

Support your local merchants.

**AMENDED AGENDA
REGULAR SESSION
MAYOR AND COUNCIL
473 S MAIN STREET, SUITE 106
WEDNESDAY, APRIL 16, 2014 at 6:30 P.M.**

Note: Council member(s) may attend Council Sessions either in person or by telephone, video, or internet conferencing.

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 – April 2, 2014
 - b) **Set Next Meeting, Date and Time:**
 - 1) April 23, 2014 at 6:30 p.m. – Council Hears Planning & Zoning Matters
 - 2) April 30, 2014 at 4:00 p.m. – Budget Work Session
 - 3) May 2, 2014 at 8:00 a.m. – Budget Work Session
 - 4) May 7, 2014 at 6:30 p.m. – Regular Session
 - 5) May 9, 2014 at 8:00 a.m. – Budget Work Session
 - 6) May 14, 2014 at 6:30 p.m. – Work Session
 - 7) May 21, 2014 at 6:30 p.m. – Regular Session
 - 8) May 28, 2014 at 6:30 p.m. – Council Hears Planning & Zoning Matters
 - c) **Possible approval of Resolution 2014-918, a resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona, authorizing and approving and Intergovernmental Agreement with the Yavapai-Apache Nation for transit services in Camp Verde.** Staff Resource: Ron Long
 - d) **Possible approval of Wine Festival License/Wine Fair License for Fire Mountain Wines, ALCANTARA LLC, and Pillsbury Wine Company North for Event to be held at Distant Drums RV Resort located at 583 W Middle Verde Road on April 22, 2014.**
5. **Special Announcements and presentations:**
 - Presentation of U.S. Marine Corps Verde Valley Toys for Tots plaque
 - Proclamation declaring May as Building Safety Month
 - Proclamation declaring May 4-10, 2014 as Municipal Clerk’s Week
6. **Call to the Public for Items not on the Agenda.**
7. **Discussion, consideration, and possible recommendation of approval for an extension of premises/patio permit for Barbra Goetting-White Hills Winery DBA The Horn, located at 348 Main Street, Camp Verde, AZ.** Staff Resource: Debbie Barber

8. **Update from Economic Development Director Steve Ayers relative to activities over the past year, along with proposed plans for the upcoming year.** Staff Resource: Steve Ayers

Councilor German requested the following item:

9. **Discussion, consideration, and possible direction to staff to amend Town Code, Chapter 6, Animals in its entirety. Council may direct staff to make changes as discussed and bring back a draft for Council consideration at a future meeting.**
10. **Call to the Public for items not on the agenda**
11. **Discussion, consideration, and possible direction to staff relative to proposed legislation by the 51st State Legislature during its 2nd Regular Session that convened on January 13, 2014.** Staff Resource: Russ Martin
12. **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.
13. **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.
14. **Adjournment**

Posted by:

V Jones

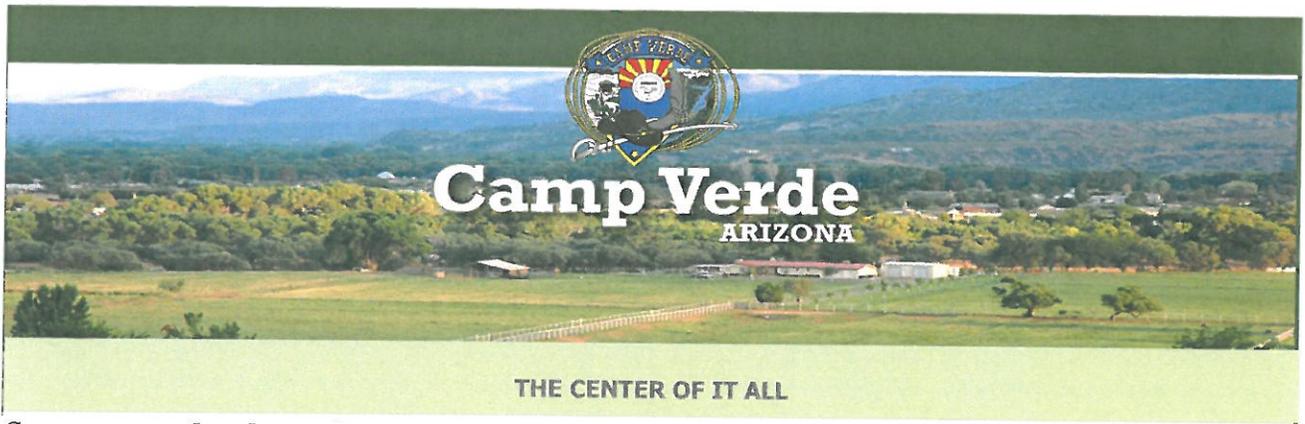
Date/Time:

4-14-2014

3:30 p.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.



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14. **Adjournment**

Posted by:

O. Jones

Date/Time:

4-10-2014

8:45 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.

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14a1
DRAFT MINUTES
REGULAR SESSION
MAYOR AND COUNCIL
473 S MAIN STREET, SUITE 106
WEDNESDAY, APRIL 2, 2014 at 6:30 P.M.

Minutes are a summary of the discussion. They are not verbatim.
Public input is placed after Council discussion to facilitate future research.

1. **Call to Order**

Vice Mayor Baker called the meeting to order at 6:30 p.m.

2. **Roll Call**

Vice Mayor Jackie Baker, and Councilors Carol German, Bruce George, Jessie Jones, Brad Gordon, and Robin Whatley were present. Mayor Charles German was absent.

Also Present

Town Manager Russell Martin, Marshal Nancy Gardner, Community Development Director Mike Jenkins, Assistant Planner Jenna Owens, Parks & Recreation Coordinator Michael Marshall, Town Clerk Deborah Barber, and Recording Secretary Saepjol Choe.

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 – March 19, 2014

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

- 1) April 9, 2014 at 5:00 p.m. – Work Session - **Cancelled**
- 2) April 16, 2014 at 6:30 p.m. – Regular Session
- 3) April 23, 2014 at 6:30 p.m. – Council Hears Planning & Zoning Matters
- 4) April 25, 2014 at 8:00 a.m. – Budget Work Session

On a motion by Gordon, seconded by George, Council voted unanimously to approve Consent Agenda with the amendment to reschedule the Budget Work Session to Wednesday, Apr 30, 2014 at 4:00 p.m.

Council rescheduled the Budget Work Session due to a conflict with the April 25, 2014 All-Hazards county-wide exercise.

5. **Special Announcements and presentations:**

- **Proclamation Declaring April 1, 2014 as National Service Recognition Day**

Vice Mayor Baker declared April 1, 2014 as National Service Recognition Day.

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

Councilor Whatley distributed flyers and invited all to support the Bea Richmond Memorial 5K Walk/Run on Saturday, April 5, 2014 at 8:00 a.m. from Copper Canyon Trailhead to the Camp Verde Ramada, which raises money for Camp Verde Schools music programs.

Steve Goetting anticipates bringing PRCA-level rodeos to Camp Verde twice a year, including roping competitions and national corporate sponsors. Mr. Goetting stated his family has filed for national historic registries for two of their homes in Camp Verde and awaits approval.

Councilor German requested item 7:

7. **Presentation and discussion by Latahna Fulton relative to the upcoming Camp Verde Relay for Life fund raiser event.**

Council gave direction to Staff to prepare a proclamation designating the week after Memorial Day as Purple Week for raising cancer awareness.

Latahna Fulton, a cancer survivor and Relay for Life supporter since 2008, explained that American Cancer

Society's Relay for Life takes place in thousands of locations nationwide, and that it has become the second largest funding source for cancer research next to the government. Relays consists of a 12-hour open track of events to simulate the ongoing battle against cancer.

She invited the public to support the event and requested approval from Council to declare the week after Memorial Day the week of Purple. Purple week would raise awareness for cancer with signs, ribbons, local business involvement, and a "cancer-flushing" toilet. Supporters brought a purple toilet into Council Chambers, and Ms. Fulton explained that the fee for removal would be \$10, while \$20 would pay for special delivery to a person or business of Council's choosing. She announced that Council had the privilege of being the first to give "cancer the flush." Council paid \$20 to deliver the purple toilet to Mayor German.

Ms. Fulton explained that relay funds help pay for patient programs for Town residents which help with travel costs such as gas and lodging, offers a 24-hour live help line, artificial makeup tutorials; as well as Relay for Life expenses, and lobby efforts. Contact Irene Peoples cveventchair@gmail.com and see the www.cvrelay.org website for more information.

8. **Discussion, consideration, and possible approval of Resolution 2014-910, a resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona approving the "Town of Camp Verde Parks & Recreation 2014 Rules and Regulations".** Staff Resource: Michael Marshall

On a motion by Councilor German, seconded by Gordon, council voted to approve Resolution 2014- 910, a resolution of the Mayor and Common Council of the Town of Camp Verde, Yavapai County, Arizona approving the "Town of Camp Verde Parks & Recreation 2014 Rules and Regulations." Vice Mayor Baker abstained.

Council plans to agendize the Town Code's animal control "dogs-at-large" rule in order to require the use of a leash by pet owners.

Park & Recreation Coordinator Michael Marshall explained that their rules address matters not already specified by the Town Code; and that Resolution approval and signage are separate matters. He highlighted some of the rules: inflatables large enough to ride on will not be allowed in the swimming pool, and only charcoal cooking will be allowed on concrete grills in the parks. Only liquid petroleum grills with on / off controls will be allowed in parks during Stage 2 fire restrictions.

Council expressed concern over the Town's lenient leash-law for pet owners, presenting a slideshow featuring various other parks that list "dogs on a leash" as a standard park rule. The current Town Code allows a dog to be unleashed as long as they are not more than 20 feet away from the owner and under verbal control. Staff explained that imposing a leash law must be done by an amendment to the "animal control" section of the Town Code, since the Town Code carries greater authority and the Park & Recreation Rules and Regulations must remain consistent with the Town Code. Town Manager Russell Martin ensured that signs would not be made for the parks until the leash issue was resolved through the Town Code. Council also asked for park hours to be posted on all signs.

Public Hearing:

Resident Murray Lichty expressed the need for a dog park and suggested that Rezzonico Park would be well suited for that purpose. He asked Council to make decisions that improve the quality of life for Town Residents, disapproved of the new fence in Rezzonico Park, and asked for more evidence of money well spent. He has asked for a dog park for many years and hopes to see Council make it a priority.

Mayor German requested item 9:

9. **Discussion, consideration, and possible direction to staff relative to the possibility of changing the name "Finnie Flat Road" to "Main Street", to include possible impacts to residents and businesses. Note: Council may make motions relative to this item.**

Council plans to agendize this name change consideration in a public Work Session in order to invite community input.

Public Hearing:

Resident Nancy Thorson who lives on Finnie Flat Road stated that a name change would inconvenience residents more than it would improve the economy. She recommended a sign for Finnie Flat Road on Interstate 17 and keeping the historical name.

10-year resident Shirley Brinkman who works for the Historical Society, recommended keeping the historically significant name "Finnie Flat," and suggested a sign that says "Finnie Flat Road" with "Main Street Business District" and an arrow underneath to help direct traffic to local businesses.

Council expressed the need for public buy-in before changing the name, and suggested a Work Session along with informal polls to elicit community feedback.

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

There was no public input.

11. **Discussion, consideration, and possible direction to staff relative to proposed legislation by the 51st State Legislature during its 2nd Regular Session that convened on January 13, 2014.** Staff Resource: Russ Martin
Council took no action on this item.

Martin reported that the state Governor and Senate are currently discussing the Town's HURF funding, and that the cost of providing public records will eventually need to be considered at the Town level.

12. **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.

Whatley attended the Spring Heritage Festival.

George volunteered for the Verde River Basin Partnership at the Spring Heritage Festival, and attended a Fire District meeting.

German attended the Spring Heritage Festival and recognized the committees, groups, and representatives for an outstanding event and "Welcome Home Vietnam Veterans" tribute. She read a thank you letter to the Council which recognized them for the success of the Festival. She also asked Council to solicit community input on Yavapai college expansion in Camp Verde.

Vice Mayor Baker thanked Camp Verde Promotions and Staff for the successful Festival, reporting many compliments from vendors and participants. She also enjoyed starting the river race for the Festival.

13. **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.
Martin commended Mayor German for his excellent speech during the Vietnam Veterans ceremony which touched the hearts of many. He asked Councilors to specify whether they wish to address an agenda item in a Regular Session or Work Session, and that deciding the format is part of agendaizing an item. He assured Council that they are doing well in all areas of business, and that budget determines how much they can do for the Town. He stated that although they cannot immediately address all issues, they will soon address the public's comments. He reported that the budget would be presented in the next few weeks and that Council should expect

to deliberate on it soon.

