



## Town of Chino Valley

### MEETING NOTICE TOWN COUNCIL

**REGULAR MEETING**  
**Tuesday, May 27, 2014**  
**6:00 P.M.**

**Council Chambers**  
**202 N. State Route 89**  
**Chino Valley, Arizona**

### AGENDA

- 1) **CALL TO ORDER, INVOCATION; PLEDGE OF ALLEGIANCE; ROLL CALL**
- 2) **INTRODUCTIONS, PRESENTATIONS, AND PROCLAMATIONS**
- 3) **CALL TO THE PUBLIC**

*Call to the Public is an opportunity for the public to address the Council concerning a subject that is not on the agenda. Public comment is encouraged. Individuals are limited to speak for three (3) minutes. The total time for Call to the Public may be up to 30 minutes per meeting. Council action taken as a result of public comment will be limited to directing staff to study the matter, scheduling the matter for further consideration and decision at a later date, or responding to criticism.*

- 4) **RESPONSE TO THE PUBLIC**

*Response to the Public is an opportunity for the Mayor to inform the public about how Town officials addressed matters raised during Call to the Public at a previous meeting.*

- 5) **CURRENT EVENT SUMMARIES AND REPORTS**

*This item is for information only. The Mayor, any Councilmember, or Town Manager may present a brief summary or report of current events, or ask a staff member to provide the same. Presentation on information requested by the Mayor and Council will be made and questions answered. No action will be taken.*

- a) Status report by Town Manager Robert Smith regarding Town accomplishments, and current or upcoming projects.

**6) CONSENT AGENDA**

*All those items listed below are considered to be routine and may be enacted by one motion. Any Councilmember may request to remove an item from the Consent Agenda to be considered and discussed separately.*

- a) Consideration and possible action to support and join Prescott Valley's proposed resolution to the AZ League of Municipalities to authorize municipalities to use a sampling method to determine population estimates and housing vacancy rates for mid-decennial population updates. (Robert Smith, Town Manager)
- b) Consideration and possible action to approve Resolution No. 14-1035, adopting a Tentative Budget for the fiscal year 2014-2015, and proposed expenditure limitation for the same year, in the amount of \$29,866,774. (Joe Duffy, Finance Director)

**7) EXECUTIVE SESSION**

*Council may vote to recess the Regular Meeting and hold an executive session, which will not be open to the public, for the following purposes.*

- a) Pursuant to A.R.S. § 38-431.03(A)(3) for discussion or consultation for legal advice with the Town Attorney regarding the requirements of the Provisional Settlement Agreement with Cortez Enterprises, Inc. and options of the Town. (Mayor Marley & Robert Smith, Town Manager)
- b) Pursuant to A.R.S. § 38-481.03(A)(1) for discussion or consideration of employment, assignments, appointment, promotion, dismissal, salary of Town Magistrate John Walker, and pursuant to A.R.S. § 38-481.03(A)(4) for discussion or consultation with the Town Attorney in order to consider its position and instruct the Town Attorney regarding the Town's position regarding the contract with Town Magistrate John Walker. (Mayor Marley & Council)
- c) Pursuant to A.R.S. § 38-431.03(A)(4) for discussion or consultation with the Town Attorney in order to consider the Town's position and instruct the Town Attorney regarding the Town's position regarding a contract with Prescott Sportsmen's Club, Inc. related to management services for the Chino Valley Shooting Range that is the subject of negotiations. (Mayor Marley)

**8) ACTION ITEMS**

- a) Consideration and possible action to approve disbanding the Town of Chino Valley SR89 Utility Project Citizen Committee. (Liz Hart, Town Clerk Assistant)

Recommended Action: Approve the disbanding the Town of Chino Valley SR89 Utility Project Citizen Committee.

- b)** Consideration and possible action to allow the Elks; to erect a Hot Shots monument. (Mayor Marley)

Recommended Action: Discuss potential installation, and possibly assign to staff or committee for consideration and staff report to Council.

- c)** Consideration and possible action to approve the 2014 Road Maintenance Program with the additional amount of \$45,000.00 above the already approved amount of \$190,000.00 on September 10, 2013. Funds to come from HURF Road Materials. (Joe Duffy, Finance Director)

Recommended Action: Approve the 2014 Road Maintenance Program with the additional amount of \$45,000.00 above the already approved amount of \$190,000.00.

- d)** Consideration and possible action to adopt a motion to accept previously dedicated and recorded Roadway Easements related to the Road 1 East Roadway Project over Yavapai County Assessor parcels 102-01-001M fna 102-01-01M, 102-01-214C, 102-01-219G fna 102-01-01W, 102-01-219H fna 102-01-01R, 102-01-223E fna 102-01-01K, 102-01-216A, 102-01-216. (Robert Smith, Town Manager)

Recommended Action: Adopt a motion to accept previously dedicated and recorded Roadway Easements related to the Road 1 East Roadway Project over Yavapai County Assessor parcels 102-01-001M fna 102-01-01M, 102-01-214C, 102-01-219G fna 102-01-01W, 102-01-219H fna 102-01-01R, 102-01-223E fna 102-01-01K, 102-01-216A, 102-01-216.

- e)** Consideration and possible action to amend Section 4.21.7 TEMPORARY SIGNS and Section 4.21.11 PROHIBITED SIGNS previously authorized by the adoption of Ordinance 10-726 with modifications. (Ruth Mayday, Planner)

Recommended Action: amending the language of Section 4.21.7 Temporary Signs and 4.21.11 Prohibited Signs as recommended.

- f)** Consideration and possible action to amend Section 5.5 Subdivision Regulations: Modifications, Appeals, and Enforcement. (Ruth Mayday, Planner)

Recommended Action: Amend and rename Section 5.5 Modification and Enforcement of Subdivision Regulations.

- g)** Presentation, consideration, and possible action to approve ballot language for General Obligation bond election. (Robert Smith, Town Manager)

Recommended Action: Approve proposed general obligation bond election ballot language.

- h) Consideration and possible action to approve Resolution 14-1037 authorizing the application for a Clean Water State Revolving Fund (CWSRF) loan from the Water Infrastructure Finance Authority of Arizona and Resolution 14-1038 authorizing the application for a Drinking Water State Revolving Fund (DWSRF) loan from the Water Infrastructure Finance Authority of Arizona. (Joe Duffy, Finance Director)

Recommended Action: Approve Resolutions No. 14-1037 and 14-1038.

- i) Consideration and possible action to approve Resolution Number 14-1036 requesting the legislature appropriate \$20,000,000 to the Greater Arizona Development Authority Infrastructure Fund and insulate the fund from future sweeps. (Joe Duffy, Finance Director)

Recommended Action: Approve Resolution Number 14-1036.

- j) Consideration and possible action to approve a proposal and scope of work with Elliot D. Pollack & Company, to perform economic development analysis and create an economic development plan for the Town of Chino Valley. (Robert Smith, Town Manager)

Recommended Action: Approve the proposal and scope of work with Elliot D. Pollack & Company, to perform economic development analysis and create an economic development plan for the Town of Chino Valley.

- k) Consideration and possible action to review and approve Town Manager's goals. (Mayor Marley & Council)

Recommended Action: Direction to Staff.

- l) Consideration, discussion, and possible action regarding review of the Road 4 South extension project expenditures. (Mayor Marley & Joe Duffy, Finance Director)

Recommended Action: Direction to staff.

## 9) **ADJOURNMENT**

Dated this 22nd day of May, 2014.

By: **Jami C. Lewis, Town Clerk**

The Town of Chino Valley endeavors to make all public meetings accessible to persons with disabilities. Please call 636-2646 (voice) or 1-(800) 347-1695 (Arizona Relay Service) 48 hours prior to the meeting to request a reasonable accommodation to participate in this meeting.

Supporting documentation and staff reports furnished to the Council with this agenda are available for review on the Town website at <http://www.chinoaz.net/clerk/townagenda.shtml>, and in the Public Library and Town Clerk's Office.

CERTIFICATION OF POSTING

The undersigned hereby certifies that a copy of this notice was duly posted at Chino Valley South Campus, Chino Valley Post Office, and Chino Valley North Campus in accordance with the statement filed by the Town Council with the Town Clerk.

Date: \_\_\_\_\_ Time: \_\_\_\_\_ By: \_\_\_\_\_  
Jami C. Lewis, Town Clerk

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## TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

### Town Council Regular Meeting

Item No. **6. a.**

**Meeting Date:** 05/27/2014

**Contact Person:** Robert Smith, Town Manager

Phone: 928-636-2646 x-1201

**Department:** Town Manager

**Item Type:** N/A

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#### AGENDA ITEM TITLE:

Consideration and possible action to support and join Prescott Valley's proposed resolution to the AZ League of Municipalities to authorize municipalities to use a sampling method to determine population estimates and housing vacancy rates for mid-decennial population updates. (Robert Smith, Town Manager)

#### RECOMMENDED ACTION:

Approve, support and co-sponsor Prescott Valley's proposed resolution to the AZ League of Municipalities to authorize municipalities to use a sampling method to determine population estimates and housing vacancy rates for mid-decennial population updates. Said co-sponsorship to be memorialized by adding "Town of Chino Valley" to the League Resolution form attached.

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#### Attachments

League Resolution

Prescott Co-Sponsor

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**LEAGUE OF ARIZONA CITIES & TOWNS  
RESOLUTION FORMAT**

**Text of Resolution** *(Insert one or two concise sentences describing what action or policy you are proposing.)*

Authorize municipalities to use a sampling method to determine population estimates and housing vacancy rates for mid-decennial population updates.

**Submitted by:** *(List the municipalities sponsoring this Resolution – there must be at least two.)*

Town of Prescott Valley \_\_\_\_\_

Town of Chino Valley \_\_\_\_\_

\* \* \* \* \*

**A. Purpose and Effect of Resolution** *(Explain your proposal and provide any relevant background information.)*

The 2010 census was conducted in the midst of the worst economy this country has seen since the great depression. It was a time of high foreclosures and residents abandoning their homes because they were upside down on their mortgage. This resulted in the census reporting dramatically higher vacancy rates, and lower population numbers, for many cities.

The effect of this resolution would allow municipalities to use a sampling method to determine 2015 population estimates instead of conducting a very costly door-to-door count, similar to legislation that was approved for 2005 (ARS §42-5033.01). It would also allow municipalities to hire a third party to use a sampling method to determine current vacancy rates.

**B. Relevance to Municipal Policy** *(Explain how the resolution impacts cities/towns throughout the state.)*

Cities and Towns have the option mid-decade to conduct a special census or to utilize numbers provided by the Arizona Department of Administration to update population estimates used to distribute state shared revenues. The updates from ADOA, however, utilize the 2010 census as the baseline and adjust that number by examining annexations, building permits and demolition data. The 2010 census was skewed due to abnormally high vacancy rates and this problem is being perpetuated in annual updates.

**C. Fiscal Impact to Cities and Towns** *(Explain the potential fiscal impact, if any, to cities/towns. Include any cost estimates if possible.)*

Cities and Towns with abnormally high vacancy rates in 2010 are being negatively impacted by inaccurate population estimates used to determine state shared revenues. Enabling municipalities to correct vacancy rates from 2010 and use a sampling methodology for population estimates in 2015 would more accurately portray municipal population estimates.

**D. Fiscal Impact to the State** *(Identify possible state or federal funding sources and if the impact to the state would be an appropriation of monies or a tax credit, exemption, etc.)*

There is no fiscal impact to the state. Any population changes made would simply re-allocate the distribution of state shared revenues between municipalities to reflect a more accurate population estimate.

**E. Contact Information**

Name: Larry Tarkowski

Title: Town Manager

Phone: (928) 759-3100

Email: ltarkowski@pvaz.net

Prescott Valley's proposed resolution to the AZ League of Municipalities to authorize municipalities to use a sampling method to determine population estimates and housing vacancy rates for mid-decennial population updates

### **Agenda Item Staff Report SITUATION & ANALYSIS**

#### **Issue Statement**

*Brief narrative description of the issue at hand, including information about the problem or reason why Council involvement is required, why the item is now suitable for Council consideration and requires Council action for the item to move forward.*

Prescott Valley has requested that Chino Valley co-sponsor the attached resolution to the League.

The attached resolution would request that the State allow municipalities to provide updates to the population information originally prepared by the Census, via sampling and other techniques, to update population counts at the mid-decennial.

This would provide a less costly mechanism for municipalities to offer a challenge to existing Census data. This approach was authorized by the state in years prior, and the legislation supporting it has expired. Prescott Valley is requesting that the standing mechanism that has now expired be re-authorized.

The mechanism will result in a less expensive mechanism to challenge Census counts, and offers no financial impact to the state.

#### **Applicable “Policy”**

*Bulleted list, by section number and title, of the statute, code, plan, policy, goal, initiative, etc. relevant to the issue that must be satisfied in order to resolve the issue. A brief summary of the “policy” section(s) may be included if there are multiple issues or details that need to be covered.*

None

#### **Satisfaction of “Policy”**

*Bulleted list, by section number and title, of the above relevant “policies,” with a narrative explaining how each of them were/will be met or satisfied.*

None

#### **Summary of Issues and Staff Rationale**

*Narrative explaining the issue at hand and how/why the staff proposed solution(s) are best for the Town. This may include more than one resolution or solution/alternative for Council to consider.*

Staff recommends re-authorization of this mechanism as it saves the Town money, while also allowing the Town to challenge Census population data, and possibly access additional funding from the state that is population based.

Prescott Valley's proposed resolution to the AZ League of Municipalities to authorize municipalities to use a sampling method to determine population estimates and housing vacancy rates for mid-decennial population updates

**Findings of Fact**

*Bulleted list of staff findings that support the determination that the proposed resolution is the best solution for the Town.*

This mechanism was authorized in the past and has expired.

It offers no financial impact to the state, and a lower/decreased financial impact to municipalities seeking to challenge Census data

If approved, this mechanism will provide municipalities with an opportunity to adjust Census counts and benefit from additional population through the state's population based funding allocations.



## TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

### Town Council Regular Meeting

Item No. **6. b.**

**Meeting Date:** 05/27/2014  
**Contact Person:** Joe Duffy, Finance Director  
 Phone: 928-636-2646 x-1211  
**Department:** Finance  
**Item Type:** Consent  
**Estimated length of staff presentation:** 15 minutes  
**Physical location of item:** N/A

### AGENDA ITEM TITLE:

Consideration and possible action to approve Resolution No. 14-1035, adopting a Tentative Budget for the fiscal year 2014-2015, and proposed expenditure limitation for the same year, in the amount of \$29,866,774.

### RECOMMENDED ACTION:

Approve Resolution No. 14-1035, adopting the Tentative Budget and proposed expenditure limitation for FY 2014-2015, in the amount of \$29,866,774.

### SITUATION AND ANALYSIS:

After three study sessions and distributed materials staff has presented a tentative budget draft to Council for consideration for FY 2014-2015. The tentative budget establishes a limitation on expenditures for the proposed fiscal year.

The Tentative Budget will be published once a week for two consecutive weeks following the adoption of the Tentative Budget.

The Tentative Budget will be made available for public inspection at Town Hall, the library and is published on the town website.

A public hearing will be held on June 24, 2014, after which the final budget is adopted.

### Fiscal Impact

**Fiscal Impact?:** Yes

**If Yes, Budget Code:**

**Available:**

**Funding Source:**

Sets the Expenditure Limit for Fiscal Year 2014/2015

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**Attachments**

Budget Resolution

State Budget Forms

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**RESOLUTION NO. 14-1035**

**A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CHINO VALLEY, YAVAPAI COUNTY, ARIZONA, ADOPTING A TENTATIVE BUDGET FOR THE FISCAL YEAR 2014/2015, AND PROPOSED EXPENDITURE LIMITATION FOR THE SAME YEAR; PROVIDING FOR REPEAL OF CONFLICTING RESOLUTIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING THAT THIS RESOLUTION SHALL BE EFFECTIVE FROM AND AFTER ITS PASSAGE AND APPROVAL ACCORDING TO THE LAW**

WHEREAS, pursuant to Article 9, Section 20(9) of the Arizona Constitution, and ARS Section 41-563.03(C), (E) and (G), the qualified voters of the Town of Chino Valley did, on March 12, 2013, adopt an Alternative Expenditure Limitation for the Town; and

WHEREAS, Proposition 424, which set forth said Alternative Expenditure Limitation, provided that, as part of the budget process, the Mayor and Common Council shall annually adopt an expenditure limitation to govern the budget, after public hearing; and

WHEREAS, in accordance with the provisions of Title 42, Chapter 17, Articles 1- 5, Arizona Revised Statutes (A.R.S.), the City/Town Council did, on May 27, 2014 make an estimate of the different amounts required to meet the public expenditures/expenses for the ensuing year, also an estimate of revenues from sources other than direct taxation, and the amount to be raised by taxation upon real and personal property of the Town of Chino Valley; and

WHEREAS, in accordance with said chapter of said title, that estimates required to meet the public expenditures/expenses for the ensuing year be published according to law and provide for a public hearing to be held on June 24, 2014, at which meeting any taxpayer is privileged to appear and be heard in favor of or against any of the proposed expenditures/expenses or tax levies; and

WHEREAS, said estimates are not to exceed \$29,966,774, and detail of the estimates are attached to this Resolution and made a part thereof; and

WHEREAS, the Mayor and Common Council desire now to establish a tentative expenditure limitation and budget expenditures for Fiscal Year 2014-2015;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Common Council of the Town of Chino Valley, County of Yavapai, Arizona, as follows:

1. That the tentative expenditure limitation to govern the Town of Chino Valley budget for Fiscal Year 2014-2015 is hereby proposed in an amount not to exceed **\$29,966,774**.
2. That the estimates of revenues and expenditures shown in the schedules attached

hereto and expressly made a part hereof, are hereby adopted as the tentative budget of the Town of Chino Valley for Fiscal Year 2014-2015.

3. That this Resolution shall be effective from and after its passage and approval according to law.

BE IT FURTHER RESOLVED that all resolutions or parts of resolutions in conflict with the provisions of this resolution are hereby repealed.

