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AGENDA
REGULAR SESSION
MAYOR AND COUNCIL
COUNCIL CHAMBERS · 473 S. Main Street, Room #106
WEDNESDAY, SEPTEMBER 7, 2011
6:30 P.M.

1. **Call to Order**
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) Regular Session – August 17, 2011
      2) Council/Manager Retreat – August 10, 2011
      3) Executive Session – August 3, 2011
   b) **Set Next Meeting, Date and Time:**
      1) September 21, 2011 at 6:30 p.m. – Regular Session
      2) September 28, 2011 at 6:30 p.m. – Council Hears Planning & Zoning Matters
      3) October 5, 2011 at 6:30 p.m. – Regular Session
      4) October 19, 2011 at 6:30 p.m. – Regular Session
      5) October 26, 2011 at 6:30 p.m. – Council Hears Planning & Zoning Matters
   c) **Possible approval of Resolution 2011-855, a Resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, authorizing the submission of an application to ADOT Multimodal Planning Division for planning assistance for rural areas (PARA) and authorizing all actions necessary to implement and complete the activities outlined in said application.** Staff Resource: Ron Long
   d) **Possible approval of the Intergovernmental Agreement (IGA) with Yavapai County Flood Control District in order to receive $750,000 for improvements to the Finnie Flat/Cliffs Parkway Drainage channel.** Staff Resource: Ron Long
   e) **Possible approval of the appointments of Bob Kovacovich and Paul Aldredge as citizen representatives to the Public Safety Retirement Local Board.** Staff Resource: David R. Smith

5. **Special Announcements & Presentations –** There are no special announcements or presentations.

   - **Approval of the Proclamation declaring September 11th as "A Day to Remember", and memorializing those men, women, and children who lost their lives by the unprovoked attacks of September 11, 2001 upon America by foreign terrorists and that thrust the United States and other countries into a war it never envisioned either militarily or diplomatically.** Staff Resource: Debbie Barber

6. **Council Informational Reports.** These reports are relative to the committee meetings that Council members attend. The Committees are Camp Verde Schools Education Foundation; Chamber of Commerce, Intergovernmental Association, NACOG Regional Council, Verde Valley Transportation Planning Organization, Yavapai County Water Advisory Committee, and shopping locally. In addition, individual members may provide brief summaries of current events. The Council will have no discussion or take action on any of these items, except that they may request that the item be placed on a future agenda.

7. **Call to the Public for items not on the agenda.**

8. **Presentation by Melissa Meno relative to the "Value the Verde Ecotourism Initiative", followed by discussion, consideration, and possible endorsement of the efforts of the Sustainable Arizona "Value the Verde Initiative".** Sponsor: Mayor Burnside

9. **Presentation by Yavapai Cattle Growers Association followed by discussion and possible endorsement of the ACGA Save Arizona's Forest Environment (SAFE) Plan.** Sponsor: Mayor Burnside

10. **Presentation, discussion, and possible direction to staff to draft a comment letter regarding the US Fish and Wildlife proposal to increase the critical habitat of the Southwestern Willow Flycatcher.** Sponsor: Mayor Burnside

11. **Discussion, consideration, and possible direction to staff relative to the off-premise canvassing ordinance recently passed with a presentation by Sedona Pines, LLC who is affected by the enforcement of the ordinance.** Staff Resource: Russ Martin

12. **Discussion, consideration, and possible direction to staff to prepare changes to Article 12-3, Section 4 of the Town Code, allowing staff to place Regulatory Signs such as "No Parking" as necessary for public safety, without initial Council approval.** Staff Resource: Russ Martin/Ron Long

13. **Discussion, consideration, and possible direction to staff relative to funding for construction of the Camp Verde Library that may include, but not limited to, completing the application to the USDA and/or applying for State Aid.** Staff Resource: Russ Martin/Gerry Laurito

Councilors Baker and German requested the following items:

14. **Discussion, consideration and possible approval of a letter to the Department of Justice relative to the Yavapai County redistricting process.**

15. **Discussion, consideration, and possible approval of a letter to the Arizona State Independent Redistricting Commission relative to the Legislative and Congressional redistricting. Council may also approve of endorsement of letter submitted by Supervisor Chip Davis**

16. **Call to the Public for items not on the agenda.**

17. **Manager/Staff Report** Individual members of the Staff may provide brief summaries of current events and activities. These summaries are strictly for informing the Council and 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.

18. **Adjournment**

Posted by: Virginia Jones Date/Time: 9-1-2011 9:15 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.

4 a.1

DRAFT MINUTES
REGULAR SESSION
MAYOR AND COUNCIL
COUNCIL CHAMBERS
WEDNESDAY, AUGUST 17, 2011
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 Burnside, Vice Mayor Kovacovich, Councilors Buchanan, George, Whatley, Baker and German were present.

Also Present: Town Manager Russ Martin, Public Works Director Ron Long, Finance Director Mike Showers, Town Clerk Debbie Barber, 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) Regular Session – August 3, 2011
      2) Special Session – August 3, 2011
   b) **Set Next Meeting, Date and Time:**
      1) August 24, 2011 at 6:30 p.m. – Council Hears Planning & Zoning Matters – **CANCELLED**
      2) September 7, 2011 at 6:30 p.m. – Regular Session
      3) September 21, 2011 at 6:30 p.m. – Regular Session
      4) September 28, 2011 at 6:30 p.m. – Council Hears Planning & Zoning Matters
   c) **Possible approval of a special event liquor license for the Verde Valley Mounted Sheriff's Posse for Fort Verde Days that is scheduled for Friday, October 7 and Saturday, October 8, 2011.** Staff Resource: Debbie Barber
   d) **Possible direction to staff to proceed with the purchase of a used 2005 Vermeer BC 1000X wood chipper for $17,511.36 so that tree and brush trimmings may be reduced to wood chips.** This is a budgeted item in the CIP-HURF ($25,000). Staff Resource: Ron Long
   e) **Possible direction to staff to proceed with the purchase of a Grizzly machine in the amount of $11,298.59 for processing materials used for street construction. $7,488.64 remains in the CIP wood chipper line item and the remaining balance of $3,809.95 will be paid from HURF Capital Expenditure Account.** Staff Resource: Ron Long

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

5. **Special Announcements & Presentations –**
   - **Welcome to New Businesses**
     - **Family Homestead Developers, Phoenix**
     - **Mexamigo, Inc., 851 Howards Road**
     - **Earthly Treasures (Cornfest Event), Casa Grande**
     - **Frozen Fun Shaved Ice (Cornfest Event), Tempe**
     - **Betty's Curios (Cornfest Event), Tucson**
     - **Triple B Variety (Cornfest Event), Casa Grande**

- **Strawberry Silver Co. (Cornfest Event), Strawberry**
- **DGP Concessions (Cornfest Event), Glendale**
- **AZ Flywheelers (Cornfest Event), Cottonwood**
- **Desert Development and Design, Prescott**
- **Trapper & Tanya Moore (Cornfest Event), Camp Verde**
- **Verde Valley Dub Werks, Mayer**
- **Central Glass and Screen, Cottonwood**
- **Izzy Bella Designs (CornfestEvent), Peoria**
- **Julie Coester (CornfestEvent), Chandler**
- **Pretty Hair Things & More (Cornfest Event), Phoenix**

Mayor Burnside announced the new businesses as listed, commenting that it was a pleasure to welcome them to the Town, and expressing his appreciation for those who were participating in the Cornfest event.

6. **Council Informational Reports.**

Kovacovich commended all the staff who worked so hard to make the Open House last week a success; the public did not show up in droves, but he thanked those who did attend.

Whatley said that although much of the public did not show up at the CIP Open House, it was definitely not a waste of staff's time; for Council the experience was invaluable. It was well worth it, and it is repeated in the future, perhaps there will be better participation by the public. Whatley said she attended the Sanitary District meeting on August 11, another long session, mostly about retirement options for their people and ways to reduce the amount of waste taken to the landfill.

Burnside noted that a party is planned to honor Valerie House, a valuable employee who is leaving the Town, at the Salt Mine Cellars on August 18th at 6:00 p.m. Also, the first Annual Sedona-Verde Valley Fire Fighters Charity Horseshoe Tournament, sponsored by the Camp Verde Fire District, will be held Saturday, August 27th at 10:00, at the Town Soccer Fields. Burnside said he went to Cliff Castle Casino on Monday night and enjoyed one of the best steaks that he has ever had in a long time; their new chef at the Gallery used to have the Bistro in Sedona. Yesterday Burnside attended a meeting with other Mayors and Andy Tobin for an update on the Redistricting for the Legislative and Congressional process that has now started; for further information, the website is www.azredistricting.org. Everyone is urged to go to the website to basically support the Verde Valley as a unit in itself. Burnside added that he will be meeting with a Coconino County Supervisor, Matt Ryan, at 4:30 p.m. at Town Hall, regarding the Redistricting and the population growth countered with natural regression in population affecting different areas in the State of Arizona. Burnside thanked the Town Manager for creating the letter that was sent in support of the grant funding that is being considered for 39 recipients that include three Verde Valley entities.

7. **Call to the Public for items not on the agenda.**

(Comments from the following individuals are summarized.)

Dave Freeman, Chairman of the Chamber of Commerce, voiced his strong objection and rebuttal to what he considered were inaccurate comments made by Councilor Alan Buchanan at recent Council meetings that implied that the Chamber was trying in effect to hide information. Freeman reviewed at length the apparent lack of communication and the misperception that gave rise to those inappropriate and unacceptable comments that created difficulties for the Chamber. Freeman assured the Council that the Chamber will continue to try to operate as transparently as possible and work closely with all local businesses and activities in Camp Verde, especially with the Town and Yavapai-Apache Nation. After a brief interruption, Freeman reiterated his failed attempts to communicate with Buchanan, and said that the Chamber believes that regular attendance of all liaisons is vital to the ability of the Chamber to coordinate energies and focuses, especially with the Town. Freeman ended his comments with the suggestion that if the Chamber continues to have a contentious and negative person as a liaison, then they would like to have Council reappoint someone who would be truly helpful to maintain an important relationship.

Gary Thompson spoke to say that he would remit the remainder of his time to Chairman Freeman.

Rabbi Roy Birnbaum announced that the American Seminary for Contemporary Judaism has moved to Camp Verde as their northernmost area; they have a Synagogue, or Temple here in Town. They held services last week and will have High Holiday services this week. He commented that the Chamber has been unbelievably helpful; the first project is to get the office open, the second will be to try to put together a Youth Center, and there are plans to work with addiction recovery.

There was no further public input.

8. **Presentation by County Assessor Pam Pearsall relative to the new "Jobs Bill HB 2001" that was recently passed.House Bill 2001 gradually reduces property taxes generated by commercial properties, thus shifting the burden to Primary Occupied Properties. Note: this is for informational purposes only, as the Town of Camp Verde does NOT assess property taxes.** Staff Resource: Debbie Barber
There was no action taken.

Town Clerk Barber introduced County Assessor Pam Pearsall who gave a Power Point presentation for the purpose of educating the community about the new Jobs Bill that was recently passed. Ms. Pearsall reviewed examples of the tax shifts that will occur, the primary elements that are part of the property tax calculations, the assessment ratio, and displayed a chart showing the steps in calculating property tax bills. She also distributed copies of a Notice to All Property Owners in Yavapai County that property owners can expect to receive by the end of this year, and explained the impact of the new Bill on Class 3 and Class 4 properties.

Councilor Buchanan requesting item #9:

9. **Discussion, consideration, and possible approval of Resolution 2011-854, a resolution of the Common Council of the Town of Camp Verde, Arizona acknowledging preference of redistricting Map (to be determined) to the Yavapai County Board of Supervisors for redistricting Yavapai County.**
On a motion by Buchanan, seconded by Baker, the Council unanimously approved Resolution 2011-854, a resolution of the Mayor and Common Council, Camp Verde, Yavapai County, Arizona acknowledging preference of Redistricting Map C to the Yavapai County Board of Supervisors for redistricting Yavapai County.

Buchanan explained that he requested this item in order for the Council to take a stand on the issue since all the other communities in the Verde Valley have already done so. He noted that several of those representatives are present and may like to present their views.

PUBLIC INPUT
(Comments from the following individuals are summarized.)
Dorothy O'Brien, the immediate Past President of Big Park Regional Coordinating Council, spoke on the importance of the redistricting issue to everyone, and reviewed the criteria for arriving at the decision of that Council's Redistricting Task Force, including the need to remain an integral unit in the Greater Sedona area, what the neighbors think, and to create districts that provide the opportunity to elect a strong Supervisor from the Verde Valley to ensure fair and equitable representation.

Joan McClelland said she is from the Big Park area; they want to unite with Camp Verde in order to have the best chance for a second Supervisor from the Verde Valley.

Dave Norton, current Vice President of the Big Park Regional Coordinating Council, explained in detail why the Council and the entire neighborhood are in support of Map C; everyone is working together for the benefit and the future of the Verde Valley.

Kala Pearson, President of the Beaver Creek Regional Council, stated that those communities overwhelming decided on Map C; they want to stay with Camp Verde, and this is a chance to have two strong leaders from the Verde Valley.

Tony Gioia, a member of the Yavapai County Resource Advisory Commission, expressed his preference for Map C;

although it may not change the lack of power. It will at least provide for two strong Supervisors representing the Verde Valley. Gioia urged everyone to phone the Supervisors' Office at **928-771-3200** to let them know their desires.

There was no further public input.

Buchanan commenced the discussion with his statement that after looking at all the alternative maps, including the Alternate Map A just recently presented, he agrees with those who just spoke on the issue that Map C will allow for two strong Supervisors from this area. Comments from the Council members indicated support for the choice of Map C, and a strong suggestion that the distribution of the voting on water issues should be closely watched. Everyone was urged to show up at the Supervisors' meeting this coming Monday in Prescott to show a united front from the Verde Valley.

After the motion was made by Buchanan and seconded by Baker, Burnside requested that Buchanan consider amending his motion to indicate approval to send a letter of support from the Council instead of the Resolution, explaining that a Resolution purports to speak for all citizens, which may be a wrong assumption. Buchanan said he previously had been asked to do that, had declined to make such a change, and stands on his motion for a resolution as made.

10. **Discussion, consideration, and possible approval of Resolution 2011-853, a resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adopting and declaring as a public record that certain document filed with the Town Clerk and entitled, "Town of Camp Verde Fiscal Year 2011-2012 Budget".**
Staff Resource: Mike Showers
On a motion by Baker, seconded by Kovacovich, the Council unanimously approved Resolution 2011-853, a resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, adopting and declaring as a public record that certain document filed with the Town Clerk and entitled, "Town of Camp Verde Fiscal Year 2011-2012 Budget," including a transfer of $30,000 in CIP line item 20-826000 to the Marshal's Office personnel line items as well as eliminating the grant revenue and expenses for the School Resource Officer program line items.

Town Manager Martin said he would speak on the issue, explaining that newly-appointed Finance Director Mike Showers, who was present, had been brought in on the budget process at a late date, and noting that former Finance Director Mel Preston was also present, should the Council have any questions. Martin outlined the justification for the transfer of the $30,000 to the Marshal's Office based in part on the elimination of the School Resource Officer program line items. In response to a question, Martin confirmed that funding had been allotted for purchase of a vehicle and that will come from the Capital Improvements budget to the Marshal's budget; the School Resource Officer program will be handled by the Marshal's staff as assigned.

There was no public input.

11. **Discussion, consideration, and possible approval of the placement of an Economic Development Director position into the Town's Classification and Salary Plan, which will include the job description and salary range.**
Staff Resource: Russ Martin
On a motion by Whatley, seconded by Buchanan, the Council **voted 6-1** to approve the placement of the position of Economic Development Director as an amendment to the Classification and Salary Plan; **with German opposed.**

Martin said that this item is an opportunity for the Council to place into the 2009 Classification and Salary Plan document a position that would be called the Economic Development Director position. How and what it includes is in the draft before the Council tonight, open for suggestions or questions for staff to work on. However, the two items that are requested at this point would be the title and salary range, which are the responsibility of the Council. Martin first apologized to Councilor German for the item in the paper that reported that he had created the position without Council authority. He does have authority to create a temporary position, but not a new one. Martin said the request before the Council tonight is to place the new position in the Classification and Salary Plan; it will be an opportunity to set forth a positive position that will be very helpful to this community given the current economic situation. Martin said that, if desired, he could provide further information in addition to the detailed background, job description and the rationale for

creating the position, or he could move ahead pursuant to direction or Council's motion.

In response to the Council's questions regarding the current financial situation of the Town, Martin detailed the savings realized by the shifting of funding that essentially accrues from the recent resignation of an employee, the redistribution of staff time among some departments, and the now adequate staffing of the Finance Department that will make it possible to greatly reduce the expense of an outside consultant. Councilor German expressed her deep concern about the position appearing to be filled without recruiting from outside, and the severe budget constraints that have prevented many positions from being filled, with remaining employees stepping up to additional demands on them, without additional pay. German reminded the Council that a position at the level of this one previously had been eliminated for a cost savings, and noted, among other concerns, the lack of funding for maintaining critical programs for the community, maintaining the pool, the elimination of much-needed services, and the need for guidelines on just what the Town and the community expect from that new position, all of which makes it difficult for her to consider approving a new position at an administrative level at the sacrifice of the other levels.

Councilor Whatley countered with her opinion that all of the concerns that German stated are the reasons why the Town needs this position. The Town survives on sales tax; there is a lack of businesses to bring money in, and Whatley believes the Economic Development Director position will bring in more money than any other position currently being funded. The person in that position will bring in sales tax revenue to spend on those needed services, programs and employee compensation. Whatley feels that Ms. Preston is a good fit for the position and will actively try to bring businesses to Camp Verde.

Councilor George asked for confirmation from Martin that the position will be advertised in compliance with the current Town manual, and added that he feels the position is needed for more growth and more business. Whatley commented further that she believes the necessary guidelines are already stated in the packet of information. German said she could possibly support this type of position if the Town, for instance, would consider taking over the Visitors Center and housing the new Director's office at that location, using a different approach, which would help provide the necessary funding needed. George spoke further in support of what he feels the Town Manager is trying to do to help the Town.

PUBLIC INPUT
(Comments from the following individual are summarized.)
Irene Peoble stated that theTown needs to find the money to help the employees who have consistently stepped up to the plate to cover for employees who have left before they get pushed to the point of burnout.

There was no further public input.

NOTE: A recess was called at 8:00 p.m.; the meeting was called back to order at 8:10 p.m.

12. **Discussion, consideration, and possible direction to staff to prepare for the sale and/or trade of Town-owned properties located on the west side of Cliffs Parkway, west side of McCracken Lane and the intersection of Highway 260 and Oasis Road.** Staff Resource: Russ Martin
On a motion by Baker, seconded by George, the Council unanimously (1) directed staff to prepare for the sale of the property on Cliffs Parkway, with the proceeds from that sale to be directed to the library building fund; (2) directed staff to prepare for the possible sale or trade of the properties on McCracken Lane and Hwy 260/Oasis, with any proceeds that might derive from the McCracken lane property to be directed to the Park Fund.

Martin said this item is a follow-up to his recent idea of bringing to the attention of the Council some properties that are under utilized, or should possibly be sold. During the review of that idea, three particular properties appeared to be the most likely and available for that reconsideration and/or sale, specifically, the 260/Oasis property, the McCracken Lane parcel, and the Cliffs Parkway property that had been dedicated to the Town for the library. Martin said he believes those three would be the most productive for staff's time to get prepared for the second opportunity to present to the Council, which would be how to market such opportunity, and to clarify possible benefits prior to the disclosure process. This is a checking point tonight from which staff will move forward with an understanding from Council regarding those properties

and then concentrate on the marketing and disclosure process. Martin reviewed the background of the acquisitions of each of the three subject properties, as well as the Town's obligation, in the event of any sale, to be true to the monies that were originally expended so that they would be appropriately reinvested, including returning money to the Park Fund and to the library building fund. Martin acknowledged that the current real estate market is at a low point; however, the funds could be used to advantage because of the related lower cost of construction. Waiting for a rise in property values will only result in a commensurate higher cost for construction or development.

PUBLIC INPUT
(Comments from the following individuals are summarized.)
Linda Harkness, President of CCCVL, reviewed the contributions on hand for the building of the new library, and said they were in favor of selling the property to put the money to work for building the library.

Lynn Sweitzer said the property was set aside for the library, and she wants the money to go to the library.

Karen Heuman, as a concerned citizen and Secretary of the CCCVL, said she is definitely in favor of putting the Cliffs Parkway parcel up for sale.

Irene Peoble commented on the limited access to the McCracken property; it is very overgrown with weeds and should be put up for sale.

Tony Gioia said he would suggest the Town sell the Cliffs Parkway property; it would be undervalued at this time but that would be in line with the current depreciated building costs. (He briefly discussed with the Town Manager the possibility of any intent to rezone the Oasis property.)

Gerry Laurito said he believes that selling the Cliffs Parkway property for the library building fund would also inspire the public to donate more for that project.

There was no further public input.

The members discussed with Martin possible restrictions on the use of the properties, the requirement that any proceeds from the sale of the Cliffs Parkway property must be added to the funds now on hand for building the library, and the access problem with the McCracken Lane parcel. There was general agreement on using the Cliffs Parkway sale funds for the library. There was also a suggestion that money not be spent on any appraisals at this time; a market analysis could be obtained from a realtor at no cost. Whatley questioned considering all three parcels at one time, commenting on the problems presented in some of them. In response to a question from Baker, Martin explained what he believed was the obligation to return sale funds to the particular budget item that financed each purchase; i.e., bed tax money and creation of a deficit in the Park Fund, as well as the dedication of the Cliffs Parkway property for a library. Martin added that that can all be confirmed or clarified in the disclosure process. Burnside suggested that before making her motion, Baker carefully consider the options and alternatives prepared by Martin on each particular piece of property. In response to a request for clarification from Burnside, Baker confirmed that her motion was to direct staff, concerning Cliffs Parkway, to prepare for sale, with the proceeds going directly to the Library Building Fund; as to McCracken Lane, prepare for sale or trade, with the proceeds to be directed to the Park Fund; concerning Hwy 260 and Oasis, directing staff for sale or trade. Martin also confirmed that for the Oasis parcel, the General Plan will be followed and that property will be sold as a single family R1L zoning. There was further discussion regarding the need for the Park Fund to be reimbursed since it is currently at a negative balance.

13. **Discussion and possible direction to the Mayor to vote in favor of or against the attached resolutions as submitted to the League of Arizona Cities and Towns Resolutions Committee for consideration.** Staff Resource: Debbie Barber
The Mayor was directed to vote in favor of or against the attached resolutions, in summary, as follows: **Page 1**, Items 1, 3, 6, 11, 17, 19, 20, 22, and Staff 2, the majority in favor of Subcommittee Recommendations; **Pages 2 and 3**, Items 2, 4, 10, 12 and 13, 21, and Staff 1, the majority in favor of the Recommendations with Amendments; **Page 4**, Items 5, 15, 16

and 18, the majority in favor of those issues as listed; **Page 5**, Items 7, 8, 9 and 14, the majority in favor of Not Recommending for Passage.

Barber pointed out that these matters are presented for the League Resolutions Committee to consider during their annual conference. The Council tonight is to review the proposed resolutions that are summarized in the packet material and reach a consensus on how the Mayor will be asked to vote, either in favor of or against each resolution.

The Mayor polled each member regarding the recommendations, item by item, on each page. There was unanimous consensus to agree with the recommendations on Pages 1, 2 and 3; there was a 6-1 majority agreement with the recommendations on Page 4, with George opposed to Item 5 on that page; there was a 6-1 majority agreement with the recommendations on Page 5, with Whatley opposed to all four recommendations on that page.

14. **Call to the Public for items not on the agenda.**
(Comments from the following individual are summarized.)
George Young questioned the bid process for selling Town property and the possible requirement for a public vote.

There was no further public input.

15. **Manager/Staff Report**
There was no Manager/Staff report.

16. **Adjournment**
On a motion by Baker, seconded by German, the meeting was adjourned at 9:03 p.m.

_____
Bob Burnside, 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 17th day of August 2011. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this _____ day of _____, 2011.

_____
Debbie Barber, Town Clerk

4a.2

MINUTES
COUNCIL/MANAGER RETREAT
COUNCIL CHAMBERS
473 S. Main Street, Ste. 106
August 10, 2011 at 4:00 p.m.

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

1. **Call to Order**
   Mayor Burnside called the meeting to order at 4:00 p.m.

2. **Roll Call**
   Mayor Burnside, Vice Mayor Kovacovich, Councilors Baker, Bruce, Buchanan, German, and Whatley were present. Manager Martin and Clerk Barber were also present.

3. **Discussion of, but not limited to the following in no particular order:**

   a. **Capital Improvement Plan process**
   Martin explained that kickoff of the 2011 CIP process begins tonight, noting that staff was holding an open house to allow the public to view the offices and equipment, as well as to gain knowledge as to what each department provides. He advised that the goal was to get citizen participation through volunteers serving on a committee. He reviewed the 2001 CIP process and advised that staff attempted an update in 2005; however, there is no evidence that this plan was ever approved by Council. After discussion about various methods in which to encourage public participation, it was the general consensus that Council would conduct work sessions and take extra measures to advise the public and encourage public participation. Martin said that he hoped to complete the CIP early next year in time to be considered in the 2012/13 budget cycle.