14. **Adjournment**

Vice Mayor Baker adjourned the meeting at 7:44 p.m.

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 April 2, 2014. I further certify that the meeting was duly called and held, and that a quorum was present.

Charles German, Mayor

Saepyo Choe, Recording Secretary

Dated this _____ day of _____, 2014.

Debbie Barber, Town Clerk

4.C



Town of Camp Verde

Agenda Item Submission Form – Section I

Meeting Date: April 9, 2014

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

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, TO ENGER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE YAVAPAI-APACHE NATION FOR TRANSIT SERVICES

List Attached Documents: RESOLUTION 2014-918

Estimated Presentation Time:

Estimated Discussion Time:

Reviews Completed by:

- Department Head: Ron Long Town Attorney Comments: Reviewed Signed Resolution

Finance Review: Budgeted Unbudgeted N/A

Finance Director Comments/Fund:

Fiscal Impact:

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

Comments:

Background Information: The Yavapai Apache Nation has entered into Federal Funding agreements to provide transit services for their members and has offered to extend this service in the municipal boundaries of Camp Verde.

The Nation and staff worked together to locate two locations for transit stops in Camp Verde. The Street Department has ordered and will install two sheltered bus stop; one located on Finnie Flat Road at Cliffs Parkway, and one located on George Rothrock Rd. and Goswick Way. The busses will travel from Camp Verde into Clarkdale in the morning and evening for employment transportation and mid-day will travel between Camp Verde and Cottonwood,

Recommended Action (Motion): staff recommends the approval of Resolution 2014-918 ***A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CAMP VERDE, YAVAPAI COUNTY, ARIZONA, TO ENGER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE YAVAPAI-APACHE NATION FOR TRANSIT SERVICES***

Instructions to the Clerk: Please obtain all signatures and submit to the Yavapai Apache Nation



RESOLUTION 2014 -918

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CAMP VERDE, YAVAPAI COUNTY, ARIZONA, TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE YAVAPAI-APACHE NATION FOR TRASIT SERVICES IN CAMP VERDE

WHEREAS, the Nation has authority under its constitution to provide public transportation services and has entered into funding agreements with the United States to provide such services; and

WHEREAS, the Nation currently operates a public transit system and wishes to extend its service within the municipal boundaries of Camp Verde; and

WHEREAS, Camp Verde had authority under its constitution to enter into and perform agreements with Tribal governments under A.R.S. §11-952; and

NOW THEREFORE, in consideration of the mutual covenants and considerations provided herein, the parties agree as follows:

1. **Obligations of the Parties.**

A. **Nation's Responsibilities.** The Nation agrees to:

- (1) Be responsible for operation of the YAN public transit system, including all the costs associated with operating the system.
- (2) Comply with all applicable laws, ordinances, regulations and codes of federal, state and local governments when operating within the municipal boundaries of Camp Verde.
- (3) Follow the route described in Attachment A of this IGA, which is subject to future modification. In the case of such a modification, the Nation will provide Camp Verde with notice and a modified copy of the route 90 days prior to implementation of the modified route.

B. **Camp Verde's Responsibilities.** Camp Verde agrees to:

- (1) Permit the Nation to operate its public transit system within the municipal boundaries of Camp Verde.
- (2) Subject to necessary appropriation of funds by the Town Council, build and maintain new bus stops and permit the Nation to utilize the bus stops in the course of operating the Nation's public transit system within the municipal boundaries of Camp Verde.

PASSED AND ADOPTED BY THE Mayor and Common council of the Town of Camp Verde, Yavapai county Arizona on the 20th day of March 2013.

Charles German, Mayor

Attest:

Approved as to form:

Deborah Barber, Town Clerk

William J. Sims III, Town Attorney

INTERGOVERNMENTAL AGREEMENT

The Yavapai-Apache Nation
And
The Town of Camp Verde

(Public Transportation)

THIS INTERGOVERNMENTAL AGREEMENT (hereinafter "Agreement" or "IGA") is made and entered into this ____ day of _____ 2014, by and between the **YAVAPAI-APACHE NATION**, a Federally Recognized Indian Tribe (hereinafter the "Nation") and the **TOWN OF CAMP VERDE**, an Arizona municipal corporation (hereinafter "Camp Verde").

WHEREAS, the Nation has authority under its constitution to provide public transportation services and has entered into funding agreements with the United States to provide such services; and

WHEREAS, the Nation currently operates a public transit system and wishes to extend its service within the municipal boundaries of Camp Verde; and

WHEREAS, the Nation has authority under its constitution to enter into and perform agreements with federal, state and local governments; and

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- (2) Subject to necessary appropriation of funds by the Town Council, build and maintain new bus stops and permit the Nation to utilize the bus stops in the course of operating the Nation's public transit system within the municipal boundaries of Camp Verde.

2. No Transfer of Funds.

Each party acknowledges that there will be no transfer of funds between the parties in connection with this Agreement. Camp Verde does, however, agree to support the Nation's efforts to obtain funding from other sources for its public transit operations.

3. Term of Agreement and Termination.

Unless terminated earlier pursuant to this Section, the term this IGA shall be one (1) year from _____, 2014 through _____, 2015, provided that the parties may, no later than 14 days prior to the expiration of the term or any subsequent term, mutually agree to extend this IGA through a written amendment to this IGA. The Nation and Camp Verde by mutual written agreement may terminate this IGA, or either the Nation or Camp Verde may terminate this IGA upon sixty (60) days written notice to the other party.

4. Mutual Indemnification.

To the extent permitted by law, Camp Verde agrees to indemnify and hold harmless the Nation, its elected representatives, officers, agents and employees against any and all liability, loss or expense, including reasonable attorneys' fees, brought or filed by a third party resulting from any acts or omissions of Camp Verde, its elected representatives, officers, agents and employees arising out of or related to this IGA. To the extent permitted by law, the Nation agrees to indemnify and hold harmless Camp Verde, its elected representatives, officers, agents and employees against any and all liability, loss or expense, including reasonable attorneys' fees, brought or filed by a third party resulting from any acts or omissions of the Nation, its elected representatives, officers, agents and employees arising out of or related to this IGA.

5. Entire Agreement.

This Agreement constitutes the entire agreement of the parties with regard to the subject matter contained herein, and replaces and supersedes all other prior agreements or understandings, whether written or oral. Except as otherwise provided herein, no amendment, extension, or change to this Agreement shall be binding unless in writing and signed by both parties.

6. Dispute Resolution.

In the event any claim, dispute or controversy arises between Camp Verde and the Nation under the terms of this Agreement, the parties agree to attempt to resolve the matter informally through discussions and negotiations. Should the parties fail to reach a resolution through this informal process, the parties agree to terminate this Agreement as provided in Section 3.

7. Authority.

Each party warrants and represents that it has full power and authority to enter into and perform this Agreement, and that the person signing on behalf of each has been properly authorized and empowered to enter this Agreement.

IN WITNESS WHEREOF, the parties hereto have set their hand and seals the day and year first above written.

YAVAPAI-APACHE NATION

TOWN OF CAMP VERDE

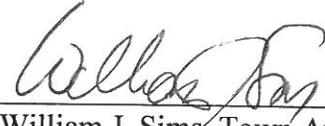
By: _____
Thomas Beauty, Chairman

By: _____
Charles German, Mayor

Approved as to Form:

Approved as to Form:

Office of the Attorney General



William J. Sims, Town Attorney

Address
4-C

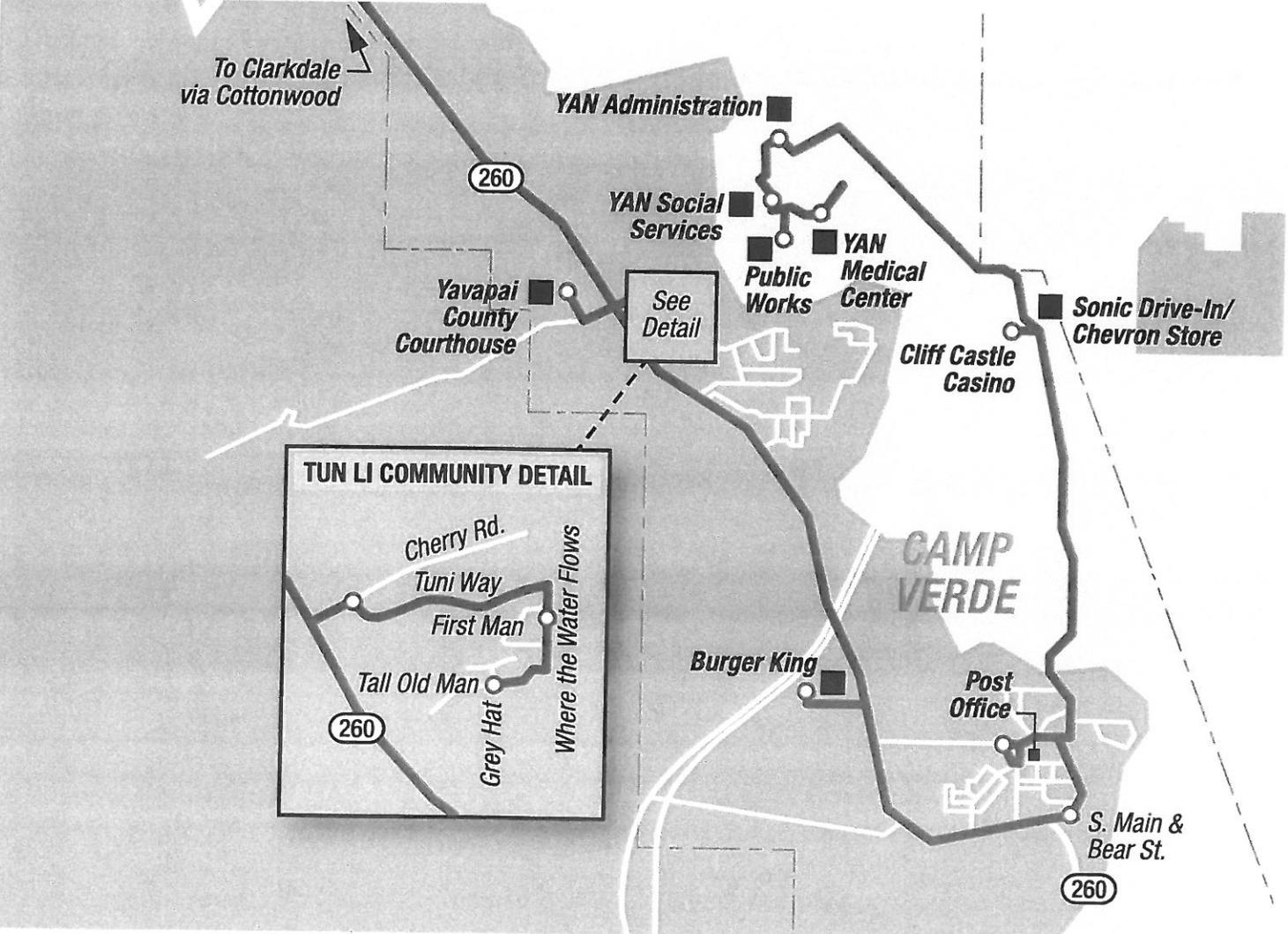
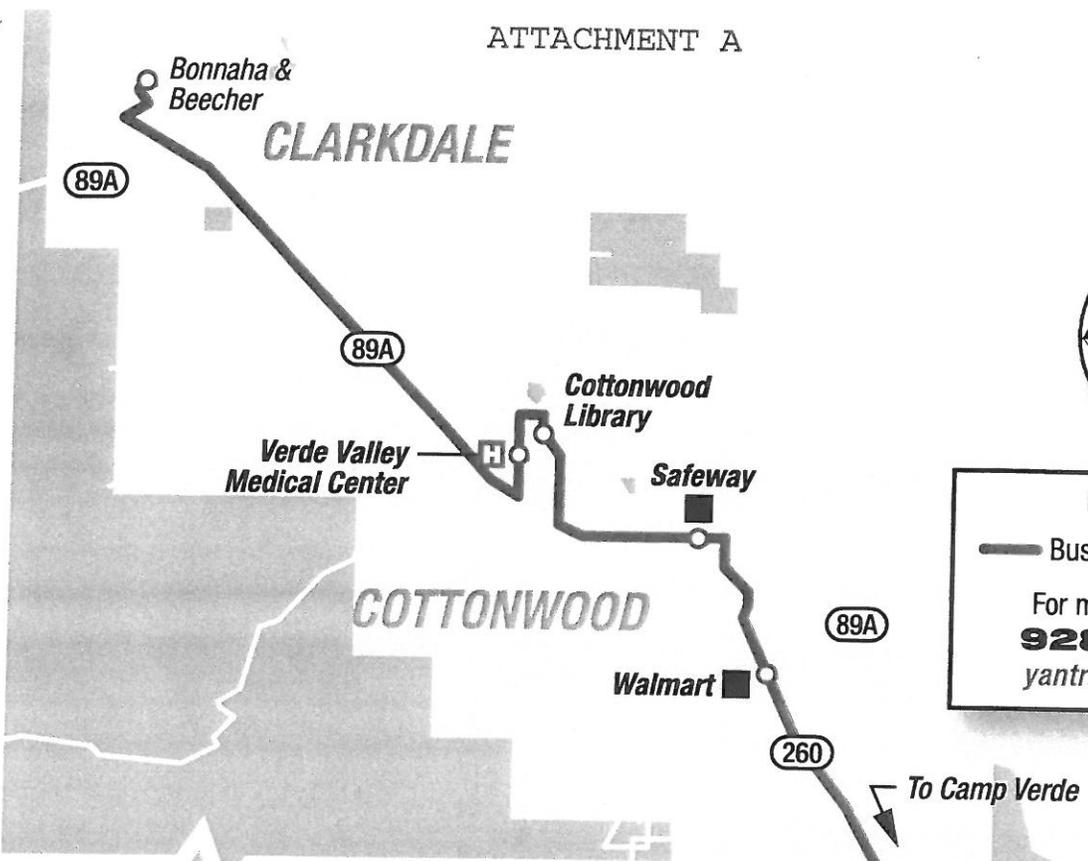
ATTACHMENT A



LEGEND

— Bus Route ○ Bus Stop

For more information, call
928-649-7129
 yantransit@yan-tribe.org



TUN LI COMMUNITY DETAIL

Cherry Rd.