BE IT FURTHER RESOLVED that if any section, subsection, sentence, clause, phrase or portion of this Resolution is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

**PASSED AND ADOPTED** by the Mayor and Common Council of the Town of Chino Valley, Arizona this 27th day of May, 2014.

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Chris Marley, Mayor

ATTEST:

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Jami C. Lewis, Town Clerk

APPROVED AS TO FORM:

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Curtis, Goodwin, Sullivan, Udall & Schwab, PLC  
Town Attorneys  
By: Phyllis Smiley

I hereby certify the above foregoing Resolution No. 14-1035 was duly passed by the Council of the Town of Chino Valley, Arizona, at a regular meeting held on May 27, 2014, and that quorum was present thereat and that the vote thereon was \_\_\_\_ ayes and \_\_\_\_ nays and \_\_\_\_ abstentions. \_\_\_\_ Council members were absent or excused.

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Jami C. Lewis, Town Clerk

**OFFICAL BUDGET FORMS**  
**TOWN OF CHINO VALLEY**  
**Fiscal Year 2015**

**TOWN OF CHINO VALLEY**  
**Summary Schedule of Estimated Revenues and Expenditures/Expenses**  
**Fiscal Year 2015**

| FUND                                        | ADOPTED<br>BUDGETED<br>EXPENDITURES/<br>EXPENSES*<br>2014 | ACTUAL<br>EXPENDITURES/<br>EXPENSES **<br>2014 | FUND<br>BALANCE/<br>NET<br>ASSETS***<br>July 1, 2014** | PROPERTY TAX<br>REVENUES<br>2015 | ESTIMATED<br>REVENUES<br>OTHER THAN<br>PROPERTY<br>TAXES<br>2015 | OTHER FINANCING<br>2015 |        | INTERFUND TRANSFERS<br>2015 |              | TOTAL<br>FINANCIAL<br>RESOURCES<br>AVAILABLE<br>2015 | BUDGETED<br>EXPENDITURES/<br>EXPENSES<br>2015 |
|---------------------------------------------|-----------------------------------------------------------|------------------------------------------------|--------------------------------------------------------|----------------------------------|------------------------------------------------------------------|-------------------------|--------|-----------------------------|--------------|------------------------------------------------------|-----------------------------------------------|
|                                             |                                                           |                                                |                                                        |                                  |                                                                  | SOURCES                 | <USES> | IN                          | <OUT>        |                                                      |                                               |
| 1. General Fund                             | \$ 7,402,230                                              | \$ 6,832,135                                   | \$ 3,709,723                                           | Primary:                         | \$ 7,404,213                                                     | \$                      | \$     | \$ 110,000                  | \$           | \$ 11,223,936                                        | \$ 7,854,300                                  |
| 2. Special Revenue Funds                    | 1,758,456                                                 | 1,721,213                                      | 929,691                                                | Secondary:                       | 4,600,950                                                        |                         |        |                             | 10,000       | 5,520,641                                            | 5,013,350                                     |
| 3. Debt Service Funds Available             | 590,620                                                   | 585,120                                        | 285,558                                                |                                  |                                                                  |                         |        | 739,432                     |              | 1,024,990                                            | 741,932                                       |
| 4. Less: Amounts for Future Debt Retirement |                                                           |                                                |                                                        |                                  |                                                                  |                         |        |                             |              |                                                      |                                               |
| 5. Total Debt Service Funds                 | 590,620                                                   | 585,120                                        | 285,558                                                |                                  |                                                                  |                         |        | 739,432                     |              | 1,024,990                                            | 741,932                                       |
| 6. Capital Projects Funds                   | 4,700,000                                                 | 1,188,963                                      | 1,944,609                                              |                                  | 13,843,171                                                       |                         |        | 886,000                     | 2,006,132    | 14,667,648                                           | 13,889,578                                    |
| 7. Permanent Funds                          |                                                           |                                                |                                                        |                                  |                                                                  |                         |        |                             |              |                                                      |                                               |
| 8. Enterprise Funds Available               | 2,317,960                                                 | 2,211,118                                      | 12,895,329                                             |                                  | 1,937,423                                                        |                         |        | 280,700                     |              | 15,113,452                                           | 2,467,614                                     |
| 9. Less: Amounts for Future Debt Retirement |                                                           |                                                |                                                        |                                  |                                                                  |                         |        |                             |              |                                                      |                                               |
| 10. Total Enterprise Funds                  | 2,317,960                                                 | 2,211,118                                      | 12,895,329                                             |                                  | 1,937,423                                                        |                         |        | 280,700                     |              | 15,113,452                                           | 2,467,614                                     |
| 11. Internal Service Funds                  |                                                           |                                                |                                                        |                                  |                                                                  |                         |        |                             |              |                                                      |                                               |
| 12. TOTAL ALL FUNDS                         | \$ 16,769,266                                             | \$ 12,538,549                                  | \$ 19,764,910                                          | \$                               | \$ 27,785,757                                                    | \$                      | \$     | \$ 2,016,132                | \$ 2,016,132 | \$ 47,550,667                                        | \$ 29,966,774                                 |

**EXPENDITURE LIMITATION COMPARISON**

1. Budgeted expenditures/expenses
2. Add/subtract: estimated net reconciling items
3. Budgeted expenditures/expenses adjusted for reconciling items
4. Less: estimated exclusions
5. Amount subject to the expenditure limitation
6. EEC or voter-approved alternative expenditure limitation

| 2014          | 2015          |
|---------------|---------------|
| \$ 16,769,266 | \$ 29,966,774 |
| 16,769,266    | 29,966,774    |
| \$ 16,769,266 | \$ 29,966,774 |
| \$ 16,769,266 | \$ 29,966,774 |

☒ The city/town does not levy property taxes and does not have special assessment districts for which property taxes are levied. Therefore, Schedule B has been omitted.

\* Includes Expenditure/Expense Adjustments Approved in current year from Schedule E.

\*\* Includes actual amounts as of the date the proposed budget was prepared, adjusted for estimated activity for the remainder of the fiscal year.

\*\*\* Amounts in this column represent Fund Balance/Net Asset amounts except for amounts not in spendable form (e.g., prepaids and inventories) or legally or contractually required to be maintained intact (e.g., principal of a permanent fund).

**TOWN OF CHINO VALLEY**  
**Summary of Tax Levy and Tax Rate Information\*\***  
**Fiscal Year 2015**

|                                                                                                                                                                                                | <u>2014</u> | <u>2015</u> |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|-------------|
| 1. Maximum allowable primary property tax levy.<br>A.R.S. §42-17051(A)                                                                                                                         | \$ _____    | \$ _____    |
| 2. Amount received from primary property taxation in<br>the <b>current year</b> in excess of the sum of that year's<br>maximum allowable primary property tax levy.<br>A.R.S. §42-17102(A)(18) | \$ _____    |             |
| 3. Property tax levy amounts                                                                                                                                                                   |             |             |
| A. Primary property taxes                                                                                                                                                                      | \$ _____    | \$ _____    |
| B. Secondary property taxes                                                                                                                                                                    | _____       | _____       |
| C. Total property tax levy amounts                                                                                                                                                             | \$ _____    | \$ _____    |
| 4. Property taxes collected*                                                                                                                                                                   |             |             |
| A. Primary property taxes                                                                                                                                                                      |             |             |
| (1) <b>Current</b> year's levy                                                                                                                                                                 | \$ _____    |             |
| (2) Prior years' levies                                                                                                                                                                        | _____       |             |
| (3) Total primary property taxes                                                                                                                                                               | \$ _____    |             |
| B. Secondary property taxes                                                                                                                                                                    |             |             |
| (1) <b>Current</b> year's levy                                                                                                                                                                 | \$ _____    |             |
| (2) Prior years' levies                                                                                                                                                                        | _____       |             |
| (3) Total secondary property taxes                                                                                                                                                             | \$ _____    |             |
| C. Total property taxes collected                                                                                                                                                              | \$ _____    |             |
| 5. Property tax rates                                                                                                                                                                          |             |             |
| A. City/Town tax rate                                                                                                                                                                          |             |             |
| (1) Primary property tax rate                                                                                                                                                                  | _____       | _____       |
| (2) Secondary property tax rate <sup>(1)</sup>                                                                                                                                                 | _____       | _____       |
| (3) Total city/town tax rate                                                                                                                                                                   | _____       | _____       |

**B. Special assessment district tax rates**

Secondary property tax rates - As of the date the proposed budget was prepared, the city/town was operating 3 special assessment districts for which secondary property taxes are levied. For information pertaining to these special assessment districts and their tax rates, please contact the city/town.

\* Includes actual property taxes collected as of the date the proposed budget was prepared, plus estimated property tax collections for the remainder of the fiscal year.

\*\* The Town of Chino Valley does not levy a primary or secondary property tax.

**TOWN OF CHINO VALLEY**  
**Summary by Fund Type of Revenues Other Than Property Taxes**  
**Fiscal Year 2015**

| <b>SOURCE OF REVENUES</b>                 | <b>ESTIMATED<br/>REVENUES<br/>2014</b> | <b>ACTUAL<br/>REVENUES*<br/>2014</b> | <b>ESTIMATED<br/>REVENUES<br/>2015</b> |
|-------------------------------------------|----------------------------------------|--------------------------------------|----------------------------------------|
| <b>SPECIAL REVENUE FUNDS</b>              |                                        |                                      |                                        |
| <b>Highway User Revenue Fund</b>          |                                        |                                      |                                        |
| Highway User Revenue                      | \$ 763,000                             | \$ 763,969                           | \$ 805,000                             |
| Interest                                  | 1,500                                  | 930                                  | 1,000                                  |
| Miscellaneous                             | 1,350                                  | 8,304                                | 1,350                                  |
|                                           | \$ 765,850                             | \$ 773,203                           | \$ 807,350                             |
| <br>CDBG Grants                           | <br>\$                                 | <br>\$                               | <br>\$ 264,000                         |
|                                           |                                        |                                      | \$ 264,000                             |
| <br>Miscellaneous Grants                  | <br>\$ 700,000                         | <br>\$ 700,000                       | <br>\$ 3,470,000                       |
|                                           | \$ 700,000                             | \$ 700,000                           | \$ 3,470,000                           |
| <br>Special Revenue Fund-Court            | <br>\$ 15,600                          | <br>\$ 8,104                         | <br>\$ 15,600                          |
| Special Revenue Fund-PD                   | 25,000                                 | 34,300                               | 40,000                                 |
| Lighting Improvement Districts #1, #2, #3 | 3,578                                  | 3,700                                | 4,000                                  |
|                                           | \$ 44,178                              | \$ 46,104                            | \$ 59,600                              |
| <br><b>Total Special Revenue Funds</b>    | <br>\$ 1,510,028                       | <br>\$ 1,519,307                     | <br>\$ 4,600,950                       |
| <br><b>CAPITAL PROJECTS FUNDS</b>         |                                        |                                      |                                        |
| Impact Fee Funds                          | \$ 2,300                               | \$ 181,730                           | \$ 1,111                               |
| Capital Improvements Fund                 | 4,790,800                              | 1,401,982                            | 13,841,560                             |
| Replacement Fund                          | 500                                    | 201                                  | 500                                    |
|                                           | \$ 4,793,600                           | \$ 1,583,913                         | \$ 13,843,171                          |
| <br><b>Total Capital Projects Funds</b>   | <br>\$ 4,793,600                       | <br>\$ 1,583,913                     | <br>\$ 13,843,171                      |
| <br><b>ENTERPRISE FUNDS</b>               |                                        |                                      |                                        |
| Water Enterprise Fund                     | \$ 472,000                             | \$ 462,666                           | \$ 433,000                             |
| Sewer Enterprise Fund                     | 1,308,000                              | 1,444,902                            | 1,504,423                              |
|                                           | \$ 1,780,000                           | \$ 1,907,568                         | \$ 1,937,423                           |
| <br><b>Total Enterprise Funds</b>         | <br>\$ 1,780,000                       | <br>\$ 1,907,568                     | <br>\$ 1,937,423                       |
| <br><b>TOTAL ALL FUNDS</b>                | <br>\$ 15,441,978                      | <br>\$ 12,386,421                    | <br>\$ 27,785,757                      |

\* Includes actual revenues recognized on the modified accrual or accrual basis as of the date the proposed budget was prepared, plus estimated revenues for the remainder of the fiscal year.

**TOWN OF CHINO VALLEY**  
**Summary by Fund Type of Other Financing Sources/<Uses> and Interfund Transfers**  
**Fiscal Year 2015**

| FUND                                | OTHER FINANCING<br>2015 |        | INTERFUND TRANSFERS<br>2015 |              |
|-------------------------------------|-------------------------|--------|-----------------------------|--------------|
|                                     | SOURCES                 | <USES> | IN                          | <OUT>        |
| <b>GENERAL FUND</b>                 |                         |        |                             |              |
| Capital Improvement Fund            | \$                      | \$     | \$ 100,000                  | \$           |
| PD Special Revenue                  |                         |        | 10,000                      |              |
|                                     |                         |        |                             |              |
|                                     |                         |        |                             |              |
| <b>Total General Fund</b>           | \$                      | \$     | \$ 110,000                  | \$           |
| <b>SPECIAL REVENUE FUNDS</b>        |                         |        |                             |              |
| HURF                                | \$                      | \$     | \$                          | \$           |
| Special Revenue - PD                |                         |        |                             | 10,000       |
| Misc Grants                         |                         |        |                             |              |
|                                     |                         |        |                             |              |
| <b>Total Special Revenue Funds</b>  | \$                      | \$     | \$                          | \$ 10,000    |
| <b>DEBT SERVICE FUNDS</b>           |                         |        |                             |              |
| Capital Improvement Fund            | \$                      | \$     | \$ 739,432                  | \$           |
|                                     |                         |        |                             |              |
|                                     |                         |        |                             |              |
| <b>Total Debt Service Funds</b>     | \$                      | \$     | \$ 739,432                  | \$           |
| <b>CAPITAL PROJECTS FUNDS</b>       |                         |        |                             |              |
| Capital Improvement Fund            | \$                      | \$     | \$ 886,000                  | \$ 1,120,132 |
| Road Impact Fee Fund                |                         |        |                             | 886,000      |
|                                     |                         |        |                             |              |
| <b>Total Capital Projects Funds</b> | \$                      | \$     | \$ 886,000                  | \$ 2,006,132 |
| <b>PERMANENT FUNDS</b>              |                         |        |                             |              |
| <b>Total Permanent Funds</b>        | \$                      | \$     | \$                          | \$           |
| <b>ENTERPRISE FUNDS</b>             |                         |        |                             |              |
| Water Enterprise                    | \$                      | \$     | \$ 280,700                  | \$           |
|                                     |                         |        |                             |              |
|                                     |                         |        |                             |              |
| <b>Total Enterprise Funds</b>       | \$                      | \$     | \$ 280,700                  | \$           |
| <b>INTERNAL SERVICE FUNDS</b>       |                         |        |                             |              |
| <b>Total Internal Service Funds</b> | \$                      | \$     | \$                          | \$           |
| <b>TOTAL ALL FUNDS</b>              | \$                      | \$     | \$ 2,016,132                | \$ 2,016,132 |

**TOWN OF CHINO VALLEY**  
**Summary by Department of Expenditures/Expenses Within Each Fund Type**  
**Fiscal Year 2015**