   Burnside noted that it was important for Council members and staff to refrain from saying, "We can't afford that" because it causes people to think that they really have no input.

   b. **Organizational Structure**
   Martin explained that staff attempts to keep the organizational chart as current as possible. However, with all the changes going on and unfilled positions, it is no longer up-to-date. He advised that he would be asking Council to consider an Economic Development Director position at the next meeting, noting that if approved, would somewhat shift the organizational chart. He advised that it would be updated as soon as possible. Council members noted that the chart still contained the Special Projects Coordinator position and Beaver the Creek Library. Martin advised that some of the 'boxes' on the chart no longer contained people.

   c. **Review/training relative to the Town of Camp Verde Operations & Procedures Guide, Council Policies, Rules, and Procedures Section**
   Martin explained that the purpose of this agenda item was for Council members to discuss matters amongst themselves so that they could effectively work together to get the business of Town accomplished.

   Council members questioned the Mayor about how he disseminates information to staff and other members. After discussion, it was determined that the Mayor would make every effort to keep Council informed of his meetings and other information that might arise.

After discussion, it was determined that the Mayor's focus during meetings is to run the meetings in a manner that allows all Council members sufficient and equal time to express their opinions or concerns. The Mayor advised that he would make it a point to speak after all other members had spoken.

There was also discussion and reminders that all 7 members make up the Council and that no decisions or directions could be given by one member only.

In answer to questions, Martin advised that since the day he started, he had encouraged Council's freedom to contact staff any time that they had a question. He explained that the sooner staff is contacted about a typo or the need for additional information, the sooner staff can get it corrected. He explained that the purpose of the 'green sheets' initially started as a notice that items were not submitted in a timely manner. He advised that he had instituted policies and procedures that corrected this and that Council should view 'green sheets' in a more positive fashion, as they now contain 'up-to-the-minute" information.

Council members reminded each other to take care not to chastise staff in public and to take care when speaking with the newspapers.

d. **Review and update of the 2010 Priority List for 2011. The 2010 Priority List included Economic Development, Master Contract Template(s), Water Rights establishment, Risk Management policies & procedures, Capital Improvement Plan projects (recently added), Code Enforcement, policies on property acquisition/acceptance/disposal, investment policy, Master Facilities Use Agreement with the school district, Town initiated rezoning (non-conformance), Rio Verde remodel (construction), downtown revitalization plan, new park development, Finnie Flat Road design (Corridor Plan), Rezzonico Park development, Senior Center upgrades, Town Center plan update/redo, trail development, General Plan update (deadline 2015), Sanitary District consolidation, water company purchase, and teen center.**
Martin advised that the 2010 Priority List was attached. Martin suggested that Council members review the list to determine their primary goals, noting that some of the items that were ranked lower last year might now become a priority. He advised Council that he would develop a priority list based on his discussions with members and advise Council when it was complete.

The Mayor ended the discussion by asking each member if they were satisfied with the meeting. All members indicated that they were satisfied and felt that this type of meeting provided good opportunity to speak openly. Members said that they would like to have a retreat more often to open lines of communication. Members briefly discussed the constraints of Open Meeting Laws and their inability to socialize with each other and to develop relationships.

4. **Adjournment**
Following a motion by Baker, seconded by German, the meeting was adjourned at 5:40 p.m.

_____
Bob Burnside, Mayor

_____
Deborah Barber, Town Clerk

CERTIFICATION

I hereby certify that the foregoing Minutes are a true and accurate accounting of the discussion of the Mayor and Common Council of the Town of Camp Verde during the Council/Manager Retreat of the Town Council of Camp Verde, Arizona, held on the 10th day of August 2011. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this _____ day of _____, 2011.

_____

Deborah Barber, Town Clerk

4.C

Town of Camp Verde

Agenda Item Submission Form – Section I

Meeting Date: September 7, 2011

☒ *Consent Agenda* ☐ *Decision Agenda* ☐ *Executive Session Requested*

☐ *Presentation Only* ☐ *Action/Presentation*

Requesting Department: Public Works

Staff Resource/Contact Person: Ron Long

Agenda Title (be exact): **A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CAMP VERDE, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE SUBMISSION OF AN APPLICATION TO ADOT MULTIMODAL PLANNING DIVISION FOR PLANNING ASSISTANCE FOR RURAL AREAS (PARA) AND AUTHORIZING ALL ACTIONS NECESSARY TO IMPLEMENT AND COMPLETE THE ACTIVITIES OUTLINED IN SAID APPLICATION**

List Attached Documents: Planning Assistance for Rural Areas Application

Estimated Presentation Time: N/A – Consent Agenda

Estimated Discussion Time: N/A Consent Agenda

Reviews Completed by:

☒ ***Department Head:*** Ron Long ☒ ***Town Attorney Comments:*** Resolution

☐ ***Finance Department*** **N/A**

Fiscal Impact:

Budget Code: _____ ***Amount Remaining:*** _____

Comments:

Background Information: The Planning Assistance for Rural Areas (PARA) program is sponsored by the Arizona Department of Transportation (ADOT) Multimodal Planning Division (MPD) to address a broad range of local and regional planning issues related to roadway, transit, and non-motorized transportation modes

Recommended Action (Motion): see recommended motion in Section II

Instructions to the Clerk: Obtain Mayor's Signature, Obtain Bill Sims' Signature

Town of Camp Verde

Agenda Item Submission Form – Section II (Staff Report)

Department: Public Works

Staff Resource/Contact Person: Ron Long

Contact Information: Public Works: 928-567-0534

Background: (Note: *Due to the timing of the application deadline, relative to Council's schedule and the potential opportunity for this 100% Grant, staff has prepared and submitted the PARA application)* The PARA program is sponsored by the Arizona Department of Transportation (ADOT) Multimodal Planning Division, and provides federal funds to non-metropolitan communities for the purpose of conducting transportation planning studies. Between 1999 and 2009 The Town has conducted or participated in seven regional or local transportation studies:

- *1999 Verde Valley Regional Transportation Study update*
- *2001 Camp Verde Transit Study*
- *2003 Yavapai County General Plan*
- *2004 Camp Verde General plan*
- *2005 Small Area Transportation Study*
- *2006 Verde Valley Regional Land Use Plan*
- *2009 Verde Valley Multimodal Transportation Study*

These studies provide valuable recommendations and identify transportation related issues that require additional attention and concentrated studies One significant finding of the 2005 Small Area Transportation Study was to Review and Evaluate the "Y" Intersection: the Tri-Intersection Business Corridor.

Statement of the Problem or Opportunity: If awarded, the PARA study will *encompass* the existing three arterial collector roadways: Finnie Flat, Montezuma Castle Highway, and Main Street with the main emphases of the study focusing on the "Y" intersection where they converge, as well as reviewing the needs for safer bicycle and pedestrian movement. Moreover, it will be reviewing numerous other local roads that feed these arterial collectors and the effect they have on the point of convergence. Staff will assist ADOT project management as part of the Study team, Assist with development of public involvement (e.g. public meetings, forums and stakeholder meetings); provide guidance and local perspective, including timely review and final approval of all deliverables; tings).

Alternatives/Options/Solutions: Withdraw the application: the Town could fund a similar study on their own, funding and the management of the study would be the Town's responsibility; or, withdraw the application and do no study at all.

Comparative Analysis: If ADOT awards the PARA grant and Council approves it, there is no cost to the Town, it will address and build on the Small Area Transportation Study recommendations. PARA findings can be used for Town CIP planning over the next 5 to 20 years. The study will put the Town in an excellent position to obtain additional Grant funding to make recommended changes. If Council determines it is best to fund a study using Town funds, staff will include a funding request in the 12/13 budget with the hope that funds will be available. The choice to do no study at all will put off planning for safety and increased traffic in this area for the next several years.

Fiscal Impact to the Town: There is no cost to the Town; the Planning Assistance for Rural Areas Grant is 100% funded by ADOT. In addition, ADOT provides overall project management, Consultant selection oversight, Scheduling of meetings, deliverables review and acceptance; and payment for consultant services.

Other Impacts: None.

Conclusion: Application to ADOT for this important PARA study is a good choice for the Town as we continue to develop our General Transportation Plan and plan for economic growth.

Recommendation: **MOVE TO APPROVE RESOLUTION 2011-855 OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CMAP VERDE, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE SUBMISSION OF AN APPLICATION TO ADOT MULTIMODAL PLANNING DIVISION FOR PLANNING ASSISTANCE FOR RURAL AREAS (PARA) AND AUTHORIZING ALL ACTIONS NECESSARY TO IMPLEMENT AND COMPLETE THE ACTIVITIES OUTLINED IN SAID APPLICATION**

RESOLUTION 2011-855

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CAMP VERDE, YAVAPAI COUNTY, ARIZONA, AUTHORIZING THE SUBMISSION OF AN APPLICATION TO ADOT MULTIMODAL PLANNING DIVISION FOR PLANNING ASSISTANCE FOR RURAL AREAS (PARA) AND AUTHORIZING ALL ACTIONS NECESSARY TO IMPLEMENT AND COMPLETE THE ACTIVITIES OUTLINED IN SAID APPLICATION

WHEREAS, the Mayor and Common Council of the Town of Camp Verde is desirous of undertaking a local roadway transit study; and

WHEREAS, the Small Area Transportation Study adopted by the Mayor and Council on October 7, 2009, recommended a study to evaluate alternate traffic control movement options, including the needs of bicyclists and pedestrians, at the "Y" intersection of Main Street, Montezuma Castle Highway and Finnie Flat Road; and

WHEREAS, the Arizona Department of Transportation (ADOT) Multimodal Planning Division, using Federal Statewide Planning and Research (SPR) funds has made available to communities outside the Phoenix and Tucson urbanized boundaries, funding up to $250,000 each to be used for (PARA) Planning Assistance for Rural Areas. The PARA program is 100% subsidized using SPR funding, a local match is not required; and

WHEREAS, the study may review signal phasing, turn lanes, approach speeds, signage, intersection lighting, roadway operations and development of a general traffic circulation plan at the "Y" intersection;

***NOW THEREFORE,* BE IT RESOLVED THAT THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CAMP VERDE** authorize application to be made to the Arizona Department of Transportation Multimodal Planning Division for funding of a *Planning Assistance for Rural Areas Grant,* and authorize the Mayor to sign the grant documents or contracts for the use of these funds, and authorize Russ Martin, Town Manager, to take all actions necessary to implement and complete activities submitted in the said application.

Bob Burnside, Mayor

Attest:

Deborah Barber, Town Clerk

Approved as to form:

Bill Sims

Town of Camp Verde, Public Works Department
395 South Main Street, Camp Verde, Arizona 86322
928-567-0534 Fax: 928-567-1540
publicworks@campverde.az.gov

Tri-Intersection Business Corridor Study (TIBCS) Plan

PLANNING ASSISTANCE FOR RURAL AREAS

PARA
Planning Assistance
for Rural Areas

Town of Camp Verde and the Tri-Intersection Business Corridor Study (TIBCS) Plan

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List of Documents and Attachments:

- **Application**
- **Applicant and Study Information**
- **Map of Study Area**
- **Background, Purpose, Need and Goals**
- **Technical Advisory Committee**
- **Estimated Timeline**
- **Prior Relevant Studies**
- **Letters of Support**

PLANNING ASSISTANCE FOR RURAL AREAS APPLICATION

Applicant and Study Information

1. APPLICANT (Lead: City, Town, Tribe, County, etc.)	2. MPO / COG	3. DATE
Town of Camp Verde	Northern Arizona Council of Gov.	08/18/2011
		4. FUNDING REQUESTED $ 200,000

5. STUDY NAME
Tri-Intersection Business Corridor Study (TIBCS) Plan

6. MAILING ADDRESS
395 S. Main Street, Camp Verde, AZ 86322

7. COUNTY(IES):	8. ADOT ENGINEERING DISTRICT(S):
Yavapai	Prescott

9. LEAD CONTACT	PHONE NO:	FAX NO:
Ron Long	928-567-0534	928-567-1540
TITLE Public Works Director	E-MAIL ADDRESS: ron.long@campverde.az.gov	

10. ALTERNATE CONTACT	ALT PHONE NO:	ALT FAX NO:
Steve Burroughs	928-567-0534	928-567-1540
TITLE Public Works Project Manager	ALT E-MAIL ADDRESS: steve.burroughs@campverde.az.gov	

11. STATE ROUTE # AND BEGINNING AND ENDING MILEPOSTS TO BE STUDIED

12. LOCAL AND/OR COUNTY ROADS TO BE STUDIED
Finnie Flat Road, Montezuma Castle Highway, Main Street, "Y" Intersection

Application Page 1 of 2

ADOT Date Received:

FILL OUT THE FOLLOWING ONLY IF TWO JURISDICTIONS ARE COLLABORATING ON THE PROPOSED STUDY:

APPLICANT (**Collaborating:** City, Town, Tribe, County, etc.)	MPO / COG/ Tribe	DATE
N/A		

MAILING ADDRESS			
CITY	ZIP CODE	COUNTY(IES):	ADOT ENGINEERING DISTRICT(S):

CONTACT PERSON	PHONE NO:	FAX NO:
TITLE	E-MAIL ADDRESS:	

IF MORE THAN TWO JURISDICTIONS ARE COLLABORATING ON THE PROPOSED STUDY, PLEASE COMPLETE THE FOLLOWING ITEMS:

APPLICANT (**Collaborating:** City, Town, Tribe, County, etc.)	MPO / COG/ Tribe	DATE
N/A		

MAILING ADDRESS			
CITY	ZIP CODE	COUNTY(IES):	ADOT ENGINEERING DISTRICT(S):

CONTACT PERSON	PHONE NO:	FAX NO:
TITLE	E-MAIL ADDRESS:	

Application Page 2 of 2

ADOT Date Received:

Town of Camp Verde-

Tri-Intersection Business Corridor Study (TIBCS) Plan

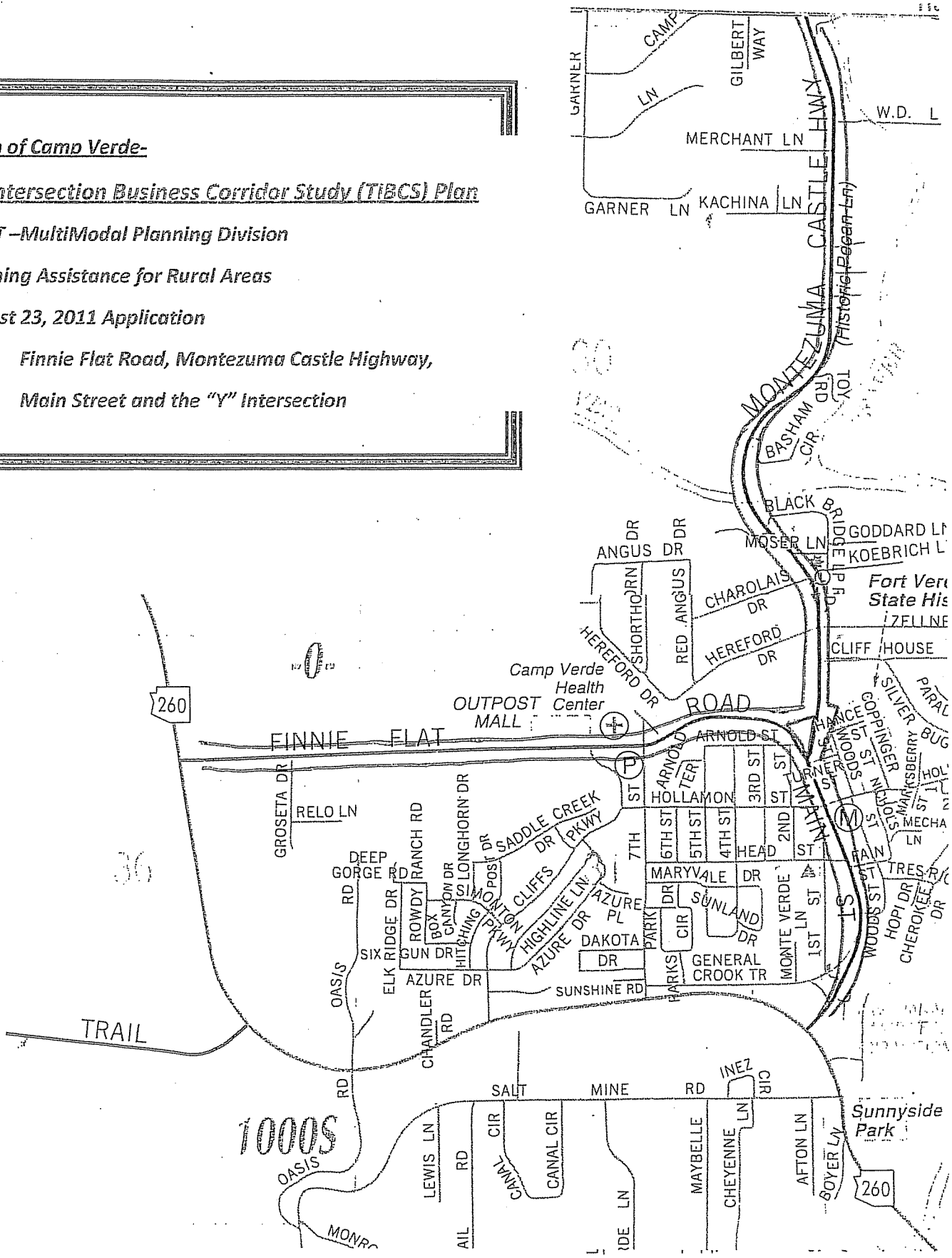
ADOT –MultiModal Planning Division

Planning Assistance for Rural Areas

August 23, 2011 Application

Finnie Flat Road, Montezuma Castle Highway,

Main Street and the "Y" Intersection



Description of the Town of Camp Verde and the Tri-Intersection Business Corridor Study (TIBCS) Plan

The Town of Camp Verde is located along 18 miles of the banks of the Verde River in the north central part of Arizona. Founded in 1865 as a fort settlement to provide protection to settlers in the valley, later incorporated 1986, Camp Verde occupies approximately 42.6 square miles in the Verde Valley. The Verde River along with year round flowing creeks bisects a large portion of the Town. The west side of the Town boundary is located along the foothills of the Mingus Mountain range. On the Northeast border of Camp Verde, the National Park Service operates Montezuma Castle National Monument, Montezuma's Well, and Fort Verde State Historic Park/museum, which is surrounded by hiking trails. Three Yavapai Apache tribal communities, which operate the Cliff Castle Casino, are located within the Towns' boundary. The Town also hosts approximately 18 miles of Interstate Highway I-17 and approximately 45 miles of State Route, SR260.

The Town's growth necessitates this study. Population growth combined with increased visitor traffic is placing a stress on the existing three arterial roadways; Finnie Flat Rd., (old State Highway 260), Montezuma Castle Highway, and Main Street (old State Highway 260), and their point convergence. The Town experienced a growth rate of 51.39%, per the 2000 Census. The population has grown from 3,824 in 1980 and toping 11,500 in 2008; that growth, along with increased tourism, is out preforming the capacity of these three major streets. These three roadways provide important connectivity throughout the Town for businesses, tourism, and serve as the general link of communities and neighborhoods to municipal and business services along with schools and recreation. They carry both vehicular traffic and pedestrian traffic. The congestion of vehicles and general lack of safe movement through these streets to the major intersection where they converge, is a growing hazard for bicyclists and pedestrians getting to businesses located along them, and is hampering the development of the Town's "Down Town Business District and Historical Tourism District". In general, the lack of capacity is creating an ever growing safety issue for the traveling public.

This study will review and evaluate existing road and rights-of-way inventory, material conditions, level of current service along with multi-modal transportation, motorized and non-motorized. It will evaluate future needs and provide our small town with a principal planning tool that will enable us to facilitate a safer and more efficient infrastructure for the traveling public and guide in the development of the Down Town Districts.

The planning study area will need to encompass the existing three arterial collector roadways: Finnie Flat, Montezuma Castle Highway, and Main Street with the main emphases of the study focusing on the "Y" intersection where they converge, as well as reviewing the needs for safer bicycle and pedestrian movement. Moreover, it will be reviewing numerous other local roads that feed these arterial collectors and the effect they have on the point of convergence.

This study should review and recommend changes that will carry the Town into the future. Study findings will be used in our Capital Improvement Planning process for the next 5 year, 10 year, and 20 year recommendations, implantation, and planning layout.

The Town has conducted and participated in previous transportation studies which provided valuable general recommendations and identified a need for more focused studies of areas of high concern;

- 1999 Verde Valley Regional Transportation Study update
- 2001 Camp Verde Transit Study
- 2003 Yavapai County General Plan
- 2004 Camp Verde General plan
- 2005 Small Area Transportation Study
- 2006 Verde Valley Regional Land Use Plan
- 2009 Verde Valley Multimodal Transportation Study

None of the above plans have focused on our specific area of need for the Town: the Tri-Intersection Business Corridor Study (TIBCS) Plan. When complete, the study will provide a key tool that will assist the Town to direct, develop, and implement a safer and more efficient means of travel for the public as well as enhance the quality of life for the residents of Camp Verde and their visitors.

The Town has embarked on an internal self-study to develop existing traffic counts throughout the Town. This has been possible through a partnership with NACOG and working with local communities using a Time Mark Traffic count

system. We have been able to do preliminary traffic pattern studies with the data we have been able to collect.

The study's findings will not only serve as a component in the Towns future update to its General Plan, but they will be used to develop a five, ten and twenty year Capital Improvements plan for upgrading and expanding the roads infrastructure of the Town.

Given the Town's current and forecasted budget constraints, this important and necessary study will not be possible without ADOT's assistance. In the update of the Town's General Plan Circulation Element, a vehicle and pedestrian traffic flow study is needed and vital for a comprehensive plan. The Town Council is supportive and recognizes the importance of the plan. The application submittal has been approved and a commitment received for the temporary use of funds to develop the study.

The amount of estimated federal funds requested from the ADOT PARA program is $200,000.

The estimated time line: (After award)

- Two months for Town Attorney review and recommendation and Council approval.
- Two months for Firm selection and approval.
- Four months for TAC Committee to review and recommend.
- Four months for selected Firm to complete and present to Council for adoption.

The studies completion date will be late 2012.

Northern Arizona Council of Governments

119 EAST ASPEN AVENUE • FLAGSTAFF, ARIZONA 86001-5222
(928) 774-1895 • FAX (928) 773-1135 • E-MAIL: nacog@nacog.org

KENNETH J. SWEET
EXECUTIVE DIRECTOR

August 19, 2011

Ron Long, Public Works Director
Town of Camp Verde
395 South Main Street
Camp Verde, Arizona 86322

RE: Town of Camp Verde Application
Planning Assistance for Rural Areas (PARA) Program

Dear Mr. ~~Long~~: Ron

Northern Arizona Council of Governments (NACOG) works closely with local governments in northern Arizona to assist with transportation issues and concerns, and recognizes the need for a Tri-Intersection Business Corridor Study (TIBCS) for the Town of Camp Verde. Similar to many communities in rural Arizona, over the last ten years the Town of Camp Verde has experienced substantial population growth and increased tourism; a trend that is expected to continue along with future commercial and industrial development.

One of the recommendations of the Small Area Transportation Study, completed in 2007, was to examine and provide alternatives to the current traffic flows of the Town's three main arterials: Finnie Flat Road, Montezuma Castle Highway, Main Street and their convergence at the "Y" intersection. As these three roadways accommodate of variety of system needs and users, the Town is preparing a PARA Application. The completed traffic study will also serve as an integral component to assist in the update of the Town's General Plan Circulation Element. Accordingly, NACOG supports the Town's PARA application to ADOT's Multimodal Planning Division.

Sincerely,

Chris

Chris Fetzer
Planning Director

The following letter was received via email on August 22, 2011:

From: Stephen Goetting [mailto:steve@virzona.com]
Sent: Monday, August 22, 2011 2:46 PM
To: Steve Burroughs
Subject: ADOT Letter

Dear ADOT,

I own and operate several businesses in Camp Verde. I am in strong support for the town seeking funding from ADOT, Planning Assistance for Rural Areas (PARA), for a study of three streets and their major intersections. These three roads Finnie Flat Rd., Montezuma Castle Highway, and Main Street are vitally important to the Town of Camp Verde. Proper planning must be done on these crucial arteries to insure that future growth does not lead to overly congested roads.

Stephen Goetting
President, Verde Entertainments
President Virzona Corp.
Member of Board of Directors Verde Valley Regional Economic Development
800-827-1160

4.d.

