, the Council unanimously authorized the transfer of \$832,000 from the Town's General Fund Local Government Investment Pool account to the Town's Wells Fargo bank account for distribution to Yavapai Title for the purchase of 118.7 acres from the Government Services Administration for the Community Park.

Garrison had requested this item be pulled because she understood there were some individuals who wanted to speak on the issue. However, when **Tim Sykes** and **Maureen Pastine** each started to comment, the Mayor pointed out that this was not the item for input regarding location of the Library. There was no further discussion.

- i) Possible authorization for the Mayor to execute a Refunding Agreement in order to memorialize the terms and conditions of the \$832,000 inter-fund loan between the Town's General Fund and the Town's Parkland Acquisition Fund.**

On a motion by Kovacovich, seconded by Elmer, the Council unanimously authorized the Mayor to execute a Refunding Agreement in order to memorialize the terms and conditions of the \$832,000