| <b>FUND/DEPARTMENT</b>              | <b>ADOPTED<br/>BUDGETED<br/>EXPENDITURES/<br/>EXPENSES<br/>2014</b> | <b>EXPENDITURE/<br/>EXPENSE<br/>ADJUSTMENTS<br/>APPROVED<br/>2014</b> | <b>ACTUAL<br/>EXPENDITURES/<br/>EXPENSES*<br/>2014</b> | <b>BUDGETED<br/>EXPENDITURES/<br/>EXPENSES<br/>2015</b> |
|-------------------------------------|---------------------------------------------------------------------|-----------------------------------------------------------------------|--------------------------------------------------------|---------------------------------------------------------|
| <b>GENERAL FUND</b>                 |                                                                     |                                                                       |                                                        |                                                         |
| Prosecutor                          | \$ 118,650                                                          | \$                                                                    | \$ 117,368                                             | \$ 122,800                                              |
| Town Clerk                          | 233,850                                                             |                                                                       | 178,590                                                | 244,100                                                 |
| Town Manager                        | 348,850                                                             |                                                                       | 344,931                                                | 406,600                                                 |
| Human Resources                     | 66,950                                                              |                                                                       | 64,484                                                 | 69,850                                                  |
| Magistrate Court                    | 294,800                                                             |                                                                       | 279,729                                                | 312,550                                                 |
| Finance                             | 279,050                                                             |                                                                       | 277,602                                                | 304,450                                                 |
| Mgmt Info Systems                   | 244,500                                                             |                                                                       | 225,112                                                | 245,650                                                 |
| Mayor & Council                     | 29,550                                                              |                                                                       | 21,150                                                 | 31,750                                                  |
| Planning                            | 139,350                                                             |                                                                       | 170,353                                                | 170,850                                                 |
| Building Inspection                 | 231,030                                                             |                                                                       | 211,584                                                | 273,500                                                 |
| Police                              | 2,491,650                                                           |                                                                       | 2,361,650                                              | 2,613,000                                               |
| Animal Control                      | 91,400                                                              |                                                                       | 99,093                                                 | 143,850                                                 |
| Recreation                          | 74,250                                                              |                                                                       | 44,900                                                 | 69,400                                                  |
| Library                             | 281,050                                                             |                                                                       | 280,939                                                | 287,700                                                 |
| Senior Center                       | 199,450                                                             |                                                                       | 203,767                                                | 230,750                                                 |
| Parks                               | 385,300                                                             |                                                                       | 342,102                                                | 396,500                                                 |
| Aquatic Center                      | 277,500                                                             |                                                                       | 211,610                                                | 249,750                                                 |
| Facilities Maintenance              | 349,000                                                             |                                                                       | 330,783                                                | 346,650                                                 |
| Vehicle Maintenance                 | 332,350                                                             |                                                                       | 324,942                                                | 336,600                                                 |
| Engineering                         | 64,900                                                              |                                                                       | 64,032                                                 | 74,750                                                  |
| Non-Departmental                    | 547,300                                                             |                                                                       | 571,414                                                | 556,250                                                 |
| Contingency                         | 321,500                                                             |                                                                       | 106,000                                                | 367,000                                                 |
| <b>Total General Fund</b>           | <b>\$ 7,402,230</b>                                                 | <b>\$</b>                                                             | <b>\$ 6,832,135</b>                                    | <b>\$ 7,854,300</b>                                     |
| <b>SPECIAL REVENUE FUNDS</b>        |                                                                     |                                                                       |                                                        |                                                         |
| Highway User Revenue Fund           | \$ 1,019,550                                                        | \$                                                                    | \$ 979,897                                             | \$ 1,200,350                                            |
| CDBG Grant Fund                     |                                                                     |                                                                       |                                                        | 264,000                                                 |
| Miscellaneous Grants Fund           | 700,000                                                             |                                                                       | 700,000                                                | 3,470,000                                               |
| Special Revenue Fund -- Court       | 15,100                                                              |                                                                       | 7,510                                                  | 35,000                                                  |
| Special Revenue Fund -- PD          | 20,000                                                              |                                                                       | 30,000                                                 | 40,000                                                  |
| Lighting Improvement Districts      | 3,806                                                               |                                                                       | 3,806                                                  | 4,000                                                   |
| <b>Total Special Revenue Funds</b>  | <b>\$ 1,758,456</b>                                                 | <b>\$</b>                                                             | <b>\$ 1,721,213</b>                                    | <b>\$ 5,013,350</b>                                     |
| <b>DEBT SERVICE FUNDS</b>           |                                                                     |                                                                       |                                                        |                                                         |
| Debt Service Fund                   | \$ 590,620                                                          | \$                                                                    | \$ 585,120                                             | \$ 741,932                                              |
| <b>Total Debt Service Funds</b>     | <b>\$ 590,620</b>                                                   | <b>\$</b>                                                             | <b>\$ 585,120</b>                                      | <b>\$ 741,932</b>                                       |
| <b>CAPITAL PROJECTS FUNDS</b>       |                                                                     |                                                                       |                                                        |                                                         |
| Capital Improvements Fund           | \$ 4,584,000                                                        | \$                                                                    | \$ 1,029,000                                           | \$ 13,776,000                                           |
| Impact Fees Funds                   | 86,000                                                              |                                                                       | 149,963                                                | 103,578                                                 |
| Asset Replacement Fund              | 30,000                                                              |                                                                       | 10,000                                                 | 10,000                                                  |
| <b>Total Capital Projects Funds</b> | <b>\$ 4,700,000</b>                                                 | <b>\$</b>                                                             | <b>\$ 1,188,963</b>                                    | <b>\$ 13,889,578</b>                                    |
| <b>PERMANENT FUNDS</b>              |                                                                     |                                                                       |                                                        |                                                         |
| <b>Total Permanent Funds</b>        | <b>\$</b>                                                           | <b>\$</b>                                                             | <b>\$</b>                                              | <b>\$</b>                                               |
| <b>ENTERPRISE FUNDS</b>             |                                                                     |                                                                       |                                                        |                                                         |
| Water Enterprise Fund               | \$ 634,595                                                          | \$                                                                    | \$ 613,837                                             | \$ 713,700                                              |
| Sewer Enterprise Fund               | 1,683,365                                                           |                                                                       | 1,597,281                                              | 1,753,914                                               |
| <b>Total Enterprise Funds</b>       | <b>\$ 2,317,960</b>                                                 | <b>\$</b>                                                             | <b>\$ 2,211,118</b>                                    | <b>\$ 2,467,614</b>                                     |
| <b>INTERNAL SERVICE FUNDS</b>       |                                                                     |                                                                       |                                                        |                                                         |
| <b>Total Internal Service Funds</b> | <b>\$</b>                                                           | <b>\$</b>                                                             | <b>\$</b>                                              | <b>\$</b>                                               |
| <b>TOTAL ALL FUNDS</b>              | <b>\$ 16,769,266</b>                                                | <b>\$</b>                                                             | <b>\$ 12,538,549</b>                                   | <b>\$ 29,966,774</b>                                    |

\* Includes actual expenditures/expenses recognized on the modified accrual or accrual basis as of the date the proposed budget was prepared, plus estimated expenditures/expenses for the remainder of the fiscal year.

**TOWN OF CHINO VALLEY**  
**Summary by Department of Expenditures/Expenses**  
**Fiscal Year 2015**

| <b>DEPARTMENT/FUND</b>                      | <b>ADOPTED<br/>BUDGETED<br/>EXPENDITURES/<br/>EXPENSES<br/>2014</b> | <b>EXPENDITURE/<br/>EXPENSE<br/>ADJUSTMENTS<br/>APPROVED<br/>2014</b> | <b>ACTUAL<br/>EXPENDITURES/<br/>EXPENSES *<br/>2014</b> | <b>BUDGETED<br/>EXPENDITURES/<br/>EXPENSES<br/>2015</b> |
|---------------------------------------------|---------------------------------------------------------------------|-----------------------------------------------------------------------|---------------------------------------------------------|---------------------------------------------------------|
| <b>Water Utilities</b>                      |                                                                     |                                                                       |                                                         |                                                         |
| Water Enterprise Fund                       | \$ 634,595                                                          | \$                                                                    | \$ 613,837                                              | 713,700                                                 |
| <b>Department Total</b>                     | <b>\$ 634,595</b>                                                   | <b>\$</b>                                                             | <b>\$ 613,837</b>                                       | <b>\$ 713,700</b>                                       |
| <b>Sewer Utilities</b>                      |                                                                     |                                                                       |                                                         |                                                         |
| Sewer Enterprise Fund                       | \$ 1,683,365                                                        | \$                                                                    | \$ 1,597,281                                            | \$ 1,753,914                                            |
| <b>Department Total</b>                     | <b>\$ 1,683,365</b>                                                 | <b>\$</b>                                                             | <b>\$ 1,597,281</b>                                     | <b>\$ 1,753,914</b>                                     |
| <b>Roads</b>                                |                                                                     |                                                                       |                                                         |                                                         |
| HURF                                        | \$ 1,019,550                                                        | \$                                                                    | \$ 979,897                                              | \$ 1,200,350                                            |
| <b>Department Total</b>                     | <b>\$ 1,019,550</b>                                                 | <b>\$</b>                                                             | <b>\$ 979,897</b>                                       | <b>\$ 1,200,350</b>                                     |
| <b>Street Lighting Improvement District</b> |                                                                     |                                                                       |                                                         |                                                         |
| SLID Fund                                   | \$ 3,806                                                            | \$                                                                    | \$ 3,806                                                | \$ 4,000                                                |
| <b>Department Total</b>                     | <b>\$ 3,806</b>                                                     | <b>\$</b>                                                             | <b>\$ 3,806</b>                                         | <b>\$ 4,000</b>                                         |
| <b>TOTAL ALL DEPARTMENTS</b>                | <b>\$ 16,769,266</b>                                                | <b>\$</b>                                                             | <b>\$ 12,538,549</b>                                    | <b>\$ 29,966,274</b>                                    |

\* Includes actual expenditures/expenses recognized on the modified accrual or accrual basis as of the date the proposed budget was prepared, plus estimated expenditures/expenses for the remainder of the fiscal year.

**TOWN OF CHINO VALLEY**  
**Full-Time Employees and Personnel Compensation**  
**Fiscal Year 2015**

| <b>FUND</b>                        | <b>Full-Time<br/>Equivalent (FTE)<br/>2014</b> | <b>Employee Salaries<br/>and Hourly Costs<br/>2014</b> | <b>Retirement Costs<br/>2014</b> | <b>Healthcare Costs<br/>2014</b> | <b>Other Benefit<br/>Costs<br/>2014</b> | <b>Total Estimated<br/>Personnel<br/>Compensation<br/>2014</b> |
|------------------------------------|------------------------------------------------|--------------------------------------------------------|----------------------------------|----------------------------------|-----------------------------------------|----------------------------------------------------------------|
| <b>GENERAL FUND</b>                | <u>71.0</u>                                    | <u>\$ 3,751,868</u>                                    | <u>\$ 550,872</u>                | <u>\$ 543,700</u>                | <u>\$ 372,034</u>                       | <u>= \$ 5,218,474</u>                                          |
| <b>SPECIAL REVENUE FUNDS</b>       |                                                |                                                        |                                  |                                  |                                         |                                                                |
| Highway User Revenue               | <u>11.0</u>                                    | <u>\$ 516,389</u>                                      | <u>\$ 59,281</u>                 | <u>\$ 84,480</u>                 | <u>\$ 65,216</u>                        | <u>= \$ 725,366</u>                                            |
| <b>Total Special Revenue Funds</b> | <u>11.0</u>                                    | <u>\$ 516,389</u>                                      | <u>\$ 59,281</u>                 | <u>\$ 84,480</u>                 | <u>\$ 65,216</u>                        | <u>= \$ 725,366</u>                                            |
| <b>ENTERPRISE FUNDS</b>            |                                                |                                                        |                                  |                                  |                                         |                                                                |
| Water Enterprise Fund              | <u>3.5</u>                                     | <u>\$ 141,893</u>                                      | <u>\$ 16,290</u>                 | <u>\$ 26,664</u>                 | <u>\$ 15,551</u>                        | <u>= \$ 200,398</u>                                            |
| Sewer Enterprise Fund              | <u>3.5</u>                                     | <u>\$ 141,664</u>                                      | <u>\$ 16,264</u>                 | <u>\$ 26,664</u>                 | <u>\$ 15,534</u>                        | <u>= \$ 200,126</u>                                            |
| <b>Total Enterprise Funds</b>      | <u>7.0</u>                                     | <u>\$ 283,557</u>                                      | <u>\$ 32,554</u>                 | <u>\$ 53,328</u>                 | <u>\$ 31,085</u>                        | <u>= \$ 400,524</u>                                            |
| <b>TOTAL ALL FUNDS</b>             | <u>89.0</u>                                    | <u>\$ 4,551,814</u>                                    | <u>\$ 642,707</u>                | <u>\$ 681,508</u>                | <u>\$ 468,335</u>                       | <u>= \$ 6,344,364</u>                                          |



## TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

### Town Council Regular Meeting

**Item No. 8. a.**

**Meeting Date:** 05/27/2014  
**Contact Person:** Liz Hart, Town Clerk Assistant/Records Technician  
 Phone: 928-636-2646 x-1210  
**Department:** Town Clerk  
**Item Type:** Consent  
**Estimated length of staff presentation:** 5 minutes  
**Physical location of item:** N/A

### AGENDA ITEM TITLE:

Consideration and possible action to approve disbanding the Town of Chino Valley SR89 Utility Project Citizen Committee, originally established April 23, 2013.

### RECOMMENDED ACTION:

Approve the disbanding the Town of Chino Valley SR89 Utility Project Citizen Committee.

### SITUATION AND ANALYSIS:

On April 9, 2013, Council was asked to consider establishing a citizen bond committee for the purpose of reviewing the SR 89 Utility Project, which pertained to proposed extensions of sewer and water to the highway for economic development and financial stability purposes, and bringing a recommendation to the Council regarding a potential bond election in November 2013.

The committee has fulfilled its original purpose.

### Fiscal Impact

**Fiscal Impact?:** none

**If Yes, Budget Code:**

**Available:**

**Funding Source:**

### Attachments

*No file(s) attached.*

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## TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

### Town Council Regular Meeting

Item No. **8. b.**

**Meeting Date:** 05/27/2014  
**Contact Person:** Liz Hart, Town Clerk Assistant/Records Technician  
 Phone: 928-636-2646 x-1210  
**Department:** Council  
**Item Type:** Action-Presentation  
**Estimated length of staff presentation:** 10 minutes  
**Physical location of item:** N/A

### AGENDA ITEM TITLE:

Consideration and possible action to allow the Elks to erect a Hot Shots monument on State Route 89.

### RECOMMENDED ACTION:

Discuss potential installation, and possibly assign to staff or committee for consideration and staff report to Council.

### SITUATION AND ANALYSIS:

See Attached

### Fiscal Impact

**Fiscal Impact?:** None

**If Yes, Budget Code:**

**Available:**

**Funding Source:**

### Attachments

[picture 1](#)

[picture 2](#)

[Picture 3](#)

[Picture 4](#)

[staff report](#)



ERIC MARSH  
JESSE STEED  
CLAYTON WHITTED  
ROBERT CALDWELL  
TRAVIS CARTER  
CHRISTOPHER MACKENZIE  
TRAVIS TURBYFILL  
ANDREW ASHCRAFT  
JOE THURSTON  
WADE PARKER  
ANTHONY ROSE  
GARRET ZUPPIGER  
SCOTT NORRIS  
DUSTIN DEFORD  
WILLIAM WARNEKE  
KEVIN WOYJECK  
GRANT MCKEE  
SEAN MINNER  
JOHN J. PERCIN, JR.





THE HOT SHOT'S PRAYER

WHEN I AM CALLED TO DUTY, LORD  
TO FIGHT THE ROARING BLAZE,  
PLEASE KEEP ME SAFE AND STRONG.  
I MIGHT BE HERE FOR DAYS,  
BE WITH MY FELLOW CREWMEMBERS  
AS WE HIKE UP TO THE TOP  
HELP US CUT ENOUGH LINE  
FOR THIS BLAZE TO STOP  
LET MY SKILLS AND HANDS  
BE FIRM AND QUICK.  
LET ME FIND THOSE SAFETY ZONES  
AS WE HIT AND LICK  
OR IF THIS DAY ON THE LINE  
I SHOULD ANSWER DEATH'S CALL,  
LORD BLESS MY HOT SHOT CREW,  
MY FAMILY ONE AND ALL.



Klaus Nietzsche with the Elks propose placing a Hot Shots monument from the Elks to the Town

The monument, a bronze, has been designed and would rest on a 5'x5' concrete base 18" high, and is 76" in total height. The Elks', partnering with the Chino Valley Fire District Charities, intend to raise the funds for the entire project, and they desire to place the monument somewhere visible on the highway, preferably right in front of Town Hall.



## TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

### Town Council Regular Meeting

Item No. **8. c.**

**Meeting Date:** 05/27/2014  
**Contact Person:** Joe Duffy, Finance Director  
 Phone: 928-636-2646 x-1211  
**Department:** Finance  
**Item Type:** Action  
**Estimated length of staff presentation:** 5 minutes  
**Physical location of item:** Road 3 South and Granda Estates

### AGENDA ITEM TITLE:

Consideration and possible action to approve the 2014 Road Maintenance Program with the additional amount of \$45,000.00 above the already approved amount of \$190,000.00 on September 10, 2013.

### RECOMMENDED ACTION:

Approve the 2014 Road Maintenance Program with the additional amount of \$45,000.00 above the already approved amount of \$190,000.00.

### SITUATION AND ANALYSIS:

The Roads Material Budget in the HURF Fund for FY 2013/2014 is \$300,000. Council approved using \$190,000 of this budget for road resurfacing on September 10, 2013. As of May 19, 2014, the Town has spend \$172,000 on road resurfacing. The department is requesting permission to increase the road resurfacing budget from \$190,000 to \$235,000 this fiscal year. The department has sufficient funds remaining in the road materials budget.

The attached Road Maintenance Summary details the departments request.

The attached Situation & Analysis summarizes the planned projects.

### Fiscal Impact

**Fiscal Impact?:** Yes  
**If Yes, Budget Code:** 02-78-5398  
**Available:** \$300,000  
**Funding Source:**

Funds to come from HURF Road Materials line item. Even with the additonal amount the department is projected to be under budget for the fiscal year.

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**Attachments**

Budget Summary

Staff Report

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| Town of Chino Valley                |                             |  |                      |                        |
|-------------------------------------|-----------------------------|--|----------------------|------------------------|
| Road Maintenance Summary            |                             |  |                      |                        |
| Fiscal Year Ending June 30, 2014    |                             |  |                      |                        |
|                                     |                             |  |                      |                        |
|                                     | Total Road Materials Budget |  | Road Resurfacing     | Other Road Maintenance |
| <b>APPROVED BUDGET AMOUNT</b>       | <b>300,000.00</b>           |  | <b>\$ 190,000.00</b> | <b>\$ 110,000.00</b>   |
| Total Spent to Date                 | 215,366.16                  |  | 172,078.93           | 43,287.23              |
| Budget Balance                      |                             |  | 17,921.07            | 66,712.77              |
| Proposed Budget Adjustment          |                             |  | 45,000.00            | (45,000.00)            |
| <b>Total Adjusted Budget Amount</b> | <b>300,000.00</b>           |  | <b>235,000.00</b>    | <b>65,000.00</b>       |

## **Agenda Item Staff Report SITUATION & ANALYSIS**

### **Issue Statement**

*Brief narrative description of the issue at hand, including information about the problem or reason why Council involvement is required, why the item is now suitable for Council consideration and requires Council action for the item to move forward.*

The Town is far behind on the maintenance of its surfaced streets because of significant budget cuts to the Highway User Revenue Fund. As a means of trying to bridge the financial gap between the budget constraints and the needs of the transportation system, the Public Works Department purchased a chip spreading machine last year. The intent of this purchase is to perform the chip seal program in-house at a reduced cost in order to surface more roadways.

On March 25, 2014, the Council awarded the Town's oil contract, and the provision of the distributor truck, to Cactus Oil. This oil contract will provide the necessary oil for the 2014 spring road resurfacing program.

The 2013 road resurfacing program was compiled using the Yavapai County bids for both the supply of oil and the distributor truck. As can be seen by traveling portions of Road 1 North, Road 1 East, and Road 3 North, the chips did not adhere to the supplied oil. The oil under Yavapai County was CRS-2 and the distributor truck was provided by a local contractor by the name of Grady's.

Based on site visits by Arizona Petroleum Industry professionals their assessment of these roadways is:

- The oil used was not at a sufficient temperature and,
- The distributor truck was placing the oil too far ahead of the chip spreader

Staff felt that the best remedy to these issues is to bid the provision of a different oil CRS-2P and require that the oil provider provide their own distributor truck. This will allow the Town to have better control over the proper application of the oil so that the chip seal material will properly bind.

Town staff has decided that no single chip seals will be applied in the future. The minimum chip seal surface shall be a double chip. In addition, after the chip seal has had sufficient time to volatilize, a fog seal shall be placed over the final surface with the oil CSS1H. This revision to the construction practices will eliminate the issues that are currently being experienced.