Town of Camp Verde

Agenda Item Submission Form – Section I

Meeting Date: September 7, 2011

☒ *Consent Agenda* ☐ *Decision Agenda* ☐ *Executive Session Requested*

☐ *Presentation Only* ☐ *Action/Presentation*

Requesting Department: Public Works

Staff Resource/Contact Person: Ron Long

Agenda Title (be exact): Possible approval of the Intergovernmental Agreement (IGA) with Yavapai County Flood Control District, in the amount of $750,000 for improvements to the Finnie Flat/Cliffs Parkway Drainage Channel

List Attached Documents: IGA (4 pages)

Estimated Presentation Time: N/A – Consent Agenda

Estimated Discussion Time: N/A Consent Agenda

Reviews Completed by:

☒ ***Department Head:*** Ron Long ☒ ***Town Attorney Comments:*** N/A

☒ ***Finance Department*** The IGA funding is processed in the Stormwater Budget with additional funds approved in the 11/12 Town CIP budget of $280,000

Fiscal Impact: This is a budgeted project

Budget Code: Storm Water #01-410-20-759000 & CIP Account # not available

Amount Remaining: CIP $280,000 and Stormwater/County Flood Control IGA $750,000

Comments: Total funds available for the Finnie Flat/Cliffs Drainage Project: $1,030,000

Background Information: Yavapai County Flood Control has renewed the IGA for Finnie Flat/Cliffs Parkway Drainage Improvements since 2005. Funding has been rolled over and increased each year to the current total of $750,000. During that time, staff has researched, evaluated and reviewed with Yavapai County Flood Control, several designs in order to address the stormwater and drainage flows that impact this area. The current design will greatly improve the ponding of water and overflows from storm events at this location on Finnie Flat Road in front of the Outpost Town Homes. Staff estimates that County funding combined with Town support of $280,000 will be sufficient to complete the required work.

Recommended Action (Motion): Move to approve the Intergovernmental Agreement (IGA) with Yavapai County Flood Control District, in the amount of $750,000 for improvements to the Finnie Flat/Cliffs parkway Drainage Channel

Instructions to the Clerk: Obtain Mayor's signature and Clerk's confirmation on three copies return all three signed Agreements to Yavapai County Flood Control

When recorded in the Office of the
Yavapai County Recorder, return to:

Yavapai County Flood Control District
500 S. Marina St.
Prescott, AZ 86303

INTERGOVERNMENTAL AGREEMENT

THIS AGREEMENT, made this 15th day of August 2011, by and between the YAVAPAI COUNTY FLOOD CONTROL DISTRICT, a special district legally created in the State of Arizona (hereinafter called "District") and the Town of Camp Verde, a municipal corporation of the State of Arizona, (hereinafter call "Town") for a period commencing, August 15, 2011, and extending through completion of the named project.

This agreement provides for financial contribution from the District to the Town in support of the Finnie Flat Channel Improvement Project. This agreement is funded in an amount not to exceed $750,000 for Fiscal Year 2011/2012. Funding contributions for the project in future fiscal years will be dependant on project progress and funding availability. Funding for future Fiscal Years must be requested in writing and will be at the discretion of the Board of Directors of the Yavapai County Flood Control District. All design, engineering, bidding, contracts, inspection and project management shall be the sole responsibility of the Town. The District's involvement in the project is limited to financial contribution as approved by the Board of Directors.

WITNESSETH:

WHEREAS, the District and the Town have the authority to enter into Intergovernmental Agreements pursuant to Arizona Revised Statutes, Section 11-952, Section 48-3603(9) and Section 9-240(5); and,

WHEREAS, the Town lies within the legal boundaries of the District (Yavapai County); and,

WHEREAS, property owners within the corporate limits of the Town pay ad valorem taxes to support the District; and,

WHEREAS, the Town has experienced storm water control and flooding problems for a number of years in various locations; and,

WHEREAS, the District is authorized to expend funds for flood control projects (including storm water control) and has approved and budgeted amounts necessary to provide funding assistance for flood mitigation work.

NOW, THEREFORE, IT IS AGREED as follows:

PURPOSE

1. The purpose of this Agreement is to authorize the Flood Control District to pay and contribute to the Town funds in support of the Town's Finnie Flat Channel Improvement Project. Project funding for Fiscal Year 2011-2012 shall not exceed Seven Hundred and Fifty Thousand Dollars ($750,000.00). Funding contributions for the project in future

fiscal years will be dependant on project progress and funding availability and will be at the discretion of the Board of Directors of the Yavapai County Flood Control District. The District shall make said contributions to the Town in partial payments based upon periodic invoices from the Town. Invoices shall be provided to the District for review prior to reimbursement. The District agrees to pay said invoices monthly or upon an alternate schedule as agreed to between the Town and District.

2. The Town shall use said District funds exclusively for reimbursement of approved costs associated with the project described above.

3. The Town shall be responsible for the administration, right-of-way acquisition, design, construction, inspection and materials necessary to complete the project.

DURATION

The term of this Agreement is for the entire period of construction of the Finnie Flat Channel Improvement Project. This Agreement is subject to cancellation pursuant to ARS §38-511.

RENEWAL

The Parties may, upon mutual written consent, extend this agreement as necessary to carry out its purposes. Upon a written request from the Town, the Board of Directors of the District may provide additional funding for this agreement in future Fiscal Years if the project is not completed within Fiscal Year 2011/2012.

SEVERABILITY

The parties agree that if any part or parts of this Intergovernmental Agreement are held to be void or unenforceable by a court of competent jurisdiction, the remaining parts of the Agreement shall remain in full force and effect.

ENTIRE AGREEMENT

This Agreement contains the entire agreement between the parties with respect to the subject matters herein, and it may be amended, modified, or waived only by an instrument in writing signed by both parties.

CONFLICT OF INTEREST

This Agreement is subject to cancellation pursuant to ARS §38-511.

INDEMNIFICATION

The Town and the Flood Control District each agree to hold the other party harmless and indemnify the other for any loss, liability, or damages arising from any action, omission, or negligence of each party's employees, officers, or agents, regarding the performance of this Intergovernmental Agreement.

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

TOWN OF CAMP VERDE

Bob Burnside, Mayor

ATTEST:

Admin. Secretary

APPROVED AS TO CONTENT AND FORM:

Town Attorney

YAVAPAI COUNTY FLOOD CONTROL DISTRICT

Carol Springer, Chairman
Yavapai County Flood Control District
Board of Directors

ATTEST:

Julie Ayers, Clerk of the Board
Yavapai County Flood Control District

APPROVED AS TO CONTENT AND FORM:

Deputy County Attorney

INTERGOVERNMENTAL AGREEMENT DETERMINATION

In accordance with A.R.S. §11-952, this proposed Intergovernmental Agreement for funding contributions for flood mitigation work performed by the Town has been reviewed by the undersigned town attorney who has determined that said Agreement is in appropriate form and is within the powers and authority of the Town of Camp Verde.

_____

Town Attorney

Date: 8/23/11

In accordance with A.R.S. §11-952, this proposed Intergovernmental Agreement for funding contributions for flood mitigation work performed by the Town has been reviewed by the undersigned town attorney who has determined that said Agreement is in appropriate form and is within the powers and authority of the Yavapai County Flood Control District.

_____

Deputy County Attorney

Date: _____

4. e.

TOWN OF CAMP VERDE
Agenda Action Form

Meeting Date: September 7, 2011

Meeting Type:
☒ **Consent Agenda – Special Announcements** ☐ **Regular Business** ☐ **Work or Special Session**

Reference Document:

Agenda Title):

Possible approval of the Appointments of Bob Kovacovich and Paul Aldredge as citizen representatives to the Public Safety Retirement Local Board.

Purpose and Background Information:

A.R.S.§ 38-847 requires that each political subdivision that participates in the Public Safety Personnel Retirement System have a local board. The local board is made up of the Mayor or his/her designee who serves as the Chairman, two citizens appointed to the board, and two members elected to the board. We are required by the Public Safety Personnel Retirement System to reaffirm the appointments every two years.

Vice-Mayor Kovacovich and Paul Aldredge have served on the board for the last two years and we wish that they be reappointed.

Recommendation (Suggested Motion): Approve the appointment of Bob Kovacovich and Paul Aldredge as citizen representatives to the local Public Safety Retirement Board.

Finance Review: ☐ **Budgeted** ☐ **Unbudgeted** ☒ **N/A**

Finance Director Comments/Fund:

Attorney Review: ☐ **Yes** ☐ **No** ☒ **N/A**

Attorney Comments:

Submitting Department: Marshal's Office

Contact Person: David R. Smith

Supporting Documents attached: ☐ **Yes** ☐ **No** ☐ **N/A** (If yes, list detail below)

☐ 1)_____ **# of pages** ____

☐ 2)_____ **# of pages** ____

☐ 3)_____ **# of pages** ____

☐ 4)_____ **# of pages** ____

☐ 5)_____ **# of pages** ____

Instructions to Clerk: none

Action Report prepared by: David R. Smith

5.

Town of Camp Verde
Camp Verde, Arizona

PROCLAMATION

"A Day to Remember"

Whereas, the unprovoked attacks of September 11, 2001 upon America by foreign terrorists have thrust the United States and other countries into a war it never envisioned, either militarily or diplomatically; and

Whereas, the challenges facing all the civilized people of the world as they relate to the war on terrorism will not end until those fanatics responsible are eliminated or brought to justice; and

Whereas, America is fully committed through "Operation Enduring Freedom" and "Operation Nobel Eagle" to ensure our freedom remains unfettered and sovereign for all generations, now and forever; and

Whereas, world opinion needs to remain focused upon the eradication of these inhuman acts perpetrated around the globe; and

Whereas, one way to accomplish this is to NEVER FORGET that those innocent victims did not die in vain; and

Whereas, America can fight back by reminding the world that the deaths of these people will always be remembered and that they will be forever loved; and

Whereas, a noble and appropriate way to accomplish this is through the annual celebration of their living; and

Whereas, this commemoration should be held each September 11th throughout the land to include:

- **The promotion of global peace and goodwill.**
- **The demonstration of America's resolve and perseverance to win the war on terrorism.**
- **The advancement of responsible citizenship.**
- **The encouragement of responsible citizenship.**
- **The encouragement of patriotism and love of country.**
- **The poignant remembrance of those innocent victims that died on September 11th as heroes, one and all.**

NOW THEREFORE, the Mayor and Common Council of the Town of Camp Verde, Camp Verde, Arizona, do hereby issue this Proclamation to memorialize those men, women, and children who lost their lives; and be it further declared that this Proclamation be publicized for all to see and know that the citizens of Camp Verde remember with eternal respect those whose lives were suddenly, without cause, and pointlessly taken from them on September 11, 2001.

"May They Forever Rest in Peace and Abide in Our Memories"

Proclaimed this 7th day of September 2011.

_____

Bob Burnside, Mayor

ATTEST:

_____

Deborah Barber, Town Clerk

#8

Town of Camp Verde

Agenda Item Submission Form – Section I

Meeting Date: September 7, 2011

☐ *Consent Agenda* ☒ *Decision Agenda* ☐ *Executive Session Requested*

☐ *Presentation Only* ☐ *Action/Presentation*

Requesting Department: Council

Staff Resource/Contact Person: Mayor Burnside

Agenda Title (be exact): Presentation by Melissa Meno relative to the "Value the Verde Ecotourism Initiative", followed by discussion, consideration, and possible endorsement of the efforts of the Sustainable Arizona "Value the Verde Initiative".

List Attached Documents: Nature Conservancy's Verde River Program in Perfect Harmony letter; Valuing the Verde, Going Green in the Valley Business Development through Ecotourism Goals; and the Verde Compact

Estimated Presentation Time: 10 minutes

Estimated Discussion Time: 10 minutes

Reviews Completed by: N/A

☒ ***Department Head:*** N/A ☐ ***Town Attorney Comments:*** N/A

☐ ***Finance Department*** N/A

Fiscal Impact:

Budget Code: _____ ***Amount Remaining:*** _____

Comments:

Background Information: John F. Neville, LEED-AP, President, Sustainable Arizona proposes to present the Value the Verde Initiative to explain to Council the benefits ecotourism on the local economy. Because he could not be here, Melissa Meno will provide the presentation and answer questions. This item will also include consideration of the Verde Compact, which commits the Town to conserving and protecting water resources, reducing wastes, being energy efficient, support our Town and the businesses that sustain us, and educate our visitors.

Recommended Action (Motion): If Council so desires, move to endorse the efforts of the Sustainable Arizona "Value the Verde Initiative".

Instructions to the Clerk: N/A – Section II not applicable

The Nature Conservancy
SAVING THE LAST GREAT PLACES ON EARTH

The Nature Conservancy
Verde Watershed Program
115 So. McCormick Street
Prescott, AZ 86303

tel [928] 717-2843
fax [928] 717-2638
nature.org/arizona

"The Nature Conservancy's Verde River Program in Perfect Harmony with the Verde Compact"

The Nature Conservancy has been committed to protecting natural areas for people and nature in Arizona for over 30 years. A particular focus has been rivers and streams and the lands and waters that sustain them. Launched a decade ago, the Conservancy's Verde River Program is dedicated to exploring ways that the people and wildlife along this magnificent river can live in sustainable harmony. This search has taken many forms, but recently TNC has researched the vital inter-connectedness of the health of the river with the economies of the Verde Valley and Sedona including traditional agriculture, viticulture, locally grown produce and the hospitality/ ecotourism industries. We commend the various groups that have signed onto the Verde Compact, and their pledge to minimize impacts to the river and its habitats. We feel that the ecotourism initiative will enhance conservation efforts in the Verde Valley while helping to improve the local economies and add value to the communities.

Dan Campbell, Director
TNC Verde Program

Valuing the Verde

Going Green in the Verde Valley

Business Development through Ecotourism

The goals of this program are to:

1. Carve out and maintain a valuable growing niche in the tourism industry for the Verde Valley – Ecotourism.
2. Work with the Sedona Verde Valley Tourism, Lodging Council, the Chambers, VVREO, VVWC, SEDI, CEDC and other business groups to develop a "Verde Brand."
3. Green certify the hospitality industry in the Verde Valley using accepted methods.
4. Create "The Verde Compact" – a commitment to sustainability to be signed by businesses and organizations in the Verde Valley.
5. Gain support from leading green groups, such as Audubon, The Nature Conservancy, Sierra Club, Verde River Basin Partnership, and other influencers of eco-tourists.
6. Use the "Verde Brand" in marketing the Verde Valley to both traditional and Ecotourism markets.
7. Engage local communities and their governments in supporting this effort – consistency is important to the message.
8. Report on conservation and preservation efforts and results as they impact the Verde River and its environs.

In the process, we will host workshops as needed to involve and educate hotel, restaurant, and resort owners and managers about the values and benefits of preserving the Verde River and the high desert environment that attracts ecotourists. The information will include best practices for businesses on water conservation and protection methods, energy conservation and waste minimization and ecotourism outreach.

Sustainable Arizona will assist businesses in the process by offering free audits and help with the green certification process. Our landscape experts will help by auditing outdoor water use and making recommendations.

Sustainable Arizona will also create a web portal, "The Verde Experience," to attract ecotourists to local businesses and activities in the Verde Valley. There will be a Business Side of the website with information on reducing operating costs while improving environmental performance. Here businesses will share their best practices. The Visitor Side will be active with information on ecotourism and links to Verde Valley businesses and activities. Participating businesses will automatically be enrolled in the SEDI Green Business Network and gain marketing space on the GBN website.

The project will help strengthen the network of ongoing support among businesses partners to maintain ecotourism and water conservation activities that ensure the health of Verde River watershed while improving the health of the local economy. Because we are partnered with VVREO and other economic development organizations in the region, the branding efforts will have deep, positive impacts across the Verde Valley.

The Verde Guide & The Verde Experience

The Process – The Benefits

Become an Ecotourism Destination

Attract the fastest growing segment of the tourism industry

More affluent demographic, longer stays

Leverage Value from Economic Development Initiatives

Verde Valley Regional Economic Organization

Cottonwood Economic Development Council

Sustainable Economic Development Initiative for Northern Arizona

Area Chambers of Commerce and Tourism Associations

Sedona Lodging Council, Sedona Area Restaurant Association

Partner with "Green" Organizations for Credibility

Audubon Society and Verde Birding

The Nature Conservancy, Keep Sedona Beautiful, Verde Valley Land Preservation Institute, Arizona Rivers, Sustainable Arizona

AzHLA Green Certification, Green Key, Green Hotels, Green Seal, Green Business Network, Green Restaurant Association

Create the Verde Valley Brand

Consistent Image, Name Recognition, Maximize Marketing

Attract ecotourists

Build the Image Internationally

Gain Publicity – compelling stories on green initiatives

Practice Sustainable Development

Reduce Operating Costs

Stay Ahead of Regulations

Contribute to a Healthy Environment

A healthy watershed is good business.

It is the right thing to do.

Coconino County Sustainable Economic Development Initiative

The Walton Family Foundation

Sustainable Arizona Resource & Education Council

WE VALUE

THE VERDE

THE VERDE COMPACT

In appreciation of the Verde River, its rare and beautiful habitats and the spectacular red rock environment, we commit to the following:

Conserving and Protecting Our Water Resources

Reducing Wastes

Being Energy Efficient

Supporting Our Community

Educating Our Visitors

The Verde Compact

In appreciation of the Verde River, its rare and beautiful habitats and the spectacular red rock environment that surrounds our communities and attracts millions of visitors each year, we commit to conducting our businesses with special attention to the following:

Conserving and Protecting Our Water Resources

As citizens of the Verde Valley, we have a responsibility to our neighbors and our future to do our part to preserve the Verde River watershed. We also recognize that our businesses depend upon sustaining a healthy natural environment, so highly valued by visitors. We therefore commit to continuously improving our water conservation efforts and the use of benign chemical products in our operations.

Reducing Wastes

We understand that generating wastes is a waste of resources and increases costs for our communities and our businesses. We therefore commit to reducing, reusing, recycling and composting wherever possible.

Being Energy Efficient

There is a nexus between energy use, air quality and water conservation. We know that using less energy and clean energy resources is better for our community, our environment and our businesses. We therefore commit to continuous improvement in energy efficiency and the use of green energy sources.

Supporting Our Community

Healthy, vibrant communities are wonderful places to live...and to visit. We therefore commit to engaging with our neighbors in ways that support our communities and the businesses that sustain them.

Educating Our Visitors

The Verde Valley is truly unique in Arizona and the Southwest. The geology, the history, the diversity, the cultures, the habitats and the communities make this region a critically important world destination that must be preserved. We therefore commit to offering our visitors information about the Verde Valley, its environments and communities. We will help them understand new ways to both enjoy and protect this special place for future generations.

WE VALUE THE VERDE

Committed to this day: _____

By: _____

(name & title)

Company: _____

Certified by: GREEN KEY Eco-Rating Program · Certified Green AZ Hotel & Lodging Assn. · Green Seal · iStayGreen · Green Restaurant Certified · Sustainable Business

#9

Town of Camp Verde

Agenda Item Submission Form – Section I

Meeting Date: September 7, 2011

☐ *Consent Agenda* ☒ *Decision Agenda* ☐ *Executive Session Requested*

☐ *Presentation Only* ☐ *Action/Presentation*

Requesting Department: Council

Staff Resource/Contact Person: Mayor Burnside

Agenda Title (be exact): Presentation by Yavapai Cattle Growers Association, followed by discussion and possible endorsement of the ACGA Save Arizona's Forest Environment (SAFE) plan.

List Attached Documents: July 29, 2011 Save Arizona's Forest Environment (SAFE) plan, Paul Groseta e-mail

Estimated Presentation Time: 10 minutes

Estimated Discussion Time: 10 minutes

Reviews Completed by: N/A

☒ ***Department Head:*** N/A ☐ ***Town Attorney Comments:*** N/A

☐ ***Finance Department*** N/A

Fiscal Impact:

Budget Code: _____ ***Amount Remaining:*** _____

Comments:

Background Information: The Arizona Cattle Grower's Association (ACGA) has developed the Save Arizona's Forest Environment (SAFE) Plan with the goal to reduce fuel loads and to take other appropriate actions to reduce the risk of catastrophic wildfire by providing for long-term, self-funding mechanisms and infrastructure to eliminate the dangerous accumulation of overgrown trees and forests. The ACGA requests Council's endorsement of the Plan.

Recommended Action (Motion): If Council so desires, move to endorse the ACGA SAFE plan.

Instructions to the Clerk: N/A – Section II not applicable

From: paul@headquarterswest.com
To: bns_sb@msn.com
Subject: ACGA Save Arizona's Forest Environment (SAFE) plan
Date: Fri, 12 Aug 2011 12:41:46 -0700

Dear Mayor Burnside:

The Arizona Cattle Growers Association has came out with the Save Arizona's Forest Environment (SAFE) plan. The plan is attached to this email, or you can view it online at http://azcattlemensassoc.org/.
The Forest Service suffers from analysis paralysis, we cannot afford to wait years and years for NEPAs to be completed. As the Wallow Fire effects are already falling on the public's short term memory back burner, action must be taken now. This plan outlines several points on the last pages that the USFS needs to implement now. The first pages cover the background and issue at hand. The goal of the SAFE Plan is to reduce fuel loads in all of our National Forests here in Arizona. This plan strongly suggests that we harvest trees and utilize increased livestock grazing on the National Forests. As you will read in the plan, each year (per the USFS) in Arizona 367 million board feet of sawable timber are grown in our National Forests with little to none harvested. In addition, since 1993 approximately 55,000 head of cattle have been taken off Arizona's Forests because of the Endangered Species Act/NEPA/Threatened & Endangered Species/Critical Habitat designations. In order to start timber harvesting and to get more cattle back on the land, we (ranchers/loggers/USFS) need emergency regulatory relief. This effort will add thousands of jobs in rural Arizona.

I request that ACGA's SAFE plan be placed on the next Camp Verde Town Council meeting agenda and that the Town votes to endorse the plan. If I need to submit the SAFE plan in another form or way please let me know. We are taking the plan to all forms of government and groups for them to endorse as well. Your assistance with this is greatly needed, please contact me or ACGA with any questions.

Thank you,

Paul Groseta
President, Yavapai Cattle Growers Association
Forest Service Chair, Federal Lands Committee, Arizona Cattle Growers Association

AMERICA'S FARMERS & RANCHERS
EVERYDAY ENVIRONMENTALISTS

Effective January 10, 2010, Town offices are closed on Friday. Hours of operations are Monday - Thursday 7 am to 6 pm.

All messages created in this system belong to the Town of Camp Verde and should be considered a public record subject to disclosure under the Arizona Public Records Law (A.R.S. 39-121). Town employees, Town public officials, and those who generate email to them, should have no expectation of privacy related to the use of this technology.
In addition, to ensure compliance with the Open Meeting Law, Council or Board/Commission members who are recipients of this message should not forward it to other members of the Council or Board/Commission of the Town of Camp Verde. Council Members or Board/Commission members may reply to a staff member regarding this message, but they should not send a copy of a reply to other Council or Board/Commission members.
Please consider our environment before printing this email.

SAVE ARIZONA'S FOREST ENVIRONMENT (SAFE)

July 29, 2011

By:

Arizona Cattle Growers' Association
1401 N. 24th Street
Phoenix, AZ 85008
(602) 267-1129
www.azcattlemensassoc.org

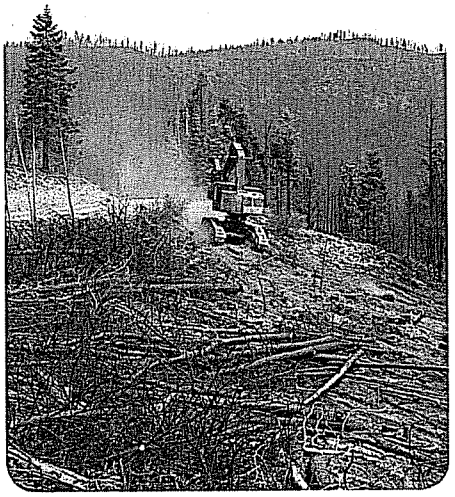
Background

Nearly one million acres in Arizona have tragically burned in the last 120 days. These fires have killed and harmed more endangered species and their habitats than all human activity since statehood. These fires polluted our air and will soon pollute our waterways unlike any of man's activity in our state's history. The very sad part is – ever since the Rodeo-Chediski Fire (and in some instances even before) – we all knew it was going to happen, and still we were obstructed and frozen in place by a never ending process of litigation, appeals, objections, studies, consultations, designations, collaborations and planning efforts for the past 10 years.

These fires burned trees, forage, animals, homes, barns, fences and many other property structures that fell in their wake. These fires have burned or impacted approximately 100 ranch families' pasture lands and beef producing infrastructure. We estimate that 18,000 head of cattle (cows and their calves) are or will be displaced by the after effects of these fires. We currently know of over 150 miles of ranch fences that have been destroyed. Many people have provided gracious donations of money and hay that have allowed for over $80,000 worth of relief efforts from the ACGA's "Bale Out Relief Fund" and another $100,000 from sportsmen groups to people and communities impacted by these fires.

The fires and their size were: Wallow Fire – 538,049 acres; Horseshoe 2 Fire – 222,954 acres; Murphy Complex Fire – 68,078; Monument Fire – 30,526 acres; Arlene Fire – 10,610 acres; and the Bull Fire – 9,711 acres. These fires burned high mountain meadows and large swaths of endangered Mexican Spotted Owl (MSO), fish and frog habitats in the White Mountains, bird sanctuaries in the Chiricahua Mountains, Leopard Frog habitats in Cochise County and people's homes, possessions and businesses.

The United States Forest Service (USFS) estimates that from 1986 through 2000 Arizona's forests produced 367,000,000 board feet of timber per year. This totals over 5,500,000,000 board feet of growth over 15 years. The USFS's own "Forest Plan" from the 1980s called for an "Allowable Sale Quantity" (ASQ) of 267,000,000 board feet to be harvested annually, an amount at which even if the targets established for fiber removal were reached, our forests would still be increasing in fiber production and therefore fuel accumulation by 27% percent per year even if the harvest targets were reached. But we never even came close to reaching the targeted harvest. Instead, timber harvests in Arizona's forests were only 1,600,000,000 board feet of timber during these same 15 years. This means the fuel load in Arizona's forests grew by 3,900,000,000 board feet over 15 years. They have grown even more since. Man, in the form of the Forest Service, had decided not to harvest the excess. Nature has stepped in.



