



# Staff Report

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**Agenda Item:**            **YAVAPAI-APACHE NATION DISTRIBUTION OF GAMING REVENUES UNDER PROPOSITION 202** – Discussion and consideration of the Town Council to accept and honor the Yavapai-Apache Nation request to use the \$10,000 to offset the total costs of purchasing a police vehicle.

**Staff Contact:**            Gayle Mabery, Town Manager

**Meeting Date:**            February 23, 2010

**Background:**            Proposition 202, passed by Arizona voters in 2002, specifies various guidelines for new gaming compacts between the State of Arizona and the respective Indian tribal nations in the state. A key provision of Proposition 202 is the sharing of gaming revenue with the state. The stipulations for gaming compacts also permit each individual Indian tribe to retain and administer a portion of the revenue.

Specifically, the compacts permit an Indian tribe to make 12% of its total annual contribution to “cities, towns, or counties for government services that benefit the general public, including public safety, mitigation of the impacts of gaming, or promotion of commerce and economic development.” These provisions were included in the legislation in recognition that communities that are in close proximity to gaming activities are impacted by those activities, and local Tribe’s should have an opportunity to help offset those impacts.

In October, 2009, the Yavapai-Apache Nation requested the Town of Clarkdale to submit a proposal to them identifying the Town’s priorities for funding for the 2009 Proposition 202 distributions. At the October 27, 2009 meeting, the Town Council identified three items for the Nation’s consideration, noting that funding for any of these items would be extremely beneficial for Clarkdale’s citizens:

- **Funding for a Clarkdale Sustainability Park Planning Coordinator**
- **Operating Expenses for the Clarkdale Swimming Pool**
- **Police Department Patrol Vehicle**

In early February, the Town received notification (see attached letter) from the Nation that the Tribal Council had distributed \$10,000 to the Town of Clarkdale to assist in the purchase of a police vehicle for the Town. The notification letter included the check in the amount of \$10,000.

The total cost of a police vehicle can range from \$24-37,000, depending on the make, model and year of the vehicle that is purchased. While the Town should purchase at least one vehicle per

year in order to allow us to rotate high mileage vehicles out of our fleet in a timely manner, we were unable to do so last year due to budget constraints. We currently have 5 police vehicles with 100,000 + miles. We do have a line item in this year's budget for police equipment purchases that was planned to allow for the purchase of a vehicle, but the local sales tax that funds that line item is projected to be 30-35% under budget for the fiscal year. The \$10,000 contribution from the Nation can be combined with the remaining available revenue under the Police Equipment line item and assure the purchase of a vehicle this year.

**Recommendation:** Staff recommends that the Town Council accept and honor the Yavapai-Apache Nation request to use the \$10,000 to offset the total costs of purchasing a police vehicle.



**YAVAPAI-APACHE NATION**

2400 Datsi Road Camp Verde, Arizona 86322  
Phone (928)567-1004 Fax (928)567-1082

January 29, 2010

Doug Von Gausig  
Mayor  
Town of Clarkdale  
P.O. Box 308  
Clarkdale, AZ 86322

Dear Mr. Gausig:

The Yavapai-Apache Nation ("Nation") Tribal Council ("Council") is please to announce the distribution of Ten Thousand Dollars (\$10,000.00) to the Town of Clarkdale. These dollars represent part of the annual 12 percent contribution the Nation must make to local municipalities as require under Section 12(d) of the Nation's Gaming Compact with the State of Arizona.

In reviewing your itemized request submitted to the Nation, the Council decided to fund the Town's specific request for assistance in the purchase of a Police Car in the amount of Ten Thousand Dollars (\$10,000.00). The Nation strongly urges the Town to follow the Council's decision as to the use of these distributed dollars.

We look forward to a continuous partnership and growing relationship on issues that impact all of us in the Verde Valley. Should you have any questions, feel free to contact me at any time.

Sincerely,

Thomas Beauty  
Chairman

Cc: Tribal Council



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November 3, 2009

Chairman Thomas Beauty and  
Tribal Council Members  
Yavapai-Apache Nation  
2400 W. Datsi Street  
Camp Verde, AZ 86322

Re: Town of Clarkdale, Proposition 202 Funding

Dear Chairman Beauty and Members of the Tribal Council:

Thank you for the invitation to make a presentation to you regarding the Town of Clarkdale's priorities for potential Proposition 202 funding.

With the international budget crisis in full swing, the Town of Clarkdale has seen significant impacts to our local revenues, and our ability to continue to fund programs that are important to the whole community. The Proposition 202 funds that you awarded us last year were instrumental in our ability to plan for the expansion of our Community Services/Library facility. In fact, we were able to expand our operating hours at the Town's library from 25 to 40 per week, and have added some new programs like Story Hour for Children, and a Volunteer Recruitment Program.

As we continue to look forward to budgeting with new economic realities to contend with, Clarkdale and other communities will have to become even more creative about how we will deliver and fund services that our residents expect and deserve. Through Proposition 202 funding, the Nation is poised to become an even more important partner in filling the funding gap for programs that may provide critical value to the public, but don't have a dedicated funding source.

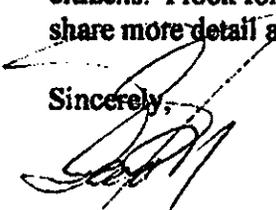
At our October 27<sup>th</sup> meeting, the Clarkdale Town Council prioritized items for consideration for Proposition 202 funding. Three items were identified as our highest priorities and we would like to present them for your consideration for next year. They include:

- **Funding for a Clarkdale Sustainability Park Planning Coordinator**
  - As you are aware, Clarkdale is moving forward with a bold new plan for the creation of an alternative energy park. When completed, it will serve as a model for sustainability, and an economic development engine for the entire region.

- Enthusiasm is running high, and we need additional staffing resources (either from consultants or a paid employee) to manage the project.
  - To appropriately fund a Coordinator position, we would request \$60,000. It should be noted that any amount of funding that is designated towards the Clarkdale Sustainability Park project will be put to good use. We have many other costs for program develop, marketing, and research that do not currently have a funding source. Any consideration you give to this project would be appreciated.
- **Operating Expenses for the Clarkdale Swimming Pool**
    - Due to severe budget limitations, the Town of Clarkdale was not able to open our swimming pool in the summer of 2009. We currently do not have a budget to open the pool for the 2010 season either.
    - The operating costs for a 10-week swimming season are \$64,000.
    - There is an additional cost of approximately \$10,000 to make a federally required repair to the drain system of the pool. This repair must be made before the pool can reopen.
    - Funding of \$74,000 would open the pool for the entire 10-week 2010 season.
    - Partial funding of \$42,000 could open the pool for a 5-week season in 2010 and could be used to leverage other donations to lengthen the season. Opening the pool for less than 5 weeks would not be operationally or economically feasible.
  - **Police Department Patrol Vehicle**
    - The Clarkdale Police Department typically budgets to replace two patrol vehicles per year.
    - We were unable to budget to replace any vehicles this year.
    - Clarkdale typically purchases our patrol vehicles from state contracts or from agencies that have used vehicles with low mileage.
    - The cost to purchase and equip a patrol vehicle average \$37,000.

Funding for any of these items would be extremely beneficial for all of Clarkdale's citizens. I look forward to seeing you on November 10<sup>th</sup> to answer any questions and to share more detail about the importance of these items.

Sincerely,



Doug Von Gausig  
Mayor