### **Applicable "Policy"**

*Bulleted list, by section number and title, of the statute, code, plan, policy, goal, initiative, etc. relevant to the issue that must be satisfied in order to resolve the issue. A brief summary of the "policy" section(s) may be included if there are multiple issues or details that need to be covered.*

- N/A

### **Satisfaction of "Policy"**

*Bulleted list, by section number and title, of the above relevant "policies," with a narrative explaining how each of them were/will be met or satisfied.*

- N/A

### **Summary of Issues and Staff Rationale**

*Narrative explaining the issue at hand and how/why the staff proposed solution(s) are best for the Town. This may include more than one resolution or solution/alternative for Council to consider.*

Town staff proposes to reconstruct under this road resurfacing program Road 3 South east of Road 1 East to its terminus and Granada Estates. At the September 10, 2013 Council meeting the Council approved the first in-house chip seal contract in an amount not to exceed \$190,000.00. To date, we have spent \$92,000 on the 2013 chip seal program and an addition \$80,000.00 on stockpiling and trucking purchased chips from this last winter. The current stockpile of chips is more than enough to complete the proposed spring chip seal program. This leaves \$18,000.00 in the current Council approved expenditure limit.

As stated in previous agenda memos the 2013 chip seal program did not result in the desired outcome. Places where a single chip seal was laid did not result in the chips being properly adhered to the roadway. The section of Road 4 North that was double chipped, rather than single chipped, is adhering properly.

The 2014 spring chip seal program will all be double chipped with oil called CRS-2P rather than CRS-2 that was used on 2013 chip seal program. In addition, a fog seal will be placed over the double chip sealed roadway to assure the all surfaces of the chip are properly adhered to the roadway. No single chip seals will be placed again.

The existing budget was approved with \$300,000.00 under Road Materials. This is the amount budgeted for the entire chip seal program.

Base on the bids from Cactus Oil and trucking services from C&R Trucking, staff estimates the spring chip seal program will cost \$55,000 and \$7,700.00 for milling these existing roadways. Therefore, an additional \$44,700 is required to complete the 2014 spring road resurfacing program. We've rounded this amount up to \$45,000.00. The total mileage Road 3 South east of Road 1 East and Granada Estates is 0.83 miles.

The next road resurfacing program will repair Road 1 East Perkinsville Road to Road 4 North, Road 3 North from Highway 89 to Reed Road, and Road 1 North from Road 1 East to Cactus Wren. This will be performed in August of the next budget year.

### **Findings of Fact**

*Bulleted list of staff findings that support the determination that the proposed resolution is the best solution for the Town.*

- N/A

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## TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

### Town Council Regular Meeting

Item No. **8. d.**

**Meeting Date:** 05/27/2014  
**Contact Person:** Susan Goodwin, Town Attorney  
**Department:** Town Attorney  
**Item Type:** Action  
**Estimated length of staff presentation:** 5 minutes  
**Physical location of item:** N/A

### AGENDA ITEM TITLE:

Consideration and possible action to adopt a motion to accept previously dedicated and recorded Roadway Easements related to the Road 1 East Roadway Project over Yavapai County Assessor parcels 102-01-001M fna 102-01-01M, 102-01-214C, 102-01-219G fna 102-01-01W, 102-01-219H fna 102-01-01R, 102-01-223E fna 102-01-01K, 102-01-216A, 102-01-216.

### RECOMMENDED ACTION:

Adopt a motion to accept previously dedicated and recorded Roadway Easements related to the Road 1 East Roadway Project over Yavapai County Assessor parcels 102-01-001M fna 102-01-01M, 102-01-214C, 102-01-219G fna 102-01-01W, 102-01-219H fna 102-01-01R, 102-01-223E fna 102-01-01K, 102-01-216A, 102-01-216.

### SITUATION AND ANALYSIS:

See Attached

### Fiscal Impact

**Fiscal Impact?:** 0

**If Yes, Budget Code:**

**Available:**

**Funding Source:**

### Attachments

Road 1 East Easement Acceptance

**Town of Chino Valley  
Agenda Item Staff Report  
SITUATION & ANALYSIS**

**AGENDA ITEM TITLE**

Consideration and possible action to adopt a motion to accept previously dedicated and recorded Roadway Easements related to the Road 1 East Roadway Project over Yavapai County Assessor parcels 102-01-001M fna 102-01-01M, 102-01-214C, 102-01-219G fna 102-01-01W, 102-01-219H fna 102-01-01R, 102-01-223E fna 102-01-01K, 102-01-216A, 102-01-216.

**RECOMMENDED ACTION**

Approval by Town Council of the previously recorded Roadway Easements, as follows:

1. Easement recorded in the Yavapai County Recorder's Office on July 15, 1986 in Book 1837, page 726 and in Instrument No. 25852, Official Records. (Parcel No. 102-01-001M fna 102-01-01M)
2. Easement recorded in the Yavapai County Recorder's Office on July 15, 1986 in Book 1837, page 734, Official Records. (Parcel No. 102-01-214C)
3. Easement recorded in the Yavapai County Recorder's Office on July 15, 1986 in Book 1837, page 731, Official Records. (Parcel No. 102-01-219G fna 102-01-01W)
4. Easement recorded in the Yavapai County Recorder's Office on July 15, 1986 in Book 1837, page 727, Official Records. (Parcel No. 102-01-219H fna 102-01-01R)
5. Easement recorded in the Yavapai County Recorder's Office on July 15, 1986 in Book 1837, page 737, Official Records. (Parcel No. 102-01-223E fna 102-01-01K)
6. Easement recorded in the Yavapai County Recorder's Office on July 15, 1986 in Book 1837, page 736, Official Records. (Parcel No. 102-01-216A)
7. Easement recorded in the Yavapai County Recorder's Office on July 15, 1986 in Book 1837, page 735, Official Records. (Parcel No. 102-01-216)

**Applicable "Policy"**

- ***Rights of Way are defined at Town Code Section 150.043 Definitions***
- ***Rights of Way are defined as -- Streets, roads, alleys, ways, highways, sidewalks, bridges, utility easements, structures, grounds and places which have been dedicated to and declared by the town to be public and permits are not limited to public rights of ways.***
- ***Council approval of construction project for Road 1 East.***

**Satisfaction of “Policy”**

- Per definition at section 150.043, Rights of Way are “...dedicated to and declared by the town to be public...”
- Acceptance of dedication satisfies the policy requirement for the above easements in order for the town to declare that they are Rights of Way.

**Summary of Issues and Staff Rationale**

IN 1986 the owners of property dedicated easements to the public for roadway and utility purposes. Those easements were recorded in the Yavapai County Recorder’s Office. Subsequently, the area was annexed into the Town of Chino Valley. The easements have always been treated as Town easements, but the Town’s records for that period of time appear to be incomplete and the formal acceptance easement by the Council cannot be located. The Town is now ready to proceed with the Road 1 East improvements over the roadway easements and the Town Attorney recommends that the recordkeeping error be corrected to expressly reflect formal acceptance of the roadway easements so the meet the Town’s definition of “rights-of-way”.

**Findings of Fact**

- The proposed action will complete the Town’s records regarding the easements.

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## TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

### Town Council Regular Meeting

Item No. **8. e.**

**Meeting Date:** 05/27/2014  
**Contact Person:** Ruth Mayday, Planner  
 Phone: 928-636-4427 x-1217  
**Department:** Development Services  
**Item Type:** Action  
**Estimated length of staff presentation:** 5 minutes  
**Physical location of item:** N/A

### AGENDA ITEM TITLE:

Consideration and possible action to amend Section 4.21.7 TEMPORARY SIGNS and Section 4.21.11 PROHIBITED SIGNS previously authorized by the adoption of Ordinance 10-726 with modifications

### RECOMMENDED ACTION:

While the construction on State Route 89 is complete, the unstable economic conditions persist. During the April 1, 2014 meeting, the Planning and Zoning Commission took comment from business owners in the Town who have seen declines in their business since the expiration of Ordinance 10-726. Terminating the relief set forth in said ordinance will likely have a chilling effect on already struggling businesses within the town. Therefore, Staff recommends amending the language of Section 4.21.7 Temporary Signs and 4.21.11 Prohibited Signs as follows:

- 1) Businesses are allowed one (1) type of temporary signage at a time.
- 2) Temporary sign permits must be obtained from the Development Services Department and renewed on an annual basis, beginning on July 1, 2014; permits will expire on June 30, 2015. Fees shall be \$5.00 per month, paid annually upon application for said permit.
- 3) Strike subsections (d) and (e) from Section 2.
- 4) Portable signs must not obstruct Public Rights-of-Way
- 5) Temporarily suspend the regulations in 4.21.11 (E) and (I)
- 6) Strike Section 4.21.11 (K) in its entirety as this prohibition is in direct conflict with the regulation of Real Estate signage as set forth in 4.21.7 (D) (4).
- 7) This ordinance shall expire on January 1, 2016 or upon the revision of Section 4.21 Signs of the UDO, whichever first occurs.

**MOTION:** Motion to amend Section 4.21.7 TEMPORARY SIGNS and Section 4.21.11 PROHIBITED SIGNS as set forth in the Ordinance.

### SITUATION AND ANALYSIS:

In 2009, State Route 89 underwent improvements initiated by the Arizona Department of Transportation (ADOT). Residents and visitors complained of difficulty in locating businesses during construction, and merchants suffered as a result of the construction related confusion. Town Council first adopted Ordinance 09-718, temporarily suspending prohibitions on certain signage until December 31, 2009. The economy began to fail prior to the expiration of 09-718; because the additional signage had proven effective during the construction period and businesses were struggling to survive, Town Council extended the suspension of prohibitions on certain signage as set forth in Ordinance 09-718 by adopting Ordinance 10-726. This ordinance extended the suspension of prohibitions on certain signage from January 1, 2010 to January 13, 2011. Because economic conditions had not improved by the expiration of Ordinance 10-726, Town Council extended the modifications to the Unified Development Ordinance until January 8, 2014. That extension has now expired.

Code Enforcement staff have been enforcing the requirements of UDO Section 4.1 since the expiration of Ordinance 10-726 on January 8, 2014. Since that time, staff has received 15 phone calls, emails, and personal visits from businesses that use signs prohibited by the UDO but allowed with the ordinances adopted by Council; all of whom fully support reinstatement of the language set forth in Ordinance 10-726.

During the Regular Meeting of the Commission on April 1, 2014, Staff presented recommended amendments to the language of Ordinance 10-726. The proposed amendments were discussed by the Commission; the Commission then took public comment from members of the audience who spoke of the impact the expiration of the amendments to the sign ordinance had on their businesses. The business owners all expressed support of extending the amendments to Sections 4.21.7 and 4.21.11 as they had all experienced declines in business since the expiration of Ordinance 10-726. The Commissioners expressed their support of the local business community and their desire not to impede the growth of the business community. After further discussion, the Commission voted unanimously to initiate a Public Hearing at the next regular meeting of the Planning and Zoning Commission to take comment on the extension of the amendments to Sections 4.21.7 and 4.21.11 of the Unified Development Ordinance.

A Public Hearing was held on May 6, 2014 after notice in compliance with ARS §9-462.04, at which the Commission discussed the proposed amendments. The proposed amendments were based on experience staff has had in administering similar ordinances in the Town of Prescott Valley. The Commission specifically considered the language that would prevent portable signs from obstructing the public rights-of-way, and the permit fees required from business owners in order to employ temporary signs and banners as part of their signage.

No public comment was offered. The Chair then closed the Public Hearing and the Commission voted unanimously to forward the item to Town Council with a recommendation of approval.

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### Fiscal Impact

**Fiscal Impact?:**       None

**If Yes, Budget Code:**

**Available:**

**Funding Source:**

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### Attachments

Ordinance strikethrough

Clean Version

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**ORDINANCE NO. \_\_\_\_ - \_\_\_\_**

**AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL  
OF THE TOWN OF CHINO VALLEY, ARIZONA, TEMPORARILY  
SUSPENDING A PORTION OF THE TOWN CODE OF THE  
TOWN OF CHINO VALLEY, ARIZONA, CHAPTER 4.21 SIGN  
REGULATIONS, BY AMENDING SECTIONS 4.21.7  
“TEMPORARY SIGNS” AND 4.21.11 “PROHIBITED SIGNS”,  
RELATED TO THE TEMPORARY SUSPENSION OF CERTAIN  
PORTIONS OF THE UNIFIED DEVELOPMENT ORDINANCE;  
PROVIDING FOR SEVERABILITY; PROVIDING FOR  
PENALTIES**

**WHEREAS**, on November 9, 2006, the Town of Chino Valley Town Council adopted Resolution No. 06-812 declaring the Unified Development Ordinance (“**UDO**”) a public record, and adopted Ordinance No. 06-678 adopting the Unified Development Ordinance; and

**WHEREAS**, the stated purposes of the UDO include: (1) providing for the social, physical, and economic advantages resulting from comprehensive and orderly planned use of resources and (2) promoting the health, safety, convenience, and general welfare of the citizens of the Town of Chino Valley, Arizona (“**Town**”); and

**WHEREAS**, during the Arizona Department of Transportation road improvements on State Route 89 in the Town Limits, area residents experienced difficulty locating business store-fronts, and local merchants experienced difficulty displaying signage adequate to alert consumers of the presence of their businesses, on March 12, 2009, Council adopted Ordinance No. 09-718, which temporarily suspended certain portions of the UDO Sign Regulations, with an automatic termination date of December 31, 2009; and

**WHEREAS**, due to the ongoing economic downturn and the proven effectiveness of Ordinance No. 09-718's provisions, Council adopted Ordinance No. 10-726 on January 28, 2010 to extend the effective date of Ordinance No. 09-718 retroactively from January 1, 2010 through January 13, 2011; and

**WHEREAS**, upon adoption of Ordinance 10-726 by Town Council on December 9, 2010 the Town Council extended the modifications with an expiration date of January 8, 2014; and

**WHEREAS**, Terminating the temporary suspension of prohibitions on certain types of signage as set forth in Ordinance 10-726 will likely have a chilling effect on businesses struggling to recover from the economic downturn; and

**WHEREAS**, it is in the interest of providing for the social, physical, and economic advantages resulting from comprehensive and orderly planned use of resources and promoting the health, safety, convenience, and general welfare of the citizens of the Town to extend the temporary suspension of certain portions of the UDO Sign Regulations; and

**NOW, THEREFORE, BE IT ORDAINED** by the Common Council of the Town of Chino Valley, Arizona, as follows:

## Section 1. In General.

The Town Code of Chino Valley, Arizona, Chapter 4.21 SIGN REGULATIONS, Section 4.21.7 "TEMPORARY SIGNS" AND 4.21.11 "PROHIBITED SIGNS" is hereby amended to read as follows (additions shown in ALL CAPS; deletions shown in ~~strikeout~~):

### 4.21.7 C: TEMPORARY BANNERS AND PORTABLE SIGNS

#### 1) TEMPORARY BANNERS

- a. AN ON-SITE Banner or Pennant sign ("**Banner sign**") made of cloth, nylon, or similar durable material may be displayed for a maximum of THREE HUNDRED AND SIXTY-FIVE DAYS ~~thirty (30)~~ consecutive days, ~~subject to renewal on the first calendar day of each month.~~ SUBJECT TO THE ISSUANCE OF AN ANNUAL SIGNAGE PERMIT. Display of a Banner sign is not limited to Grand Openings or Special Events.
- b. Approval of the ~~time and~~ location of a Banner sign display shall be obtained from the Development Services Director, or his/her designee ~~on forms provided by the Town's Development Services Department,~~ subject to Subsection 4.21.9 of the UDO and assessment of AN ANNUAL Temporary Sign Fee upon initial Application and ~~each renewal thereafter, based upon the Development Services Fee Schedule.~~
- c. Banner sign displays are allowed on-site in commercial or industrial districts or public or institutional property. In residential districts, such sign displays may only be permitted for multiple residence uses and non-residential uses.
- d. The maximum size of a Banner sign shall be forty-eight square feet (48 sq. ft.), and shall be limited to one (1) per business, subject to Paragraph (f) below and Subsection 4.21.7(B), off-site Directional signs pertaining to special events.
- e. A Banner sign display is limited to the building or within the parking area, perimeter landscape, or some other area of the development, as reviewed and approved by the Development Services Director or his/her designee.
- f. ~~For special events, the maximum Banner sign size shall be forty-eight square feet (48 sq. ft.), unless otherwise reviewed and approved, and shall be limited to one (1) per street frontage per business. Application for and approval of the time and location of display shall be obtained from the Zoning Administrator, or his/her designee, on forms provided by the Town's Development Services Department.~~

#### 2) TEMPORARY A-FRAME SIGNS

- a. In commercial or industrial districts or on public or institutional property, one (1) A-frame type portable sign made of wood, vinyl, metal or other similar non-pliable material ("**Portable sign**") may be displayed for a maximum of THREE HUNDRED AND SIXTY-FIVE DAYS ~~thirty (30)~~ consecutive days, ~~subject to renewal on the first calendar day of each month.~~ SUBJECT TO THE ISSUANCE OF AN ANNUAL SIGNAGE PERMIT.

- b. Approval of the time and location of a Portable sign shall be obtained from the Development Services Director, or his/her designee, ~~on forms provided by the Town's Development Services Department,~~ subject to Subsection 4.21.9 of the UDO and assessment of AN ANNUAL Temporary Sign Fee upon initial Application and each renewal thereafter, based upon the Development Services Fee Schedule.
- c. A Portable sign shall be limited to one of two sizes: (i) 24" width x 36" height; or (ii) 31" width x 40" height.
- d. ~~A Portable sign is limited to (i) identification of a business; and (ii) providing directions to said business.~~
- e. ~~The background color of a Portable sign shall be white in color, and shall be limited to one contrasting color of graphics and/or text.~~
- f. ~~Subject to paragraph (f) (H) below,~~ a Portable sign is not permitted on another person's property without written permission.
- g. ~~E.~~ A Portable sign is not permitted TO OBSTRUCT THE PUBLIC RIGHT OF WAY, OR in the following locations: within any Town-owned property, except for signs posted by the Town for Town events.
  - i. ~~Within five (5) feet of a public street;~~
  - ii. ~~At the corner of an intersection;~~
  - iii. ~~Within a public utility easement;~~
  - iv. ~~Within any Town-owned property, except for signs posted by the Town for Town events; and~~
  - iv. ~~As set forth in Subsection 4.2.11(E).~~
- h. f. No Portable sign display is permitted during hours of non-operation (close of business).

