



*It's in your hands ~  
"Build a stronger community- shop locally"*

Note: Due to the unavailability of adequate recording equipment, the retreat will be held in Council Chambers, as opposed to off-site as required by Town Code, 3-4-1.3.

**AGENDA  
COUNCIL/STAFF RETREAT/SPECIAL SESSION  
MAYOR and COMMON COUNCIL  
of the  
TOWN OF CAMP VERDE  
COUNCIL CHAMBERS  
473 S. Main Street, Ste. 106  
Wednesday, March 30, 2011  
5:00 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. **Possible approval of a minor change to the APS Franchise Agreement that was previously reviewed by Council and will be submitted to the Voters for approval at the May 17, 2011 Election.**

Discussion relative to, but not limited to following:

5. **FY 2011/12 Budget Overview.**
6. **Departmental priorities, projects, and capital improvements needs for FY 2011/12.**
7. **Council's guidance relative to strategic objectives, revenue adjustments, and special funding requests.**
8. **Adjournment**

Posted by:

*Virginia Jones*

Date/Time:

*3-24-2011 12:54 p.m.*

*Note: Pursuant to A.R.S. §38-431.03.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.



TOWN OF CAMP VERDE
Agenda Action Form

Meeting Date: March 30, 2011

Meeting Type:

[X] Consent Agenda - Special Announcements [ ] Regular Business [ ] Work or Special Session

Reference Document: Page 3 of 15 of the proposed APS Franchise Agreement

Agenda Title (be exact): Possible approval of a minor change to the APS Franchise Agreement that was previously reviewed by Council and will be submitted to the Voters for approval at the May 17, 2011 Election.

Purpose and Background Information:

On February 16, 2011 Council reviewed the APS Franchise Agreement and approved a Resolution "Calling the Election" for voter approval of the agreement to be held on May 17, 2011.

However, APS attorneys recently brought to our attention that the following sentence, that was deleted in a previous version, must be added to page 3 of the agreement: "FOR A PERIOD OF THREE (3) YEARS FOLLOWING CONSTRUCTION, REPAVING, OR WIDENING OF ANY TOWN STREET." The Town Engineer/Public Works Director, the Town Manager and the Town Attorney agree this section would be beneficial to the Town and would not cause an un-necessary burden on the Town.

Recommendation (Suggested Motion):

Approve the minor change to the APS Franchise Agreement that was previously reviewed by Council that will be submitted to the Voters for approval at the May 17, 2011 Election.

Finance Review: [ ] Budgeted [ ] Unbudgeted [X] N/A

Finance Director Comments/Fund:

Attorney Review: [X] Yes [ ] No [ ] N/A

Attorney Comments:

Submitting Department: Administration

Contact Person: Russ Martin

Supporting Documents attached: [X] Yes [ ] No [ ] N/A (If yes, list detail below)

- [X] 1) Page 3 of Agreement # of pages 1
[ ] 2) # of pages
[ ] 3) # of pages
[ ] 4) # of pages
[ ] 5) # of pages
[ ] 6) # of pages
[ ] 7) # of pages

Instructions to Clerk:

Action Report prepared by: V. Jones

another utility located in the public right-of-way and agrees to relocate its facilities at Grantee's cost, if necessary, to accommodate another facility relocation that has a prior rights interest in the public rights-of-way.

Grantee shall coordinate the installation, construction, use, operation and relocation of its facilities within Town as appropriate to enable Town to better plan, facilitate and protect public safety and convenience. Without limiting the foregoing, Grantee shall provide reasonable advance notice of work hereunder to Town. **FOR A PERIOD OF THREE (3) YEARS**

**FOLLOWING CONSTRUCTION, REPAVING, OR WIDENING OF ANY TOWN**

**STREET**, Grantee shall prior to cutting any Town street:

- A. Meet with the Town Engineer before Grantee begins work which will disturb the surface of the Town streets, and set forth the proposed method of work and objective for the project to be accomplished by Grantee;
- B. Propose a work method for approval by the Town Engineer [Public Works Director] that will not disturb or will minimize the disturbance of the surface of the Town streets; and,
- C. Adopt a construction method by mutual agreement with the Town Engineer that least disturbs the surface of the Town streets while also considering Grantee's work objectives and cost.

Activities related to the construction of Grantee's facilities within the rights-of-way such as traffic control, backfilling, compaction and paving, and the location or relocation of lines and related facilities shall be subject to regulation by Town. Grantee shall keep accurate records of the location of all facilities in the public rights-of-way and furnish them to Town upon request.