These wood fibers are really just particles of energy captured through sunlight, soil and water and concentrated into a wood product through a living tree. As anything that lives – it must die someday. Such large amounts of fuel production during this time period cannot be ecologically sustained for long periods of time and as nature is – it harvests them when man will not.

Table 1. Arizona Saw Timber Sold, Fiscal Years 1986 – 2000

	Arizona	Apache-Sitgreaves Forest MMBF Harvested	Coconino Forest MMBF Harvested
Estimated Annual Growth	367 (MMBF)		
ASQ[1]	267	99.0	89.0
1986	212.6	81.4	47.7
1987	235.9	88.7	74.5
1988	206.0	75.1	64.9
1989	252.3	81.6	82.3
1990	198.4	57.7	69.0
1991	159.4	94.5	33.1
1992	115.2	31.7	53.4
1993	83.5	31.8	21.3
1994	38.2	10.2	11.1
1995	30.9	15.9	8.5
1996	0.5	0.5	0.0
1997	0.6	0.0	0.0
1998	0.0	0.0	0.0
1999	43.2	25.5	2.2
2000	33.1	7.8	11.6

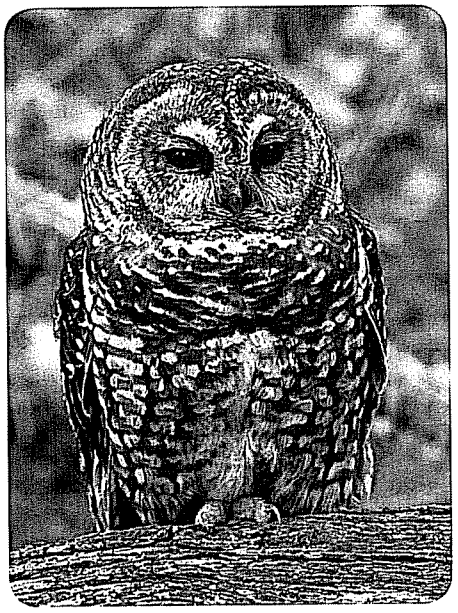
[1] The Allowable Sale Quantity (ASQ) is the quantity of timber that may be sold over the time period specified by the Region 3 Forest Plan. It is usually stated on an annual basis as the average annual allowable sale quantity.

The economic value of the fiber resources lost in these fires is astounding. The USFS estimates that 2.5 billion board feet of wood was lost in the Wallow Fire alone. At $1 per board foot of economic value this equates to $2.5 billion of lost economic activity from the wood loss alone.

If we use our memory and add the loss of wood resources in the Rodeo-Chediski Fire to the Wallow Fire – the rural resource-based communities of Flagstaff, Payson, Heber, Show Low, Snowflake, Taylor, Pinetop-Lakeside, McNary, Eagar, Williams and Springerville have lost approximately $4 billion in economic activity and jobs from the loss of these renewable natural resources in their forests. Imagine how much value these renewable natural resources would have provided to these resource-based communities if they could have harvested them over 20 years – rather than watch them go up in smoke during two fires in a 10-year time frame. If this was not criminal – it certainly was malfeasance.

Our wonderful forests produce other fuels and fibers in the form of plant (rather than wood) forages. These forages have provided food for wildlife, cattle and sheep for over 100 years of Arizona's history. The economic value of the loss in livestock production from the reduction in forage harvests in our forests is an additional loss for these communities and our state. The ACGA performed a study based on livestock numbers from the United States Department of Agriculture's (USDA) National Agricultural Statistic Service (NASS) Reports for Arizona from 1993 thru 2010. This study demonstrates that a total of approximately $126 million dollars was lost annually from the reduction of approximately 55,000 head of livestock foraging in Arizona's forests. This allows us to reflect on how these plant fuels have been allowed to build up from the lack of harvest and how they have been diminished right along with the reduction in wood harvests. A copy of this study is provided on the next two pages:

It is clear that the process of planning, studying, consultation, litigation, appeals, objections and collaborations are failing us and our forests. All of these processes have only led to another 500,000 acre fire, the killing of endangered species, the release of massive amounts of pollution and the devastation of several decades of forest growth.



The worst part is – it is not over. Our forests are growing today and these lawsuits and appeals have driven off our wood harvesting economy. The infrastructure of small and large diameter wood mills is gone. There are only a couple of small ones left. The range and animal science expertise that used to oversee the day-to-day management of livestock production to harvest the forage that grows daily in our forests has shrunk because many of those ranch families found less dangerous and uncertain areas to produce food in. We are at a breaking point where either we continue to talk about the forest, study the forest and collaborate about the harvest of small diameter trees – or we act. We act by inviting back investment and expertise in the form of wood mills and ranch families. We act by inviting back those "forest engineers" who worked in the woods and understand how to harvest trees and make valuable products for mankind.

Estimate of Reduction in Livestock Production in Arizona Due to United States Forest Service (USFS) Policies On National Environmental Policy Act (NEPA) Reviews; Endangered Species Act (ESA) Consultation/Mitigation; Changes in Seasons of Use; and Changes in Utilization Standards

Background

This document attempts to quantify the total reduction in livestock production in Arizona due to changes over the past 25 years in USFS policies regarding permitted livestock use. The estimates are compiled from the comparison of the United States Department of Agriculture's National Agricultural Statistics Service Report for Arizona for the years 1993 and 2010. The numbers are taken directly from each county with major acreages of National Forest Lands and a percentage of the reduction in livestock numbers for each county attributed to the number of acres of Forest and assumptions from prior permitted use numbers. These numbers reflect the estimated loss of permitted livestock use numbers on these forests coupled with season of use/utilization reductions.

It is provided as information regarding discussions about the loss of revenues to Arizona counties from the massive

reduction in PILT payments from the USFS. These reductions have become magnified since the early 1990's when saw timber sales and permitted livestock use on these forests began to be reduced drastically.

Livestock Numbers

The table below reflects the numbers of cattle in each of 8 counties which contain USFS lands as part of the range for livestock production. It compares the 1993 cattle population with the 2010 population number. Provided within the table is an estimated percentage number of livestock population reduction due to USFS policies and procedures.

County	1993 Cattle Population	2010 Cattle Population	Total Reduction in Cattle Population	Contributing % due to Forest Policies	Number Head Reduced due to USFS Policies
Apache	52,000	35,000	17,000	50%	8,500
Coconino	51,000	45,000	6,000	75%	4,500
Gila	30,000	10,000	20,000	95%	19,000
Graham	35,000	15,000	20,000	50%	10,000
Greenlee	11,000	8,000	3,000	50%	1,500
Navajo	39,000	30,000	9,000	50%	4,500
Yavapai	64,000	45,000	19,000	30%	5,700
Santa Cruz	18,000	15,000	3,000	60%	1,800
Total	300,000	203,000	97,000		55,500

Economic Loss

The annual loss of beef production from the 55,500 head of cattle totals 30,525,000 pounds of beef (average of 550 pounds per head). The direct total value of this lost beef production would be $36,630,000 ($1.20 per pound).

In April of 2009 the University of Arizona completed a study titled, *"Impacts from Agricultural Production on the Arizona Economy, Jorgen R. Mortensen,"* which quantified an economic multiplier of 3.46 for livestock production in Arizona. Using this study the loss of beef production means a loss of $126,739,800 (3.46 x 36,630,000) to Arizona's economy. Overall, the study pegged Arizona's total livestock production value at $4.45 billion dollars. Livestock were the largest segment of Arizona's agricultural economy.

Key Points

- While the total 55,500 head of lost livestock production may not have grazed year round on the forest, many of these numbers were lost because the forest was utilized as either summer or winter range. When a critical component of a season's use is lost the overall ranching unit has to reduce drastically or eliminate itself.

- USFS lands are critical ranges for most northern Arizona ranches. Their ability to provide plentiful plant forage during the summer months allows ranch families to maintain larger production numbers throughout the year.

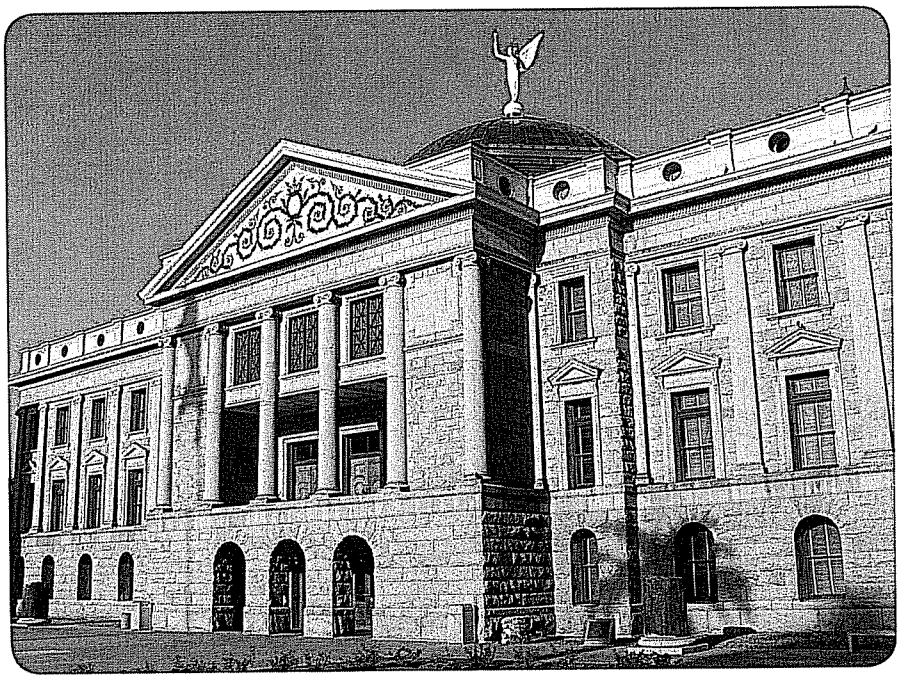
- Recent USFS policies to only allow 35% or 40% of available forage to be consumed by livestock has led to a large buildup of plant fibers and fuels in our forests. After several years of only 35% use the plant litter begins to build up and desiccate making itself ripe for fire fuels.

- When our rural resource-based communities are allowed access to these wood, plant and mineral resources – they thrive.

- The additional benefit of fuel-reduction projects from livestock grazing does not cost the USFS any dollars. This at a time when they are calling for $2,000 per acre to "clean and thin" our forests.

- Utilization of 55 to 60 percent, depending on season and historical use, is more in line with the proper management of fuels in an already fuel-heavy forest.

Over the last 30 years the policy decisions and statutory requirements that govern our forests have changed dramatically. The implementation of the Endangered Species Act (ESA), which calls for single-species management, has been placed over the United States Forest Service (USFS) like a super-zoning law. To complicate matters, this super-zoning law is implemented by another agency of the federal government—the United States Fish & Wildlife Service (USFW), which is not statutorily empowered to manage USFS lands, but now finds itself empowered through ESA. In addition to the hammer of ESA, individual employees of the USFS can be charged with personal liability if they make a decision that may harm a species. Ironically, this same liability does not apply if the USFS employee makes a decision that harms people. Thus USFS employees will always err on the side of the species to the extent that they will not make any decision that may be challenged by the USFW. This scenario allows the USFW to insert itself into forest planning processes with no accountability for the results of such a process. For example, they can say the USFS cannot perform a certain action such as thinning, controlled burns, permitting grazing or conducting a timber sale because it may harm a species, yet they bear no responsibility for the results of this management gridlock, such as catastrophic wildfire.



In addition to this disconnect between authority and accountability we now have several well-funded advocacy activist organizations who have found that the ESA and National Environmental Policy Act (NEPA) provide an avenue to "paper wrench" the USFS into a "process predicament" with their litigiousness. These groups have discovered that these two federal laws provide an avenue for them to grind the management of these lands to a halt and at the same time provide federal funds, through the awarding of attorney's fees, to pay these advocacy groups for the litigation. Hence timber sales, thinning projects and grazing allotment planning processes that take years to complete, are continually stymied. These litigious tools are so prevalent that the USFS did a review and published a study called, *Process Predicament, How Statutory, Regulatory, and Administrative Factors Affect National Forest Management, June 2002*, An Arizona example from the study follows:

It's About Good Government

The Coconino National Forest in Arizona is home to the northern goshawk. In 1996, the forest proposed thinning trees near a goshawk nest, partly to protect the bird from fire hazards. The project was stopped because environmentalists protested. That year, catastrophic fire destroyed the forest, including the tree with the goshawk nest. "There was not a green tree left," said a Forest Service biologist. "What the scientists said could happen, did happen, right in front of my eyes."

If process keeps projects from restoring the land, the land ultimately suffers. At stake are wildlife habitat and all of the other values that the Forest Service is charged with protecting and delivering on the national forests and grasslands. By streamlining the procedures, the agency can reduce costs and increase its ability to do more on the ground for healthy, resilient ecosystems.

Many values might or might not flow out of that, such as recreation, wildlife habitat, and timber. But the particular values are incidental to the core purpose – good government. It's about reducing waste and mismanagement. It's about efficient, effective service delivery.

*Tom Knudson, "Playing With Fire: Spin on Science Puts National Treasure at Risk," Sacramento Bee, 25 April 2001.

Finally, the USFS federal planning theme, coupled with the political whim of Congress and the Executive Branch, has ignored rural communities and citizens in Arizona for far too long. The impacts of their decisions could not be felt in Washington D.C. or in some instances even in the urban areas such as Phoenix. We now not only feel – but have seen first-hand – the results of this "process predicament." It is time we move forward in giving Arizona a voice in the management of these lands unencumbered by the gridlock of ESA, NEPA and a distant electorate.

The Problem

The following example and summary is taken from *Process Predicament, How Statutory, Regulatory, and Administrative Factors Affect National Forest Management, June 2002.*

> In December 1995, a severe winter storm left nearly 35,000 acres of wind thrown trees on the Six Rivers National Forest in California. The storm's effects created catastrophic wild land fire conditions, with the fuel loading reaching an estimated 300 to 400 tons per acre – ten times the manageable level of 30 to 40 tons per acre.
>
> The forest's management team proposed a salvage and restoration project to remove excess fuels and conduct a series of prescribed burns to mitigate the threat to the watershed. From 1996 through the summer of 1999, the forest wrestled its way through analytical and procedural requirements, managing to treat only 1,600 acres.
>
> By September 1999, nature would no longer wait. The Megram and Fawn Fires consumed the untreated area, plus another 90,000 acres. Afterward, the forest was required to perform a new analysis of the watershed, because the post fire conditions were now very different. A new round of processes began, repeating the steps taken from 1996 to 1999.
>
> Seven years after the original lowdown, the Megram project was appealed, litigated, and ultimately enjoined by a federal district court. The plan to address the effects of the firestorm – a direct result of the windstorm -- remains in limbo.

Process and Predicament goes on to state, "The Megram case example, encapsulated above, illustrates the process predicament faced by Forest Service decision- makers at all levels. As many Forest Service employees see it, they are caught in a bind, where the very procedures they need to follow to get them to their goal are keeping them from getting there."

To summarize *Process and Predicament*, the Forest Service is so busy following its procedural requirements in performing studies, planning and documenting that it cannot fulfill its mission – "to sustain the health, diversity, and productivity of the nation's forests and grasslands to meet the needs of present and future generations." In its own words, "Too frequently, the paralysis results in catastrophe."

Proposed Solutions

Given the unquestionable "process predicament" that has encumbered the forest management process to a point that it can no longer conduct or prescribe management treatments in a timely manner, the following solutions need to be implemented:

Save Arizona's Forest Environment Goal: Reduce fuel loads and take other appropriate actions so that risk of catastrophic wild fire is reduced in Arizona's National Forests by providing for long-term, self-funding mechanisms and infrastructure to eliminate the dangerous accumulation of overgrown trees and forests.

Action Items Supporting SAFE Goal:

- Suspend NEPA and other pre-decisional requirements for fuel/fiber reduction activities on Arizona forests (forage and timber management) for 5 years.

- Immediately require consultation on risk of catastrophic wild fire in critical habitat determinations with US Fish and Wildlife Service to attain intended goal of conserving species, not allowing their habitat to be destroyed by fire.

- Begin restoration of burned forest immediately working in consultation and conjunction with local authority and community to restore ranching infrastructure, wildlife habitat and recreational areas destroyed by fires.

- Authorize and effectuate immediate harvest of salvage timber burned in the National Forest and utilize intensive livestock management to recover burned areas.

- Streamline US Forest Service decision process for reduction of fuel and fiber reduction activities including the harvest of timber and forage.

- Allow logging operations of both saw timber and pre-commercial timber on a scale and for a term which will permit private sector infrastructure investment in areas surrounding Arizona's forests.

- Require the US Forest Service to harvest an amount of timber each year approximating annual growth and increase in forage harvest with livestock of up to 60% utilization of annual growth.

- Review Wild Fire Fighting techniques which are now biased towards "re-introducing" fire into landscapes where intense fire suppression has been utilized for one hundred years. This should include forest closure to all non-authorized forest actions. Meteorological conditions need to be considered along with overgrowth of forest in restricted areas.

- Institute budget reforms where Congress and the Administration dedicate 25% of its resources which are normally appropriated for fighting wildfire in Arizona, to direct these monies to the "Save Arizona's Forest Environment (SAFE)" account which will be housed in the Arizona State Land Department. Rural communities, homeowners, businesses and healthy forests entrepreneurs would be able to present plans applying for grants that provide for the protection of their locales by implementing their "SAFE" plans. This proposal will assist in creating safe forests, jobs and economic activity in these threatened areas.

- Designate an office within the Department of Agriculture that would work with rural communities and individuals to assist them in addressing any grievances or issues related to forest planning or to resolve other Arizona State agency issues surrounding forest management.

- Convene a "Save Arizona's Forest Environment (SAFE)" Summit at which we will issue a request to all interested individuals and advocate or activist groups to sign a pledge to refrain from utilizing the Courts or Administrative processes for a period of five years while we consider and implement adaptive management measures to enhance the health of Arizona's forest lands and the protection of forested communities.

Summary

To achieve forest health, protection of adjacent communities from catastrophic fire, other forest management goals and to maintain Arizona's Forest lands in an ecologically sustainable condition, the ACGA proposes to use proven silvicultural practices, prescribed fire and proper forage management to achieve these goals.

The National Forests are capable of providing the many values and benefits that people expect from our forests, but they need proper management in order to provide these values. ACGA supports prescribed fire, commercial timber harvest, noncommercial treatments and enhanced forage harvests on Arizona's Forest lands allocated for such uses through appropriate land and resource management planning processes. Further, we believe the commercial utilization payments can be a big part of bringing back private investment to help finance the total treatment needs of the forests.

For far too long we have allowed outside interests and bureaucratic paralysis to dictate the management of our forests in Arizona. Our federal government needs to reduce the current bureaucratic planning process and litigious playing field that our forests have been subject to for most of the last 30 years.

We have spent the last nine years since the Rodeo-Chediski Fire collaborating, talking, appeasing and planning our next step of action. All of this has led to a proposal known as the Four Forests Restoration Initiative (4FRI). The 4FRI is a noble effort, but in and of itself it is not of sufficient size or scope to return our forests to health or to invite enough private investment of wood harvesting infrastructure into these rural resource based communities. The 4FRI has taken 9 years (since the Rodeo-Chediski Fire) to "collaborate" on a solution for a single type of fiber mill in the form of an Oriented Strand Board (OSB) plant to be the infrastructure to process the necessary amount of annual growth from our forests. When our forests are growing at 367 million board feet per year, a single OSB plant is not sufficient to deal with the scope of fuels building in our forests.

It will be through the empowerment of private investment, individuals and communities that we set the guidepost for future forest planning. We need to direct and see through the initiative to return people to work in the woods, protect habitats and communities and return to the days of 5,000 to 10,000 acre fires in our forests – not 500,000 acre catastrophes.

#10

Town of Camp Verde

Agenda Item Submission Form – Section I

Meeting Date: September 7, 2011

☐ Consent Agenda ☒ Decision Agenda ☐ Executive Session Requested

☐ Presentation Only ☐ Action/Presentation

Requesting Department: Council

Staff Resource/Contact Person: Mayor Burnside

Agenda Title (be exact): Presentation, discussion and possible recommendation to draft a comment letter regarding the US Fish and Wildlife proposal to increase the critical habitat for the Southwestern Willow Flycatcher.

List Attached Documents: Map, News release from US Fish & Wildlife Service, e-mail Paul Groseta

Estimated Presentation Time: 10 minutes

Estimated Discussion Time: 10 minutes

Reviews Completed by: N/A

☒ **Department Head:** N/A ☐ **Town Attorney Comments:** N/A

☐ **Finance Department** N/A

Fiscal Impact:

Budget Code: _____ **Amount Remaining:** _____

Comments:

Background Information: In 2005 the US Fish and Wildlife Service designated 737 river miles of flycatcher critical habitat. The critical habitat is being revised following a settlement agreement stemming from legal challenges to the 2005 designation. The new proposal includes 2,090 floodplain miles in California, Arizona, Utah, Colorado and New Mexico.

Recommended Action (Motion): If Council so desires, move to direct staff to draft a comment letter regarding the US Fish and Wildlife proposal to increase the critical habitat for the Southwestern Willow Flycatcher.

Instructions to the Clerk: N/A – Section II not applicable

Debbie Barber

From: Bob Burnside
Sent: Monday, August 15, 2011 8:09 AM
To: Russ Martin
Cc: Debbie Barber
Subject: FW: FW:
Attachments: USFWS Verde Management Unit Map.pdf

Russ

Here is another request; can this be put on the same agenda time frame -
Bob

From: SUZY BURNSIDE [bns_sb@msn.com]
Sent: Saturday, August 13, 2011 5:28 AM
To: Bob Burnside
Subject: FW:

From: paul@headquarterswest.com
To: bns_sb@msn.com
CC: wdartranch@qwestoffice.net
Subject:
Date: Fri, 12 Aug 2011 13:08:19 -0700

Mayor Burnside:
On another issue, the US Fish & Wildlife will be coming out Monday August 15th with a proposal for new critical habitat for the southwestern willow flycatcher. The Cattle Growers (local, state and national) will comment and oppose any new proposed habitat. I have attached the Verde Valley map, it looks like the proposed areas are mostly on private lands in the Verde Valley. While they claim this action does not affect private lands (only federal lands), any activities on private land that are federally funded or permitted are subject to the section 7 consultation by USFWS. Land owners or irrigation ditch companies utilizing NRCS grants for example would fall under this. This will no doubt limit private property rights and should be considered a "taking" and thus not allowed. The USFWS continues to fail and recognize the overall economic impacts their designations have on communities, businesses and people. I ask that you and the Town of Camp Verde do not support the new proposed critical habitat designation.
Please let me know if you have any questions, thank you.

Paul Groseta
President, Yavapai Cattle Growers Association
Forest Service Chair, Federal Lands Committee, Arizona Cattle Growers Association

AMERICA'S FARMERS & RANCHERS
EVERYDAY ENVIRONMENTALISTS

U.S. Fish and Wildlife Service

News Release

Arizona Ecological Services Field Office
2321 W. Royal Palm Road, Suite 103
Phoenix, Arizona 85021
602/242-0210
602/242-2513 (Fax)

Arizona Ecological Services Field Office **www.fws.gov/southwest/es/arizona/**

For Release: August 12, 2011
Contacts: Jeff Humphrey 602-242-0210 ext 222
Greg Beatty 602-242-0210 ext 247
Tom Buckley 505-248-6455

Fish and Wildlife Service Proposes To Revise Critical Habitat For Endangered Southwestern Willow Flycatcher

The U.S. Fish and Wildlife Service (Service) is proposing to revise critical habitat for an endangered migratory bird, the southwestern willow flycatcher. The proposed revision identifies 2,090 stream miles within the 100-year floodplain of waters in California, Arizona, Nevada, Utah, Colorado, and New Mexico as critical habitat. Of the total proposal, approximately 779 stream miles are currently being considered for exclusion from the final critical habitat designation. The Service is seeking input on the proposal, including exclusions, through October 14, 2011.

"Our proposal identifies riparian habitat needed to attain the established southwestern willow flycatcher recovery goals — the flycatcher habitat and populations that will remove the threat of flycatcher extinction," said Steve Spangle, the Service's Arizona field supervisor. "Now we're seeking input to refine our strategy. Did we identity the features and areas essential to conservation of the species? What are the anticipated impacts of designating various areas?"

In 2005, the Service designated 737 river miles of flycatcher critical habitat (after initially proposing 1,556 river miles). The critical habitat is being revised following a settlement agreement stemming from legal challenges to the 2005 designation. The 2005 critical habitat designation remains in effect during the current rulemaking process, anticipated to be completed in one year.

The proposed critical habitat uses the conservation strategies from the Southwestern Willow Flycatcher Recovery Plan and flycatcher movement data to identify river segments within each of 29 management units that would meet the flycatcher distribution and abundance (1,950 territories) recovery goals. Because flycatcher habitat and Southwest rivers are dynamic, a broad distribution of flycatcher populations throughout the bird's range is important to retain population stability and gene flow, and to prevent simultaneous catastrophic loss of populations and local extirpation.