SECTION 4.21.11 (E) AND SECTION 4.21.11 (I) "PROHIBITED SIGNS" ARE REVOKED

Amend Section ~~4.21.7 (D) (4)~~ 4.21.11 K by adding the following language after "Weekend directional signs: THE MANNER AND PLACEMENT OF WEEKEND DIRECTIONAL SIGNS FOR THE PURPOSE OF ADVERTISING REAL ESTATE SHALL BE GOVERNED BY THE REGULATIONS SET FORTH IN SECTION 4.21.7 (D) (4).

Amend Section ~~4.21.7 (I).~~ TEMPORARY SIGNS AND BANNERS MUST BE LOCATED AT LEAST SIX FEET (6') BEHIND THE BACK OF THE CURB. WHERE NO CURB IS PRESENT, THE SIGN MUST BE AT LEAST 31' FROM THE CENTER OF THE ROAD OR STREET.

Section 2. Providing for Repeal of Conflicting Ordinances.

All ordinances and parts of ordinances in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference, are hereby repealed.

Section 3. Providing for Severability.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of the Code adopted herein by reference, is for any reason held to be invalid or

unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

#### Section 4. Providing for Penalties

Any person found responsible for violating any provision of this Ordinance section shall be subject to the civil sanctions and habitual offender provisions set forth in Section 10.99(A), (B) and (D) of the Town Code of the Town of Chino Valley, Arizona.

#### Section 5. Termination

This ordinance shall expire on January 1, 2016 or upon the revision of Section 4.21 Sign Regulations of the Unified Development Ordinance, whichever first occurs.

**PASSED AND ADOPTED** by the Mayor and Common Council of the Town of Chino Valley, Arizona, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_ by the following vote:

|       |       |            |       |
|-------|-------|------------|-------|
| AYES: | _____ | ABSENT:    | _____ |
| NAYS: | _____ | ABSTAINED: | _____ |

APPROVED this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Chris Marley, Mayor

ATTEST:

\_\_\_\_\_  
Jami C. Lewis, Town Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Curtis, Goodwin, Sullivan, Udall & Schwab, PLC  
Town Attorneys  
By: Phyllis L.N. Smiley

I, JAMI LEWIS, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO. \_\_\_\_\_ ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF CHINO VALLEY ON THE \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_, WAS POSTED IN THREE PLACES ON THE \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_.

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Jami C. Lewis, Town Clerk



## TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

### Town Council Regular Meeting

Item No. **8. f.**

**Meeting Date:** 05/27/2014  
**Contact Person:** Ruth Mayday, Planner  
 Phone: 928-636-4427 x-1217  
**Department:** Development Services  
**Item Type:** Action  
**Estimated length of staff presentation:** 5 minutes  
**Physical location of item:** N/A

### AGENDA ITEM TITLE:

Consideration and possible action to amend Section 5.5 Subdivision Regulations: Modifications, Appeals, and Enforcement.

### RECOMMENDED ACTION:

Because the current text of Section 5.5 (A) of the UDO is unclear as to which portion of the UDO it is modifying, instituting an appeals process, or enforcing, clarifying language must be added to specify that the modification process set forth applies only to Section 5, Subdivision Standards and not the UDO as a singular Ordinance. By adding the language that specifies Section 5, it is clear that Town Council's ability to modify standards set forth in the ordinance is limited to those that are contained within the subdivision regulations.

The language in Section 5.5, Subsection 2 directly contradicts the authority and process described in ARS §9-462.06 (G) and (K) and therefore must be brought into compliance with the state statutes. Therefore, this section of the UDO must be stricken in its entirety.

As a result, Section 5.5.3 will become 5.5.2. The addition of the word "real" preceding the word "property" in Paragraph B will clarify that the division real property in a manner that is not in compliance with the subdivision requirements is a public nuisance, enabling the Town to pursue legal remedies.

Finally, as the language regarding appeals has been stricken from this portion of the UDO, Staff recommends renaming it Section 5.5 Modification and Enforcement of Subdivision Regulations.

### SITUATION AND ANALYSIS:

During the August 20, 2013 Work/Study Session of the Planning and Zoning Commission (P & Z), Staff and Commissioners discussed revisions to Section 5.5 of the Uniform Development Ordinance (UDO) that set forth standards for modification of subdivision plats and enforcement mechanisms for violations of said regulations. At the September 17, 2013 P & Z meeting, the Commission voted unanimously to initiate a Public Hearing for the purposes of taking public comment on the proposed amendments to the text of Section 5, Subdivision Regulations, Subsection 5.5, Modification, Appeals, and Enforcement.

Due to scheduling issues, The Commission did not take the item up until the April 1, 2014 regular meeting, at which staff reviewed the item with the commissioners. At that time, the Commission voted unanimously to initiate a Public Hearing at the next regular meeting of the Planning and Zoning Commission on June 6, 2014. After notice in compliance with ARS 9-462.04, the Commission held a Public Hearing for the purposes of taking public comment and making a recommendation to Town Council. As there were no public comments, the Commission voted unanimously to forward the item to Town Council with a recommendation of approval.

The proposed amendments to this section of the UDO are as follows:

5.5 Modifications Paragraph A: Modification of Standards is unclear in its current form. While the intent may have been to grant Town Council flexibility to make adjustments to subdivision plats/plans that may or may not be in substantial conformance to the UDO, it references “this Ordinance”, which could be incorrectly assumed to be the UDO in its entirety rather than Section 5: Subdivision. Staff recommends striking “required by this Ordinance” and replacing it with “set forth in Section 5 Subdivision Regulations”.

The language in 5.5.2 of the UDO contravenes the authority set forth in ARS 9-462.06 (G), and the appeal process set forth in ARS9-462.06 (K). Statutorily, the only appeal to the zoning requirements dictated in the UDO is to the Board of Adjustments; any appeal to a decision of the Board of Adjustments is to Superior Court. Section 9.462.06 (G) dictates that appeal is to the Board of Adjustments, in whom the authority to deviate from adopted zoning codes has been vested.

Section 5.5.3 delineates enforcement actions that may be taken when the Ordinance is violated. Paragraph A appears to refer to violations that could apply in general to the entire UDO, while Paragraph B refers to division of property which is specific to subdivision and land splits. At the present time, Staff recommends inserting the word “real” in in the first sentence as follows: “Any division of real property” and renumbering it 5.5.2

The addition of the word “real” preceding the word “property” in Paragraph B of Section 5.5.2 Enforcement would clarify that the division of land (“real property”) in a matter that contravenes the subdivision requirements would constitute a public nuisance, and enable the Town to pursue legal remedies.

Staff recommends removing "appeals" from the title and renaming it Section 5.5 Modification and Enforcement of Subdivision Regulations as the language regarding appeals has been stricken from this portion of the UDO,

MOTION: Adopt Ordinance No. \_\_\_\_\_, providing for the amendment of Section 5.5 Modification, Enforcement, and Appeals.

**Fiscal Impact?:** None

**If Yes, Budget Code:**

**Available:**

**Funding Source:**

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**Attachments**

Section 5.5 Strikethrough

Section 5.5 Clean

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**ORDINANCE NO. \_\_\_\_ - \_\_\_\_**

**AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL  
OF THE TOWN OF CHINO VALLEY, ARIZONA, AMENDING  
SECTION 5.5 "MODIFICATIONS, APPEALS, AND  
ENFORCEMENT" OF THE UNIFIED DEVELOPMENT  
ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING  
FOR PENALTIES**

**WHEREAS**, on November 9, 2006, the Town of Chino Valley Town Council adopted Resolution No. 06-812 declaring the Unified Development Ordinance ("**UDO**") a public record, and adopted Ordinance No. 06-678 adopting the Unified Development Ordinance; and

**WHEREAS**, the stated purposes of the UDO include: (1) providing for the social, physical, and economic advantages resulting from comprehensive and orderly planned use of resources and (2) promoting the health, safety, convenience, and general welfare of the citizens of the Town of Chino Valley, Arizona ("**Town**"); and

**WHEREAS**, certain portions of Section 5.5 "Modification, Appeals, and Enforcement" are in conflict with Arizona Revised Statutes; and

**WHEREAS**, certain portions of said section are unclear as to intent; and

**WHEREAS**, the UDO cannot meet its intended purpose if it conflicts with Arizona Revised Statutes, or is unclear as to its intent;

**NOW, THEREFORE, BE IT ORDAINED** by the Common Council of the Town of Chino Valley, Arizona as follows:

Section 1. In General

The Unified Development Ordinance of the Town of Chino Valley, Arizona is hereby amended as follows: (additions show in ALL CAPS; deletions shown in ~~strikeout~~)

## **5.5 Modifications, Appeals and Enforcement**

### **5.5.1 Modifications**

#### **A. Modification of Standards**

Council may modify the standards ~~required by this Ordinance~~ SET FORTH IN SECTION 5: SUBDIVISION REGULATIONS as they apply to a particular property when there exist unusual conditions of topography, land ownership, adjacent development or other circumstances which would not be able to be addressed to best serve the interests of the citizens of the Town if the

~~requirements of this Ordinance~~ SET FORTH IN SECTION 5.5: SUBDIVISION REGULATIONS were strictly applied.

#### B. Modification of Final plat

The Community Development Director may approve, or refer to Council, the following minor modifications to the Final Plat:

1. Lot line adjustments that do not create new lots or reduce the size of any lot below the minimum for that district.
2. Minor changes related to public safety, infrastructure alterations, adjustments and conflicts or a documented change in conditions.
3. Minor changes of a technical or typographical nature.

No other change, erasure, modification or revision shall be made on or of any final plat after approval by the Council unless the Council first approves any proposed alteration; and any alteration shall be void unless approval thereof is endorsed upon the final plat by the Council.

#### 5.5.2 Appeals

~~A. Appeals: Any decision, or interpretation, of this Ordinance may be appealed to the Town Manager; decisions of the Town Manager may be appealed to Board of Adjustments. The agency to which a decision has been appealed may either:~~

- ~~1. Uphold,~~
- ~~2. Reverse,~~
- ~~3. Modify, or~~
- ~~4. Refer the decision back to its author for reconsideration.~~

~~B. Time Limits: Appeals will only be considered if they are filed within ten (10) working days of a decision. Decisions are final after the ten (10) day appeal period has passed, if no appeal has been filed.~~

~~C. Stays of Proceedings: An appeal suspends the action taken and stays all proceedings in the matter, unless the Town certifies that a stay would cause imminent peril to life or property. Upon such certification, proceedings shall not be stayed except by restraining order as injunctive relief granted by a court of record on application and notice to the Town. Proceedings shall not be stayed if the appeal requests relief that has been previously denied except pursuant to a special action in Superior Court.~~

### 5.5.32 Enforcement

- A. ~~Fines/Imprisonment~~: Any person, as principal, owner, agent, tenant, employee, or otherwise found violating this Ordinance, or violating or failing to comply with any order or regulation made hereunder, shall be guilty of a civil violation punishable as provided in this Ordinance. Such person shall be deemed guilty of a separate offense for each and every day during which any such violation or failure to comply with these regulations is Committed, continued or permitted. All remedies provided for herein shall be cumulative and exclusive. A finding of guilty or responsible and punishment of any person hereunder shall not relieve such person from the responsibility to correct prohibited conditions. In addition to the other remedies provided herein, any adjacent or neighboring property owner who is damaged by the violation of any provision of this Ordinance may institute any action in law or equity to prevent or abate such violation.
- B. ~~Enforcement Action~~: Any division of REAL property contrary to this Ordinance is hereby declared to be a public nuisance and the Town Attorney may, upon order of Council, or on his own initiative, immediately commence all necessary actions or proceedings for the abatement, enjoinder, and removal thereof in the manner provided by law; and may take such other lawful steps as may be necessary, and shall apply to such court or courts as may have jurisdiction to grant such relief as will abate, enjoin, and restrain any person from violating this Ordinance.

#### Section 2. Providing for Repeal of Conflicting Ordinances.

All ordinances and parts of ordinances in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference, are hereby repealed.

#### Section 3. Providing for Severability.

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance or any part of the Code adopted herein by reference, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

#### Section 4. Providing for Penalties

Any person found responsible for violating any provision of this Ordinance section shall be subject to the civil sanctions and habitual offender provisions set forth in Section 10.99 (A), (B), and (D) of the Town Code of the Town of Chino Valley.

**PASSED AND ADOPTED** by the Mayor and Common Council of the Town of Chino Valley, Arizona, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_ by the following vote:

AYES: \_\_\_\_\_

NAYES: \_\_\_\_\_ ABSENT: \_\_\_\_\_

EXCUSED: \_\_\_\_\_ ABSTAINED: \_\_\_\_\_

APPROVED this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Chris Marley, Mayor

ATTEST:

\_\_\_\_\_  
Jami Lewis, Town Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Curtis, Goodwin, Sullivan, Udall & Schwab, PLC  
Town Attorneys  
By: Phyllis L.N. Smiley

I, JAMI LEWIS, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO. \_\_\_\_\_ ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF CHINO VALLEY ON THE \_\_\_\_ DAY OF \_\_\_\_\_, 201\_, WAS POSTED IN THREE PLACES ON THE \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Jami Lewis, Town Clerk

**ORDINANCE NO. \_\_\_\_ - \_\_\_\_**

**AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL  
OF THE TOWN OF CHINO VALLEY, ARIZONA, AMENDING  
SECTION 5.5 "MODIFICATIONS, APPEALS, AND  
ENFORCEMENT" OF THE UNIFIED DEVELOPMENT  
ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING  
FOR PENALTIES**

**WHEREAS**, on November 9, 2006, the Town of Chino Valley Town Council adopted Resolution No. 06-812 declaring the Unified Development Ordinance ("**UDO**") a public record, and adopted Ordinance No. 06-678 adopting the Unified Development Ordinance; and

**WHEREAS**, the stated purposes of the UDO include: (1) providing for the social, physical, and economic advantages resulting from comprehensive and orderly planned use of resources and (2) promoting the health, safety, convenience, and general welfare of the citizens of the Town of Chino Valley, Arizona ("**Town**"); and

**WHEREAS**, certain portions of Section 5.5 "Modification, Appeals, and Enforcement" are in conflict with Arizona Revised Statutes; and

**WHEREAS**, certain portions of said section are unclear as to intent; and

**WHEREAS**, the UDO cannot meet its intended purpose if it conflicts with Arizona Revised Statutes, or is unclear as to its intent;

**NOW, THEREFORE, BE IT ORDAINED** by the Common Council of the Town of Chino Valley, Arizona as follows:

Section 1. In General

The Unified Development Ordinance of the Town of Chino Valley, Arizona is hereby amended as follows: (additions show in ALL CAPS; deletions shown in ~~strikeout~~)

## **5.5 Modifications, Appeals and Enforcement**

### **5.5.1 Modifications**

#### **A. Modification of Standards**

Council may modify the standards set forth in Section 5.5: Subdivision Regulations as they apply to a particular property when there exist unusual conditions of topography, land ownership, adjacent development or other circumstances which would not be able to be addressed to best serve the

interests of the citizens of the Town if the requirements set forth in Section 5.5: Subdivision Regulations were strictly applied.

#### B. Modification of Final plat

The Community Development Director may approve, or refer to Council, the following minor modifications to the Final Plat:

1. Lot line adjustments that do not create new lots or reduce the size of any lot below the minimum for that district.
2. Minor changes related to public safety, infrastructure alterations, adjustments and conflicts or a documented change in conditions.
3. Minor changes of a technical or typographical nature.

No other change, erasure, modification or revision shall be made on or of any final plat after approval by the Council unless the Council first approves any proposed alteration; and any alteration shall be void unless approval thereof is endorsed upon the final plat by the Council.

#### 5.5.2 Enforcement

- A. Any person, as principal, owner, agent, tenant, employee, or otherwise found violating this Ordinance, or violating or failing to comply with any order or regulation made hereunder, shall be guilty of a civil violation punishable as provided in this Ordinance. Such person shall be deemed guilty of a separate offense for each and every day during which any such violation or failure to comply with these regulations is committed, continued or permitted. All remedies provided for herein shall be cumulative and exclusive. A finding of guilty or responsible and punishment of any person hereunder shall not relieve such person from the responsibility to correct prohibited conditions. In addition to the other remedies provided herein, any adjacent or neighboring property owner who is damaged by the violation of any provision of this Ordinance may institute any action in law or equity to prevent or abate such violation.
- B. Any division of real property contrary to this Ordinance is hereby declared to be a public nuisance and the Town Attorney may, upon order of Council, or on his own initiative, immediately commence all necessary actions or proceedings for the abatement, enjoinder, and removal thereof in the manner provided by law; and may take such other lawful steps as may be necessary, and shall apply to such court or courts as may have jurisdiction to grant such relief as will abate, enjoin, and restrain any person from violating this Ordinance.

Section 2. Providing for Repeal of Conflicting Ordinances.

All ordinances and parts of ordinances in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference, are hereby repealed.

Section 3. Providing for Severability.

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance or any part of the Code adopted herein by reference, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

Section 4. Providing for Penalties

Any person found responsible for violating any provision of this Ordinance section shall be subject to the civil sanctions and habitual offender provisions set forth in Section 10.99 (A), (B), and (D) of the Town Code of the Town of Chino Valley.

**PASSED AND ADOPTED** by the Mayor and Common Council of the Town of Chino Valley, Arizona, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_ by the following vote:

AYES: \_\_\_\_\_

NAYES: \_\_\_\_\_ ABSENT: \_\_\_\_\_

EXCUSED: \_\_\_\_\_ ABSTAINED: \_\_\_\_\_

APPROVED this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Chris Marley, Mayor

ATTEST:

\_\_\_\_\_  
Jami Lewis, Town Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Curtis, Goodwin, Sullivan, Udall & Schwab, PLC  
Town Attorneys  
By: Phyllis L.N. Smiley

I, JAMI LEWIS, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO. \_\_\_\_\_ ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF CHINO VALLEY ON THE \_\_\_\_ DAY OF \_\_\_\_\_, 201\_\_, WAS POSTED IN THREE PLACES ON THE \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_.

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Jami Lewis, Town Clerk

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## TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

### Town Council Regular Meeting

Item No. **8. g.**

**Meeting Date:** 05/27/2014  
**Contact Person:** Susan Goodwin, Town Attorney  
**Department:** Town Attorney  
**Item Type:** Action-Presentation  
**Estimated length of staff presentation:** 10 minutes  
**Physical location of item:** N/A

### AGENDA ITEM TITLE:

Presentation, consideration, and possible action to approve ballot language for general obligation bond election.