Tuni Way

First Man

Tall Old Man

Grey Hat

Where the Water Flows

260

State of Arizona Department of Liquor Licenses and Control
800 W. Washington, 5th Floor
Phoenix, AZ 85007
www.azliquor.gov
(602)542-5141

APPLICATION FOR WINE FESTIVAL LICENSE/WINE FAIR LICENSE

FEE = \$15.00 per event

A service fee of \$25.00 will be charged for all dishonored checks (A.R.S. 44-6852)

A separate license is needed when days are not consecutive. Only twenty-five (25) licenses per calendar year for up to seventy-five calendar days may be issued, excluding sanctioned county or state fair licenses.

1. Applicant's Name: Fullmer Jamie Lynn
Last First Middle

2. Business Name: Fire Mountain Wines D.F.W. Lic#: 13133036
(Domestic Farm Winery License #)

3. Location of Festival: 583 West Middle Verde Road Camp Verde Yavapai 86322
(Physical location - Do not use PO Box) City County Zip

4. Mailing Address: 583 West Middle Verde Road Camp Verde AZ 86322
City State Zip

5. Date and hours of festival:

DATE	DAY OF WEEK	HOURS FROM	HOURS TO
<u>04/22/2014</u>	<u>Tuesday</u>	<u>7:00</u> <u>a.m./p.m.</u>	<u>10:00</u> <u>a.m./p.m.</u>
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.
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_____	_____	_____ a.m./p.m.	_____ a.m./p.m.
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.

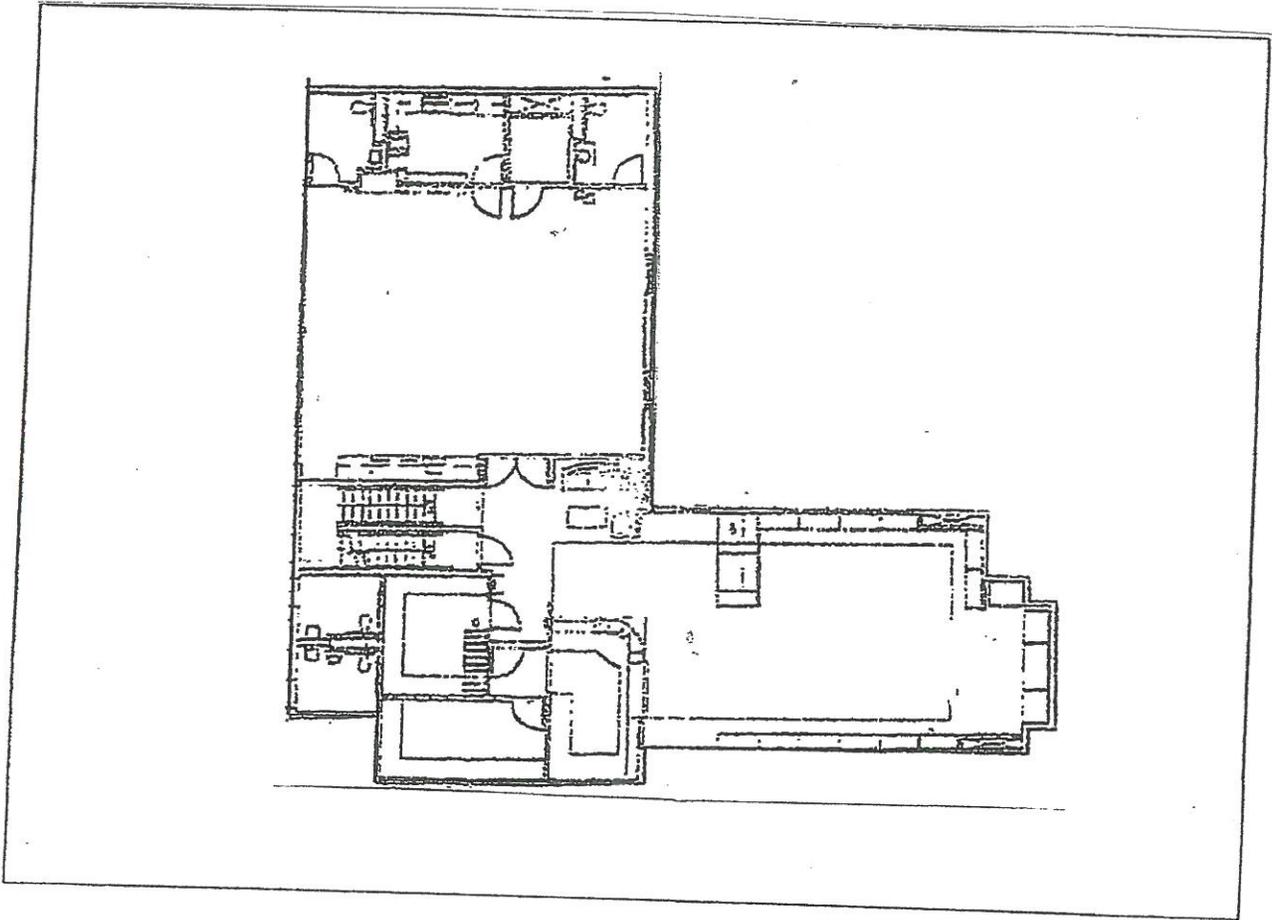
6. Name and address of site owner: Distant Drums RV Resort
Last First Middle
583 West Middle Verde Road Camp Verde Arizona 86322
Address City State Zip

7. Phone Numbers: (928) 554-8000 (928) 649-9135 (928) 300-2917
Site Owner Applicant's Business Applicant's Residence

* Disabled individuals requiring special accommodation, please call (602) 542-9027.

WINE FESTIVAL/FAIR LICENSED PREMISES DIAGRAM
(This diagram must be completed with this application)

NOTE: Show nearest cross streets, highway, or road if location doesn't have an address.
(Show dimensions, serving areas, and label type of enclosure and security positions)



4. d

LIC0118

State of Arizona Department of Liquor Licenses and Control
 800 W. Washington, 5th Floor
 Phoenix, AZ 85007
 www.azliquor.gov
 (602)542-5141

APPLICATION FOR WINE FESTIVAL LICENSE/WINE FAIR LICENSE

FEE = \$15.00 per event

A service fee of \$25.00 will be charged for all dishonored checks (A.R.S. 44-6852)

A separate license is needed when days are not consecutive. Only twenty-five (25) licenses per calendar year for up to seventy-five calendar days may be issued, excluding sanctioned county or state fair licenses.

1. Applicant's Name: Predmore Barbara
Last First Middle

2. Business Name: Alcantara LLC D.F.W. Lic#: 13133010
(Domestic Farm Winery License #)

3. Location of Festival: 583 W Middle Verde Camp Verde Yavapai 86326
(Physical location - Do not use PO Box) City County Zip

4. Mailing Address: _____
City State Zip

5. Date and hours of festival:

<u>DATE</u>	<u>DAY OF WEEK</u>	<u>HOURS FROM</u>	<u>HOURS TO</u>
<u>4/22/14</u>	<u>Tuesday</u>	<u>7 PM</u> a.m./p.m.	<u>9 PM</u> a.m./p.m.
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.

6. Name and address of site owner: Yavapai Apache Nation
Last First Middle

2400 W Datsi St. Camp Verde AZ 86322
Address City State Zip

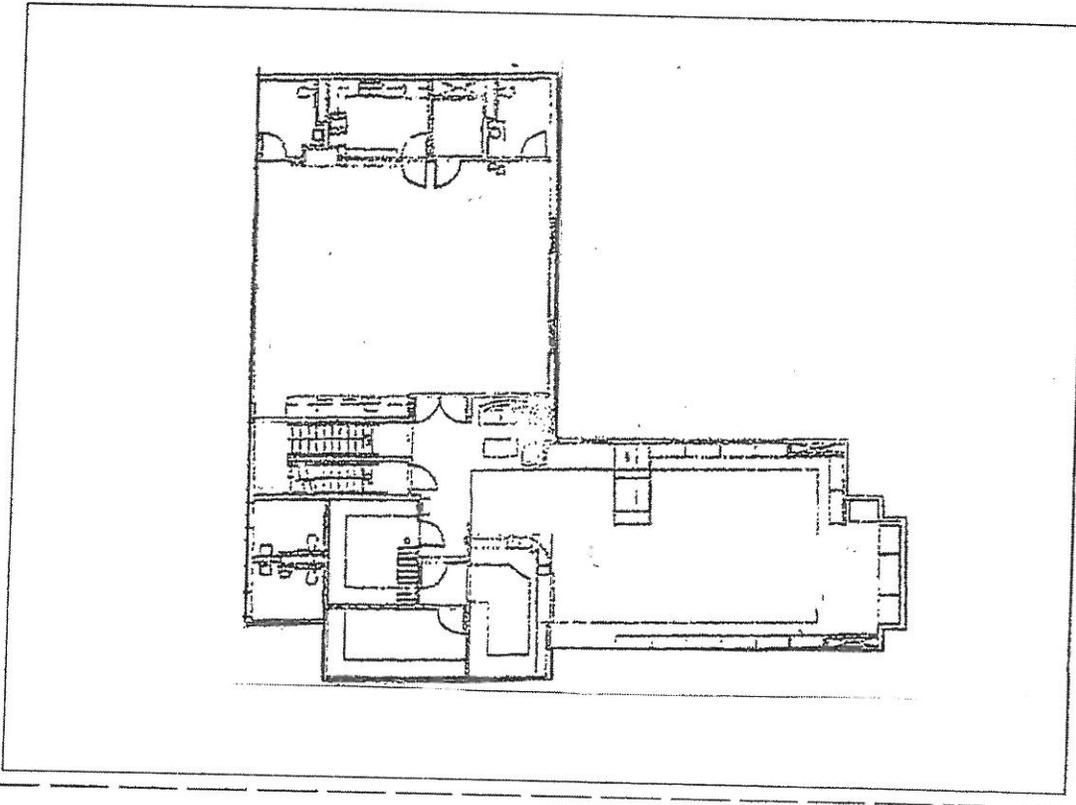
7. Phone Numbers: (928) 567-1008 (928) 649-8463 (928) 8300766
Site Owner Applicant's Business Applicant's Residence

LIC0118 05/2009 * Disabled individuals requiring special accommodation, please call (602) 542-9027.

SECTION 15 Diagram of Premises

4. In this diagram please show only the area where spirituous liquor is to be sold, served, consumed, dispensed, possessed or stored. It must show all entrances, exits, interior walls, bars, bar stools, hi-top tables, dining tables, dining chairs, the kitchen, dance floor, stage, and game room. Do not include parking lots, living quarters, etc. When completing diagram, North is up.

If a legible copy of a rendering or drawing of your diagram of premises is attached to this application, please write the words "diagram attached" in box provided below.



SECTION 16 Signature Block

I, _____, hereby declare that I am the OWNER/AGENT filing this application as stated in Section 4, Question 1. I have read this application and verify all statements to be true, correct and complete.