However, the Service recognizes that a substantial amount of the proposed areas are already being managed to accommodate or advance flycatcher recovery through Habitat Conservation Plans, tribal management, and other partnerships. Areas such as these, and areas where resulting economic and other relevant impacts may occur, can be excluded from the final critical habitat designation if the benefits of exclusion outweigh the benefits of inclusion.

The Service is also preparing a draft economic analysis and environmental assessment of the proposed critical habitat that will be released for public review and comment at a later date.

Critical habitat is a term in the Endangered Species Act that identifies geographic areas essential for the conservation of a threatened or endangered species. Designation of critical habitat does not affect land ownership, establish a refuge or preserve, and has no impact on decisions that private landowners make on their land that do not require Federal funding or permits.

Federal agencies that undertake, fund or permit activities that may affect critical habitat are required to consult with the Service to ensure such actions do not adversely modify or destroy designated critical habitat.

The 5¾-inch flycatcher breeds and rears its chicks in late spring and through the summer in dense vegetation along streams, rivers, wetlands, and reservoirs in the arid Southwest. The most recent 2007 flycatcher rangewide assessment described 288 separate flycatcher breeding sites (areas that contain a collection of territories) and estimated 1,299 flycatcher territories. A territory is a discrete area defended by a resident single flycatcher or pair of flycatchers during a breeding season. The flycatcher migrates to Mexico, Central, and possibly northern South America for the non-breeding season.

A copy of the proposed rule, maps and other information about the southwestern willow flycatcher is available on the Internet at http://www.fws.gov/southwest/es/arizona/ or http://www.regulations.gov, or by contacting the Service's Arizona Ecological Service Office at (602) 242-0210. Comments on the proposal and relevant scientific and commercial information will be accepted within 60 days, on or before October 14, 2011, and can be submitted electronically via the Federal eRulemaking Portal at: http://www.regulations.gov, or can be mailed or hand delivered to Public Comments Processing, Attn: FWS–R2-ES-2011-0053; Division of Policy and Directives Management; U.S. Fish and Wildlife Service, 4401 N. Fairfax Drive, Suite 222; Arlington, VA 22203. Written requests for a public hearing will be accepted within 45 days, on or before September 29, 2011, via the Federal eRulemaking Portal or Division of Policy and Directives Management mailing address.

The ESA provides a critical safety net for America's native fish, wildlife, and plants. This landmark conservation law has prevented the extinction of hundreds of imperiled species across the nation and promoted the recovery of many others. The Service is working to actively engage conservation partners and the public in the search for improved and innovative ways to conserve and recover imperiled species. To learn more about the Endangered Species Program, visit http://www.fws.gov/endangered/.

The mission of the U.S. Fish and Wildlife Service is working with others to conserve, protect, and enhance fish, wildlife, plants, and their habitats for the continuing benefit of the American people. We are both a leader and trusted partner in fish and wildlife conservation, known for our scientific excellence, stewardship of lands and natural resources, dedicated professionals, and commitment to public service. For more information on our work and the people who make it happen, visit **www.fws.gov**. Connect with our Facebook page at www.facebook.com/usfws, follow our tweets at www.twitter.com/usfwshq, watch our YouTube Channel at http://www.youtube.com/usfws and download photos from our Flickr page at http://www.flickr.com/photos/usfwshq.

http://www.fws.gov/southwest/es/arizona/

Supplemental information for the proposed rule revising criticial habitat for the southwestern willow flycatcher.

Proposed rule published in the *Federal Register* , August 15, 2011. Docket No. FWS-R2-ES-2011-0053.

Additional information available online at http://www.regulations.gov and http://www.fws.gov/southwest/es/arizona/Southwes.htm

Table. Land ownership, by State, of proposed critical habitat areas for southwestern willow flycatcher, listed as approximate land area in acres (hectares). This information supplements the stream lengths listed in Table 2 of the published proposed rule.

STATE	TOTAL AREA AC (HA)				
	Federal	State	Tribal	Private	Other
Arizona	41,684 (103,004)	4,510 (11,145)	14,306 (35,351)	21,485 (53,089)	567 (1,402)
California	10,505 (25,957)	465 (1,149)	6,789 (16,775)	84 (208)	28,274 (69,865)
Colorado	3,249 (8,028)	90 (222)	1,064 (2,629)	29,454 (72,782)	575 (1,421)
Nevada	6,147 (15,190)	1,059 (2,617)	3 (7)	1,507 (3,724)	3 (6)
New Mexico	6,458 (15,957)	10,512 (25,975)	5,036 (12,445)	17,719 (43,785)	0 (0)
Utah	1,564 (3,864)	32 (80)	2,063 (5,098)	1,226 (3,030)	0 (0)
Grand Total	**69,607 (172,001)**	**16,668 (41,188)**	**29,261 (72,305)**	**71,475 (176,619)**	**29,418 (72,694)**

Supplemental information for the proposed rule revising criticial habitat for the southwestern willow flycatcher.

Proposed rule published in the *Federal Register* , August 15, 2011. Docket No. FWS-R2-ES-2011-0053.

Additional information available online at http://www.regulations.gov and http://www.fws.gov/southwest/es/arizona/Southwes.htm

*Table quantifying stream segment lenths (mi/km) and areas (ac/ha) proposed as critical habitat and the lengths and areas being considered for exclusion from critical habitat. Note totals may not sum consistently due to rounding. * These segments have slight descrepencies with the quantities provided in the proposed rule and will be corrected in the final rule.*

Management Unit / River Segment	OVERALL AREAS PROPOSED AS CRITICAL HABITAT				AREAS CONSIDERED FOR EXCLUSION			
	MILES	KILOMETERS	ACRES	HECTARES	MILES	KILOMETERS	ACRES	HECTARES
Santa Ynez								
Santa Ynez River (upper)	3.8	6.1	294.3	119.1				
Santa Ynez River (middle)	4.7	7.6	147.3	59.6				
Santa Ynez River (lower)*	26.3	42.3	3,226.7	1,305.8				
Mono Creek	1.6	2.6	116.9	47.3				
Santa Clara								
Ventura River	17.1	27.5	1,445.4	584.9				
Santa Clara River	49.4	79.6	9,297.9	3,762.7				
Piru Creek	26.0	41.8	1,862.3	753.7				
Castaic Creek	3.0	4.8	207.5	84.0				
Big Tujunga Canyon	3.0	4.9	703.0	284.5				
Little Tujunga Canyon	1.4	2.2	52.8	21.4				
San Gabriel River	8.8	14.2	1,370.4	554.6				
Santa Ana								
Santa Ana River (upper)	26.3	42.3	731.9	296.2				
Santa Ana River (lower)	29.7	47.8	9,005.1	3,644.3	21.2	34.1	7,362.3	2,979.4
Waterman Creek	1.9	3.1	50.6	20.5				
Waterman Creek (left fork)	0.3	0.5	9.9	4.0				
Waterman Creek (right fork)	0.9	1.5	31.7	12.8				
Bear Creek	9.2	14.8	339.5	137.4				
Mill Creek	11.9	19.2	694.4	281.0				
Oak Glen Creek	2.8	4.6	66.1	26.7				
San Timoteo Creek	15.9	25.6	452.5	183.1	13.3	21.4	348.2	140.9
Bautista Creek	14.3	23.0	315.4	127.6	14.3	23.0	315.4	127.6

Management Unit / River Segment	OVERALL AREAS PROPOSED AS CRITICAL HABITAT				AREAS CONSIDERED FOR EXCLUSION			
	MILES	KILOMETERS	ACRES	HECTARES	MILES	KILOMETERS	ACRES	HECTARES
San Diego								
Canada Gobernadora Creek	3.6	5.9	204.6	82.8	3.6	5.9	204.6	82.8
De Luz Creek	2.1	3.3	78.2	31.6				
Santa Margarita River	5.8	9.4	333.5	135.0				
Temecula Creek	14.8	23.9	1,744.3	705.9	11.6	18.7	1,641.9	664.5
Pilgrim Creek	3.1	5.0	60.3	24.4				
San Luis Rey River (upper)	17.8	28.6	713.8	288.9	8.6	13.9	296.2	119.9
San Luis Rey River (lower)	32.5	52.3	3,507.5	1,419.5	2.3	3.7	325.8	131.8
Agua Hedionda Creek (upper)	3.7	5.9	145.4	58.9	2.1	3.4	86.0	34.8
Agua Hedionda Creek (lower)	1.3	2.1	176.9	71.6	1.3	2.1	176.9	71.6
Agua Hedionda Creek (right fork)	0.2	0.4	4.2	1.7				
Agua Hedionda Creek (left fork)	0.6	1.0	8.0	3.2				
Temescal Creek	4.7	7.6	254.0	102.8				
Santa Ysabel Creek (upper)	5.5	8.8	229.9	93.0	1.5	2.4	50.8	20.6
San Dieguito River/Santa Ysabel Creek (lower)	6.4	10.3	1,057.5	428.0	6.4	10.3	1,057.5	428.0
San Diego River (upper)	4.3	7.0	258.5	104.6	2.9	4.7	203.7	82.4
San Diego River (lower)	5.9	9.5	397.4	160.8	5.9	9.5	397.4	160.8
Sweetwater River	4.1	6.6	347.4	140.6	4.1	6.6	347.4	140.6
Owens								
Owens River	79.8	128.5	20,606.9	8,339.4	79.8	128.5	20,606.9	8,339.4
Kern								
Canebrake Creek	1.0	1.7	52.3	21.1				
South Kern River*	14.8	23.8	5,402.1	2,186.2	1.9	3.1	2,019.5	817.3
Mojave								
Mojave River	22.2	35.7	4,378.1	1,771.8				
West Fork Mojave River	6.9	11.2	671.2	271.6				
Deep Creek	12.5	20.0	227.7	92.2				
Holcomb Creek	12.2	19.6	270.9	109.6				
Salton								
San Felipe Creek	13.2	21.2	767.7	310.7	1.0	1.6	21.8	8.8
Mill Creek	0.6	1.0	5.1	2.1				

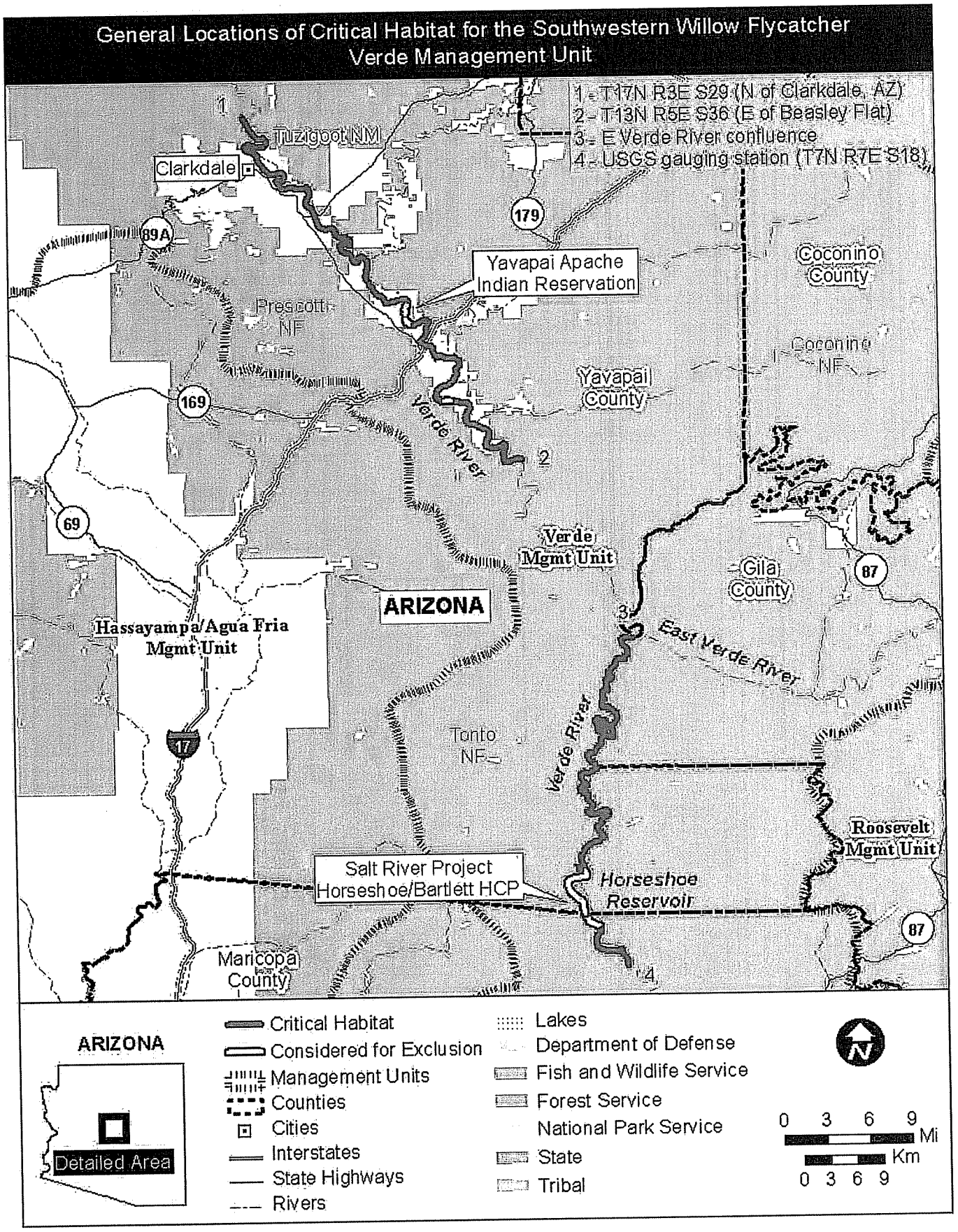
USFWS, proposed critical habitat for southwestern willow flycatcher, August 2011

Management Unit / River Segment	OVERALL AREAS PROPOSED AS CRITICAL HABITAT				AREAS CONSIDERED FOR EXCLUSION			
	MILES	KILOMETERS	ACRES	HECTARES	MILES	KILOMETERS	ACRES	HECTARES
Amargosa								
Amargosa River	7.7	12.3	510.3	206.5				
Willow Creek	2.2	3.5	119.9	48.5				
Ash Meadows Riparian Areas and Carson Slough			9,502.2	3,845.4				
Little Colorado								
Little Colorado River	10.9	17.6	412.5	166.9				
West Fork Little Colorado River	5.5	8.8	44.1	17.8				
Zuni River	34.4	55.4	4,114.1	1,664.9	34.4	55.4	4,114.1	1,664.9
Rio Nutria	22.2	35.8	2,968.8	1,201.4	22.2	35.8	2,968.8	1,201.4
Virgin								
Virgin River	94.4	152.0	13,376.0	5,413.1	30.1	48.4	7,991.4	3,234.0
Middle Colorado								
Colorado River	46.0	74.1	10,418.1	4,216.1	46.0	74.1	10,418.1	4,216.1
Pahranagat								
Pahranagat River (upper)	3.9	6.3	857.9	347.2	2.5	3.9	573.6	232.1
Pahranagat River (lower)	10.7	17.3	2,712.3	1,097.6				
Muddy River	1.9	3.1	365.9	148.1	1.9	3.1	365.9	148.1
Bill Williams								
Big Sandy River	21.9	35.3	4,649.0	1,881.4				
Big Sandy River (Alamo Lake)	6.0	9.6	1,574.1	637.0	6.0	9.6	1,574.1	637.0
Santa Maria River (Alamo Lake)	5.2	8.4	1,336.4	540.8	5.2	8.4	1,336.4	540.8
Bill Williams River (Alamo Lake)	3.3	5.4	2,032.4	822.5	3.3	5.4	2,032.4	822.5
Bill Williams River (middle)	11.0	17.8	1,597.0	646.3				
Bill Williams River (lower)	13.2	21.3	3,931.6	1,591.1	0.5	0.7	295.9	119.8
Hoover-Parker								
Bill Williams River	1.0	1.7	458.6	185.6	1.0	1.7	457.9	185.3
Colorado River	66.4	106.9	46,209.0	18,700.2	39.5	63.6	28,912.7	11,700.6
Parker-Southerly International Boundary								
Colorado River (upper)	40.4	65.0	15,002.4	6,071.3	40.4	65.0	15,001.2	6,070.8
Colorado River (lower)	92.0	148.0	45,522.1	18,422.2	47.3	76.1	22,498.6	9,104.9
San Juan								
Los Pinos River	28.6	46.0	4,078.9	1,650.7	16.1	25.9	2,628.6	1,063.8
San Juan River (New Mexico)	2.2	3.5	524.6	212.3	2.2	3.5	524.6	212.3
San Juan River (Utah)	32.1	51.6	8,209.5	3,322.3	32.1	51.6	5,098.3	2,063.2

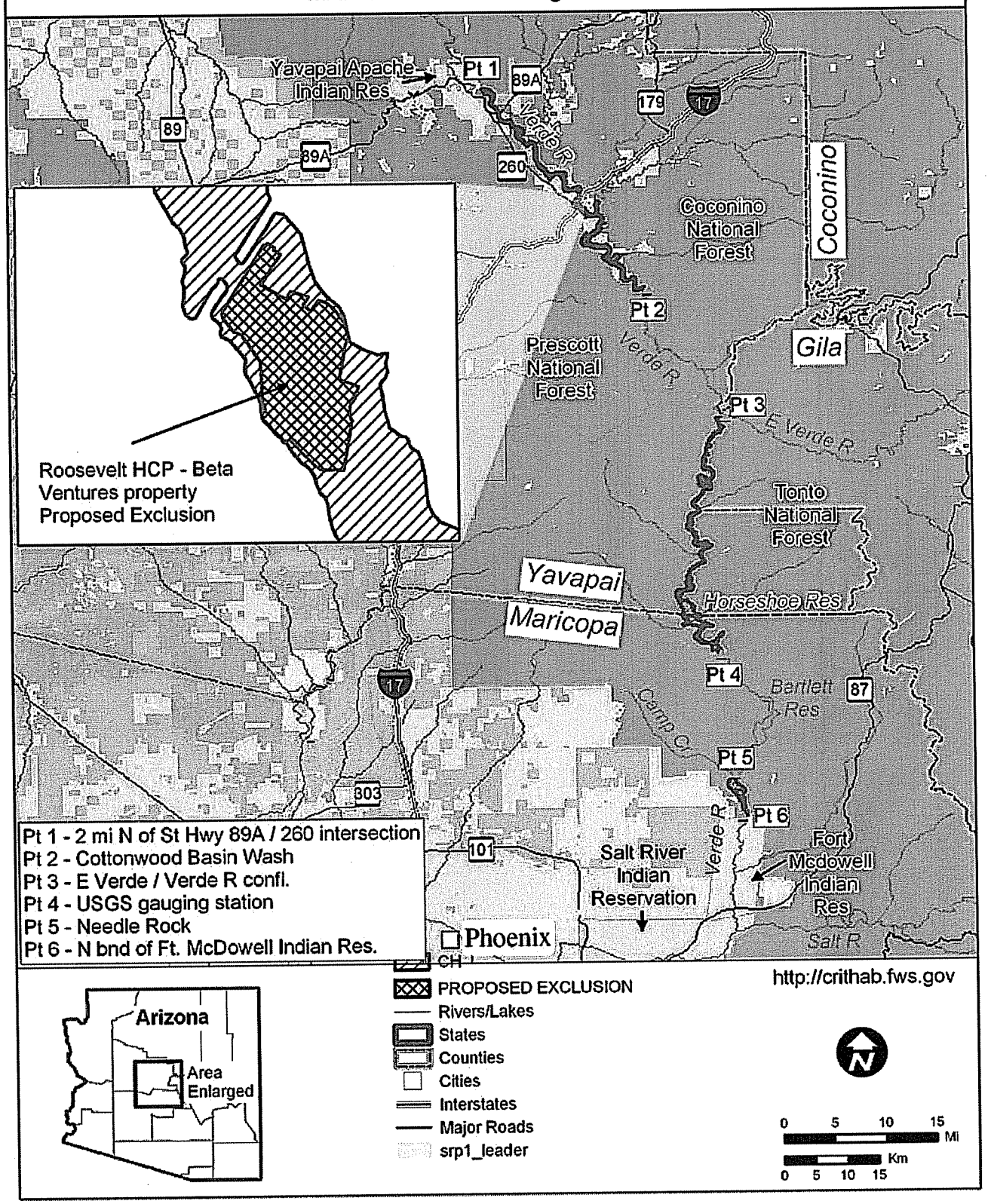
Management Unit / River Segment	OVERALL AREAS PROPOSED AS CRITICAL HABITAT				AREAS CONSIDERED FOR EXCLUSION			
	MILES	KILOMETERS	ACRES	HECTARES	MILES	KILOMETERS	ACRES	HECTARES
Powell								
Paria River	11.8	19.0	1,279.4	517.8				
Verde								
Verde River (upper)	46.0	74.0	5,509.1	2,229.5	1.7	2.7	219.9	89.0
Verde River (lower)	38.9	62.7	5,870.6	2,375.8	6.0	9.6	2,591.2	1,048.6
Roosevelt								
Tonto Creek	30.5	49.0	5,715.2	2,312.9	7.9	12.8	7,344.6	2,972.3
Roosevelt Lake	18.1	29.1	16,950.5	6,859.6	10.1	16.3	9,605.9	3,887.4
Salt River	24.2	38.9	3,692.4	1,494.3				
Pinal Creek	3.5	5.6	440.6	178.3				
Middle Gila/San Pedro								
Gila River	50.1	80.6	6,871.3	2,780.7			7.4	3.0
San Pedro River	79.0	127.2	20,393.0	8,252.8				
Upper Gila								
Gila River (upper)	30.6	49.3	3,821.5	1,546.5	8.7	14.0	1,130.5	457.5
Gila River (middle)	83.6	134.5	32,857.7	13,297.1	36.1	58.1	21,844.7	8,840.3
Gila River (lower)	38.7	62.2	5,055.8	2,046.0				
Santa Cruz								
Santa Cruz River	16.6	26.7	4,576.1	1,851.9				
Cienega Creek	4.4	7.0	990.2	400.7				
San Francisco								
San Francisco River (upper)	26.5	42.6	1,290.3	522.2				
San Francisco River (middle)	22.6	36.4	1,290.0	522.1				
San Francisco River (lower)	22.9	36.9	1,447.5	585.8				
Hassayampa/Agua Fria								
Hassayampa River	4.6	7.4	478.8	193.8				
Gila River	5.4	8.7	1,675.8	678.2	5.4	8.7	1,675.8	678.2
San Luis Valley								
Conejos River	43.4	69.8	23,352.1	9,450.3	43.4	69.8	23,352.1	9,450.3
Rio Grande	99.0	159.4	57,650.2	23,330.3	99.0	159.4	57,650.2	23,330.3
Upper Rio Grande								
Rio Grande	46.7	75.1	6,602.2	2,671.8	16.9	27.2	4,837.1	1,957.5
Coyote Creek	6.6	10.7	169.8	68.7				
Rio Grande del Rancho	7.4	11.9	279.1	112.9				
Rio Fernando	0.2	0.4	6.2	2.5				

USFWS, proposed critical habitat for southwestern willow flycatcher, August 2011

Management Unit River Segment	OVERALL AREAS PROPOSED AS CRITICAL HABITAT				AREAS CONSIDERED FOR EXCLUSION			
	MILES	KILOMETERS	ACRES	HECTARES	MILES	KILOMETERS	ACRES	HECTARES
Middle Rio Grande								
Rio Grande	131.6	211.8	68,374.9	27,670.5	28.4	45.8	21,103.1	8,540.2
Lower Rio Grande								
Rio Grande	46.1	74.2	5,314.3	2,150.6				
GRAND TOTAL	**2,090.1**	**3,363.8**	**534,807.2**	**216,429.6**	**776.4**	**1,249.5**	**293,617.3**	**118,823.2**


General Locations of Critical Habitat for the Southwestern Willow Flycatcher
Verde Management Unit
1 - T17N R3E S29 (N of Clarkdale, AZ)
2 - T13N R5E S36 (E of Beasley Flat)
3 - E Verde River confluence
4 - USGS gauging station (T7N R7E S18)
Tuzigoot NM
Clarkdale
179
89A
Yavapai Apache Indian Reservation
Coconino County
Prescott NF
Coconino NF
Yavapai County
169
Verde River
69
Verde Mgmt Unit
Gila County
87
ARIZONA
Hassayampa/Agua Fria Mgmt Unit
East Verde River
17
Tonto NF
Verde River
Roosevelt Mgmt Unit
Salt River Project Horseshoe/Bartlett HCP
Horseshoe Reservoir
87
Maricopa County
ARIZONA
Detailed Area
Critical Habitat
Considered for Exclusion
Management Units
Counties
Cities
Interstates
State Highways
Rivers
Lakes
Department of Defense
Fish and Wildlife Service
Forest Service
National Park Service
State
Tribal
N
0 3 6 9 Mi
0 3 6 9 Km

General Locations of Proposed Critical Habitat for the Southwestern Willow Flycatcher
MAP 17 Verde Management Unit



10-12-2004

#11

Town of Camp Verde

Meeting Date: September 7, 2011

☐ Consent Agenda ☒ Decision Agenda ☐ Executive Session Requested

☐ Presentation Only ☐ Action/Presentation

Requesting Department: Administration

Staff Resource/Contact Person: Russ Martin

Agenda Title (be exact): Discussion, consideration and possible direction to the staff relative to the off-premise canvasing ordinance recently passed with a presentation by Sedona Pines, LLC who is effected by the enforcement of the ordinance.