### RECOMMENDED ACTION:

Approve proposed general obligation bond election ballot language

### SITUATION AND ANALYSIS:

Michael Cafiso of the law firm of Greenburg Traurig serves as the Town's bond counsel. Mr. Cafiso prepared the attached ballot language that will be used at the November 4, 2014 bond election. The ballot language would authorize the issuance of bonds that would be repaid by the property owners in the Town through secondary property taxes for the design and construction of facilities for water production and distribution and wastewater collecting and treatment. The authorization would be for bonds that would mature not more than 25 years from their date and would bear interest at a rate of not to exceed 7% per annum. The issuance of these bonds will result in a property tax increase sufficient to pay the annual debt service on the bonds.

### Fiscal Impact

**Fiscal Impact?:** Yes

**If Yes, Budget Code:**

**Available:**

**Funding Source:**

If the bond election question passes, the Town will be authorized to issue general obligation bonds in an amount as approved by the voters. The bonds will be repaid through a secondary property tax.

### Attachments

Bond Language

## Resolution ordering and call for election

---

## ISSUANCE OF BONDS PAYABLE FROM SECONDARY (AD VALOREM) PROPERTY TAX

Shall the Town of Chino Valley, Arizona (the "Town"), be authorized to incur indebtedness by the issuance of bonds of the Town in the principal amount of \$13,500,000 for the purpose of providing funds to pay the costs to design, develop, construct, acquire, equip and furnish facilities within and without the Town for water production and distribution and wastewater collecting and treatment, including necessary related interests in real estate, appurtenances, vehicles and equipment and to pay all costs incidental to any of the foregoing and to the sale and issuance of such bonds; such bonds, or any series thereof, to be issued as general obligation bonds of the Town, payable from secondary (ad valorem) property taxes levied upon all of the taxable property in the Town, to mature not more than 25 years from their date and to bear interest at a rate of not to exceed 7% per annum?

The issuance of these bonds will result in a property tax increase sufficient to pay the annual debt service on the bonds.

FOR THE BONDS ☐

AGAINST THE BONDS ☐

DRAFT  
05/22/14

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CHINO VALLEY, ARIZONA, ORDERING AND CALLING A SPECIAL ELECTION TO BE HELD ON NOVEMBER 4, 2014, IN AND FOR THE TOWN OF CHINO VALLEY, ARIZONA, TO SUBMIT TO THE QUALIFIED ELECTORS THEREOF A QUESTION OF SELLING AND ISSUING BONDS PAYABLE FROM SECONDARY (AD VALOREM) PROPERTY TAXES

WHEREAS, the Mayor and Common Council of the Town of Chino Valley, Arizona (hereinafter referred to as the "Town"), determine that certain, future capital needs of the Town can be financed best through the sale and issuance of bonds of the Town, the debt service with respect to which shall be paid through the levy of secondary (ad valorem) property taxes; and

WHEREAS, pursuant to Section 35-452, Arizona Revised Statutes, the Mayor and Common Council of the Town must order an election to determine whether such indebtedness shall be authorized (hereinafter referred to as the "Election");

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CHINO VALLEY, ARIZONA:

Section 1. That the Election, in and for the Town, be and the same is hereby ordered and called to be held on November 4, 2014, at which time there shall be submitted to the qualified electors of the Town the question of authorizing the sale and issuance of bonds of the Town in the aggregate principal amount and for the purposes set forth in the official ballot for the Election.

Section 2. That the official ballot for the Election (hereinafter referred to as the "Official Ballot") shall be in substantially the form attached hereto as Exhibit "A."

Section 3. (A) That notice of the Election shall be given by mailing an informational pamphlet (hereinafter referred to as the "Informational Pamphlet") and a sample of the Official Ballot in substantially the form attached hereto as Exhibit "B," as revised as hereinafter described, to each household within the Town that contains a registered voter not less than thirty-five days before the Election.

(B) That the Informational Pamphlet shall be prepared by the Clerk of the Town, and the Clerk of the Town is hereby authorized and directed to cause the Informational Pamphlet to be

provided as and under the circumstances described herein in the form he deems acceptable. The Clerk of the Town is hereby authorized and directed to submit, within thirty (30) days after the date of the Election, a copy of the Informational Pamphlet to the Arizona Department of Revenue.

(C) That the Clerk of the Town is hereby authorized to request arguments for and against the subject matter of the Election by providing the notice in the form and by the means provided in the form attached hereto and marked Exhibit "C" (hereinafter referred to as the "Request for Arguments").

Section 4. That absentee/early voting with respect to the Election shall be permitted in accordance with the provisions of Title 16, Chapter 4, Article 8, Arizona Revised Statutes, as amended.

Section 5. That the Clerk of the Town is hereby authorized and directed to have printed and delivered to the election officials at the polling places, to be by them furnished to the qualified electors of the Town offering to vote at the Election, the Official Ballot.

Section 6. That in order to comply with the Voting Rights Act of 1965, as amended, the following materials pertaining to the Election shall be translated into Spanish and mailed or distributed in each instance where mailing or distributing of such materials is required, to-wit: Request for Arguments, Informational Pamphlet, Official Ballot, "Absentee/Early Voting Materials" and "Instructions At The Polling Places."

Section 7. That the Mayor and Common Council of the Town hereby establish the following election precinct(s) (which, except as otherwise provided herein, have the same boundaries and the county election precinct(s) as provided in Section 16-411, Arizona Revised Statutes, as amended) and designates the following polling place in each precinct:

| <u>Precincts</u> | <u>Polling Place</u> |
|------------------|----------------------|
|------------------|----------------------|

The consolidation of any precincts indicated above is approved, and such consolidation is hereby deemed necessary for purposes of the Election. With respect to any polling place for a precinct designated within an adjacent precinct as indicated, it is hereby found that no suitable polling place is available within such precinct.

Section 8. (A) That the Election shall be held, conducted and canvassed in conformity with the provisions of the regular election laws of the State of Arizona, except as otherwise provided by law, and only such persons shall be permitted to vote at the Election who are qualified electors of the Town.

(B) That the Election may be conducted using either electromechanical or electronic vote recording and ballot counting equipment or paper ballots, as shall be determined to be in the best interests of the Town by the Election Department of the County and the Clerk of the Town. The Clerk of the Town is authorized and directed to enter into a contract with the County Recorder of Yavapai County, Arizona (the "County") to obtain precinct registers for the election and to enter into an agreement with the Elections Department of the County to conduct the Election for the Town.

(C) That all expenditures as may be necessary to order, notice, hold and administer the Election are hereby authorized, which expenditure shall be paid from current operating funds of the Town.

(D) That the Clerk of the Town is hereby authorized to take all necessary action to facilitate the Election.

Section 9. (A) That the official returns from the Election shall be made to the Mayor and Common Council of the Town within twenty (20) days from the date of the Election and the Election shall be canvassed and the results thereof certified by the Mayor and Common Council of the Town at a meeting to be held within twenty (20) days after the date of the Election, as provided by law.

(B) That the Mayor and Common Council of the Town shall file and record in the office of the County Recorder of the County a certificate disclosing with respect to the Election the purpose of the Election, the total number of votes cast and the total number of votes for and against creating the indebtedness and stating whether or not the indebtedness is ordered in each case.

PASSED, ADOPTED AND APPROVED by the Mayor and Common  
Council of the Town of Chino Valley, Arizona, on \_\_\_\_\_, 2014.

.....  
Mayor, Town of Chino Valley, Arizona

ATTEST:

.....  
Clerk, Town of Chino Valley,  
Arizona

APPROVED AS TO FORM:

.....  
Town Attorney, Town of Chino  
Valley, Arizona

CERTIFICATION

I hereby certify that the foregoing Resolution No. \_\_\_\_\_  
was duly passed and adopted by the Mayor and Common Council of the  
Town of Chino Valley, Arizona, at a regular meeting held on  
\_\_\_\_\_, 2014, that the vote thereon was ... ayes, ... nays, and  
that the Mayor and ... Council members were present thereat.

.....  
Clerk, Town of Chino Valley, Arizona

## EXHIBIT "A"

## OFFICIAL BALLOT

(FULL FORM)

## ISSUANCE OF BONDS PAYABLE FROM SECONDARY (AD VALOREM) PROPERTY TAX

Shall the Town of Chino Valley, Arizona (the "Town"), be authorized to incur indebtedness by the issuance of bonds of the Town in the principal amount of \$13,500,000 for the purpose of providing funds to pay the costs to design, develop, construct, acquire, equip and furnish facilities of the Town for water production and distribution and wastewater collection and treatment, including necessary related interests in real estate, appurtenances and equipment and to pay all costs incidental to any of the foregoing and to the sale and issuance of such bonds; such bonds, or any series thereof, to be issued as general obligation bonds of the Town, payable from secondary (ad valorem) property taxes levied upon all of the taxable property in the Town, to mature not more than 20 years from their date and to bear interest at a rate of not to exceed 5% per annum?

The issuance of these bonds will result in a property tax increase sufficient to pay the annual debt service on the bonds.

FOR THE BONDS ☐AGAINST THE BONDS ☐

(TAG FORM)

A "yes" (For the Bonds) vote shall authorize the Town of Chino Valley, Arizona to sell and issue \$13,500,000 principal amount of general obligation bonds.

A "no" (Against the Bonds) vote shall not authorize the Town of Chino Valley, Arizona to sell and issue such bonds.

FOR THE BONDS ☐AGAINST THE BONDS ☐

EXHIBIT "B"

CITY OF CHINO VALLEY, ARIZONA

INFORMATIONAL PAMPHLET  
AND SAMPLE BALLOT

NOVEMBER 4, 2014  
SPECIAL ELECTION

## TO THE VOTERS OF THE CITY OF CHINO VALLEY:

The Mayor and Common Council of the Town of Chino Valley, Arizona, pursuant to Resolution No. \_\_\_\_\_, adopted on \_\_\_\_\_, 2014, have ordered that a special election be held in and for the Town of Chino Valley, Arizona (the "Town"), on November 4, 2014 (the "Election").

A person is entitled to vote in the Election who has resided in a precinct in the boundaries of the Town for 29 days preceding the Election, who is qualified to register to vote as provided in Section 16-101, Arizona Revised Statutes, as amended, and whose registration has been received by the Elections Department of Yavapai County, Arizona prior to midnight of the 29th day preceding the date of the Election. The last day to register for the Election was \_\_\_\_\_, 2014.

The purpose of this Informational Pamphlet is to provide you with information on the question which will appear on the ballot for the Election. The qualified electors will be asked to vote regarding the issuance of bonds payable from secondary (ad valorem) property taxes for \_\_\_\_\_.

A sample ballot and a list of the polling places for the election are included in this Informational Pamphlet.

Preparation of this Informational Pamphlet is required by State law and in compliance with the Federal Voting Rights Act, has been printed in English and Spanish. In order to be prepared to fully exercise your right to vote at the Election, you are urged to thoroughly read all the material. This Informational Pamphlet may be taken into the voting booth on the day of the Election.

Polling places for the Election will be open from 6 a.m. to 7 p.m. on November 4, 2014. Each voter must vote at the polling place in which the voter is registered. Please check the address label on this Informational Pamphlet for your polling place location.

JAMI LEWIS  
Town Clerk, Town of Chino Valley,  
Arizona

## INTRODUCTORY STATEMENT

The Mayor and Common Council of the Town is requesting authorization to issue general obligation bonds in the principal amount of not to exceed \$13,500,000 payable from secondary (ad valorem) property taxes (the "Bonds"). (General obligation bonds are secured by an unlimited tax levy of the issuer; that is, the issuer pledges to levy the necessary taxes on all assessable property within its jurisdiction to provide timely repayment of the debt.)

The Town does not currently levy taxes for general obligation bonds. The present Mayor and Common Council of the Town intend to have a financial policy that seeks to limit the combined property tax rate (primary and secondary) to **approximately \$\_\_\_\_\_ per \$100** of assessed value. In addition to constitutional limits, this combined tax rate limit will govern how many general obligation bonds the Town will be able to issue.

## MATTERS RELATING TO THE BONDS

If approved at the Election, the bonds which are the subject of the Election (the "Bonds") would provide funds to pay the costs to \_\_\_\_\_

\_\_\_\_\_ and to pay all costs incidental to any of the foregoing and to the sale and issuance of such bonds.

## AMOUNT OF BONDS TO BE AUTHORIZED AND MAXIMUM INTEREST RATE OF THE BONDS:

The amount of the authorization for the Bonds requested by the Election is \$13,500,000. The maximum interest rate on the Bonds would not exceed 5% per annum.

## ESTIMATED TAXPAYER COST:

The Bonds would be repaid from a levy of secondary (ad valorem) property taxes on all taxable property within the Town which would initially impact the taxpayers in the 2015-16 fiscal year in the form of **a \$\_\_\_\_\_ tax rate increase**. The cost of this increase for any given property will depend on the Yavapai County Assessor's full cash and secondary assessed values of that property. Such values are not necessarily equal to the market value of that property. Each property owner should refer to his/her annual property tax statement issued by the Yavapai County Assessor or his/her property tax bill to determine the Yavapai County Assessor's full cash and secondary assessed values. That information, utilized in connection with the following table, will enable a property owner to determine the estimated annual and monthly tax cost that would result from the authorization and issuance of the Bonds:

Owner Occupied Residential Property  
(Assessed at 10%)

| <u>Assessor's<br/>Full<br/>Cash Value</u> (a) | <u>Secondary<br/>Assessed Value</u> | <u>Estimated \$      Tax Rate Impact(b)</u> |                                               |
|-----------------------------------------------|-------------------------------------|---------------------------------------------|-----------------------------------------------|
|                                               |                                     | <u>Estimated Average<br/>Annual Cost</u>    | <u>Estimated<br/>Average<br/>Monthly Cost</u> |
| \$      (c)                                   | \$                                  | \$                                          | \$                                            |

**The tax impact over the term of the Bonds on an owner-occupied residence valued by the county assessor at \$250,000 is estimated to be \$..... per year for ..... years, or \$..... total cost.(d)**

Agricultural Property  
(Assessed at 16%) (e)

| <u>Assessor's<br/>Full<br/>Cash Value</u> (a) | <u>Secondary<br/>Assessed Value</u> | <u>Estimated \$      Tax Rate Impact(b)</u> |                     |
|-----------------------------------------------|-------------------------------------|---------------------------------------------|---------------------|
|                                               |                                     | <u>Annual Cost</u>                          | <u>Monthly Cost</u> |
| \$      (c)                                   | \$                                  | \$                                          | \$                  |

**The tax impact over the term of the Bonds on agricultural or other vacant property valued by the county assessor at \$100,000 is estimated to be \$..... per year for ..... years, or \$..... total cost.(d)**

Commercial and Industrial Property  
(Assessed at 19%) (f)

| <u>Assessor's<br/>Full<br/>Cash Value</u> (a) | <u>Secondary<br/>Assessed Value</u> | <u>Estimated \$      Tax Rate Impact(b)</u> |                     |
|-----------------------------------------------|-------------------------------------|---------------------------------------------|---------------------|
|                                               |                                     | <u>Annual Cost</u>                          | <u>Monthly Cost</u> |
| \$      (c)                                   | \$                                  | \$                                          | \$                  |

**The tax impact over the term of the Bonds on an commercial property valued by the county assessor at \$1,000,000 is estimated to be \$..... per year for ..... years, or \$..... total cost.(d)**

- (a) Assessor's full cash value is the value of your property as it appears on your tax bill and does not necessarily represent the market value.
- (b) Cost based on the projected average annual tax rate over the life of the bond issues and a number of other financing assumptions which are subject to change.
- (c) Represents the average value according to the Arizona Department of Revenue for 2014-15 secondary tax purposes.
- (d) Assumes the assessed value increases annually at 50% of the projected total increase in secondary assessed value as determined as described in footnote (c) to the Table that follows.
- (e) Adopted legislation requires that the assessment ratio be phased down by increments of 0.5% per year until the assessment ratio reaches 18% in fiscal year 2015-16.
- (f) Adopted legislation requires that the assessment ratio be reduced to 15% in fiscal year 2015-2016.

#### **ESTIMATED ISSUANCE COSTS:**

Should the Bonds be authorized and issued, the Town estimates that the cost of issuance of the Bonds will be approximately \$\_\_\_\_\_,000 per sale.

#### **CURRENT OUTSTANDING GENERAL OBLIGATION DEBT AND CONSTITUTIONAL DEBT LIMITATION:**

The Town does not currently have ad valorem tax debt outstanding. The constitutional debt limit of the Town is \$\_\_\_\_\_, being twenty-six percent (26%) of the current secondary assessed valuation of the Town. **[Amount of proposed bond authorization exceeds the Town's constitutional debt limit.???)**

#### **PROJECTS AND EXPENDITURES FOR WHICH THE BONDS ARE TO BE ISSUED:**

#### **PLAN OF FINANCE:**

If the Election is successful, it is anticipated that the Town would issue the total amount of the Bonds by the means of one or more bond sales. The interest rate to be borne by the Bonds would be determined by the market conditions that prevail at the time of sale, but in no event would the Bonds be sold at an interest rate greater than 5% per annum. Repayment of both principal of and interest on the Bonds would occur over a period of not to exceed 20 years.

The Bonds would be repaid from a levy of secondary property taxes on all taxable property within the Town. This levy would be in addition to that described above for the Tax which is a primary property tax.