(print full name of applicant)

X _____
(signature of applicant listed in Section 4, Question 1)

State of _____ County of _____

The foregoing instrument was acknowledged before me this

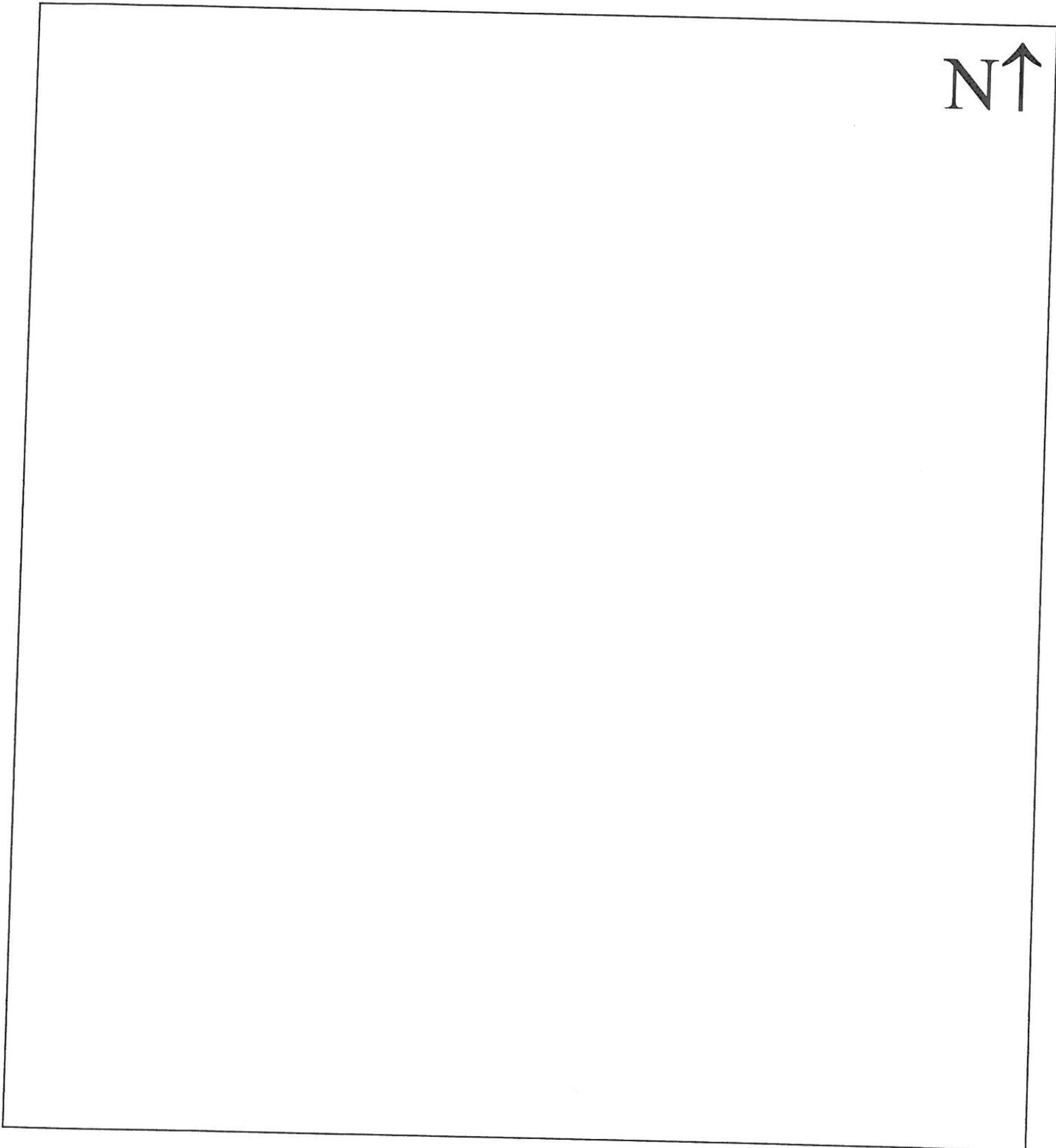
_____ of _____
Day Month Year

My commission expires on : _____
Day Month Year

signature of NOTARY PUBLIC

WINE FESTIVAL/FAIR LICENSED PREMISES DIAGRAM
(This diagram must be completed with this application)

NOTE: Show nearest cross streets, highway, or road if location doesn't have an address.
(Show dimensions, serving areas, and label type of enclosure and security positions)



State of Arizona Department of Liquor Licenses and Control
800 W. Washington, 5th Floor
Phoenix, AZ 85007
www.azliquor.gov
(602)542-5141

APPLICATION FOR WINE FESTIVAL LICENSE/WINE FAIR LICENSE

FEE = \$15.00 per event

A service fee of \$25.00 will be charged for all dishonored checks (A.R.S. 44-6852)

A separate license is needed when days are not consecutive. Only twenty-five (25) licenses per calendar year for up to seventy-five calendar days may be issued, excluding sanctioned county or state fair licenses.

1. Applicant's Name: PILLSBURY SAMUEL WALLACE
Last First Middle

2. Business Name: Pillsbury Wine Company North LLC D.F.W. Lic#: 13133021
(Domestic Farm Winery License #)

3. Location of Festival: 583 W. Middle Verde Rd, Camp Verde, Yavapai 86322
(Physical location - Do not use PO Box) City County Zip

4. Mailing Address: 4109 E Via Estrella Phoenix AZ 85028
City State Zip

5. Date and hours of festival:

DATE	DAY OF WEEK	HOURS FROM	HOURS TO
<u>4-22-14</u>	<u>Tuesday</u>	<u>7 8</u> a.m./p.m.	<u>10</u> a.m./p.m.
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.
_____	_____	_____ a.m./p.m.	_____ a.m./p.m.

6. Name and address of site owner: Distant Drums RV Resort
Last First Middle
583 W Middle Verde Rd Camp Verde AZ 86322
Address City State Zip

7. Phone Numbers: (877) 577 5507 (310) 508 3348 (602) 996 3239
Site Owner Applicant's Business Applicant's Residence

* Disabled individuals requiring special accommodation, please call (602) 542-9027.

8. Has the festival site owner given permission for use of the site and for the sale of spirituous liquors? YES NO

9. Are the spirituous liquors to be sold or served Arizona Domestic Farm Winery Products ONLY? YES NO

10. How many wine festival licenses have you applied for this calendar year, including this one? 4

Give the total number of days you have held licensed wine festivals this year 4

11. What security and control measures will you take to prevent violations of state liquor laws at this event?
(List type and number of security/police personnel and type of fencing or control barriers if applicable)

_____ # Police Fencing
_____ # Security personnel Barriers

12. Your licensed premises is that area in which you are authorized to sell, dispense, or serve spirituous liquors under the provisions of your license. The following page is to be used to prepare a diagram of your wine festival/fair licensed premises. Please show dimensions, serving areas, fencing, barricades or other control measures and security positions.



Ernest Wallace Pillsbury, hereby declare that I am the APPLICANT filing this application. I
(Print full name)
read the application and the contents and all statements are true, correct and complete.

[Signature]
(Signature of APPLICANT)

State of AZ County of Maricopa
The foregoing instrument was acknowledged before me this
30 day of April, 2014
Day Month Year

Commission expires on: 12.14.17
[Signature]
(Signature of NOTARY PUBLIC)

*** FOR USE BY LOCAL GOVERNING AUTHORITY ONLY ***

I, _____, hereby APPROVE DISAPPROVE this application on behalf of
(Government Official)

(City, Town, or County) (Title) (Signature of OFFICIAL)

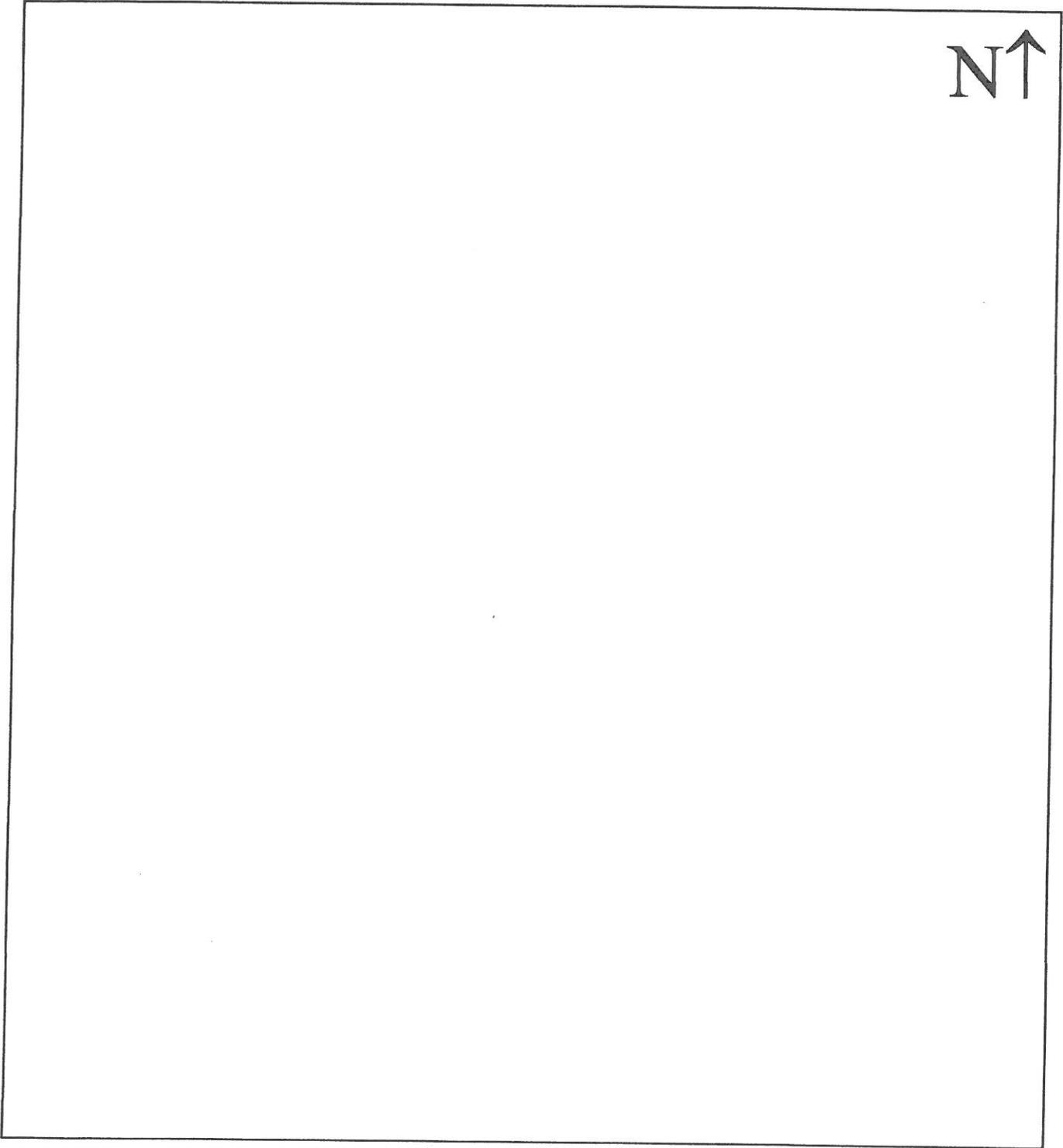
*** FOR USE BY DLLC ONLY ***

APPROVED DISAPPROVED

By: _____ Date: _____

WINE FESTIVAL/FAIR LICENSED PREMISES DIAGRAM
(This diagram must be completed with this application)