List Attached Documents:

1. Town Code Section 9-2 Relating to the off-premise canvasing business
2. Complaint (transcribed)
3. Map currently given

Estimated Presentation Time: 5 minutes

Estimated Discussion Time: 15 minutes

Reviews Completed by:

☒ **Department Head: Russ Martin** (comments included in report)

☒ **Town Attorney Comments:** Town Attorney has reviewed this agenda item suggesting some changes to the background and is prepared to assist the Town with enforcement procedures or code changes as requested by Council

☐ **Finance Department**

Fiscal Impact: N/A

Budget Code: N/A **Amount Remaining:** N/A

Comments:

Background Information:

Town Council passed this ordinance in May in response to a number of complaints about the deceptive practices at this operation and its detriment to the Town. The Town Manager visited with the owner representatives in the first of August discussing what could be done to gain compliance. During that discussion it was discussed that they could comply with part of the ordinance requirements such as signage, etc. that would help establish the awareness of

what the consumer is going to get when they go in. Signage that complies with the ordinance alone does not diminish the deceptive nature of advertising undertaken under the guise of conducting off-premises canvasing as a "Visitor Center." Conducting off-premises canvassing that solicits commercial transactions involving lodging is also deceptive and is prohibited by Town Code Section 9-2-1. The location they have been at, that is not a resort property, misleads the public who is not otherwise looking for lodging or a solicitation for lodging. Locating on a resort or lodging property would limit this deceptive advertising and provide the public the clear choice to receive this type of solicitation with the link to lodging/resorts. They believe that location on a resort or lodging property along with removing their current "Tourist Information" sign is too difficult to do and would like the opportunity to consider alternatives that would benefit the welfare of the community within the space they currently occupy with the signage they currently have. That would require a change to the ordinance and they will be available for this discussion and present their ideas.

Recommended Action (Motion): Direct staff to:

1. *Review alternatives the business presents to determine if the practice or ordinance can be changed or compliance met to eliminate misleading the public.*

Instructions to the Clerk: None at this time.

ARTICLE 9-2

OFF-PREMISES CANVASSING AND SIGNAGE

9-2 Definitions
9-2-1 Limitations on Off-Premises Canvassing Activity
9-2-3 Specific Prohibitions and Appropriate Conduct
9-2-4 Violations and penalties

SECTION 9-2 DEFINITIONS

A. "Off-premises solicitations" mean activities initiated by businesses or its representatives that is meant to engage the public in a conversation in order to consummate a business transaction.
B. "Visitor's Center" means the Town of Camp Verde facility operated as the Town's official visitor's center.
C. "Visitor's Center Signage" means that signage that is specific to the Town's official Visitor's Center. No other signage implying that a business is the Town's official visitor's center will be permitted.
D. "Business" means any commercial activity in which any real property, timeshare interests, goods, services, or edibles are sold or offered for sale or for rent within the corporate limits of the Town.
E. "Business Agent" means the employee, representative, agent, or solicitor of any business.
F. "Enclosed Structure" means a structure having a roof and supported by columns or walls. Enclosed structure does not include any sidewalks under a roofed area.
G. "Goods" shall mean any tangible item, including, but not limited to edibles, merchandise, products, supplies, coupons, pamphlets, brochures, and maps.
H. "Off-Premises Canvassing" (OPC) means person-to-person efforts initiated by a business agent solely intended to interest, entice pedestrians in or solicit the participation of any person to participate in commercial transactions with a business, including, but not limited to offers of goods, cash, discounts on products or services, or other items including the offering of free goods or services of value made in exchange for or with the intent to induce the recipient's willingness to receive information relating to a possible commercial transaction, except when done entirely within an enclosed structure.
I. "OPC Employer" means any business or other person who directly hires or otherwise contracts with an OPC solicitor to conduct OPC activities on its behalf.
J. "OPC solicitor" shall mean any person engaged in off-premises canvassing.
K. "Product" shall mean the real property comprising the primary business of a resort or commercial lodging establishment but only that portion of real property that is owned by a resort or commercial lodging establishment which is used exclusively for resort or commercial lodging activity. Such activity includes only the providing of lodging or ancillary services to the provision of lodging for the benefit of the establishment's guests.
L. "Sidewalk" means any outside walkway, public or private, used by pedestrians.
M. "Street" shall mean all that area dedicated to public use for public street purposes and is within the jurisdiction and control of the Town of Camp Verde or the Arizona Department of Transportation and shall include, but not be limited to public roadways, parkways, and alleys.

SECTION 9-2-1 LIMITATIONS ON OFF-PREMISES CANVASSING ACTIVITY

No person shall engage in off-premise canvassing within the corporate limits of the Town of Camp Verde, except on real property comprising the primary business of a resort or commercial lodging establishment.

SECTION 9-2-2 SIGNAGE

It shall be unlawful for any person, company, corporation, OPC solicitor or OPC employer or entity engaged in the procurement of prospective customers for sales, solicitations, presentation or substantially similar activity, to identify or advertise itself by means of any sign, that utilizes the following phrases or substantially similar phrases, "Tourist Information", "Tourist Center", "Visitor Information", "Visitor Center", "Activity Center", "Activity Information", unless:

A. The identity of the business is disclosed on the face of the sign in letters of sufficient size to be clearly readable to the public, but in no event less than 50% of the average size of the sign text, which is larger; and

B. The words "Sales Solicitation" are caused to be printed within thirty days after April 20, 2011 in an unobscured manner, in at least clearly readable three-quarter (3/4) inch block letters within two feet of aforementioned signage concerning tourist or visitor information either on the doors to the building or on the exterior wall of the building immediately adjacent to the door; or if the business operates from a booth within another business establishment, the same shall be printed on the front panel of the booth in a location clearly and consistently visible to any persons passing by.

C. The following notice is provided in clearly visible and readable three-quarter (3/4) inch block letters on the doors of the building, or on the exterior wall of the building immediately adjacent to the doors or on any booth referred to in subsection B. Complaints or concerns about sales solicitation activity may be reported to theTown of Camp Verde by calling 928-567-6631.

D. Such signs shall comply in all material respects with any ordinances or rules specifiying signage standards within the Town of Camp Verde

SECTION 9-2-3 SPECIFIC PROHIBITIONS AND APPROPRIATE CONDUCT

In addition to the provisions of any other applicable term of this Article, it shall be considered unlawful and a violation of this Article for an OPC solicitor to:

A. Interfere with or obstruct the free travel or passage of any pedestrian on any street or sidewalk or obstruct or otherwise impede any person's free movement or access to or from any public street or sidewalk.

B. Throw, place, or deposit solid waste, litter, paper, documents or handbills on any street or sidewalk.

C. Intentionally inflict emotional distress by verbal or physical harassment or coercion on any person.

D. Misrepresent in any way the price, quality, or nature of the product being promoted.

E. Misrepresent the source or sponsor of any information offered or provided.

F. OPC solicitors shall conduct themselves in accordance with the following standards:

1. No OPC solicitor shall touch a person without consent during a solicitation.
2. No OPC solicitor shall solicit using any offensively loud sound, vociferous speech, boisterous conduct, or profane or vulgar language.
3. No OPC solicitor shall solicit an occupant of a vehicle in a public street whether the vehicle is moving, stopped, or parked.

SECTION 9-2-4 VIOLATIONS AND PENALTIES

1. Any responsible OPC employer and each responsible OPC solicitator shall be jointly and severally liable for any violations of this Article.
2. Any violations of the terms of this Article shall be punishable by a civil fine or in the alternative, may be prosecuted as a class 1 misdemeanor. In addition, the Town may bring suit for injunctive relief where warranted.
3. The Marshal's Office and Code Enforcement Official of the Community Development Department is charged with the implementation and enforcement of this Article.

Sunnyside
Lan Rhosmari
Tregynon
Powys 5416 3 EP
U.K.
stanyerpa@btinternet.com

October 22, 2010

To Whom It May Concern:

I am writing this with great concern about the Tourist information office on Route 186 (St. Rte. 260). My husband and I have been touring the South West Region of the U.S.A. for the past six weeks. Last Tuesday we passed through Camp Verde only to find the Historical Park (Fort) closed. As it was of interest to both of us we decided to come back and spend a few days here before returning to the U.K. and booked in at the Days Inn at route 186 (St. Rte. 269).

We called in at the Tourist Information by the hotel and spoke with the assistant Violetta (not too sure of the name) only to be told – quote "Why on earth do you want to waste your time there (the historical park)? It is only a jail and a few wooden houses. I should know I walk my dog there every day. On holiday from England – there are much better things to do with your time. I can interest you in something much better." Then began a long spiel with the incentive of $100 dollars to visit a time share development.

As we had made a special effort to call back here to the Historical Park we were rather upset by her disparaging remarks about the Fort and could have easily been discouraged from visiting as I am sure many have been. However we weren't and spent a very interesting and informative afternoon at the Historical Park and were very pleased to do so. It did mean however that Violetta was not graced with the 20 dollars for sending us to the time share development!

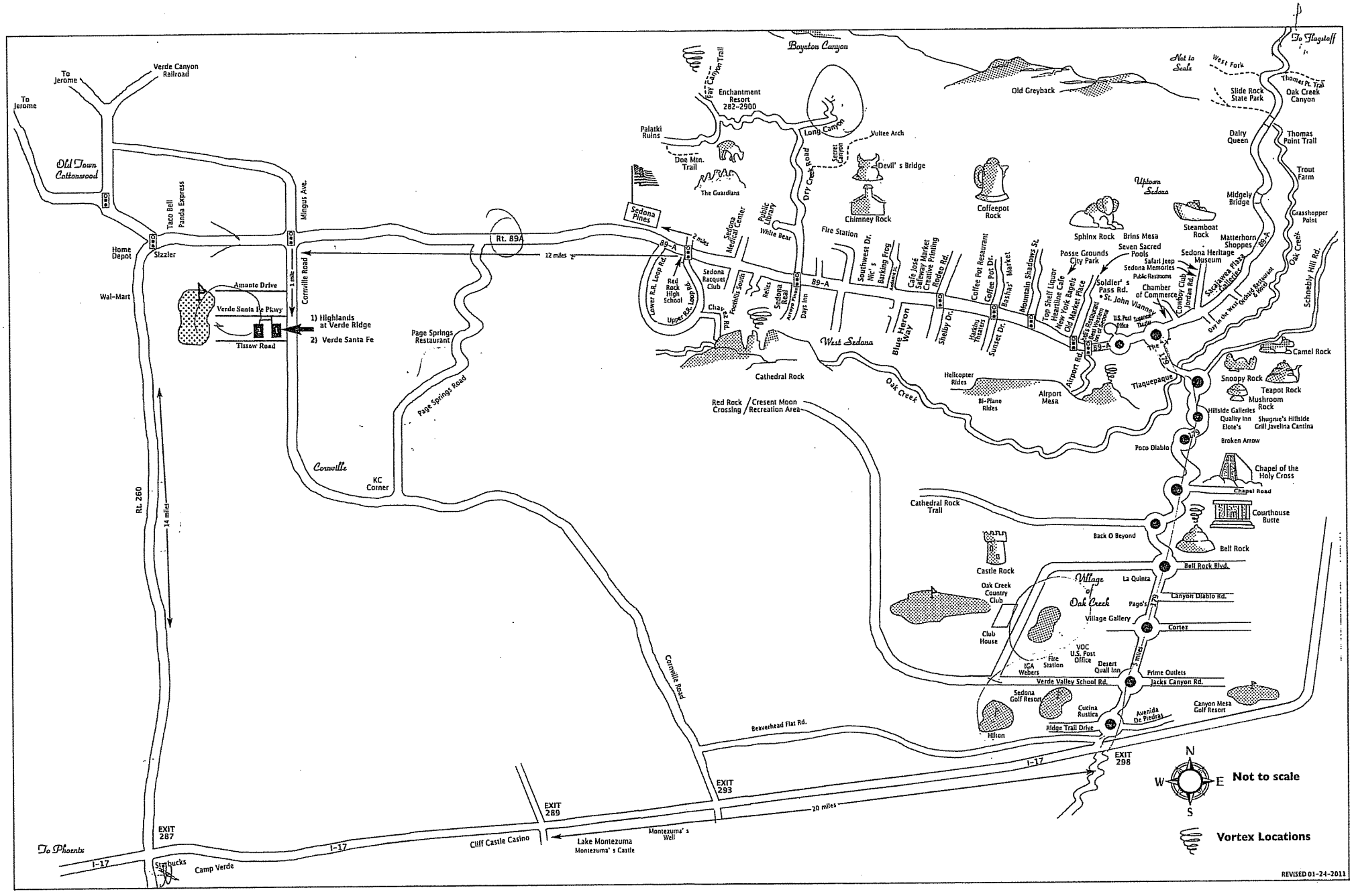
It should be made clear that the T.I.O (tourist information office) on route 186 (St. Rte. 260) is a time share office and has no intention of encouraging visitors to explore the many interesting sites in the area.

Anne Stanyer

If necessary I can be contacted at the address or email given.

P.S. the VIO (visitor's information center) advertised local maps of the area – we were given a detailed map of Sedona and Oak Tree Canyon – no mention of Camp Verde and was also offered discount at a very expensive hotel in Sedona. A very off putting and unpleasing experience.

Transcribed by O. house


To Jerome
To Jerome
Verde Canyon Railroad
Old Town Cottonwood
Taco Bell
Panda Express
Home Depot
Sizzler
Wal-Mart
Mingus Ave.
Cornville Road
Amante Drive
Verde Santa Fe Pkwy
Tissaw Road
1) Highlands at Verde Ridge
2) Verde Santa Fe
Page Springs Restaurant
Page Springs Road
Cornville
KC Corner
Rt. 260
14 miles
Rt. 89A
12 miles
Sedona Pines
Sedona Medical Center
Sedona Racquet Club
Lower R.R. Loop Rd.
Red Rock High School
Upper R.R. Loop Rd.
Public Library
White Bear
Fire Station
Chimney Rock
Dry Creek Road
Long Canyon
Secret Canyon
Vultee Arch
Devil's Bridge
Palatki Ruins
Doe Mtn. Trail
The Guardians
Fay Canyon Trail
Enchantment Resort 282-2900
Boynton Canyon
Cathedral Rock
Red Rock Crossing / Cresent Moon Recreation Area
Oak Creek
Coffeepot Rock
Old Greyback
Not to Scale
West Fork
Thomas Pt. Trail
Slide Rock State Park
Oak Creek Canyon
Dairy Queen
Thomas Point Trail
Trout Farm
Midgely Bridge
Grasshopper Point
Uptown Sedona
Sphinx Rock
Brins Mesa
Seven Sacred Pools
Posse Grounds City Park
Safari Jeep
Sedona Memories
Public Restrooms
Sedona Heritage Museum
Steamboat Rock
Matterhorn Shoppes
Chamber of Commerce
Soldier's Pass Rd.
St. John Vianney
Cowboy Club
Jordan Rd.
Sacajawea Plaza Offices
Oak Creek
Schnebly Hill Rd.
Camel Rock
Snoopy Rock
Teapot Rock
Mushroom Rock
Hillside Galleries
Quality Inn
Elote's
Shugrue's Hillside Grill
Javelina Cantina
Broken Arrow
Tlaquepaque
Poco Diablo
Chapel of the Holy Cross
Chapel Road
Courthouse Butte
Bell Rock
Bell Rock Blvd.
Back O Beyond
La Quinta
Canyon Diablo Rd.
Pago's
Village Gallery
Cortez
Village of Oak Creek
Castle Rock
Oak Creek Country Club
Club House
IGA
Webers
Fire Station
VOC
U.S. Post Office
Desert Quail Inn
Prime Outlets
Jacks Canyon Rd.
Verde Valley School Rd.
Sedona Golf Resort
Cucina Rustica
Avenida De Piedras
Canyon Mesa Golf Resort
Hilton
Ridge Trail Drive
EXIT 298
I-17
Beaverhead Flat Rd.
Cornville Road
EXIT 293
EXIT 289
20 miles
Cliff Castle Casino
Lake Montezuma
Montezuma's Castle
Montezuma's Well
EXIT 287
Starbucks
Camp Verde
To Phoenix
To Flagstaff
Airport Mesa
Airport Rd.
Helicopter Rides
Bi-Plane Rides
Blue Heron Way
Shelby Dr.
Sunset Dr.
Coffee Pot Dr.
Coffee Pot Restaurant
Bashas' Market
Mountain Shadows St.
Top Shelf Liquor
Heartline Cafe
New York Bagels
Old Market Place
Frog Restaurant
Red Rock Grill
Sedona Rail
Sedona Pizzeria
Days Inn
Rodeo Rd.
Creative Printing
Safeway Market
Cafe José
Barking Frog
Southwest Dr.
Hic's
Hitching Theatres
Foothills South
Chap. Rd.
Rotics
Sedona Heritage Museum
Not to scale
N
W
E
S
Vortex Locations
REVISED 01-24-2011

#12

Town of Camp Verde

Meeting Date: Sept 7, 2011

☐ *Consent Agenda* ☒ *Decision Agenda* ☐ *Executive Session Requested*

☐ *Presentation Only* ☐ *Action/Presentation*

Requesting Department: Administration/Public Works

Staff Resource/Contact Person: Russ Martin/Ron Long

Agenda Title (be exact): Consideration, discussion, and possible direction to staff to prepare changes to Article 12-3, Section 4 of The Town Code, allowing staff to place Regulatory Signs such as "No Parking" as necessary for public safety, without initial Council approval.

List Attached Documents: Chapter 12, Traffic, From the Current Town Code (7 Pages)

Estimated Presentation Time: 5 min

Estimated Discussion Time: 15 min

Reviews Completed by: Russ Martin, Ron Long

☒ ***Department Head:***

☐ ***Town Attorney Comments:***

Finance Review: ☐ Budgeted ☐ Unbudgeted ☒ N/A

Finance Director Comments/Fund: N/A

Background Information: Chapter 12 of The Town Code (Articles 12-2-5 through 12-2-7), provides staff the authority to designate and place numerous types of signage and markings. However, The Town Code requires Council approval for the placement of "No Parking" signs (see Article 12-3-4). In an effort to maintain consistency in The Code, ensure the public's safety and efficiency of travel, staff is requesting that Council consider alternatives to the current code, two suggestions are provided for discussion:

1.) Approval for the placement of regulatory signage, such as a "No Parking" sign, could be handled by the Marshal's Office and Public Works. Staff would first evaluate the validity of any request for the placement of a regulatory sign. If the need for a regulatory sign is warranted, staff would then send their recommendations to the Town Manager for final approval of sign placement; or,

2.) Allow the aforementioned process to occur, with the stipulation that the sign placement be brought before council within a specified time frame (such as 180 days) for final approval.

Either of these options will provide greater consistency in The Town Code and allow for a timely response to a valid safety concern. Staff has the training and experience necessary to make these decisions; either of these suggestions require Staff to research and confirm the need for signage.

Recommended Action (Motion): Direct staff to prepare changes to Article 12-3 Section 4 of The Town Code, to be consistent with other similar signage codes within chapter 12, to allow for the designation and placement of Regulatory Signage, such as "No Parking" signs when staff determines, and the Town Manager directs, such action is warranted.

Instructions to the Clerk: None.

CHAPTER 12
TRAFFIC
Article 12-1
ADMINISTRATION

12-1-1 Duty of Marshal's Office
12-1-2 Records of Traffic Violations
12-1-3 Marshal's Office to Investigate Accidents
12-1-4 Traffic Accident Studies

Section 12-1-1 Duty of Marshal's Office

A. It shall be the duty of the Marshal's Office to provide for the enforcement of the street traffic regulations of the town and all of the state vehicle laws applicable to street traffic in the town, to make arrests for traffic violations, to investigate accidents, to assist in developing ways and means to improve traffic conditions, and to carry out all duties specially imposed upon the Marshal's Office by this chapter.

B. Any peace officer or duly authorized agent of the town may stop and detain a person as is reasonably necessary to investigate an actual or suspected violation of this chapter and to serve a copy of the traffic complaint for any alleged civil or criminal violation of this chapter.

Section 12-1-2 Records of Traffic Violations

A. The Marshal's Office shall keep a record of all violations of the traffic laws of the town or of the state vehicle laws of which any person has been charged, together with a record of the final disposition of all such alleged offenses. Such record shall accumulate during at least a five-year period and from that time on the record shall be maintained complete for at least the most recent five-year period.

B. All forms for records of violations and notices shall be serially numbered. For each month and year, a written record shall be maintained complete for at least the most recent five-year period.

Section 12-1-3 Marshal's Office to Investigate Accidents

It shall be the duty of the Marshal's Office to investigate traffic accidents and to arrest and assist in the prosecution of those persons charged with violations of law causing or contributing to such accidents.

Section 12-1-4 Traffic Accident Studies

Whenever the accidents at any particular location become numerous, the Marshal's Office shall conduct studies of such accidents and determine remedial measures.

Article 12-2
TRAFFIC CONTROL
(2004-A276)

12-2-1 Directing Traffic
12-2-2 Obedience to Traffic Regulations
12-2-3 Use of Coasters, Roller Skates, Skateboards, and Similar Devices Restricted (2004-A276)
12-2-4 Traffic Control Devices
12-2-5 Authority to Designate Crosswalks, Establish Safety Zones and Mark Traffic Lanes
12-2-6 Authority to Place and Obedience to Turning Markers
12-2-7 Authority to Place and Obedience to Restricted Turn Signs
12-2-8 One-Way Streets and Alleys
12-2-9 Regulation of Traffic at Intersections
12-2-10 Drivers to Obey Signs
12-2-11 Processions

12-2-12 Regulation of Motorized Play Vehicles and Motorized Skateboards

Section 12-2-1 Directing Traffic

A. The Marshal's Office is hereby authorized to direct all traffic by voice, hand, or signal.

B. Officers of the fire department, when at the scene of a fire, may direct or assist the Marshal's Office in directing traffic thereat or in the immediate vicinity.

Section 12-2-2 Obedience to Traffic Regulations

It is a civil traffic violation for any person to do any act forbidden by or to fail to perform any act required by this chapter. It is a Class 2 misdemeanor for any person to willfully fail or refuse to comply with any lawful order or direction of the Marshal's Office or any of its duly designated, qualified and acting law enforcement agents.

Section 12-2-3 Use of Coasters, Roller Skates, Skateboards, and Similar Devices Restricted (2004-A276)

A. It is a civil traffic violation for any person upon roller skates, coaster, skateboard, go-cart, or riding any coaster, toy vehicle, or similar device to go upon any roadway except while crossing a street on a crosswalk, and, when crossing, such person shall be granted all of the rights and shall be subject to all of the duties applicable to pedestrians.

B. No person shall ride upon, in or by means of roller skates, coaster, skateboard, toy vehicle, go-cart, or any similar coasting or skating device, any sidewalk included in the following prohibited areas of operation:

1. Main Street- From the Western Montezuma Castle Highway Intersection with Highway 260/Main Street to the Highway 260 bypass intersection with Main Street.

2. On any public property, except those areas designated for use of these devices.

3. On any private property without the permission of the owner.

C. Any person riding such a coasting or skating device upon a sidewalk in a residential area shall yield the right of way to any pedestrian and shall give an audible signal before overtaking and passing pedestrian.

Section 12-2-4 Traffic Control Devices

A. The town shall place and maintain traffic control devices, signs, and signals when and as required under the traffic regulations of the town to make effective the provisions of said regulations, and may place and maintain such additional traffic control devices as necessary to regulate traffic under the traffic laws of the town or under state law or to guide or warn traffic.

B. The driver of any vehicle shall obey the instructions of any official traffic control device applicable thereto placed in accordance with the traffic regulations of the town unless otherwise directed by the town marshal or member of the police department, subject to the exceptions granted in this chapter or by state law.

Section 12-2-5 Authority to Designate Crosswalks, Establish Safety Zones and Mark Traffic Lanes

The Town Manager or his designee is hereby authorized:

A. To designate by appropriate devices, marks, or lines upon the surface of the roadway, crosswalks at intersections where, in his opinion, there is particular danger to pedestrians crossing the roadway, and at such other places as he may deem necessary.

B. To establish safety zones of such kind and character and at such places as he may deem necessary for the protection of pedestrians.

C. To mark lanes for traffic on street pavement at such places as he may deem advisable, consistent with the traffic laws of the town and the state.

D. The Council may adopt further rules and regulations from time to time, as they deem necessary for the safety and efficient use of the town roads by the public.

Section 12-2-6 Authority to Place and Obedience to Turning Markers

A. The town manager or his designee is authorized to place markers, buttons, or signs within or adjacent to intersections indicating the course to be traveled by vehicles turning at such intersections, and such course to be traveled as so indicated may conform to or be other than as prescribed by law.

B. When authorized markers, buttons, or other indications are placed within an intersection indicating the course to be traveled by vehicles turning thereat, no driver of a vehicle shall disobey the directions of such indications.

Section 12-2-7 Authority to Place and Obedience to Restricted Turn Signs

A. The town manager or his designee is hereby authorized to determine those intersections at which drivers of vehicles shall not make a right, left, or U-turn and shall have proper signs placed at such intersections. The making of such turns may be prohibited between certain hours of any day and permitted at other hours, in which event the same shall be plainly indicated on the signs, or such signs may be removed when such turns are permitted.