**For purposes of estimating the debt service on the Bonds, the Town anticipates amortizing the Bonds over a period of twenty (20) years and has assumed an increase of \_\_\_\_% of secondary assessed valuation for fiscal years 20\_\_-\_\_ and \_\_\_\_% growth thereafter.** The 2014-15 estimated secondary assessed valuation has been provided by the Yavapai County Assessor's Office. The actual secondary assessed valuation will determine the Town's general obligation bond capacity described above and the tax rate needed to pay debt service on general obligation bonds issued and payable from the levy of the secondary property tax. The following is an estimated debt service schedule for current amount of bonds outstanding and the Bonds:

| <u>Fiscal Year</u> | <u>Secondary<br/>Assessed<br/>Valuation(a)</u> | <u>Principal</u> | <u>Estimated<br/>Interest(b)</u> | <u>Projected<br/>Total<br/>General<br/>Obligation<br/>Debt<br/>Service (c)</u> | <u>Estimated Tax<br/>Rate for (1),<br/>(2) and (3)</u> |
|--------------------|------------------------------------------------|------------------|----------------------------------|--------------------------------------------------------------------------------|--------------------------------------------------------|
| 2014/12            |                                                | \$               | \$                               | \$                                                                             | \$                                                     |
| 2012/13            |                                                |                  |                                  |                                                                                |                                                        |
| 2013/14            |                                                |                  |                                  |                                                                                |                                                        |
| 2014/15            |                                                |                  |                                  |                                                                                |                                                        |
| 2015/16            |                                                |                  |                                  |                                                                                |                                                        |
| 2016/17            |                                                |                  |                                  |                                                                                |                                                        |
| 2017/18            |                                                |                  |                                  |                                                                                |                                                        |
| 2018/19            |                                                |                  |                                  |                                                                                |                                                        |
| 2019/20            |                                                |                  |                                  |                                                                                |                                                        |
| 2020/21            |                                                |                  |                                  |                                                                                |                                                        |
| 2021/22            |                                                |                  |                                  |                                                                                |                                                        |
| 2022/23            |                                                |                  |                                  |                                                                                |                                                        |
| 2023/24            |                                                |                  |                                  |                                                                                |                                                        |
| 2024/25            |                                                |                  |                                  |                                                                                |                                                        |
| 2025/26            |                                                |                  |                                  |                                                                                |                                                        |
| 2026/27            |                                                |                  |                                  |                                                                                |                                                        |
| 2027/28            |                                                |                  |                                  |                                                                                |                                                        |
| 2028/29            |                                                |                  |                                  |                                                                                |                                                        |
| 2029/30            |                                                |                  |                                  |                                                                                |                                                        |
| 2030/31            |                                                |                  |                                  |                                                                                |                                                        |
| 2031/32            |                                                |                  |                                  |                                                                                |                                                        |
|                    |                                                | \$_____,000      |                                  |                                                                                |                                                        |

---

(a) Describe increase.

(b) A X.X% average interest rate has been estimated in calculating interest costs for the X/1/XX issue and X.X% for the X/1/XX issue.

(c) Estimated total debt service estimate does not include adjustments for interest earnings on the investment of Bond proceeds, tax collection delinquencies or applicable federal arbitrage rebate.

**ESTIMATED TOTAL COSTS OF THE PROPOSED BOND AUTHORIZATION INCLUDING PRINCIPAL AND INTEREST IS \$\_\_\_\_\_.**

### **POLLING LOCATIONS**

|                  |                      |
|------------------|----------------------|
| <u>Precincts</u> | <u>Polling Place</u> |
|------------------|----------------------|

### **HOURS DURING THE DAY WHEN THE POLLS WILL BE OPEN**

The polling place shall be open at 6:00 a.m. and close at 7:00 p.m. on the date of the Election.

### **OTHER IMPORTANT VOTER INFORMATION**

A person is entitled to vote in the Election who has resided in a precinct in the boundaries of the Town for 29 days preceding the Election, who is qualified to register to vote as provided in Section 16-101, Arizona Revised Statutes, as amended. The last day to register for the Election is ....., 2014.

1. Please check the address label on this voter information pamphlet for your polling place information.
2. Polling places will be open from 6:00 a.m. to 7:00 p.m.
3. Any qualified elector who is either physically or visually impaired or who is unable to read or understand the contents of the ballot, may be accompanied into the voting booth by a person of such elector's choice for the purpose of assisting such elector in casting a ballot.
4. Sample ballots may be brought to the voting place and may be taken into the voting booth on the day of the election.
5. Any qualified elector, who at 7:00 p.m., is in the line of waiting voters, will be allowed to prepare and cast a ballot.

### **EARLY/ABSENTEE VOTING INFORMATION**

Any qualified elector may vote an early/absentee ballot for the Election. Absentee/early voting with respect to the Election shall be permitted in accordance with the provisions of Title 16, Chapter 4, Article 8, Arizona Revised Statutes. Absentee/early voting information with respect to the Election may be obtained by contacting the Town of Chino Valley Town Clerk's Office, 1020 West Palomino Road, Chino Valley, Arizona 86323, telephone number: (928) 636-2246.

### **TO VOTE AN EARLY/ABSENTEE BALLOT IN PERSON**

Appear in person at the Town of Chino Valley Town Clerk's Office, 1020 West Palomino Road, Chino Valley, Arizona 86323, no later than the close of business on ....., 2014. Voting will be permitted Monday through Friday between the hours of 8:00 a.m. and 5:00 p.m.

### **TO OBTAIN AN EARLY/ABSENTEE BALLOT BY MAIL**

1. Submit a written, signed request to Town of Chino Valley Town Clerk's Office, 1020 West Palomino Road, Chino Valley, Arizona 86323 or call (928) 636-2246.
  - a. If confined because of physical disability or illness, indicate address of confinement and if assistance is needed.
  - b. If you will be out of Town, indicate where to mail the early/absentee ballot.

Written or verbal requests for an early/absentee ballot must be received by the Town of Chino Valley Town Clerk's Office before 5:00 p.m. on ....., 2014, in order for the ballot to be mailed.

The returned early/absentee ballot must be received in the Yavapai County Recorder's Office not later than 7:00 p.m. on election day, November 4, 2014, in order for the ballot to be counted.

### **TO OBTAIN FURTHER INFORMATION, CONTACT**

#### ***For Election Process, Voting Information and Voter Registration:***

Yavapai County Elections Department  
1015 Fair Street  
Prescott, Arizona 86305  
Telephone: (928) 771-3250

#### ***Early/Absentee Ballot Information:***

Town of Chino Valley Town Clerk  
1020 West Palomino Road  
Chino Valley, Arizona 86323  
Telephone: (928) 636-2246

If you do not know if you are qualified to vote, you should contact the Yavapai County Recorder's Office at the telephone number shown above.

**OFFICIAL BALLOT**

***[Insert ballot form here]***

**ARGUMENTS FOR/AGAINST**

***[Insert arguments for/against here]***

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Bulk Rate  
U.S. Postage Paid  
Permit No. \_\_\_\_\_  
\_\_\_\_\_, Arizona

OFFICIAL VOTING MATERIAL

YOUR POLLING PLACE  
IS INDICATED ON LABEL

Only one voter Informational Pamphlet has been  
mailed to each household containing a  
registered voter. Please make it available to  
all registered voters in the household.

## EXHIBIT "C"

REQUEST FOR ARGUMENTS FOR AND AGAINST THE  
AUTHORIZATION OF A PRIMARY (AD VALOREM) PROPERTY  
TAX IN AND FOR THE TOWN OF CHINO VALLEY, ARIZONA,  
AND THE ISSUANCE OF BONDS PAYABLE FROM A  
SECONDARY (AD VALOREM) PROPERTY TAX BY THE TOWN  
TO BE CONSIDERED BY THE VOTERS OF THE TOWN OF  
CHINO VALLEY, ARIZONA, AT AN ELECTION TO BE HELD  
ON NOVEMBER 4, 2014

Pursuant to Resolution No. \_\_\_\_\_ adopted by the Mayor  
and Common Council of the Town of Chino Valley, Arizona, (the "Town"),  
on \_\_\_\_\_, 2014 (the "Resolution"), a special election in and  
for the Town was ordered and called to be held on November 4, 2014  
(the "Election"). Notice of the Election will be given by mailing an  
informational pamphlet. Such information is to include arguments for  
and against the authorization of the issuance of bonds payable from a  
secondary (ad valorem) property tax by the Town to be considered at  
the Election. (The text of the questions to be considered at the  
Election is included in the Resolution which is available at the  
Office of the Clerk of the Town at 1020 West Palomino Road, Chino  
Valley, Arizona 86323.) Any person interested in providing any such  
argument is hereby requested to provide the same to the Clerk of the  
Town at the address indicated above before 5:00 p.m., Arizona time on  
\_\_\_\_\_, 2014. If you have any questions about the foregoing,  
please contact the Clerk of the Town at (928) 636-2246.

/s/ Jami Lewis  
.....  
Town Clerk, Town of Chino Valley,  
Arizona

This Request (along with Spanish translation thereof) should be posted  
at all places at which notices of meetings of the Mayor and Common  
Council of the Town are posted and published once in the

\_\_\_\_\_.

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## TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

### Town Council Regular Meeting

Item No. **8. h.**

**Meeting Date:** 05/27/2014  
**Contact Person:** Joe Duffy, Finance Director  
 Phone: 928-636-2646 x-1211  
**Department:** Finance  
**Item Type:** Action  
**Estimated length of staff presentation:** 5 minutes  
**Physical location of item:** N/A

### AGENDA ITEM TITLE:

Consideration and possible action to approve Resolution 14-1037 authorizing the application for a Clean Water State Revolving Fund (CWSRF) loan from the Water Infrastructure Finance Authority of Arizona and Resolution 14-1038 authorizing the application for a Drinking Water State Revolving Fund (DWSRF) loan from the Water Infrastructure Finance Authority of Arizona.

### RECOMMENDED ACTION:

Approve Resolutions No. 14-1037 and 14-1038.

### SITUATION AND ANALYSIS:

The Town of Chino Valley has submitted details of the Highway 89 Water and Sewer projects to the Water Infrastructure Authority of Arizona (WIFA). WIFA has scored the projects and determined the Town of Chino Valley is a disadvantaged community. This status will allow the Town to receive a subsidized interest rate of 25% on the waste water projects, and 20% on the drinking water projects.

The Town may also qualify to have a portion of the principle of each project forgiven.

In order to determine the forgivable principle portion prior to the November election, the Town will need to apply to the WIFA Board for funding approval. WIFA requires the Town to adopt the attached resolutions in order to proceed.

### Fiscal Impact

**Fiscal Impact?:** Yes

**If Yes, Budget Code:**

**Available:**

**Funding Source:**

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**Attachments**

Bond issue breakdown

WIFA Resolution 14-1037

WIFA Resolution 14-1038

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| Town of Chino Valley                                 |              |              |               |
|------------------------------------------------------|--------------|--------------|---------------|
| Bond Issue Project Summary                           |              |              |               |
|                                                      | Waste Water  | Water        | Total         |
| Acquisition of Prescott Water System/Interconnection |              | \$ 4,245,000 | \$ 4,245,000  |
| Buyout Construction Manager At Risk Contract WWTP    | \$ 3,030,000 |              | \$ 3,030,000  |
| Highway 89 Water and Sewer Extension                 | \$ 3,112,500 | \$ 3,112,500 | \$ 6,225,000  |
| Total Project                                        | \$ 6,142,500 | \$ 7,357,500 | \$ 13,500,000 |
|                                                      |              |              |               |
|                                                      |              |              |               |

## RESOLUTION NO. 14-1037

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF CHINO VALLEY, ARIZONA, A MUNICIPAL CORPORATION OF ARIZONA, TO AUTHORIZE THE APPLICATION FOR A CWSRF LOAN FROM THE WATER INFRASTRUCTURE FINANCE AUTHORITY OF ARIZONA

WHEREAS, the Town of Chino Valley, Arizona, has identified a need for a wastewater capital improvement project; and

WHEREAS, pursuant to Arizona Revised Statutes §§ 9-521 through 540, and specifically A.R.S. § 9-571, such town may obligate the revenues generated by its utility system to repay a loan from the Water Infrastructure Finance Authority of Arizona (“WIFA”); and

WHEREAS, such town certifies that the population of the community is under 50,000 in population as of the most recent U.S. Census Date; and

WHEREAS, it is in the best interest of such town to pursue and apply for financial assistance from WIFA of an amount not to exceed \$6,142,500 for such wastewater project; and

WHEREAS, the population of such town at the time of this request is less than 50,000, which meets the requirement under A.R.S. § 9-571;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF CHINO VALLEY, ARIZONA, as follows:

Section 1. The Finance Director of such town is hereby authorized to apply for CWSRF financial assistance from WIFA.

Section 2. The Finance Director of such town is authorized to take such actions as are necessary to apply for financial assistance in an amount not to exceed \$6,142,500 payable from revenues for the utility system.

Section 3. All actions of the officers and agents of such town which conform to the purposes and intent of this resolution and which further the completion of the application as contemplated by this resolution, whether heretofore or hereafter taken are hereby ratified, confirmed and approved. The proper officers and agents of such town are hereby authorized and directed to do all such acts and things and to execute and deliver all such application documents on behalf of such town as may be necessary to carry out the terms and intent of this resolution.

PASSED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2014.

.....  
Mayor, Town of Chino Valley, Arizona

ATTEST:

.....  
Clerk, Town of Chino Valley, Arizona

## RESOLUTION NO.14-1038

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF CHINO VALLEY, ARIZONA, A MUNICIPAL CORPORATION OF ARIZONA, TO AUTHORIZE THE APPLICATION FOR A DWSRF LOAN FROM THE WATER INFRASTRUCTURE FINANCE AUTHORITY OF ARIZONA

WHEREAS, the Town of Chino Valley, Arizona, has identified a need for a water capital improvement project; and

WHEREAS, pursuant to Arizona Revised Statutes §§ 9-521 through 540, and specifically A.R.S. § 9-571, such town may obligate the revenues generated by its utility system to repay a loan from the Water Infrastructure Finance Authority of Arizona ("WIFA"); and

WHEREAS, such town certifies that the population of the community is under 50,000 in population as of the most recent U.S. Census Date; and

WHEREAS, it is in the best interest of such town to pursue and apply for financial assistance from WIFA of an amount not to exceed \$7,357,500 for such water project; and

WHEREAS, the population of such town at the time of this request is less than 50,000, which meets the requirement under A.R.S. § 9-571;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF CHINO VALLEY, ARIZONA, as follows:

Section 1. The Finance Director of such town is hereby authorized to apply for DWSRF financial assistance from WIFA.

Section 2. The Finance Director of such town is authorized to take such actions as are necessary to apply for financial assistance in an amount not to exceed \$7,357,500 payable from revenues for the utility system.

Section 3. All actions of the officers and agents of such town which conform to the purposes and intent of this resolution and which further the completion of the application as contemplated by this resolution, whether heretofore or hereafter taken are hereby ratified, confirmed and approved. The proper officers and agents of such town are hereby authorized and directed to do all such acts and things and to execute and deliver all such application documents on behalf of such town as may be necessary to carry out the terms and intent of this resolution.

PASSED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2014.

.....  
Mayor, Town of Chino Valley, Arizona

ATTEST:

.....  
Clerk, Town of Chino Valley, Arizona

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## TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

### Town Council Regular Meeting

Item No. **8. i.**

**Meeting Date:** 05/27/2014  
**Contact Person:** Joe Duffy, Finance Director  
 Phone: 928-636-2646 x-1211  
**Department:** Finance  
**Item Type:** Action  
**Estimated length of staff presentation:** None  
**Physical location of item:** n/a

#### AGENDA ITEM TITLE:

Consideration and possible action to approve Resolution Number 14-1036 requesting the legislature appropriate \$20,000,000 to the Greater Arizona Development Authority Infrastructure Fund and insulate the fund from future sweeps.

#### RECOMMENDED ACTION:

Approve Resolution Number 14-1036.

#### SITUATION AND ANALYSIS:

Julie Richards, Program Consultant with GADA has requested support from the Town of Chino Valley requesting that the legislature appropriate \$20,000,000 to the GADA Infrastructure Fund and insulate the fund from future sweeps.

The City of Apache Junction and Town of Queen Creek have already adopted a similar resolution.

The League of Arizona Cities and Towns supports the resolution.

The Town Attorney prepared and reviewed the attached resolution.

#### Fiscal Impact

**Fiscal Impact?:** None

**If Yes, Budget Code:**

**Available:**

**Funding Source:**

#### Attachments

Resolution No 14-1036

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**RESOLUTION NO.14-1036****A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CHINO VALLEY, COUNTY OF YAVAPAI, ARIZONA, REQUESTING THE LEGISLATURE APPROPRIATE \$20,000,000 TO THE GREATER ARIZONA DEVELOPMENT AUTHORITY INFRASTRUCTURE FUND AND INSULATE THE FUND FROM FUTURE SWEEPS; PROVIDING FOR REPEAL OF CONFLICTING RESOLUTIONS; AND PROVIDING FOR SEVERABILITY**

WHEREAS, in fiscal year 1997-1998, the State of Arizona created the Greater Arizona Development Authority ("GADA") to fund the infrastructure needs of small, rural and tribal communities across the State of Arizona; and

WHEREAS, since that time, GADA has leveraged an initial State appropriation of \$20 million to successfully finance 84 projects, totaling \$575 million; and

WHEREAS, since fiscal year 2008-2009, the State has swept unrestricted GADA fund balances into the General Fund, significantly diminishing the ability of small cities and towns to plan and execute capital improvement projects; and

WHEREAS, the practice of the State sweeping the GADA funds has negatively impacted every municipality with a population of fewer than 50,000 residents and every county with a population of fewer than 200,000 residents in Arizona; and

WHEREAS, infrastructure investment plays a critical role in the economic viability of Arizona communities, not only in terms of future development, but also in terms of retaining existing employers and industry; and

WHEREAS, failure to fund GADA or sweeps of its funding will increased the cost of infrastructure financing for many small municipalities; and

WHEREAS, reinstatement of GADA funding, with statutory insulation from future sweeps will allow GADA to provide future infrastructure loans from cash flow,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the Town of Chino Valley, County of Yavapai, Arizona, that the Arizona State Legislature is hereby requested as follows:

1. To appropriate \$20,000,000 to the GADA Infrastructure Fund for fiscal year 2014-2015 for the purpose of funding infrastructure needs of small, rural and tribal communities across the State of Arizona, including the Town of Chino Valley; and

2. To statutorily insulate the \$20,000,000 funding of the GADA from all future sweeps.

BE IT FURTHER RESOLVED that all resolutions or parts of resolutions in conflict with the provisions of this resolution are hereby repealed.

BE IT FURTHER RESOLVED that if any section, subsection, sentence, clause, phrase or portion of this Resolution is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Chino Valley, Arizona this \_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Chris Marley, Mayor

ATTEST:

\_\_\_\_\_  
Jami C. Lewis, Town Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Curtis, Goodwin, Sullivan, Udall & Schwab, PLC  
Town Attorneys  
By: Phyllis Smiley

I hereby certify the above foregoing Resolution No. \_\_\_\_ was duly passed by the Council of the Town of Chino Valley, Arizona, at a regular meeting held on \_\_\_\_\_, 20\_\_, and that quorum was present thereat and that the vote thereon was \_\_\_\_ ayes and \_\_\_\_ nays and \_\_\_\_ abstentions. \_\_\_\_ Council members were absent or excused.