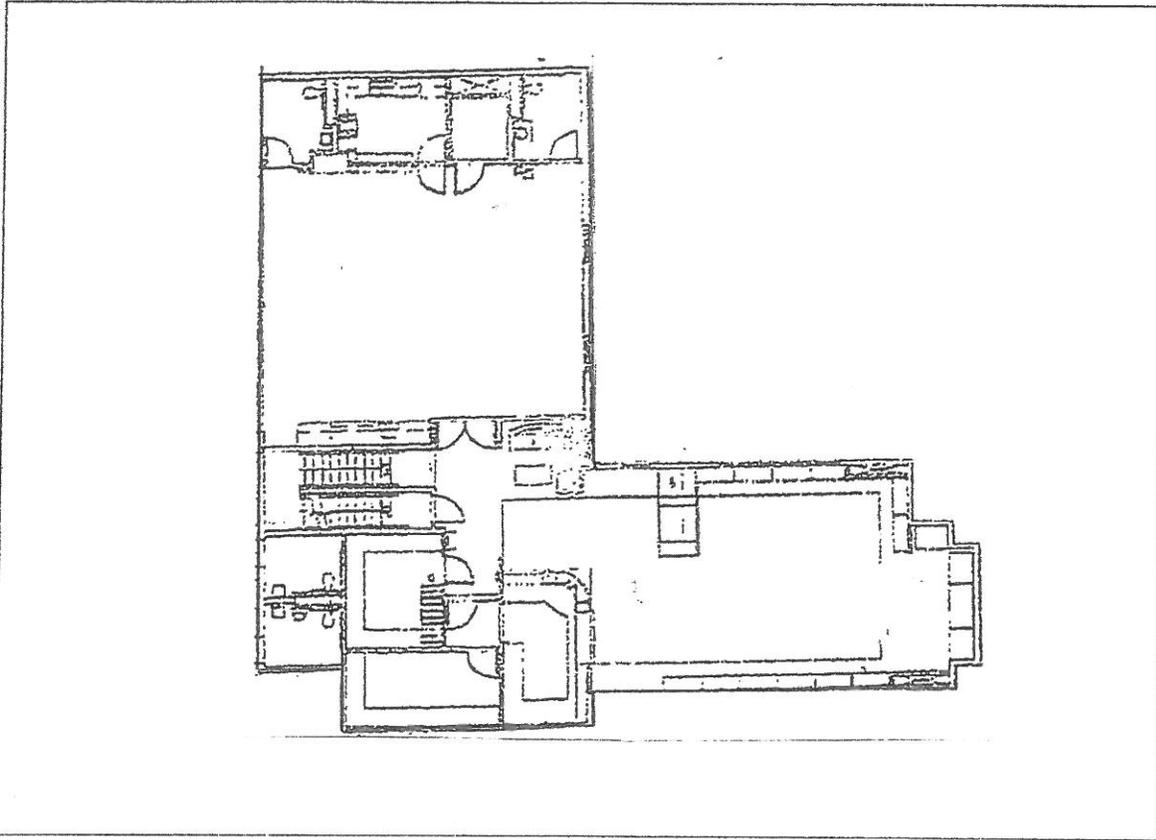
NOTE: Show nearest cross streets, highway, or road if location doesn't have an address.
(Show dimensions, serving areas, and label type of enclosure and security positions)



SECTION 15 Diagram of Premises

4. In this diagram please show only the area where spirituous liquor is to be sold, served, consumed, dispensed, possessed or stored. It must show all entrances, exits, interior walls, bars, bar stools, hi-top tables, dining tables, dining chairs, the kitchen, dance floor, stage, and game room. Do not include parking lots, living quarters, etc. When completing diagram, North is up.

If a legible copy of a rendering or drawing of your diagram of premises is attached to this application, please write the words "diagram attached" in box provided below.



SECTION 16 Signature Block

I, _____, hereby declare that I am the OWNER/AGENT filing this application as stated in Section 4, Question 1. I have read this application and verify all statements to be true, correct and complete.

X _____
(signature of applicant listed in Section 4, Question 1)

State of _____ County of _____

The foregoing instrument was acknowledged before me this

_____ of _____, _____
Day Month Year

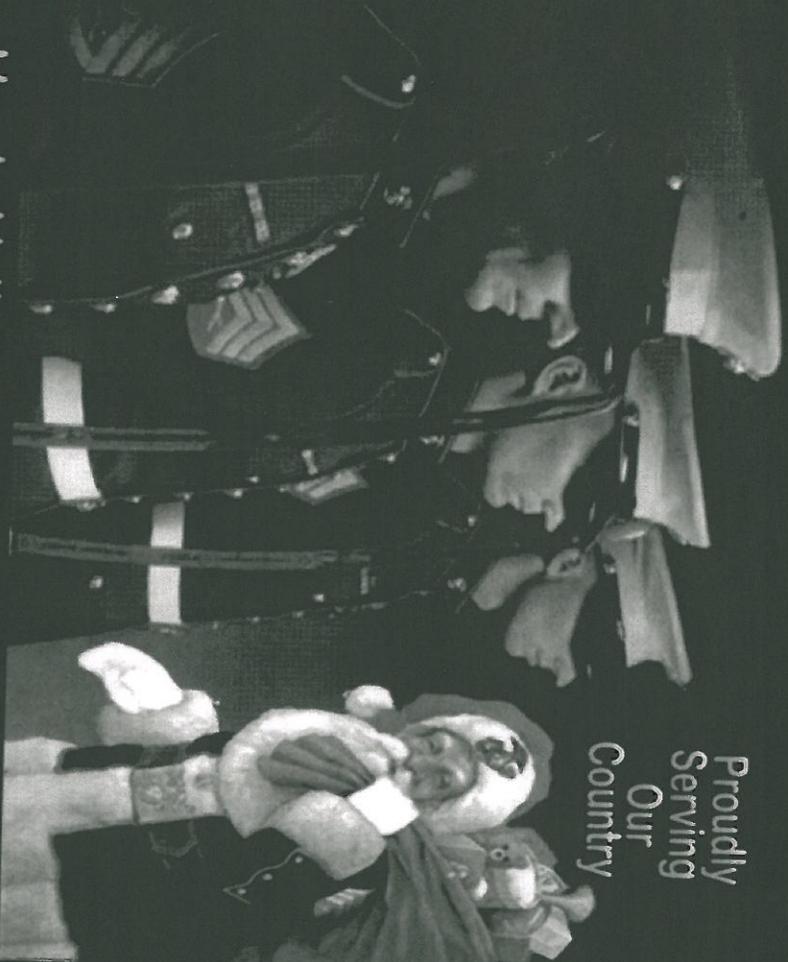
My commission expires on : _____
Day Month Year

signature of NOTARY PUBLIC

United States Marine Corps

TOYS FOR TOTS

Proudly
Serving
Our
Country



Verde Valley Toys for Tots

Presented to

Town of Camp Verde



Town of Camp Verde *Proclamation*

Building Safety Month – May 2014
Maximizing Resilience, Minimizing Risks

Whereas, our Town of Camp Verde continuing efforts to address the critical issues of safety, energy efficiency, and resilience in the built environment that affect our citizens, both in everyday life and in times of natural disaster, give us confidence that our structures are safe and sound, and;

Whereas, our confidence is achieved through the devotion of vigilant guardians – building safety and fire prevention officials, architects, engineers, builders, tradespeople, laborers and others in the construction industry – who work year-round to ensure the safe construction of buildings, and;

Whereas, these guardians – dedicated members of the International Code Council – use a governmental consensus process that brings together local, state and federal officials with expertise in the built environment to create and implement the highest-quality codes to protect Americans in the buildings where we live, learn, work, worship, play, and;

Whereas, the International Codes, the most widely adopted building safety, energy and fire prevention codes in the nation, are used by most U.S. cities, counties and states; these modern building codes also include safeguards to protect the public from natural disasters such as hurricanes, snowstorms, tornadoes, wildland fires and earthquakes, and;

Whereas, Building Safety Month is sponsored by the International Code Council, to remind the public about the critical role of our communities' largely unknown guardians of public safety – our local code officials – who assure us of safe, efficient and livable buildings, and;

Whereas, “Building Safety: Maximizing Resilience, Minimizing Risks” the theme for Building Safety Month 2014, encourages all Americans to raise awareness of the importance of building safe and resilient construction; fire prevention; disaster mitigation, backyard safety; energy efficiency and new technologies in the construction industry. Building Safety Month 2014 encourages appropriate steps everyone can take to ensure that the places where we live, learn, work, worship and play are safe and sustainable, and recognizes that countless lives have been saved due to the implementation of safety codes by local and state agencies, and,

Whereas, each year, in observance of Building Safety Month, Americans are asked to consider projects to improve building safety and sustainability at home and in the community, and to acknowledge the essential service provided to all of us by local and state building departments and federal agencies in protecting lives and property.

NOW, THEREFORE, I, CHARLES GERMAN, Mayor of the Town of Camp Verde, Camp Verde, Arizona do hereby proclaim the month of May 2014 as Building Safety Month. Accordingly, I encourage our citizens to join with their communities in participation in Building Safety Month activities.

Proclaimed this 1st day of May 2014.

Charles German, Mayor, Town of Camp Verde

Date

ATTEST:

Deborah Barber, Town Clerk

Date



*Town of Camp Verde
Proclamation
Municipal Clerks Week
May 4 - 10, 2014*

Whereas, The Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world; and

Whereas, The Office of the Municipal Clerk is the oldest among public servants; and

Whereas, The Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels; and

Whereas, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all; and

Whereas, The Municipal Clerk serves as the information center on functions of local government and community; and

Whereas, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, province, county and international professional organizations; and

Whereas, It is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk;

Now, Therefore, The Mayor and Council of the Town of Camp Verde, recognize the week of May 4 - 10, 2014, as Municipal Clerks Week, and further extend appreciation to our Municipal Clerk, and to all Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

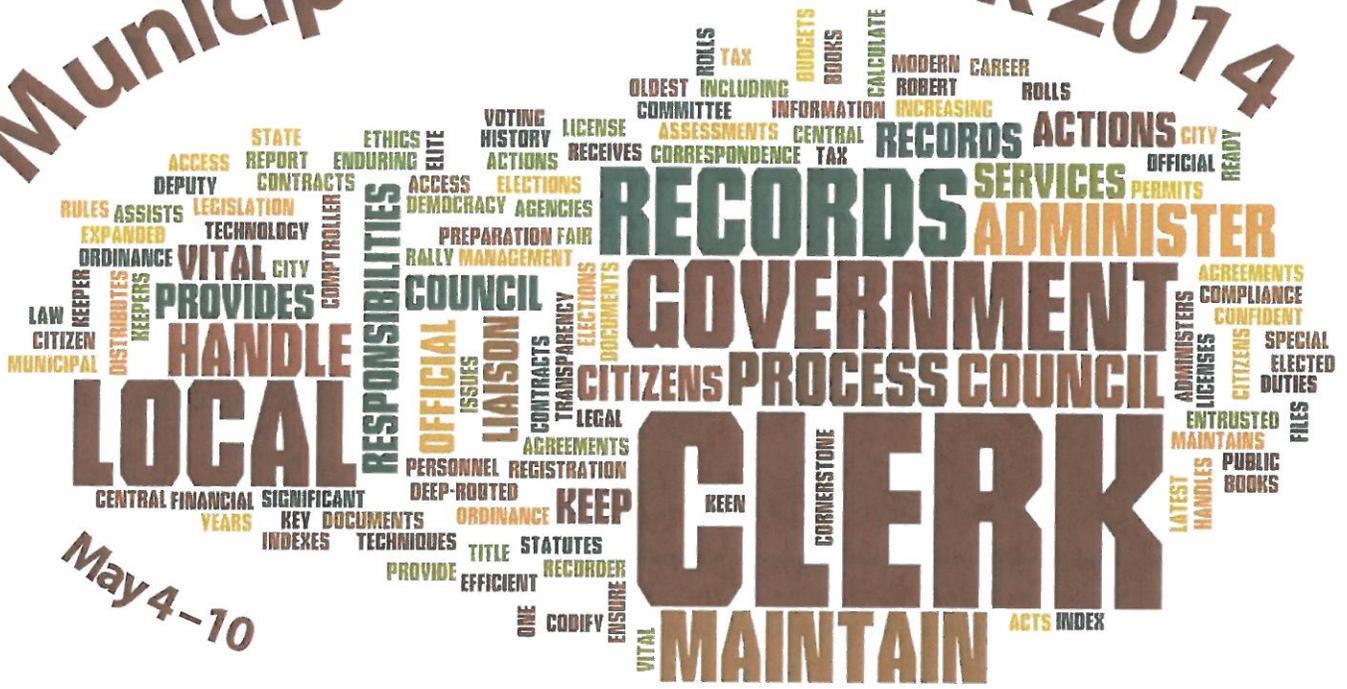
IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the seal of the Town of Camp Verde, Arizona, this 1st day of May 2013.

Charles German, Mayor

ATTEST:

Deborah Barber, Town Clerk

Municipal Clerk's Week 2014



May 4-10



Agenda Item Submission Form – Section I

Meeting Date: April 16, 2014

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

Requesting Department: Clerk's Office

Staff Resource/Contact Person: Deborah Barber

Agenda Title (be exact: Discussion, consideration, and possible approval of application for extension of premises/patio permit for Barbara Goetting-White Hills Winery DBA The Horn, located at 348 Main Street, Camp Verde, AZ.