B. Whenever authorized signs are erected indicating that no right or left or U-turn is permitted, no driver of a vehicle shall disobey the directions of any such sign.

Section 12-2-8 One-Way Streets and Alleys

A. The Council shall by resolution designate any streets or alleys which are to be limited to one-way traffic.

B. When any resolution of the Council designates any one-way street or alley, the town shall place and maintain signs giving notice thereof, and no such regulation shall be effective unless such signs are in place. Signs indicating the direction of lawful traffic movement shall be placed at every intersection where movement of traffic in the opposite direction is prohibited.

Section 12-2-9 Regulation of Traffic at Intersections

A. The Council shall by resolution designate through streets, intersections where stops are required, and intersections where vehicles shall yield the right of way.

B. When any resolution of the Council shall designate any through street or intersection where vehicles are to stop or yield the right of way, the town manager or his designee shall erect and maintain the appropriate signs at every location where a vehicle must stop or yield the right of way.

C. Whenever any laws of the town designate and describe a through street, it shall be the duty of the town to place and maintain a stop sign on each and every street intersecting such through street or intersecting that portion thereof described and designated as such by the laws of the town.

Section 12-2-10 Drivers to Obey Signs

Whenever traffic signs are erected as provided in this chapter, every driver of a vehicle shall obey such signs unless directed to proceed by the town marshal, a member of the Marshal's Office, or a traffic control signal. No driver shall drive upon or through any private property such as an oil station, vacant lot, or similar property to avoid obedience to any regulation included in this chapter.

Section 12-2-11 Processions

A. No procession or parade, except funeral processions, shall be held without first securing a permit from the Town Marshal, and all such requests for permits shall state the time, place of formation, proposed line of march, destination, and other such regulations as the town marshal may set forth therein.

B. A funeral procession composed of a procession of vehicles shall be identified by such methods as may be determined and designated by the town marshal.

C. No driver of a vehicle shall drive between the vehicles comprising a funeral or other authorized procession while they are in motion and when such vehicles are conspicuously a part of the procession.

D. Each driver in a funeral or other procession shall drive as near to the right hand edge of the roadway as practical and shall follow the vehicle ahead as close as is practical and safe.

Section 12-2-12 Regulation of Motorized Play Vehicles and Motorized Skateboards (2004-A278)

A. DEFINITIONS

1. Motorized Skateboard: A self-propelled device that has a motor, a deck on which a person may ride, and at least two (2) tandem wheels in contact with the ground and which is not otherwise defined under Arizona Law (ARS 28), as a "motor vehicle", "motor driven cycle," or "motorized wheelchair."

2. Motorized Play Vehicle: A coaster, scooter, any other alternatively fueled device (excluding battery operated toy carts designed for children under the age of eight (8) years to ride in or on) or other motorized vehicle that is self-propelled by a motor or engine and which is not otherwise defined under Arizona Law (ARS 28), as a "motor vehicle," "motor-driven cycle," or "motorized wheelchair".

B. GENERAL OPERATING RESTRICTIONS

1. No person under the age of 14 may operate a motorized play vehicle or motorized skateboard within the town limits of Camp Verde, except when authorized on private property.

C. APPLICABILITY OF TRAFFIC LAWS:

Traffic laws such as those regulating red lights, stop signs, crosswalks, speeding, yielding, and movements on the roadway also apply to motorized vehicles and motorized skateboards.

Motorized play vehicles and motorized skateboards may be operated on a designated bicycle path or lane, but motorized play vehicle and motorized skateboard operators shall yield at all times to other users. The Town of Camp Verde also prohibits the following:

1. Carrying passengers when in operation or motion.

2. Attaching a motorized play vehicle or motorized skateboard in any manner to any other vehicle or person.

3. Carrying any package or bundle that prevents the operator from keeping his/her hands on the steering mechanism.

4. Structurally or mechanically altering the original manufacturer's design.

5. Transporting extra fuel in a separate container or altering the fuel reservoir.

6. Riding motorized play vehicle or motorized skateboard two abreast on a roadway.

Motorized play vehicle and motorized skateboard operators are required to ride as close as practical to the right-hand curb or edge of the roadway except when passing other vehicles, preparing for left turns, or when reasonably necessary to avoid hazardous conditions.

Required safety equipment:

1. A brake that enables the operator to make a braked wheel(s) skid on dry pavement.

2. A protective helmet (if under the age of 18) which meets the minimum standards of testing and safety inspection by the bicycle industry.

3. Footwear that completely covers the feet and toes and includes a sole.

4. Protective glasses, goggles, or a transparent shield.

D. PROHIBITED AREAS OF OPERATION:

No person shall ride upon, in or by means of any motorized play vehicle or motorized skateboard, the following prohibited areas of operation:

1. On any sidewalk in the Town or Town Parks.

2. On any street, roadway, or highway with a posted speed limit of greater than 25 mph.

3. On any public property not held open to public vehicle use.

4. On any private property without the written permission of the owner.

5. On a public right-of-way, including streets, roadways and alleyways, except during daylight hours.

E. PENALTIES:

Violation of the Camp Verde Town Code is a civil traffic violation and will be prosecuted and punished in the same manner by law as other civil traffic violations. Parents are ultimately responsible for the

actions and safety of their children. No parent, guardian, or custodian of a child under 18 years of age shall authorize or knowingly permit the child to violate this section.

ARTICLE 12-3
PARKING

12-3-1 Method of Parking
12-3-2 Blocking Traffic
12-3-3 Parking Adjacent to Schools
12-3-4 Authority to Erect Signs Restricting Parking
12-3-5 Parking Vehicles on Sidewalks
12-3-6 Handicapped Parking (2006-A332)

Section 12-3-1 Method of Parking

A. Except as otherwise provided by resolution of the Council, every vehicle stopped or parked upon a roadway where there are adjacent curbs shall be so stopped or parked with the right hand wheels of such vehicle parallel to and within eighteen inches of the right hand curb.

B. Except as otherwise provided, where there is no adjacent curb, vehicles should be parked off main traveled portions of the roadway facing in direction of travel.

C. It is a civil traffic violation for anyone to leave any type of vehicle unattended without first having secured such vehicle to prevent it from rolling or moving, so as to constitute a hazard.

Section 12-3-2 Blocking Traffic

A. It is a civil traffic violation for any person to stop, stand, or park any vehicle upon a street in the town in such a manner or under such conditions as to leave available less than twenty feet of the width of the roadway for the free movement of vehicular traffic, except that a person may stop temporarily, in the actual loading or unloading of passengers, or when necessary, in the observance of traffic signs or signals of a police officer.

B. It is a civil traffic violation for any person to park a vehicle within an alley or entrance to a private driveway except for the loading or unloading of materials, and such loading or unloading of materials can only be done when it can be accomplished without blocking the alley to the free movement of vehicular traffic.

Section 12-3-3 Parking Adjacent to Schools

When signs are erected indicating no parking on that side of the street adjacent to any school property, no person shall park a vehicle in any such designated place for one hour before school opens until one hour after school closes on any school day.

Section 12-3-4 Authority to Erect Signs Restricting Parking

The town manager, upon approval by the Council, may cause to be placed signs requiring parking at an angle to the curb, notifying drivers that parking is prohibited, or restricting parking in any way that may be necessary. No parking restrictions shall become effective until such restricted parking area is specifically designated by resolution of the Council, and signs have been erected as authorized by this section. It is a civil traffic violation for any person to stop or stand a vehicle in disobedience to such parking restrictions.

Section 12-3-5 Parking Vehicles on Sidewalks

It is a civil traffic violation for any person to park any vehicle, whether in usable condition or not, or for an owner to permit his vehicle to be parked upon any sidewalk in the town.

Section 12-3-6 Handicapped Parking (2006-A332) (2009-A365)

A. Except as provided in subsection C of this section, a person shall not stop, stand, or park a motor vehicle within any specially designated and marked parking space provided in accordance with this section for physically disabled persons unless the motor vehicle is transporting a person who has been issued a valid placard or international symbol of access special plates and either:

1. The motor vehicle displays the valid permanently disabled or temporarily disabled removable windshield placard.
2. The motor vehicle displays international symbol of access plates that are currently registered to the vehicle.

B. . If a law enforcement officer or a parking enforcement specialist finds a motor vehicle in violation or this ordinance, the person shall issue a complaint to the operator or other person in charge of the motor vehicle, or, if neither is present, to the registered owner of the vehicle for a civil traffic violation. The minimum civil sanction, if the court finds the party responsible, shall be fifty dollars ($50.00), plus the penalty assessments prescribed by statute.

C. Any person who is chauffeuring a person with a physical disability without a placard or international symbol of access special plates may park momentarily in a parking space provided pursuant to this article for the purpose of loading or unloading the person with a physical disability, and a complaint shall not be issued to the driver for the momentary parking.

D. The posting of the handicapped parking spaces shall be designated by owners or persons having control of a parking lot or parking area for business customers. Each such parking space shall be prominently outlined with paint and posted with a permanent sign located not less than three feet or more than six feet above the grade and of a color and design approved by the Department of Transportation bearing the internationally accepted wheelchair symbol and the caption, "Reserved Parking." The designation of such parking spaces as provided herein or as required by the Town of Camp Verde shall authorize law enforcement officers and other duly authorized agents to enforce the provisions of this section and related state statutes and shall constitute a waiver of any objection by the owner or person in possession of such property to the enforcement of this section and related state statutes, and such owner shall be deemed to have consented to the access of such property.

E. The Town Marshal/Police Chief will have the authority to institute a Volunteer Handicapped Parking Enforcement Specialist Program. The Marshal/Chief may authorize special volunteers to issue citations only to persons who violate this section of this chapter or A.R.S. §28-884.

Section 12-3-7 Unarmed Police Aides

Unarmed police aides may be employed by the Marshal's Office and shall be empowered to commence an action or proceeding before a court or judge for any violation of Town ordinances or this code regulating the standing or parking of vehicles. The authority of the unarmed police aide shall be strictly limited to the enforcement of the ordinances and codes regulating the standing or parking of vehicles and such aides are not granted any other powers or benefits to which peace officers of the Town are entitled.

#13

Town of Camp Verde

Meeting Date: September 7, 2011

☐ Consent Agenda ☒ Decision Agenda ☐ Executive Session Requested

☐ Presentation Only ☐ Action/Presentation

Requesting Department: Administration/Library

Staff Resource/Contact Person: Gerry Laurito /Russ Martin

Agenda Title (be exact): Discussion, consideration, and possible direction to staff relative to funding for construction of the Camp Verde Library that may include, but not limited to, completing the application to the USDA and/or applying for State Aid.

List Attached Documents:

1. Minutes from the 9/1/2010 Meeting directing preparation of preliminary application
2. Letter of preliminary approval
3. Library Director's reevaluation of Library size needed based on 2010 Census
4. State Aid Memo from the Library Development Division

Estimated Presentation Time: 5 minutes

Estimated Discussion Time: 15 minutes

Reviews Completed by:

☒ **Department Head: Gerry Laurito/Russ Martin** (comments included in report)

☐ **Town Attorney Comments:** N/A

☒ **Finance Department**

Fiscal Impact: Varies depending on direction from Council

Budget Code: N/A **Amount Remaining:** N/A

Comments: Any amount necessary to finance beyond potential grant, sale proceeds and monies on hand (CCCVL, Building Fund and Impact Fees) would need to come from reserves or other sources not currently identified.

Background Information:

Town Council directed staff to pursue a preliminary USDA application in the fall of 2010. Upon completion of the application the Town received a letter of preliminary approval. This essentially meant we and the project we were

applying for were eligible to receive funding; the next step would be to pursue funding with a formal comprehensive application. Around the same time of submitting the application the Census numbers were published, staff has been working to complete a revision to a previous evaluation on the appropriate library construction size for consideration of future growth of the Town. This is now complete and ready for Council's review. Additionally, to be able to fund the construction of a library it is necessary to prepare all of the potential funds for use with respect to such a project.

Recommended Action (Motion): *Direct staff to complete the application to the USDA for funding the construction of a Library in the amount of $1.6 million as well as an application for State Grants-in-Aid Fund through the Arizona State Library.*

Instructions to the Clerk: None at this time.

Town of Camp Verde

Agenda Item Submission Form – Section II (Staff Report)

Department: Administration

Staff Resource/Contact Person: *Gerry Laurito/Russ Martin*

Contact Information: *Gerry @ 567-9583, or Russ @ ext. 102; russ.martin@campverde.az.gov*

Background:

Same as above.

Statement of the Problem or Opportunity:

The Town has an opportunity to continue the application process to a point of decision that will allow us to consider the true and final cost beyond other contributions to the construction of a Library. The opportunity to determine the final gap that is necessary to build a reasonable facility that has a potential to spur final fundraising to close a gap that has yet to be absolutely determined due to unknowns. These unknowns include the value of the property and availability of grant matches to an application. Without these it will continue to be difficult to determine more accurately what amount needs to be raised for this project to be constructed. Additionally, the opportunity to construct a more economical building at any other time in the future may not be possible.

The problem identified here is the Town's ability to fund the construction during tough economic times with a limited tax structure that is funding many other activities the community desires not to mention daily operations of current services in all Town departments including the Library.

Alternatives/Options/Solutions:

- *Option 1*
    - *Not apply for the State Aid grant and notify USDA we are unable to move forward with an application at this time.*

- *Option 2*
  - *Apply for funding from USDA and/or the State Grants-in-Aid Construction program.*
    - *Alternative A – In the amount of $1.6 million*
      - *(Potentially may need as much as $800,000 in Town Funding) (no grants)*
    - *Alternative B – In the amount of $1.2 million*
      - *(Potentially may need as much as $400,000 in Town Funding)(no grants)*

- *Option 3*
  - *Not apply for funding and prepare for construction of a more limited facility.*
    - *Alternative A – Wait for the potential sale of the Cliffs Parkway property and "final push" fundraising to determine available funding/scope.*
    - *Alternative B – Pursue development of facility with current funding and anticipated sale price/additional fundraising*

Comparative Analysis:

It is important to recognize the difficulty this community has with tax increases and spending during a difficult economic time in which many know others or are unemployed or underemployed themselves. However, there are opportunities to move forward through redevelopment of our Capital Improvements Plan and the opportunities and options presented.

Options and alternatives presented are not to be considered in this case as the only options or exhaustive and may be pursued at the same time to keep all options open at this point even if the decision to move forward on an application is selected. Final design and use of such a facility can and should also be discussed to the benefit of even larger segments of the community in a multiuse facility.

Fiscal Impact to the Town: *Varies depending on the option selected and cannot finally be determined until a future decision would be made to accept the final funding package or not returned by the USDA and the property is sold.*

Current balances (rough and approximate):

	Scenario X	***Scenario Y***	***Scenario Z***
Revenue Source			
CCCVL	***300,000***	***300,000***	***300,000***
Town (Library Building Fund)	***250,000***	***250,000***	***250,000***
Town Impact Fees (Already Collected)	***40,000***	***40,000***	***40,000***
5 Acre Property (Sale Price)	***250,000***	***375,000***	***500,000***
Total Cash	***840,000***	***982,517***	***1,107,517***

Expense/Grant/Loan Request			
	Grant Value (Potentially)		
Potential Grant Value			
Scenario 20% @ $1.2 mil.	***$240,000***		
Scenario 20% @ $1.6 mil.	***$320,000***		
Scenario 40% @ $1.2 mil.	***$480,000***		
Scenario 40% @ $1.6 mil.	***$640,000***		
Potential gap range needed for $1,600,000 project	***$(280,000) to $440,000***	***$(405,000) to $315,000***	***(530,000) to $190,000***
Potential gap range needed for $1,200,000 project	***$(120,000) to $120,000***	***$(5,000) to $(245,000)***	***$(130,000) to $(370,000)***

Essentially in all GAP scenarios there is a possibility of having a positive (in parenthesis) cash balance with enough grant and value received for the property. However, I believe it is unrealistic to assume that there will be much grant associated with this project given current USDA/Federal Government conditions but as much as $100,000 from the State Library program may help fill that gap. This means until an actual application is submitted and the property is sold, detailing the actual costs, it is difficult to determine which of these scenarios will be more accurate and what the gap may actually be for this project.

Other Impacts: Current needs in almost every area of Town services cannot be understated, for example the park that we purchased that has limited developmental ability without some funding. However, the community must start somewhere and the amount of effort and fundraising to this point for the Library cannot be understated. This may be a momentum starter for fundraising for other items, such as the park, if we were to make this project happen.

It also shows an investment , whichever way it can be done, in our community, which could spark interest and a belief that the Town is moving in a positive, forward looking direction resulting in other investments. Essentially saying we are making an investment in our future and so should you.

Conclusion:

There are a number of important needs in this community and to consider the investment of time and energy the community put in 25 years ago to become a Town it is important to continue to make progress on one of the many needs already identified by the community. It is not correct for anyone to assume that moving forward on this project at this time means one community need is more important than another. Opportunities present themselves often at different times. We should recognize that opportunity and proceed so that when another opportunity becomes available we are positioned to progress on that item because we have completed other projects. If we continue to wait for the right opportunity to ensure all needs of this community are addressed or pursued equally, we may stall the progress of all equally.

Recommendation: *Move to direct staff to pursue Option 2 Alternative A applying for both USDA and State Library funding.*

concessions. They can handle 50 to 100 people at one time, and it will be from 11:00 a.m. to all day.

The brief discussion included information regarding the parking accommodation.

9. **Discussion, consideration, and possible approval of an agreement between FOUR-D LLC, Information Technology (IT) Consultant, and the Town of Camp Verde to provide IT consulting services.** This is a budgeted item. (Staff Resource: Matt Morris)
On a motion by German, seconded by Roulette, the Council **voted 5-2** to approve and authorize the Mayor to sign a contractual agreement between Four-D LLC as presented by staff for a period of two years; **with Baker and Garrison opposed.**

Special Projects Administrator Matt Morris explained that the proposed agreement is a reestablishment of a contractual agreement with Four-D LLC, the group who have been helping the Town attain its computer infrastructure goals, including uniform upgrading of all employees computers for improved collaboration and efficiency between departments and employees. The ultimate goal will be the purchase and implementation of the new finance system. The proposed agreement is for an hourly rate of $65; the scope of work is defined independently from the agreement. Staff is recommending approval of the agreement for two years, which would lock in the $65/hour rate.

The Council discussion commenced with some concern about the hourly rate, and whether other vendors had been considered. Morris noted that the Town had formerly been charged a yearly flat rate for computer services with no record of time involved; in addition, the scope of work being performed by Four-D now is far beyond that contemplated in the past, and a comparison would be unfair. The Town is in the middle of the computer infrastructure process with Four-D, a company that has the proven technical ability and ability to perform. Councilor Garrison described in detail her personal experience and frustration with unsuccessfully seeking help from 4-D to be able to use her computer to interface with the Town system. Morris assured her that everything would continue to be done to try to correct that particular problem. Councilor Baker also voiced her own disappointment with the services, and deep concern over what the Town has received in services to date for the funds already invested. Morris explained that the approximately $200,000 referenced by Baker was for the purchase of the InCode Financial Software. With input from a representative of 4-D, Morris outlined the work accomplished to date, including the anticipated assistance with implementing the InCode Financial Software, adding that Four-D will continue to provide technical assistance for IT troubleshooting on an as-needed basis.

During further discussion, Town Manager Martin noted that he would be helping to manage the expenses, and from his familiarization with the project and previous reports feels that Four-D needs to move forward and finish what was started. Morris pointed out that staff would only be calling on Four-D for help on issues that may be beyond the capabilities of staff. Burnside commented on checks for $6,000 and $7,000 that he has signed in connection with the project and the new web page. He expressed concern about lack of accountability, not knowing who had requested what and who was involved in the work or repairs, and would like to have an idea of how much more expense will be incurred during the rest of the year in order to avoid any last-minute request for additional funds in the budget. Burnside suggested that Martin will be looking into that. Burnside is also concerned that the former server is still being used and not being paid; perhaps he could be called upon to help at times to save the travel time for Four-D, but compensated at a fair rate. After further discussion, Morris suggested that it would be better to continue to rely primarily on Four-D since they are familiar with the system being implemented. The discussion concluded with a request from Garrison for the Town Manager to look into the former server not being paid.

Councilor German requested item #10:

10. **Discussion, consideration, and possible decision relative to proceeding with an application to the USDA for a low-interest loan, grant, and other possible financial considerations to fund the construction of the library. This discussion and possible approval to proceed (with only the application to USDA) would strategically position the Town of Camp Verde to be able to compete with other communities for those same funds during this cycle.**
On a motion by Burnside, seconded by Whatley, the Council **voted 5-2** to direct staff to proceed with an application to USDA for 1.2 Million Dollars; **with Kovacovich and Garrison opposed.**

Mayor Burnside first requested a consensus on his concerns regarding: (1) The issue was brought before Council on March 21 of this year and it was decided to not move on the application for funding because the Town did not have the capacity to commit to loan payments, and nothing has changed; (2) at the agenda meeting Town Manager Martin requested more time to study the issue; whether or not there is new information, Burnside said the issue is to determine whether to move forward on an application at this time. Finally, is it possible this move could be perceived by the voters as electioneering for public funds since an initiative to pass a tax is on the upcoming ballot.

Councilor German rose to a point of order, strongly objecting to the opening statement as a strategy being used by Burnside; she said that she has requested the agenda, and believes the members deserve the opportunity to let the public discuss the issue. In response to the question of bringing an issue back, Town Clerk Barber confirmed that the Town Code allows a Council member to request an item to be on the agenda, and there is no one with the authority to deny that request pursuant to the existing Code. A lengthy discussion and debate followed on the legality or necessary basis for bringing back an item, and if necessary, at what point would an issue be considered a new item. It was finally noted that the consensus appeared to support addressing the agenda item as presented.

German explained that she had requested the agenda item since some community members have indicated their belief that misinformation had been given previously; the tax initiative has no place whatsoever in the discussion; the only issue is to get correct information about the USDA Rural Development Grant. German said she understands that an application would not commit the Town to any indebtedness; if the Town applies for the loan and it is approved, the Town would still have the choice of whether or not to take the funding. Tied to the loan is the possibility that the Town would be in a position for a grant that would help pay for the loan. Linda Harkness was then invited to address the Council and explain how the USDA program works.

Linda Harkess, President of CCCVL, apologized for what she felt may have been a misleading presentation at the previous meeting in connection with a request to use a portion of the anticipated sales tax increase for funding the library and to approve the application for the loan in anticipation of the funding that would include a grant. Ms. Harness noted that between the funds collected by CCCVL to date and the Mary Lyons fund there is the approximate amount of $600,000; that amount alone could be used to improve or enlarge the existing library whether or not the sales tax increase is passed.

Harkness, together with input from Leonard Gradillas, Community Programs Director with the USDA, outlined the benefits of the Rural Development low-interest program , including the possibility of a portion of the loan becoming eligible for a grant. Throughout the presentation and detailed discussion with Council members, Harkness and Gradillas stressed that if an application for the funding is approved the Town is absolutely not obligated to accept the loan. The only cost to the Town in submitting the application would be the staff time, and the application could be kept open for longer than just the one year. During the discussion, Gradillas confirmed that as part of the loan approval process, it would be necessary for the Town to contact another institution regarding a loan and be denied. The amount of the loan applied for could be revised, either increased or lowered according to the final project decided upon by Council and the Town's ability to repay the amount borrowed.

Concern was expressed at the prospect of possibly paying for the library three times over because of the cost of borrowing the money. In response to a request for his opinion, Town Manager Martin said that it appears that the application is fairly well prepared; he suggested that November will provide a better answer on moving forward. Martin said he would be able to make a better assessment on the issue when more definite figures, including revenues, are available. Martin was also was concerned about how many times the amount could be changed as the situation evolves, without creating an irritation factor for USDA. German reminded the members that the agenda item only involves a decision on whether or not to apply for the loan; should circumstances later allow the Town to accept the loan, then the questions on financing can be addressed at that time. Burnside disagreed; he believes that financing is a crucial issue in even deciding to apply for the loan, and that the Town needs to allow Martin time to calculate how much the Town can afford on ¼ percent of the sales tax. Harkness suggested as one option that the Town could apply for a loan based on the cash funds that CCCVL already has on hand, and then request an increase for the loan amount depending on a decision on the final project. Harkness reiterated that the cash on hand could be used toward improving or enlarging the existing

building.

PUBLIC INPUT
(Comments from the following individuals are summarized.)
Nikki Miller said she understands that if the application for a loan is approved, there is no obligation to spend the money; it would be similar to applying for a line of credit from the bank but does not mean the money must be used.

Mike Jacobson noted that the economic situation now is the time to get a cheaper price for construction; he has a friend in Alaska who sent him a picture of their library that was built for $1.2 million last year. He gave the picture to the Mayor, adding that his friend would be happy to send the Town the drawings for the building at a very minimal cost.

Jim Ash commented on his part in getting the half-cent tax initiative on the ballot. All the proponents of the loan application want to do is get the Town's application on the queue. Once the loan is approved, and the tax is voted in, then the decision can be made to move forward.

Walter Miller said that if the tax is passed it would be nice to be ready to move ahead with the loan; any amount can be requested to begin the process.