\_\_\_\_\_  
Jami C. Lewis, Town Clerk



## TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

### Town Council Regular Meeting

Item No. **8. j.**

**Meeting Date:** 05/27/2014  
**Contact Person:** Robert Smith, Town Manager  
 Phone: 928-636-2646 x-1201  
**Department:** Town Manager  
**Item Type:** Action  
**Estimated length of staff presentation:** 15 minutes  
**Physical location of item:** N/A

### AGENDA ITEM TITLE:

Consideration and possible action to approve a proposal and scope of work with Elliot D. Pollack & Company, to perform economic development analysis and create an economic development plan for the Town of Chino Valley.

### RECOMMENDED ACTION:

Approve the proposal and scope of work with Elliot D. Pollack & Company, to perform economic development analysis and create an economic development plan for the Town of Chino Valley.

### SITUATION AND ANALYSIS:

The Town of Chino Valley has never had an economic development plan, specific Council policies on economic development, or designated staff to pursue economic development activities. Pursuant to the adoption of the General Plan Update, the Town will have an Economic Development Element in its General Plan, along with some general policies for local and regional economic development. In conjunction with this first step, the Town needs to begin specific analysis and planning to pursue targeted, strategic economic development work and specific Council policies on local and regional economic development, while also participating in local and regional economic development agencies and organizations.

The proposed work attached would be a first step in that direction, providing the Town with a short term set of details and impacts that would be related to the Town's current condition and the possible impacts of a positive vote on the proposed General Obligation Bond issue, anticipated in November of this year. Subsequent to the Bond election, the Town would anticipate a 'phase two' effort with Elliot D. Pollack & Company, to complete additional needed work based on the outcome of the election.

For additional information related to the proposed work see attached Proposal and Scope of Work from Elliot D. Pollack & Company.

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**Fiscal Impact**

**Fiscal Impact?:** \$14,000

**If Yes, Budget Code:** 5216

**Available:** \$14,000

**Funding Source:**

\$7,000 from this year's budget split between the Water Fund 04, and the Sewer Fund 06 Contingency line item.

\$7,000 from next year's budget is budgeted for in the Water Fund 04 and the Sewer Fund 06, account 5216.

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**Attachments**

EP ED Plan

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May 20, 2014

Via email: rsmith@chinoaz.net

Robert E. Smith  
Town Manager  
Chino Valley, AZ  
Ph: 928-583-4482

Re: Proposal for Economic Development Analysis

Dear Mr. Smith:

Thank you for the opportunity to submit a proposal to conduct additional economic development research as it pertains to business development within the Town of Chino Valley.

1. Scope of Engagement. The Town of Chino Valley is currently preparing a plan for Council and public approval that includes strategic infrastructure investment. **Part 1** of the analysis (already completed) included a detailed examination of the infrastructure plan that was conducted by Town staff. Elliott D. Pollack & Company provided this third-person review of the plan and presented an opinion at a workshop on the subject. The plan followed best practices and was in alignment with the current plans at the state level.

**Part 2** is intended to provide economic and fiscal impact perspective into how the proposed infrastructure and advanced planning efforts could positively impact the community. Example business development scenarios will be provided along with job counts and tax revenue estimates. The intent is to provide the perspective necessary to gauge how the Town might grow; not just in quantity, but in terms of quality. The identified business corridor will have the potential to channel specific types of development activity into the region. But, if planned well, community characteristics can be maintained while concurrently improving local incomes.

If approval is ultimately given to the Town's infrastructure proposal, a final step (**Part 3**) can be conducted with the intent of blending Parts 1 and 2 with economic development strategies to formulate a final economic development plan.

It is specifically understood that we have not made any guarantee as to the results regarding this matter and that our fees are not contingent or conditioned upon obtaining any particular result. All information, documents and other data furnished to or generated by this firm shall be kept strictly confidential and shall not be divulged to a third party without the client's prior written consent.

**Elliott D. Pollack & company**

2. Responsible Parties. The parties primarily assigned to this representation will be Jim Rounds, Jill Welch, and Luis Cordova. It is understood that for the purposes of this agreement the Town of Chino Valley is the client and will be the recipient of the monthly statements.
3. Fees. Total professional fees for this assignment are \$14,000. Draft results will be provided by June 30, 2014 if approved prior to June 1, 2014. Work on the project will begin immediately upon approval.
4. Billing Procedure. We will render statements for professional services on a monthly basis, except in those instances when it is more appropriate to bill you upon completion of a matter. Unless otherwise requested, our billings contain a brief summary of the nature of the work, the fees, and the costs advanced.

In addition, you will be billed monthly for all costs and expenses incurred on your behalf, including printing and photocopying charges (not to exceed ten cents per page), long distance charges, transportation expenses, delivery charges, purchase of necessary data, and other usual and customary costs.

5. Terms of Payment. Our statements are due and payable upon receipt and considered to be past due if not paid within 30 days of the invoice date. Undisputed balances left unpaid for more than 30 days from the due date will begin accruing an 18% per annum finance charge. We reserve the right to turn over any bill that is 60 days or more past due to an attorney for collection.
6. Limited Liability. All findings and conclusions indicated in the market study are based on the information described in the market study. The conclusions and findings are effective as of the date of the study. Information provided in the study is to the best knowledge of this Firm. The study and the information contained in the study are based upon assumptions regarding future events. The assumptions are believed to be reasonable. However, there will usually be differences between the projected and the actual results, because events and circumstances frequently do not occur as expected. Those differences may be material. Reliance on the study is subject to the assumptions and disclaimers in the study.
7. Cooperation by Client. You agree to cooperate with us in our representation by complying on a timely basis with all reasonable requests for information and assistance in connection with our representation. We shall have the right to withdraw if payment of our fees is not made as set forth herein, or if you misrepresent or fail to disclose material facts to us.

If the above is consistent with your understanding regarding our representation, please execute the enclosed copy of this letter and return it to me. Should you have any questions, please do not hesitate to contact me.

We appreciate the opportunity to provide this proposal to you and look forward to undertaking the study.

Sincerely,  
ELLIOTT D. POLLACK & CO.



Jim Rounds

APPROVED AND AGREED:

By: \_\_\_\_\_  
Town of Chino Valley

Date: \_\_\_\_\_

Invoices should be sent to the following person or department:

*Name:* \_\_\_\_\_

*Department:* \_\_\_\_\_

*Address:* \_\_\_\_\_

\_\_\_\_\_

*Phone:* \_\_\_\_\_

*Email:* \_\_\_\_\_

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## TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

### Town Council Regular Meeting

Item No. **8. k.**

**Meeting Date:** 05/27/2014  
**Contact Person:** Liz Hart, Town Clerk Assistant/Records Technician  
 Phone: 928-636-2646 x-1210  
**Department:** Council  
**Item Type:** Action-Presentation  
**Estimated length of staff presentation:** 10 minutes  
**Physical location of item:** N/A

#### **AGENDA ITEM TITLE:**

Consideration and possible action to review and approve Town Manager's goals for the next year.

#### **RECOMMENDED ACTION:**

Review, discuss, revise, amend and possibly approve the Manager's goals for the next year.

#### **SITUATION AND ANALYSIS:**

See Attached

#### **Fiscal Impact**

#### **Attachments**

2014 Town manager's goals

## TOWN MANAGER GOALS

| Goal | Area of Town Government | Description                                                                                                                                                                                    | Deliverables                                                                        |
|------|-------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------|
| 1.   | Sewer/Waste Management  | Develop and bring to Council for approval agreement for purchase of sewer plant.                                                                                                               | Prepare agreement for Council discussion and approval                               |
| 2.   | Sewer/Waste Management  | Fann Wastewater Treatment Plant: Assume operation and management responsibilities. Deadline August 1, 2014.                                                                                    | Prepare agreement for Council discussion and approval                               |
| 3.   | Water Services          | Develop and bring to Council for approval agreement for purchase of Prescott water system serving Town of Chino Valley customers; deadline to complete first draft is August 15, 2014.         | Item placed on Council agenda for discussion of draft agreement.                    |
| 4.   | Human Resources         | Hire independent human resources professional to report to Town Manager. Goal is to locate qualified, experienced individual with objective perspective. Deadline to hire is February 1, 2014. | Prepare job description and job announcement; commence and complete hiring process. |
| 5.   | Infrastructure          | Prepare and present to Council plans for development of infrastructure at Old Home Manor. Deadline is December 1, 2014.                                                                        | Item placed on Council agenda for consideration.                                    |
| 6.   | Sales Tax               | Research feasibility of decreasing grocery tax, if legal.                                                                                                                                      | Item placed on Council agenda for consideration.                                    |



## TOWN OF CHINO VALLEY COUNCIL AGENDA ITEM STAFF REPORT

### Town Council Regular Meeting

Item No. **8.1.**

**Meeting Date:** 05/27/2014  
**Contact Person:** Joe Duffy, Finance Director  
 Phone: 928-636-2646 x-1211  
**Department:** Finance  
**Item Type:** Action  
**Estimated length of staff presentation:** None  
**Physical location of item:** East Road 4 South extension

### AGENDA ITEM TITLE:

Consideration, discussion, and possible action regarding review of the Road 4 South extension project expenditures.

### RECOMMENDED ACTION:

Direction to staff.

### SITUATION AND ANALYSIS:

The Mayor has requested that this item be revisited for the May 27 meeting.

Councilmember McKee requested that this item appear on a prior agenda for the reasons following:

"Questions have arisen from the Road 4 South Project presentation regarding additional costs associated with this type of project that were not included. The purchase price of the land, including the additional compensation to Mr. James, to additional machinery costs not accounted for, to the road itself have been understated."

"Staff should report all costs connected with this or any project to the people of Chino Valley because the people deserve to know how their money is being spent."

### Fiscal Impact

**Fiscal Impact?:** None

**If Yes, Budget Code:**

**Available:**

**Funding Source:**

## **Attachments**

Mckee Handout

Road 4 South Summary

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- While the questions are somewhat redundant, I'll try to answer them in the order given:

|                                  | Phase 1              | Phase 2             |
|----------------------------------|----------------------|---------------------|
| • Total Cost for All Equipment   | \$25,254.32          | \$28,436.66         |
| • Total Cost of All Fuel         | \$7,114.84           | \$7,114.84          |
| • Total Cost of All Man Hours*   | \$29,230.00          | \$29,230.00         |
| • Total Cost of All Sub's        | \$99,995.21          | \$155,423.26        |
| • Total Cost of All Materials    | \$29,266.03          | \$30,569.77         |
| • Total Cost to Move APS Lines** | \$0                  | \$60,000.00         |
| • Who did the inspections        | Town/ETC             | Town/ETC            |
| • Total Cost of the Project      | \$137,555.34         | \$194,284.97        |
| • Expected Completion Date       | Completed March 2014 |                     |
|                                  | <b>\$190,860.40</b>  | <b>\$310,774.50</b> |

COMBINED TOTAL: \$331,840.31

\*Man hours are estimated based on average salaries for the six men in PW and the one man from Utilities and Engineering. It should be noted that the salaries for these men are included within the Town's budget and not attributed to the Road 4 South Project.

\*\* To date, APS has not invoiced the Town.

COMBINED TOTAL: \$501,634.90

331,840.31  
 Difference \$169,794.59

ON MR. DUFFY'S SPREADSHEET NOT NOT  
ON MR. GRITTMAN'S PRESENTATION

|                         |        |
|-------------------------|--------|
| EMPIRE SOUTHWEST        | \$9270 |
| CHINO RENTALS           | 2872   |
| HD SUPPLY               | 1346   |
| HUNT'S BLDG. SUPPLY     | 72     |
| CIVILTEC (UNDERSTATED)  | 2190   |
| ETC, INC. (UNDERSTATED) | 70     |

### Road 4 South In-House Project Phase 1 Totals

|                               |           |
|-------------------------------|-----------|
| Misc. Invoices Phase 1        | 8,808.13  |
| Civiltec Design               | 15,722.00 |
| Civiltec Construction Staking | 11,928.00 |
| Arrowhead                     | 20,457.90 |
| ECCO                          | 21,038.86 |
| ETC                           | 520.00    |
| Sunstate                      | 0.00      |
| Contech                       | 15,737.52 |
| AZ Hwy Spec.                  | 21,249.78 |
| United Rentals                | 4,215.46  |
| Bennett Oil - Fuel            | 7,114.84  |
| C & R Trucking - Hauling      | 9,660.85  |
| Barricade & Signs             | 1,100.00  |

**137,553.94 Total Phase 1**

### Road 4 South In-House Project Phase 2 Totals

|                                          |           |
|------------------------------------------|-----------|
| Misc. Invoices Phase 2                   | 10,111.71 |
| Civiltec Design                          | 15,722.00 |
| Civiltec Construction Staking            | 11,928.00 |
| Arrowhead                                | 20,458.06 |
| ECCO                                     | 21,956.96 |
| ETC                                      | 400.00    |
| Sunstate                                 | 2,264.23  |
| Contech                                  | 8,103.05  |
| AZ Hwy Spec.                             | 21,249.79 |
| United Rentals                           | 4,215.47  |
| Bennett Oil - Fuel                       | 7,114.84  |
| C & R Trucking - Hauling                 | 9,660.86  |
| Barricade & Signs                        | 1,100.00  |
| APS Relocate (Not invoiced at this time) | 60,000.00 |

**194,284.97 Total Phase 2**

|                        |        |
|------------------------|--------|
| EMPIRE SOUTHWEST       | \$9432 |
| CHINO RENTALS          | 2843   |
| HUNT'S BLD SUPPLY      | 72     |
| ETC, INC (UNDERSTATED) | 70     |

**Project Total 331,838.31**

|                                                       |  |              |                      |                      |                      |                                |
|-------------------------------------------------------|--|--------------|----------------------|----------------------|----------------------|--------------------------------|
| <b>Town of Chino Valley</b>                           |  |              |                      |                      |                      |                                |
| <b>Road 4 South Project</b>                           |  |              |                      |                      |                      |                                |
|                                                       |  |              |                      |                      |                      |                                |
| <b>Payee or Description</b>                           |  | <b>Phase</b> | <b>Total Amount</b>  | <b>Phase 1</b>       | <b>Phase 2</b>       | <b>Right of Way Aquisition</b> |
|                                                       |  |              |                      |                      |                      |                                |
| <b>Sub Total Paid To Date</b>                         |  |              | <b>\$ 460,611.05</b> | <b>\$ 124,885.39</b> | <b>\$ 116,663.22</b> | <b>\$ 219,062.44</b>           |
|                                                       |  |              |                      |                      |                      |                                |
| Engineering Design Coded to Prior Fiscal Year         |  |              | \$ 31,444.00         | \$ 15,722.00         | \$ 15,722.00         |                                |
|                                                       |  |              |                      |                      |                      |                                |
| APS Billing Not Yet Received                          |  |              | \$ 60,000.00         |                      | \$ 60,000.00         |                                |
|                                                       |  |              |                      |                      |                      |                                |
| <b>Total Projected Project Less Est. Man Hours</b>    |  |              | <b>\$ 552,055.05</b> | <b>\$ 140,607.39</b> | <b>\$ 192,385.22</b> | <b>\$ 219,062.44</b>           |
|                                                       |  |              |                      |                      |                      |                                |
| Estimated Man Hours                                   |  |              | \$ 58,460.00         | \$ 29,230.00         | \$ 29,230.00         |                                |
|                                                       |  |              |                      |                      |                      |                                |
| <b>Total Projected Project with Est. Man Hours</b>    |  |              | <b>\$ 610,515.05</b> | <b>\$ 169,837.39</b> | <b>\$ 221,615.22</b> | <b>\$ 219,062.44</b>           |
|                                                       |  |              |                      |                      |                      |                                |
| <b>Project Recap by Category</b>                      |  |              |                      |                      |                      |                                |
| Engineering                                           |  |              | \$ 54,338.60         | \$ 28,264.60         | \$ 26,074.00         | \$ -                           |
| Equipment                                             |  |              | \$ 70,128.49         | \$ 33,473.06         | \$ 36,655.43         | \$ -                           |
| Trucking                                              |  |              | \$ 19,321.71         | \$ 9,660.50          | \$ 9,661.21          | \$ -                           |
| Fuel                                                  |  |              | \$ 13,257.16         | \$ 6,628.58          | \$ 6,628.58          | \$ -                           |
| Materials                                             |  |              | \$ 107,256.10        | \$ 57,445.20         | \$ 49,810.90         | \$ -                           |
| Miscellaneous                                         |  |              | \$ 8,690.55          | \$ 5,135.45          | \$ 3,555.10          | \$ -                           |
| APS Pole Relocation                                   |  |              | \$ 60,000.00         | \$ -                 | \$ 60,000.00         | \$ -                           |
| Estmated Man Hours                                    |  |              | \$ 58,460.00         | \$ 29,230.00         | \$ 29,230.00         | \$ -                           |
| Right of Way Acquisition                              |  |              | \$ 219,062.44        | \$ -                 | \$ -                 | \$ 219,062.44                  |
|                                                       |  |              | <b>\$ 610,515.05</b> | <b>\$ 169,837.39</b> | <b>\$ 221,615.22</b> | <b>\$ 219,062.44</b>           |
|                                                       |  |              |                      |                      |                      |                                |
| Public Works 4/22/14 Presentation``                   |  |              |                      |                      |                      |                                |
| Total Cost of Project Less Estimated Man Hours        |  |              | <b>\$ 550,902.75</b> | <b>\$ 137,555.34</b> | <b>\$ 194,284.97</b> | <b>\$ 219,062.44</b>           |
| Finance Cost Summary 5/19/14                          |  |              |                      |                      |                      |                                |
| Total Actual Cost of Project Less Estimated Man Hours |  |              | <b>\$ 552,055.05</b> | <b>\$ 140,607.39</b> | <b>\$ 192,385.22</b> | <b>\$ 219,062.44</b>           |
|                                                       |  |              |                      |                      |                      |                                |
| <b>Difference</b>                                     |  |              | <b>\$ (1,152.30)</b> | <b>\$ (3,052.05)</b> | <b>\$ 1,899.75</b>   | <b>\$ -</b>                    |
|                                                       |  |              |                      |                      |                      |                                |