List Attached Documents: Department of Liquor Licenses Application for Extension of Premises/Patio Permit

Estimated Presentation Time: 5

Estimated Discussion Time: 5

Reviews Completed by:

- Department Head:** Deborah Barber **Town Attorney Comments:** N/A
- Finance Department** N/A
Fiscal Impact: None
Budget Code: N/A **Amount Remaining:** _____
Comments:

Background Information: Council recommended approval of a Series 12 (Restaurant) Liquor License application for White Hills Winery LLC (The Horn) on July 17, 2013. Ms. Goetting submitted the application for extension of premises/patio permit on April 1, 2014 to the Clerk's Office.

Recommended Action (Motion): Move to approve application for extension of premises/patio permit for Barbara Goetting-White Hills Winery DBA The Horn located at 348 Main Street, Camp Verde, AZ.

Instructions to the Clerk: Process Application

ARIZONA DEPARTMENT OF LIQUOR LICENSES & CONTROL

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

Date payment received _____
CSR Initials _____

APPLICATION FOR EXTENSION OF PREMISES/PATIO PERMIT

THIS APPLICATION MUST BE RETURNED TO THE DEPARTMENT OF LIQUOR

- Permanent change of area of service. A non-refundable \$50 fee will apply. Specific purpose for change: _____
Extension of Premise _____
- Temporary change for date(s) of: ___/___/___ through ___/___/___ List specific purpose for change: _____

1. Licensee's Name: Goetting Barbara A
Last First Middle
2. Mailing Address: PO Box 3483 Camp Verde AZ 86322
City State Zip
3. Business Name: White Hills Winery D.B.A. The Horn LICENSE #: 12133561
4. Business Address: 348 Main St. Camp Verde Yavapai AZ 86322
City COUNTY State Zip
5. Business Phone: (969) 567-7229 Residence Phone: (703) 969-3378
6. Do you understand Arizona Liquor Laws and Regulations? YES NO Email: barbara@virzona.com
7. Have you received approved Liquor Law Training? NO YES If so, when does your Certificate expire? 02 / 19 / 2016
8. What security precautions will be taken to prevent liquor violations in the extended area? Fenced off/ Hostess station
9. Does this extension bring your premises within 300 feet of a church or school? YES NO
10. IMPORTANT: ATTACH THE REVISED FLOOR PLAN CLEARLY DEPICTING YOUR LICENSED PREMISES AND WHAT YOU PROPOSE TO ADD.

Barrier Exemption: an exception to the requirement of barriers surrounding a patio/outdoor serving area may be requested. Barrier exemptions are granted based on public safety, pedestrian traffic, and other factors unique to a licensed premises. List specific reasons for exemption: _____

Investigation Recommendation Approval Disapproval by: _____ Date: ___/___/___

****After completing sections 1-10, please take this application to your local Board of Supervisors, City Council or Designate for their recommendation. This recommendation is not binding on the Department of Liquor.

This change in premises is RECOMMENDED by the local Board of Supervisors, City Council or Designate:

(Authorized Signature)

(Title)

(Agency)

I, Barbara A. Goetting, being first duly sworn upon oath, hereby depose, swear and declare,
(Print full name)
under penalty of perjury, that I am the APPLICANT making the foregoing application. I have read this application and its contents and all statements are true, correct and complete.

X B.A. Goetting
(Signature of Owner or Agent)

State of Arizona County of Yavapai
SUBSCRIBED IN MY PRESENCE AND SWORN TO before me this 1st April 2014
Day Month Year

Rachel Castiberry
(Signature of NOTARY PUBLIC)

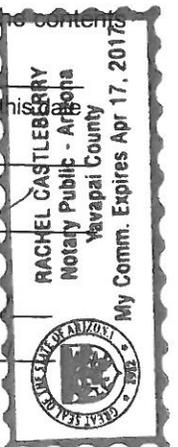
My commission expires on: 04/17/17

Investigation Recommendation Approval Disapproval by: _____ Date: ___/___/___

Director Signature required for Disapprovals _____ Date: ___/___/___

1/7/2014

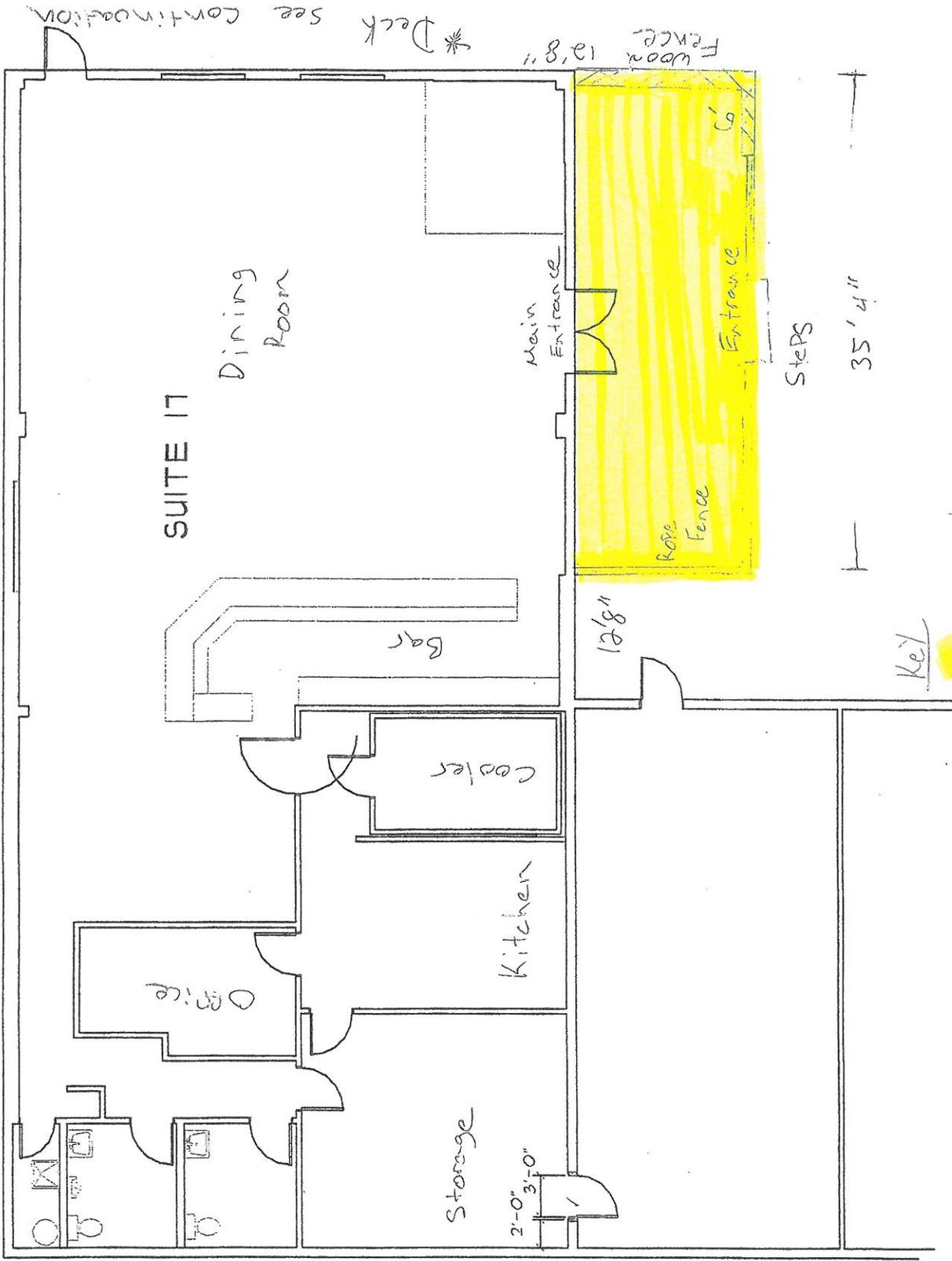
*Disabled individuals requiring special accommodation, please call the Department(602) 542-9027.



JERICHO CONST CO INC.
 PO Box 1563, Cottonwood, Arizona 86326
 Phone (928) 634-8141 Fax (928) 634-8006 LIC#161314

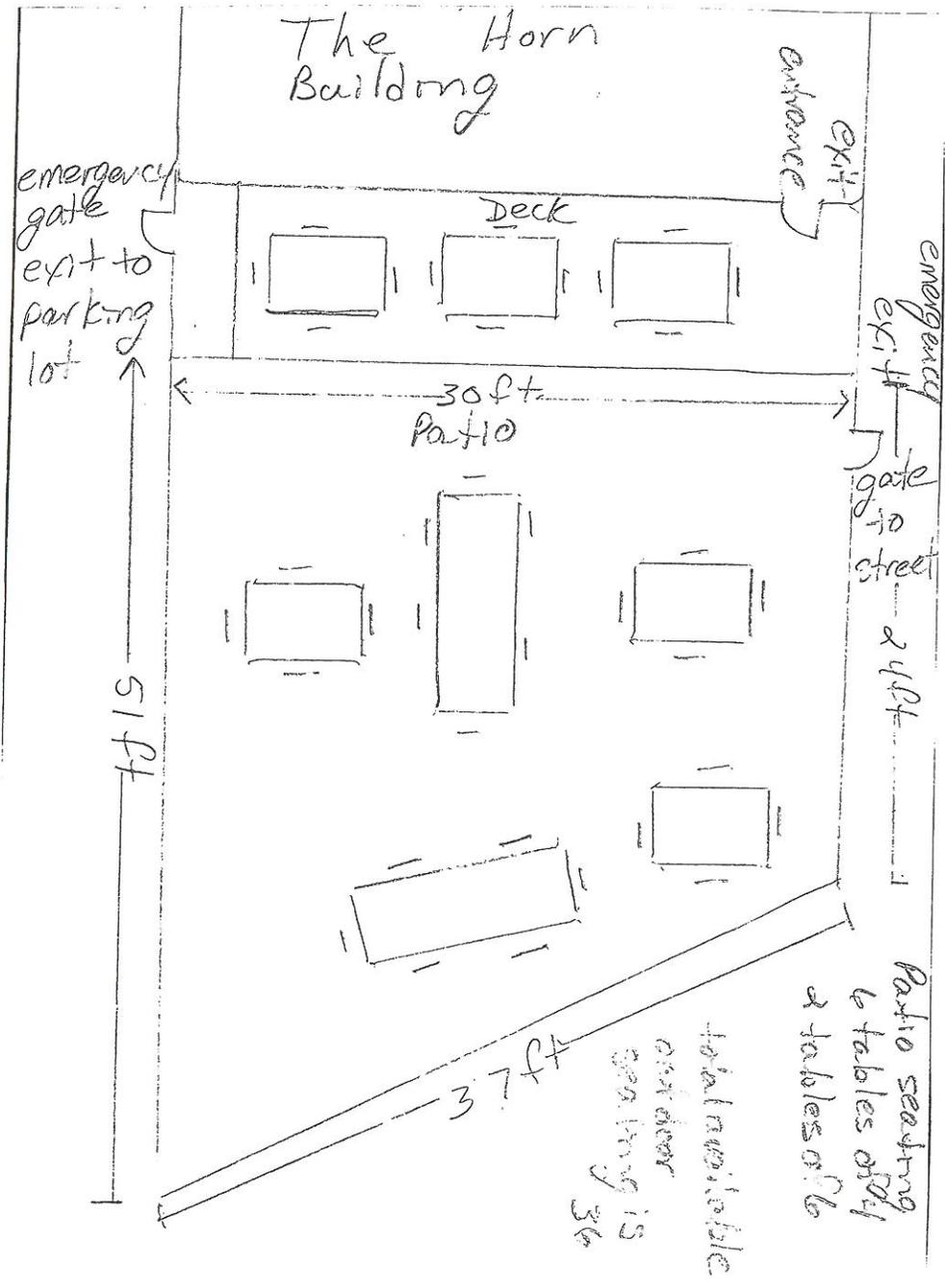
THE HORN
 348 S. MAIN STREET SUITE 11
 CAMP VERDE, ARIZONA

JOB # 242
 DRAWN BY:
 J. LOVETT
 01/14/13
 SCALE:
 3/32"=1'0"
 SHEET:
 A-1



Key  = extension of premise

Continuation





Agenda Item Submission Form – Section I

Meeting Date: April 16, 2014

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

Requesting Department: Economic Development

Staff Resource/Contact Person: Steve Ayers

Agenda Title (be exact): Update from the Economic Development Department regarding activities over the last year along with proposed plans for the upcoming year

List Attached Documents: None

Estimated Presentation Time: 10 minutes

Estimated Discussion Time: 10 minutes

Reviews Completed by:

- Department Head: Town Attorney Comments:

Finance Review: Budgeted Unbudgeted N/A

Finance Director Comments/Fund:

Fiscal Impact:

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

Comments:

Background Information: This presentation will cover the department's activities over the last year and will give a look into plans for the upcoming year.