Karen Heuman shared her years of working on behalf of the library She said the citizens want the library, we want to get it built in Dorothy's lifetime, and the application will not obligate the Town to anything.

There was no further public input.

The Council continued to discuss the issue of submitting the application at this time, and concern that it will take much longer to decide on the ultimate project and cost; it was again pointed out that timely submission of the application would not necessarily obligate the Town but would establish the Town's priority for possible grant funding. Burnside concluded the discussion with a request for a consensus on the dollar amount to include on the loan application; Burnside suggested using the CCCVL cash on hand figure, doubled, or approximately $1.2 million; an increase in that amount can be requested at a later time. Garrison stated her objection to participating at this time in putting the Town in debt for 40 years; Kovacovich said he prefers to wait until after November before making any decision.

11. **Call to the Public for Items not on the Agenda.**
(Comments from the following individual are summarized.)
Gerry Laurito, Library Director, commented on the Yavapai County Unsung Heroes Award given posthumously to one of the Library's special volunteers who recently had passed away.

There was no further public input.

12. **Advanced Approvals of Town Expenditures.**
There were no advanced approvals.

13. **Manager/Staff Report**
Town Manager Martin said he would be submitting his reports on Mondays, and would welcome suggestions from the members on possible issues or format.

14. **Adjournment**
On a motion by Garrison, seconded by Baker, the meeting was adjourned at 9:00 p.m.

Bob Burnside, Mayor

Margaret Harper, Recording Secretary

USDA Rural Development
Committed to the future of rural communities.

United States
Department
of Agriculture
Rural Development

Show Low Area Office
1801 W. Deuce of Clubs,
Ste. 120
Show Low, AZ 85901

(928) 532-2270
(928) 532-2273 FAX

January 10, 2011

01-11-11P01:32 RCVD

Russ Martin
Town of Camp Verde
473 South Main Street
Camp Verde, AZ 86322

RE: "Notice of Preapplication Review"

Dear Mr. Martin:

Enclosed please find a copy of Form AD 622 "Notice of Pre-application Review Action". This form is your official notice that your application for financial assistance for the Construction of a New Library has been reviewed and found to meet the preliminary eligibility criteria for USDA, Rural Development funding consideration.

Please be advised that this processing action is only a preliminary eligibility determination of your funding request and is not to be misunderstood that funding for the project has been approved. Further processing of your request will be subject to additional financial and technical information that must be provided and reviewed by this office.

We look forward to working with you on this project. If you have any questions, please do not hesitate to call me at 928-532-2270 ext. 104 or by email at loretta.orona@az.usda.gov.

Sincerely,

Loretta Orona
Area Specialist

Attachment

cc: Official File

"USDA is an Equal Opportunity provider, employer and lender"
To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S. W., Washington DC 20250-9410 or call (800) 795-3272 (voice), or (202) 720-6382 (TDD)

U.S. DEPARTMENT OF AGRICULTURE

NOTICE OF PREAPPLICATION REVIEW ACTION

From: USDA Rural Development
(Department, bureau, or establishment)

Agency Number
07

To: Russ Martin
Town of Camp Verde
473 South Main Street
Camp Verde, AZ 86322

Reference Your Preapplication Number _____

Dated: 01-10-2011

1. We have reviewed your preapplication for Federal assistance under 10.766 and have determined that your proposal is:
   - ✓ eligible for funding by this agency and can compete with similar applications from other grantees.
   - ____ eligible but does not have the priority necessary for further consideration at this time.
   - ____ not eligible for funding by this agency.
2. Therefore, we suggest that You:
   - ✓ file a formal application with us by (date) 04-08-2011
   - ____ file an application with _____ (Suggested Federal agency).
   - ____ find other means of funding this project.
3. Based upon the funds available for this program over the last two fiscal years and the number of applications reviewed, or pending, we anticipate that funds for which you are competing will be available after (month, year) _____.
4. You requested $ 1,200,000.00 Federal funding in your preapplication form, and we:
   - ✓ are agreeable to consideration of approximately this amount in the formal application.
   - ____ will need to analyze the amount requested in more detail.
5. A preapplication conference will be ____ necessary ✓ not necessary. We are recommending that it be held at _____, on _____, at _____ a.m./p.m. Please contact the undersigned for confirmation.
6. Enclosures: ✓ Forms ____ Instructions ____ Other (Specify) _____
7. Other Remarks:

Signature	Title	Date
[signature]	Area Specialist	1/10/10
Organizational Unit	**Administrative Office**	**Telephone Number**
Rural Development	Community Programs	(928) 532-2270

Address
1801 W. Deuce of Clubs, Ste. 120,
Show Low, AZ 85901

NOTE: This form will be used by Federal agencies to inform applicants of the results of a review of their preapplication request for Federal assistance. When the review cannot be performed within 45 days, the applicant shall be informed by letter as to when the review will be completed. When Federal agencies determine that the proposal is not eligible for Federal assistance, specific reasons should be provided in Item 7 Other Remarks.

FORM AD 622 (12-72)

Population Projections for

New Library Building 2010 – 2030

When planning for any new building, it is wise to plan for future needs at least 20 years into the future. Ten years ago we determined that we needed between 25 and 30 thousand square feet of library building to serve the needs of Camp Verde and the surrounding area. Now ten years later, I thought it wise to revise these projections in light of current economic conditions and the 2010 United States (US) Census data now available.

I began the process again by acquiring the latest population count for the town of Camp Verde from the 2010 US Census, which is 10,873. I then acquired population data for areas outside of and adjacent to the legal boundaries of Camp Verde. The U S Census Bureau breaks down each state into census blocks and census tracts within each census block. The Census Bureau reports population within each census tract.

Using maps provided on the Census Bureau's website, I determined which blocks and tracts bordered on Camp Verde's legal boundary and recorded the population within those tracts. Qigui "Jim" Chang Senior Demographer Arizona State Demographer's Office provided me with census block and census track information including the indexing to identify the blocks and tracks I needed to count. He also provided the census data for those census tracts

I compiled the population figures from Camp Verde's surrounding census tracts added them together and added that figure to the 2010 population of Camp Verde to acquire a total population for our service area. Because Beaver Creek Library is no longer under our control, I do not consider that area as part of our service area. The population of the area just described is 583. When added to the population of Camp Verde, we have a service population of 11,456. A service population is defined as "the library's home community population plus an additional population determined from circulation statistics for county residents without a library"[1]

The next step in this process is to predict our population 20 years into the future. I did this by looking at the rate of growth between the 1990 and the 2000 census (25%) and between the 2000 and the 2010 census (15%) Our rate of growth declined over the last 10 years, and I would guess that our current economic situation is the cause. Economic experts predict a slow economic recovery and I am projecting a yearly

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[1] Wisconsin Public Library Standards Fifth edition: August 2010 ©, Wisconsin Department of Public Instruction, Appendix B p. 39

population growth rate of .75% per year over the next 10 years and a 1.5% per year growth rate for the ten years after that. Based on the assumptions I made in the last paragraph, I am predicting that our service population will be 12,344 by the year 2020 and 14,326 by 2030.

POPULATION PROJECTIONS

CAMP VERDE AND OUTLINING AREAS

	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030
Camp Verde	10,873	10,954	11,036	11,119	11,202	11,286	11,371	11,455	11,541	11,627	11,714	11,890	12,068	12,249	12,433	12,619	12,808	13,000	13,195	13,393	13,594
Camp Verde & Outskirts	11,456	11,542	11,628	11,715	11,803	11,891	11,980	12,070	12,161	12,252	12,344	12,529	12,717	12,908	13,102	13,299	13,498	13,700	13,905	14,114	14,326

The State of Wisconsin does an excellent job of setting standards for public library service. I have used "Public Library Space Needs: A Planning Outline / 2009" by Anders C. Dahlgren as my guide for this process. This document was published by the Wisconsin Department of Public Instruction in 2009. Web address http://dpi.wi.gov/pld/pdf/plspace.pdf I also used a web document called the "Wisconsin Public Library Standards" also available from the Wisconsin Department of Public Instruction. Web address: http://dpi.wi.gov/pld/standard.html. These documents and the links within them are the basis for my conclusions on the size of our new library.

The document "Public Library Space Needs: A Planning Outline / 2009" contains an excellent spreadsheet for determining building size. When numbers are plugged into the sheet, you will get an idea of the size of the library building needed to satisfy the community's needs. The first part of the sheet asks for projected population figures for residents and non-residents. The rest of the sheet asks for numbers regarding the various library building functions. (Collection space, reader seating space. staff work space, meeting room space, special use space, non-assignable space and other space) The numbers / figures that are put into this part of the sheet come from the "Wisconsin Public Library Standards" Appendix B.

Based on the above assumptions and figures, I believe that a 25,000 sq. ft. building should satisfy the needs of Camp Verde for the next 20 years. This building should be designed for expansion to deal with the community needs beyond those 20 years. Dealing with our needs after the original 20 year design at this time will save us money in the future.

LIBRARY DEVELOPMENT DIVISION

HOLLY HENLEY
Division Director

MEMORANDUM

To: Arizona Library Directors

From: Laura Stone, Library Development Division

Date: Aug. 1, 2011

Re: State Grants-in-Aid, Construction

Public libraries in good standing with the Arizona State Library are invited to submit applications for construction projects to be funded with State Grants-in-Aid money. The State Legislature has appropriated this funding, which is administered by the Arizona State Library. Information on the program is available at http://www.lib.az.us/extension/grantsinaid.cfm.

The file, "State Grants-in-Aid Construction," explains the program. You may apply for up to $100,000, but a dollar-for-dollar match is required. Funds for this program are awarded on a competitive basis, so carefully review the program requirements. Awards are typically in the $5,000 to $20,000 range.

The project must be completed by June 30, 2013. On the website, you will find both a "State Grants-in-Aid Construction Intent to Apply Form" and a "State Grants-in-Aid Construction Application Form." The Intent should be printed out and completed; it must be postmarked by Friday, September 23, 2011. After reviewing the Intent, the State Library will let you know if a full application is requested.

Mail your Intent form to:

Laura Stone
Arizona State Library
1700 W. Washington, Suite 200
Phoenix, AZ 85007

Please contact me if you have any questions. You can reach me at 1-800-255-5841 or 602-926-3469 or e-mail me at lstone@lib.az.us.

Arizona State of Library, Archives and Public Records
State Grants-in-Aid Construction Intent To Apply Form
Postmark by Sept. 23, 2011
Mail to: Laura Stone, Arizona State Library, 1700 W. Washington, Suite 200, Phx, AZ 85007

Project Administrator: _____

Legal Administrator, if different from above: _____

Library Name`: _____

Address: _____

City: _____ County: _____ State: _____ Zip: _____

Telephone number: _____ Fax number: _____

E-Mail: _____

Type of proposed construction:

- ☐ New building construction
- ☐ Addition to existing building
- ☐ Remodeling, renovation or alteration

TOTAL estimated cost of project: _____
If new construction, clear title to the land must be certified by the local governmental entity.

Total amount of matching cash funding available by December 31, 2011: _____
Certification by local fiscal/governing authority must accompany this application.

Amount of SGIA funds requested: _____
SGIA Construction funds requested may not be more than 50% of the total construction cost.

Provide the following with your application:

1. A letter of support from the municipal, tribal, or county governing authority **OR**
   A written commitment from the library governmental authority if it is other than the county or an incorporated municipality, and a letter from the county librarian.
2. Brief narrative addressing any issues not discussed in the support letters.

I certify that this narrative and budget figures are correct. If funded, I assure and certify that I will comply with all requirements pertinent to the use of State Grants-in-Aid funds.

Signature _____ Date _____
Legal Administrator

#14

Town of Camp Verde

Agenda Item Submission Form – Section I

Meeting Date: September 7, 2011

☐ *Consent Agenda* ☒ *Decision Agenda* ☐ *Executive Session Requested*

☐ *Presentation Only* ☐ *Action/Presentation*

Requesting Department: Council Members Baker and German

Staff Resource/Contact Person: Council Members Baker and German

Agenda Title (be exact): Discussion, consideration and possible approval of a letter to the Department of Justice relative to the Yavapai County redistricting process.

List Attached Documents: *Draft letter and Alternate Map A*

Estimated Presentation Time: *5 Minutes*

Estimated Discussion Time: *5 Minutes*

Reviews Completed by: N/A

☐ ***Department Head:*** N/A ☐ ***Town Attorney Comments:*** N/A

☐ ***Finance Department*** N/A

Fiscal Impact:

Budget Code: _____ ***Amount Remaining:*** _____

Comments:

Background Information: *On August 22, 2011 the Yavapai County Board of Supervisors heard additional public comment regarding the selection of a redistricting map as required by law. Arizona law requires any county with a population greater than 175,000 to have a 5 member board of Supervisors. In a 2-1 Vote Alternate Map A was selected.*

Recommended Action (Motion):
Approve draft letter to be sent to the Department of Justice relative to the Yavapai County Redistricting Process.

Instructions to the Clerk: N/A – Section II not applicable

Town of Camp Verde

Gateway to the Verde Valley

♦ 473 S. Main Street, Suite 102 ♦ Camp Verde, Arizona 86322 ♦
♦ Telephone: 928.567.6631 ♦ Fax: 928.567.9061 ♦
♦ www.campverde.az.gov ♦

DRAFT

Ana Garcia, Executive Administrator
Arizona Independent Redistricting Commission
1100 W. Washington Street
Phoenix, AZ 85007

Email: AGarcia@azredistricting.org

Dear Ana:

Thank you for taking the time to review our concern regarding the recent redistricting decision by the Board of Supervisors of Yavapai County, Arizona. The result of this very public process we believe results in an injustice to the citizens of the County that reside in and around Camp Verde. We, the citizens of the Town of Camp Verde and one of the communities of the Verde Valley, currently have minority representation at the County by way of a 2 to 1 Supervisor division, with a majority representation in the Prescott Valley Area.

We believe the recent 2 to 1 decision by the Supervisors makes it even more difficult for the minority population of Yavapai County in the Verde Valley to be represented equitably at the County level as we grow to 5 Supervisor Districts. Specifically, Alternate A as adopted reduces the Verde Valley population represented in the proposed District 2 to approximately 50% of the total district population. This seems equitable until you consider that Map C has an approximately 75% majority in roughly that same proposed district area that would assist the Verde Valley in gaining a better opportunity at a second seat (among 5) with the first one being from proposed District 3. This appears to be an attempt at reducing the effectiveness/electability of the already minority voting population in the Verde Valley.

As you consider Alternate A, drawn and selected by the two Supervisors currently representing the Prescott Valley, please consider your requirement to review the available maps that were actually considered or drawn by the submitting jurisdiction (Yavapai County). **Referring to: "Guidance Concerning Redistricting Under Section 5 of the Voting Rights Act, 42 U.S.C. 1973c"**

We also ask that you consider the following among abnormalities in final decision:

- Yavapai County's decision is inconsistent with their own stated redistricting standards they set out in the beginning to achieve.

- Majority of public input both submitted written and verbal comments recommended Map C as a public reviewed and preferred choice.

- Alternate Map A was submitted following public review period by a prevailing Supervisor as the alternate to the Map A that was created by the other prevailing Supervisor.

We believe once you thoroughly review the circumstances surrounding the decision you will remand or reconsider the Yavapai County Supervisors Redistricting submittal.

We understand the difficult job you have; however, believe that there must be better ways to meet the thresholds in each district and ask for your consideration in final district formation.

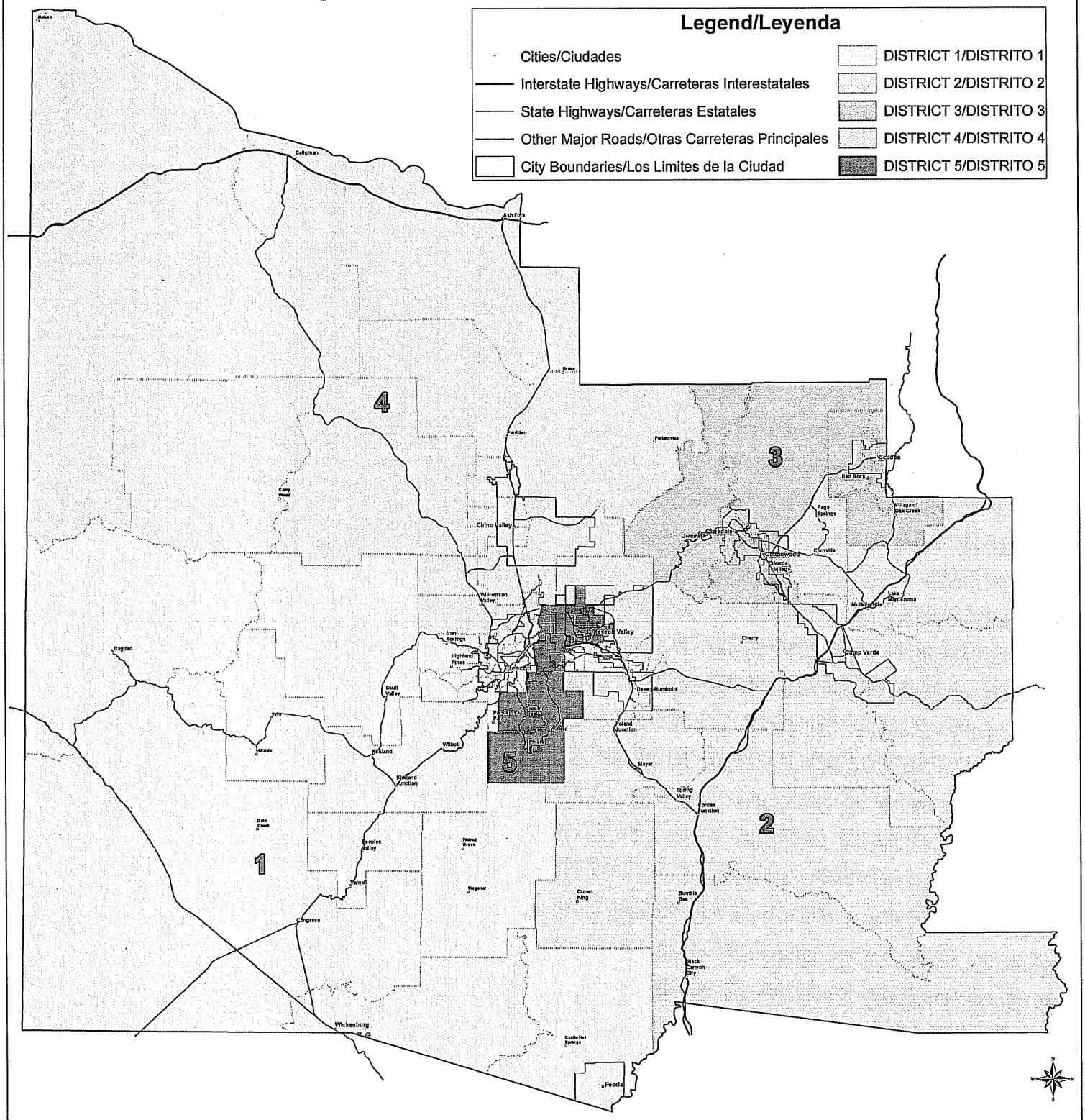
Again thank you for your consideration and we look forward to following this process. If you have any questions please don't hesitate to call.

DRAFT

Bob Burnside, Mayor
(928) 567-6631
mayorburnside@campverde.az.gov

Cc: Camp Verde Town Council
Town Manager Russ Martin

Yavapai County Supervisor District Map
Mapa de Distrito de Supervisor del Condado de Yavapai
Adopted 8-22-11/Adoptado 8-22-11



District/Distrito	Population/Poblacion	Deviation/Desviacion	% Deviation/% Desviacion	Sq Miles/Millas Cuadradas
District 1/Distrito 1	42,136	-71	-0.17%	2721
District 2/Distrito 2	41,360	-847	-2.04%	2068
District 3/Distrito 3	43,661	1454	3.33%	449
District 4/Distrito 4	41,491	-716	-1.72%	2765
District 5/Distrito 5	42,385	178	0.42%	129

#15

Town of Camp Verde

Agenda Item Submission Form – Section I

Meeting Date: September 7, 2011

☐ *Consent Agenda* ☒ *Decision Agenda* ☐ *Executive Session Requested*

☐ *Presentation Only* ☐ *Action/Presentation*

Requesting Department: Council

Staff Resource/Contact Person: Council Members Baker and German

Agenda Title (be exact): Discussion, consideration and possible approval of a letter to the Arizona State Independent Redistricting Commission relative to the Legislative and Congressional redistricting. Council may also approve of endorsement of letter submitted by Supervisor Chip Davis.

List Attached Documents: *Letter from Supervisor Davis*

Estimated Presentation Time: *5 Minutes*

Estimated Discussion Time: *5 Minutes*

Reviews Completed by: N/A

☐ ***Department Head:*** N/A ☐ ***Town Attorney Comments:*** N/A

☐ ***Finance Department*** N/A

Fiscal Impact:

Budget Code: _____ ***Amount Remaining:*** _____

Comments:

Background Information: *In November 2000, Arizona voters approved a citizen initiative that amended the Arizona Constitution by removing the power to draw congressional and state legislative districts from the state legislature and reassigning this task to the Independent Redistricting Commission. The 1st round of Public Hearings by the Arizona Independent Redistricting Commission comprised of 15 sessions around the state over 17 days beginning July 21, 2011*

Recommended Action (Motion):
Approve draft letter to be sent to the Arizona State Independent Redistricting Commission and/or endorse letter from Supervisor Davis.

Instructions to the Clerk: N/A – Section II not applicable

Town of Camp Verde

Gateway to the Verde Valley

♦ 473 S. Main Street, Suite 102 ♦ Camp Verde, Arizona 86322 ♦
♦ Telephone: 928.567.6631 ♦ Fax: 928.567.9061 ♦
♦ www.campverde.az.gov ♦

Ana Garcia, Executive Administrator
Arizona Independent Redistricting Commission
1100 W. Washington Street
Phoenix, AZ 85007

Email: AGarcia@azredistricting.org

Dear Ana:

Thank you for the opportunity to participate in the Arizona Independent Redistricting process. The Town of Camp Verde would like to encourage the Independent Redistricting Commission to keep the Town of Camp Verde in the one district as the final maps are drawn. We don't believe a community of our size, 10,800, is not large enough to split up logically and doing so would at minimum lead to confusion.

As consideration of the Legislative Redistricting Grid Map Option 2 moves to final decision we hope that dividing a small population like ours into as many as three different districts (Current Option 2 – Legislative Grid Map) would be unnecessary. We understand the difficult job you have; however, believe that there must be better ways to meet the thresholds in each district and ask for your consideration in final district formation.

Again thank you for your consideration and we look forward to following this process. If you have any questions please don't hesitate to call.

Bob Burnside, Mayor
(928) 567-6631
mayorburnside@campverde.az.gov

Cc: Camp Verde Town Council
Town Manager Russ Martin

Board of Supervisors District 3

A.G. "CHIP" DAVIS
Supervisor, District 3
10 S. Sixth Street
Cottonwood, AZ 86326
(928) 639-8110
chip.davis@co.yavapai.az.us

Date: August 17, 2011

To: Supervisor Carol Springer, Board of Supervisors District 1
Supervisor Thomas Thurman, Board of Supervisors District 2
Mayor Burnside, Town of Camp Verde
Mayor Marley, Town of Chino Valley
Mayor Von Gausig,Town of Clarkdale
Mayor Joens, City of Cottonwood
Mayor Nolan, Town of Dewey-Humboldt
Mayor Kinsella, Town of Jerome
Mayor Kuykendall, City of Prescott
Mayor Skoog, Town of Prescott Valley
Mayor Adams, City of Sedona

From: Supervisor A.G. "Chip" Davis
Board of Supervisors, District 3

Re: Independent Redistricting Commission

The Independent Redistricting Commission (IRC) is seeking public input for legislative and congressional districts for Arizona.

We would like to show a unified front to keep Yavapai County communities and citizens together for both legislative and congressional districts.

If you and/or your council agree with this philosophy, we would like to send a letter to the IRC signed by all the Supervisors & Mayors of Yavapai County stating we believe that Yavapai County should remain as one district. We think this would be the best approach to discourage fragmenting our communities.

Please let us know as soon as possible if you are in favor of signing the group letter and we will circulate the letter for signature. We need to submit the letter by August 31, 2011.

Thank you.

Best regards,

A.G. "Chip" Davis
District 3 Supervisor

Cc: Representative Andy Tobin, District 1
Representative Karen Fann, District 1
Julie Ayers, Yavapai County Administrator

Board of Supervisors District 3

A.G. "CHIP" DAVIS
Supervisor, District 3
10 S. Sixth Street
Cottonwood, AZ 86326
(928) 639-8110
chip.davis@co.yavapai.az.us

August 18, 2011

Ana Garcia, Executive Administrator
Arizona Independent Redistricting Commission
1100 W. Washington Street
Phoenix, AZ 85007

Email: AGarcia@azredistricting.org

Dear Ana:

Thank you for the opportunity to participate in the Arizona Independent Redistricting process.

We would like to encourage the Independent Redistricting Commission to keep Yavapai County communities of like interest in the same district as Congressional District 1 (CD1) and Legislative District 1 (LD1).

As demonstrated by the below signatures, Yavapai County shows a united front to keep their communities and citizens together for both legislative and congressional districts.

Thank you for your consideration and we look forward to following this process.