Recommended Action (Motion): None

Instructions to the Clerk: None

CHAPTER 6
ANIMALS

ARTICLE 6-1

ANIMAL CONTROL AND LICENSING

- 6-1-1 Animal Control Officer
- 6-1-2 Animals at Large
- 6-1-3 Waste Removal Required
- 6-1-4 Licensing of Dogs
- 6-1-5 Excessive Noise caused by Animals or Birds
- 6-1-6 Stray Animals
- 6-1-7 Protection of Animals by Town
- 6-1-8 Penalty (2008-A355)

SECTION 6-1-1 ANIMAL CONTROL OFFICER

- A. Pursuant to ARS 9-499.04, as may be amended, the Town hereby establishes the office of animal control officer (ACO) who may commence an action or proceeding before a court for any violation or enforcement of this chapter, other local ordinances, and state statutes relating to animal control which occurs within the jurisdiction of the Town. Any certified peace officer may also enforce this chapter, ordinances, and statutes.
- B. It is unlawful for any person to interfere with the ACO or a law enforcement agent in the performance of their duties.

SECTION 6-1-2 DOGS AT LARGE

- A. A dog shall be deemed "at large" if (i) the dog is not under the verbal control of its owner or the person responsible for its care, or (ii) the dog is unleashed at a distance greater than twenty feet from its owner or the person responsible for its care. A dog is not at large if it is unrestrained on the property or residence of the owner or person responsible for its care.
- B. It is unlawful for an owner or person responsible for the care of a dog to permit it to be at large within the Town limits. Evidence that the person permitted the dog to be at large may be shown from prior verbal or written warnings by the ACO, complaints from adjoining or neighborhood property owners or the public to the ACO or marshal's office that the dog was observed loose or unattended, the owner or responsible person allowed the dog to be in a public place without any physical restraints, or that the dog was being maintained on the property or residence of the owner or responsible party without sufficient or reasonable enclosures or restraints after being notified that the dog had been leaving the property.
- C. Dogs may be at large as an exception to this section as follows:
 - 1. While participating in field trials, obedience classes, or kennel club events where such trials, classes, or events have been approved by the Town.
 - 2. While being used or trained for legal hunting or control of livestock.
 - 3. While assisting a peace officer engaged in law enforcement duties.
 - 4. Guide dogs while assisting blind, deaf or physically handicapped persons, so long as such dogs are under direct and effective voice control of such individual to assure that they do not violate any other provision of law.

 SECTION 6-1-3 WASTE REMOVAL REQUIRED

- A. It shall be unlawful for the owner or person having custody of any dog to fail to immediately remove and dispose of in a sanitary manner any solid waste deposited by such dog on public property or deposited on private property without the consent of the person in control of the property. This section shall not apply to guide dogs for blind persons or persons with mobility disabilities.
- B. It shall be unlawful for the owner or person having custody of any dog to deposit, cause to be deposited or allow solid waste from dogs to accumulate within or about such premises for longer time than forty-eight hours. This provision is to include animal waste on private property, including property owned, leased, or controlled by the owner of the dog.

 SECTION 6-1-4 LICENSING OF DOGS

- A. Each dog four months of age or over that is kept, harbored, or maintained within the Town limits for at least thirty consecutive days shall be licensed by the Town. Fees and penalties for licenses shall be established by resolution of the council, and the Town shall provide durable dog tags with the name of the Town, license number, and expiration date. Before a license is issued, the owner must present a rabies vaccination certificate signed by a licensed veterinarian stating the owner's name and address and giving the dog's description, date of vaccinations, types, manufacturer, and serial number of the vaccine and the date the revaccination is due.
- B. It is unlawful for any person who fails within fifteen days after notification by the ACO, verbally or in writing, to obtain a license for a dog required to be licensed under this Article or as may otherwise be required by law, or to remove a dog tag from a dog required to be licensed, or to place a dog tag on a dog other than the dog for which the license was issued.

 SECTION 6-1-5 EXCESSIVE NOISE CAUSED BY ANIMALS OR BIRDS

It is unlawful for any person to own, possess, harbor, or control any animal or bird which frequently or for continuous duration barks, howls, meows, squawks, or makes other aggravating noises if they are clearly audible beyond the property line of the property on which they are conducted and they unreasonably disturb the peace and quiet of the neighborhood.

 SECTION 6-1-6 STRAY ANIMALS

Any person who keeps or causes to be kept any horse, mule, cattle, burro, goat, sheep, swine (including potbellied pigs), or other livestock or poultry shall keep such animals in a pen or similar enclosure to prevent the animal from being at large within Town limits. Any such animal found at large may be impounded, with the cost for care to be paid by the owners or responsible parties, and a citation for animal at large may be issued.

 SECTION 6-1-7 PROTECTION OF ANIMALS BY TOWN

- A. Any peace officer or Camp Verde Animal Control Officer or other designated Town enforcement agent(s) is authorized to enforce ARS §13-2910, Cruelty to Animals and its subsections, as may be amended, and to use whatever force is reasonable and necessary to remove any animal from a vehicle or other enclosed space whenever it appears that the animal's life or health is endangered by extreme temperatures or lack of ventilation within a vehicle or other enclosed space.
- B. No peace officer or any Camp Verde Animal Control Officer or other designated Town enforcement agents shall be liable for damages to property caused by the use of reasonable force to remove an animal from such a vehicle or other enclosed space under such circumstances.

- C. Any peace officer or any Camp Verde Animal Control Officer or other designated Town enforcement agent(s) is authorized and empowered to remove and impound any animal in plain view and suffering from life threatening exigent circumstances. The owner of any animal removed or impounded under the provisions of this Article or the applicable state law shall be liable for any impoundment, boarding, or veterinary fees incurred in connection therewith.

SECTION 6-1-8 PENALTY (2006-A332) (2008-A356)

- A. Any person who violates or fails to comply with any provision of this Article shall be guilty of a Class 2 misdemeanor, with punishment as provided by law, unless otherwise specified within a particular section of the Code.
- B. Camp Verde Animal Control Officer or other designated Town enforcement agent(s) may, in addition to the procedures prescribed in this section, impound or cause to be impounded any dog, livestock, or poultry running at large contrary to the provisions of this Article.
 1. Upon the impounding of any animal, the owner, if known, shall be immediately notified in person, by telephone, or by mail, and may reclaim such animal upon payment of all costs and charges incurred in picking up, impounding, and maintaining the animal.
 2. Any licensed dog unclaimed within seven days of its impoundment may be placed for adoption or humanely destroyed within the discretion of Camp Verde Animal Control.
 3. Any unlicensed dog unclaimed within five days may be placed for adoption or humanely destroyed within the discretion of Camp Verde Animal Control.
 4. Any livestock requiring impoundment will be turned over to the Arizona Department of Agriculture, Livestock Division.

ARTICLE 6-2

VICIOUS, DESTRUCTIVE OR DANGEROUS ANIMALS

- Section 6-2-1 Vicious or Destructive Animals
- Section 6-2-2 Violations; Penalty
- Section 6-2-3 Dangerous Animals; Definition
- Section 6-2-4 Declaring an Animal Dangerous; notice
- Section 6-2-5 Hearing; Burden of Proof; Appeal
- Section 6-2-6 Order of Compliance
- Section 6-2-7 Consent to Inspection; Inspection; Order of Compliance; Seizure
- Section 6-2-8 Required Acts and Unlawful Activities
- Section 6-2-9 Minimum Penalties; Enhancement
- Section 6-2-10 Authority to Enforce, Remove, and Impound

SECTION 6-2-1 VICIOUS OR DESTRUCTIVE ANIMALS

It is unlawful for any person to keep, control, harbor, or otherwise have under control any animal which is vicious or destructive. This Article shall not apply to zoos, wild animal parks, or animal shelters, or to persons who are in compliance with an order of the Town Magistrate, issued pursuant to this section.

 SECTION 6-2-2 VIOLATIONS; PENALTY (2006-A332)

- A. The owner of any animal that bites, attempts to bite, endangers or otherwise injures or causes injury to human beings or other animals, or destroys, damages, or causes damage to the property of another is guilty of a class 1 misdemeanor.
- B. An owner of an animal charged with a violation of this Article shall produce that animal for inspection or impoundment upon the request of the Camp Verde Animal Control or other designated Town enforcement agent. All owners shall be responsible for any and all applicable impoundment and boarding fees in connection therewith.
- C. It is unlawful for any person to fail to comply with an order of the magistrate regarding a vicious or destructive animal. It is a separate offense for each day that such a person fails to comply with the magistrate's order.
- D. A violation of any provision of this Article is punishable by a fine of up to two thousand five hundred dollars (\$2,500), six months in jail, three years' probation or any combination thereof. The magistrate may not grant probation in lieu of, or otherwise suspend, the imposition of the minimum fine prescribed.
- E. In addition to the above sanctions, upon the declaration of an animal as vicious or destructive, the magistrate shall order the owner to do one or more of the following:
 - 1. The animal shall be kept in an enclosure that is high enough so that the animal cannot bite, harm, or injure anyone outside the enclosure. The enclosure and property whereon it is located shall be posted with conspicuous signs, and at no time shall the animal leave the enclosure unless it is muzzled, leashed and under the control of an adult human being; or
 - 2. The animal be banished from the Town limits; or
 - 3. The animal be spayed or neutered at the owner's expense; or
 - 4. The animal be humanely destroyed; or
 - 5. Restitution up to one thousand dollars (\$1,000) may be ordered made by the owner to the victim. This remedy shall not abridge any civil cause of action by the victim.
- F. It shall be an affirmative defense to the provisions of this Article if the animal is:
 - 1. Not at large and there is provocation; or
 - 2. The dog is a police dog under the command of its trainer.
- G. In any proceeding brought to enforce a violation of this Article, the following procedure shall be used.
 - 1. A Camp Verde Animal Control Officer or other designated Town enforcement agent, upon determining that any animal within the Town limits is vicious and is an immediate danger to the safety of any person or other animal, may impound the animal immediately.
 - 2. Within ten days of the date of impoundment, the Town Magistrate shall conduct a hearing provided under this Article.

The owner of the animal shall be notified of this hearing by the court. Upon proof of such notification, such hearing may proceed in the owner's absence.

 SECTION 6-2-3 DANGEROUS ANIMALS

Definitions:

- A. A dangerous animal means one which has been declared to be vicious or destructive pursuant to this Article or displays or has a tendency, disposition, or propensity, as determined by the Town enforcement agent, to:
 - 1. Injure, bite, attack, chase, or charge, or attempt to injure, bite, attack, chase, or charge a person or domestic animal in a threatening manner; or
 - 2. Bare its teeth or approach a person or domestic animal in a threatening manner.
- B. A dangerous animal does not include an animal used in law enforcement, nor does this Article apply to animals in custody of zoos or wild animal parks, animals placed in animal shelters, animals under the care of veterinarians, or wild animals.

SECTION 6-2-4 DECLARING AN ANIMAL DANGEROUS; NOTICE

- A. Camp Verde Animal Control shall develop guidelines to determine if an animal is a dangerous animal.
- B. Whenever an animal control officer has reason to believe an animal may be dangerous, an evaluation of the animal shall be conducted.
- C. If Camp Verde Animal Control declares that an animal is dangerous; the owner shall be notified and issued an order of compliance. Once an animal is declared dangerous, the animal is dangerous until a hearing officer or judge determines otherwise. If the owner is known, the owner shall be provided with a written notice of the owner's right to file, within five days of receipt of the notice, a written request with animal control for a hearing to determine if the animal is dangerous. If the owner's whereabouts cannot be determined or the animal poses a threat to public safety or domestic animals, the animal shall be impounded and notice (including notice that the animal could be destroyed if the owner fails to appear at the hearing) shall be posted on the owner's property or mailed forthwith to the owner at the owner's last known address by registered or certified mail, return receipt requested.

SECTION 6-2-5 HEARING; BURDEN OF PROOF; APPEAL

- A. The owner of the animal may request a hearing to contest the declaration of dangerousness or contest the confinement conditions ordered by animal control.
- B. If the owner of an impounded animal fails to appear at a hearing or fails to request a hearing, the animal shall be forfeited to animal control to be humanely destroyed.
- C. If the owner of a non-impounded animal fails to appear at a hearing or fails to request a hearing, the animal is declared to be dangerous and the order of compliance shall remain in effect.
- D. After request for a hearing, Animal Control shall set a hearing date within five working days at a time and place designated by the animal control officer or Town enforcement agent. The hearing shall be conducted by a hearing officer selected by Animal Control.
- E. The hearing shall be held in an informal manner and a record thereof shall be made by stenographic transcription or by electronic tape recording. The rules of evidence do not apply, and hearsay is admissible.
- F. It is the burden of the owner of the animal to establish by a preponderance of the evidence that the animal is not dangerous. The owner may be represented by counsel and present witnesses at the owner's cost.
- G. The hearing officer shall make a written decision within five working days of the hearing and notify the owner of the animal of the decision.
- H. If the decision of dangerousness is sustained by the hearing officer, the owner of the animal shall obey the order of compliance issued by the enforcement agent within the time given by the order of compliance or ten days whichever is more.
- I. If the animal is found not to be dangerous, the order of compliance is null and void. The finding that an animal is not dangerous does not prevent Camp Verde Animal Control or other Town enforcement agent from declaring an animal dangerous again if the agent has additional reasons to believe the animal is dangerous after a new evaluation of the animal is conducted.
- J. Appeal of the decision of the hearing officer shall be by way of special action to the Superior Court on the record of the hearing. If either party claims the record to be incomplete or lost, and the hearing officer who conducted the hearing so certifies, a new hearing shall be conducted before that officer. The appealing party shall bear the cost of preparing the record of the hearing on appeal. No appeal shall be taken later than thirty days after the decision.

 SECTION 6-2-6 ORDER OF COMPLIANCE

- A. When an animal is declared dangerous, animal control shall issue an order of compliance requiring the owner within thirty days to:
1. Confine the animal sufficiently to prevent the animal's escape as follows:
 - a. The animal control officer shall determine the appropriate fencing requirements for the size and nature of the animal. The animal control officer may require a fence including gates to be six feet in height; the fence from five feet in height to six feet in height to incline to the inside of the confinement area at a forty-five degree angle from the vertical; or that the confinement area be wholly covered by a material strong enough to keep the animal from escaping.
 - b. The animal control officer may require the bottom of the confinement area to be concrete, cement or asphalt, or of blocks or bricks set in concrete or cement; or if such bottom is not provided then a footing of such material shall be placed along the whole perimeter of the confinement area to the depth of one foot below ground level, or deeper if required by the animal control officer.
 - c. The gates of the confinement area shall be locked at all times with a padlock except while entering or exiting.
 - d. The animal control officer may require temporary confinement measures until the order of compliance has been obeyed or the hearing officer determines that the animal is not dangerous. If the owner does not immediately comply with the temporary confinement requirements, the animal shall be impounded.
 2. Muzzle and restrain the animal outside the confinement area with a leash, chain, rope or similar device not more than six feet in length sufficient to restrain the animal and under the control of a person capable of preventing the animal from engaging in any prohibited behavior.
 3. Post a sign on every gate or entry way to the confinement area stating "Beware of Dangerous Animal, Per Camp Verde Animal Control Code Chapter 6."
 4. Obtain and maintain liability insurance in a single incident amount of one hundred thousand dollars (\$100,000) to cover any damage or injury that may be caused by the dangerous animal. The animal control officer shall maintain a registry of the animals, owners and insurance carrier for each dangerous animal.
 5. Pay the reasonable cost to animal control to tattoo the animal with an identification number or have an identification chip implanted in the animal. The animal control officer shall maintain a registry of such numbers and the owners of the animals.
 6. Have a licensed veterinarian spay or neuter the animal at the owner's expense. The owner shall obtain written certification signed by the veterinarian that the spaying or neutering has been performed.

 SECTION 6-2-7 CONSENT TO INSPECTION; INSPECTION; ORDER OF COMPLIANCE; SEIZURE

- A. By continuing to own an animal declared dangerous, an owner gives consent to the Camp Verde Animal Control or any law enforcement officer to inspect the animal declared dangerous, the premises where the animal is kept, the liability insurance documents required for the animal, and the veterinarian's certificate of spaying or neutering for the animal.
- B. The animal control officer may seize and impound the dangerous animal if the owner fails to obey the order of compliance. Five days after the seizure, the animal control officer may humanely destroy the animal unless the owner has demonstrated obedience to the order of compliance. The owner of the animal is responsible for any impound fees. If the owner of the animal demonstrates proof that the order of compliance has been obeyed, then the animal will be returned to the owner after payment of impound fees. Any action under this Article shall be in addition to any available penalties.

 SECTION 6-2-8 REQUIRED ACTS AND UNLAWFUL ACTIVITIES

- A. An owner of an animal declared dangerous shall obey the order of compliance.
- B. An owner of an animal declared dangerous shall not sell, give away, abandon, or otherwise dispose of the animal without notifying Camp Verde Animal Control in writing in advance.
- C. An owner of an animal declared to be dangerous shall provide proof of liability insurance and the veterinarian's certificate of spaying or neutering to Animal Control upon demand.
- D. An owner of an animal declared to be dangerous shall not prevent or try to prevent inspection of the animal or the premise where the animal is kept.
- E. When the owner of an animal is notified that Camp Verde Animal Control is evaluating an animal or wants to evaluate an animal to determine if the animal is dangerous, the owner of the animal shall present the animal for inspection within twenty-four hours of a request by Animal Control. The owner shall not sell, give away, hide, or otherwise prevent animal control from making an evaluation of the animal.
- F. The owner of an animal declared to be dangerous shall prevent the animal from running at large as defined in this chapter.
- G. The owner of an animal declared to be dangerous shall prevent the animal from biting, injuring, or attacking any person or domestic animal outside of the confinement area.

 SECTION 6-2-9 MINIMUM PENALTIES; ENHANCEMENT (2006-A332)

- A. Whenever in this Article any act is prohibited or declared to be unlawful or the doing of any act is required or the failure to do an act is declared to be unlawful, the violation of such provision is a misdemeanor punishable, except for the penalties already set forth herein, by a fine of not less than one hundred dollars (\$100) and not more than one thousand dollars (\$1,000) and/or by imprisonment of not more than six months. The judge may not grant probation in lieu of, or otherwise suspend, the imposition of the minimum fine prescribed. In addition, a person may be placed on probation for not more than three years. The permitted fines set forth in this Section shall not be construed in any way to require only the imposition of the minimum mandatory penalties provided herein.
- B. Each day any violation continues or occurs shall constitute a separate offense.

 SECTION 6-2-10 AUTHORITY TO ENFORCE, REMOVE AND IMPOUND

A. Authority to enforce

Any peace officer or Camp Verde Animal Control Officer or other designated Town enforcement agent is hereby authorized and empowered to enforce the provisions of this chapter and to issue citations for violations thereof. Camp Verde Animal Control shall have primary responsibility for the enforcement of this chapter.

B. Authority to Impound

1. If a peace officer or a Camp Verde Animal Control Officer or other designated Town enforcement agent has issued a citation for a violation of this chapter or of the Arizona Revised Statutes, and reasonably believes that the violation will continue, the officer is authorized and empowered to remove and impound the animal.
2. The owner of any animal removed and impounded under the provisions of this chapter shall be liable for any impoundment, boarding, or veterinary fees incurred in connections therewith.



— Legislative Bulletin —

Issue 13 - April 4, 2014

Legislative Overview

The fiscal year 2014-15 (FY 15) budget continues to dominate the landscape at the Capitol as the Executive and Legislative branches grapple to cobble a budget capable of obtaining the necessary support to get across the finish line. The Senate took up the House's modified budget at the beginning of the week, passing it out on April 1 largely along party lines, but not without modifications. A comparison of the House and Senate budgets can be found [here](#).

Later that day, the House refused the changes made in the Senate and sent the budget to Conference Committee for further changes. On Thursday, the House appointed three conferees to a Free Conference Committee, but the Senate has yet to follow suit. Both chambers stand adjourned until Monday. Budget negotiations are likely to continue, but it is unclear what the outcome will be and how close the Legislature is to adjourning for the year.

Utility Tax Exemptions

This week, [SB 1413 \(taxes; manufacturers' electricity sales; exemption\)](#) passed out of the House Committee of the Whole (COW). Sponsored by Senator Steve Yarbrough (R-Chandler), SB 1413 exempts electricity used in manufacturing and smelting operations from state transaction privilege taxes (TPT) and stipulates that if a city or town wishes to provide a similar exemption it must be provided to all manufacturers and must have the same definitions as the state. The League is neutral on the bill, which was amended in COW with a substitute floor amendment to make technical changes and to include natural gas in the TPT exemption. The bill now awaits Third Read in the House.

Special Taxing Districts

On Thursday, [SB 1415 \(municipal elections; majority vote calculation\)](#) was scheduled to be considered by the House Committee of the Whole. The bill became the subject of a strike-everything amendment that will severely limit the utility of Community Facilities Districts (CFD) in Arizona by placing new and arbitrary bond limits on special taxing districts. The League opposes the striker because it will harm Arizona's ability to move beyond the economic downturn. The bill was ultimately retained on the calendar.

The original bill, sponsored by Senator Steve Yarbrough (R-Chandler) reformulates the majority vote threshold needed for determining whether a municipal candidate wins an election outright during the primary or must proceed to a general election. Without this change, taxpayers will have to fund a runoff election that otherwise may not be necessary. Although the bill and the striker did not move this week, both issues are important enough for cities and towns to keep a close eye on. The League continues to explore alternate paths to see the election vote calculation changes enacted into law.

Other Bills of Note

(All bills being actively monitored by the League [can be found here.](#))

Bill Number - Short Title - Subject(s)

HB 2050: ASRS membership; section 218 requirements - public safety

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Legislative Bulletin

Issue 12 - March 28, 2014

Legislative Overview

The fiscal year 2014-15 (FY 15) budget took center stage this week amidst long hours and a fair share of drama. The House of Representatives was set to tackle a budget proposal mirroring the budget passed by the Senate last Thursday. (A summary of that budget can be found [here](#).) However, it soon became evident that there were insufficient votes to pass that proposal on the floor of the House as they gathered on Monday night, and the scheduled floor session was effectively cancelled.

Over the following three days, deep discussions were held in an attempt to reach a compromise on the budget. That compromise was reached on Thursday evening with a revised budget proposal that spends approximately \$54.3 million more in FY 15 than the \$9.18 billion included in the Senate proposal. This latest package was passed by the House in the waning hours of Thursday night and was First Read in the Senate Friday morning, setting the stage for Senate Appropriations and floor action on the budget early next week.

If this proposal is sent to the Governor and she signs it, the Legislature will likely begin its final labors on the path to sine die; the end of the regular legislative session.

HURF Restoration

The Senate Appropriations Committee voted 7-1 on Tuesday to pass [HB 2692 \(DPS; operating expenses; appropriation; intent\)](#). Sponsored by Speaker of the House Andy Tobin (R-Paulden), the bill appropriates \$119 million in each of the next two years from the state general fund to the Department of Public Safety for operational expenses. If enacted, this would effectively restore Highway User Revenue Fund (HURF) money to the proper distribution formula. Cities and towns specifically rely on HURF revenue to maintain local roads. The League strongly supports the measure and thanks Speaker Tobin for his leadership and support on the issue. However, with the passage of the budget bills in the Senate and House that includes an increase of \$30 million for local HURF funds over last year's distribution, the fate of this bill is uncertain at best.

Fire District Annexations

[HB 2044 \(S/E: fire district boundary changes\)](#) is now the vehicle for the fire district boundary change bill, HB 2152. The bill was the subject of a strike-everything amendment in Senate Appropriations on Tuesday, and passed by a vote of 5-4. The measure sets forth requirements of certain special taxing districts, including fire districts, when they seek to annex within a municipal planning area. The League supported the measure because municipal taxpayers should not be forced to pay for providing fire response services that are the responsibility of another entity; specifically the bill requires these taxing districts get the permission of the adjacent municipality before they annex. This issue is also the subject of a League Resolution. The measure now goes to the Rules Committee.

Public Records

The Senate Appropriations Committee approved a strike-everything amendment on **HB 2414 (S/E: public records; burdensome requests)**. The strike-everything amendment essentially provides a definition of what may make a public records request unduly burdensome. The strike-everything amendment was further amended to provide that when denying a public records request it is a defense that the request was unduly burdensome or harassing. The language regarding the defense reflects what had been worked out between the League and representatives from the newspaper association. In committee, Appropriations Chairman Senator Don Shooter (R-Yuma) stated that the language contained in the underlying strike-everything amendment was the result of a mix-up and that the intended plan is to remove the erroneous language on the floor. The League signed in neutral on the measure, but with the changes discussed in committee, the League will support the bill. The League thanks Representative David Stevens (R-Sierra Vista) for his work on this issue.

Other Bills of Note

(All bills being actively monitored by the League [can be found here.](#))

Bill Number - Short Title - Subject(s)

HB 2547: major event public safety reimbursement - public safety

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