

EXHIBIT C

Bower, Julie

From: Bower, Julie
Sent: Wednesday, December 10, 2014 11:50 AM
To: Shirl LAMONNA (shirllamonna@msn.com)
Cc: Caton, Greg; kschwab@cgsuslaw.com; Sidles, Tobin
Subject: RE: OV referendum
Attachments: Application for Initiative - Referendum Petition Serial Number.pdf; Referendum Petition.pdf; Statement of Organization.pdf; \$500 Threshold.pdf

Hi, Shirl

Here is the information you requested and examples of the required forms:

- Within 30 days after the passage of the resolution, a person or organization intending to file a referendum petition against the resolution, shall file with the town clerk, an application, on a form to be provided by the secretary of state, for a referendum petition serial number. (ARS 19-111)
- At the time of filing the application, the person or organization shall file with the town clerk, its statement of organization or its signed exemption statement (ARS 19-111)
- The petition must be filed with the town clerk within thirty days after passage of the ordinance, resolution or franchise (ARS 19-142)
- Ten percent of the Town's electors may propose the referendum on legislation enacted within and by the Town (AZ Const. Art. IV, Part 1, Sec. 1(8)), the whole number of votes cast at the townwide election at which a mayor or councilmen were chosen last preceding the submission of the application for a referendum petition against a resolution shall be the basis on which the number of electors of the Town required to file a referendum shall be computed. (ARS 19-142)

If Council passes the resolution, and you wish to proceed with the referendum, we can schedule an appointment for you to file the application and statement of organization and, at that time, I will provide you with the specific number of valid signatures required and the deadline for filing the petition.

Thanks, Julie

Attachments: Application for Initiative or Referendum Petition Serial Number
Referendum Petition
Statement of Organization
\$500 Threshold Exemption Statement

Julie K. Bower, MMC
Oro Valley Town Clerk
11000 N. La Canada Dr.
Oro Valley, AZ 85737
520-229-4740

From: Shirl LAMONNA [mailto:shirllamonna@msn.com]
Sent: Tuesday, December 09, 2014 1:49 PM
To: Bower, Julie
Subject: OV referendum

Good afternoon Julie,

As we briefly discussed, I have had a number of calls and emails from Town residents who are opposed to the pending purchase of the Hilton El Conquistador Golf & Tennis Club.

Can you please provide details on the local referendum process in terms of the Town's requirements, format for petitions, number of signatures required, time period for securing signatures, etc.?

Given Council's intention to rush this vote forward on the 17th, I would appreciate your prompt attention to this request. Thanks in advance for your assistance.

Sincerely,

Shirl Lamonna

EXHIBIT D

Bower, Julie

From: Bower, Julie
Sent: Tuesday, December 16, 2014 8:57 AM
To: Shirl LAMONNA (shirlamonna@msn.com)
Cc: Caton, Greg; Sidles, Tobin
Subject: RE: OV referendum

Hi, Shirl

My answers are below. Please note that I am not allowed to give legal advice. I can refer you to the statute involved but cannot interpret it for you. You may wish to seek your own legal counsel.

Julie K. Bower, MMC
Oro Valley Town Clerk
11000 N. La Canada Dr.
Oro Valley, AZ 85737
520-229-4740

From: Shirl LAMONNA [mailto:shirlamonna@msn.com]
Sent: Sunday, December 14, 2014 11:14 PM
To: Bower, Julie
Subject: RE: OV referendum

Good morning, Julie,

In further review of the referendum process, I have several additional questions:

Does the Town have a document similar to ARS title 19 that I can obtain? I'm not sure what you're asking. The procedures for referendum are contained in ARS Title 19 and it can be accessed at <http://azleg.gov/ArizonaRevisedStatutes.asp?Title=19>.

Can the fonts be adjusted on the petition document (attached previously) for a larger writing space? No, the petition provided by the Secretary of State cannot be altered.

Please confirm: All Pima County registered voters who live in Oro Valley can sign the petition. All residents who are registered to vote in Oro Valley elections may sign the petition.

Can someone who is a part-time resident in AZ but is registered to vote in another state be a "petition circulator?" Please refer to ARS 19-114 and ARS 16-101.

Will the emails submitted to Mayor & Council be included in their Agenda packets &/or on the town website as backup material? Will you provide a verbal count of supporters VS protestors at the meeting? Per our standard procedure, emails received will be made part of the public record but are not posted on the website. I will not be providing a verbal count at the meeting.

Original questions:

- What type of Political Committee is checked on the Statement of Organization for a referendum? Again, I can't advise you but using a process of elimination, it seems to me that only one committee type pertains to ballot measures.
- Does the 30 day clock for filing petitions start on 12/17 or 18? The 30-day period begins when the resolution has all required signatures which we believe will be on December 18th. If so, day one of the 30-day period would be December 18th.

As always, thank you for your assistance in this matter.

Shirl

From: jbower@orovalleyaz.gov
To: shirlamonna@msn.com
Date: Fri, 12 Dec 2014 10:57:30 -0700
Subject: RE: OV referendum

Thank you.

Sent from my Windows Phone

From: Shirl LAMONNA
Sent: 12/12/2014 10:21 AM
To: Bower, Julie
Subject: RE: OV referendum

Good morning, Julie,

Thank you for the update. Monday is fine. Enjoy your weekend.

Shirl

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Bower, Julie" <jbower@orovalleyaz.gov>
Date: 12/12/2014 9:59 AM (GMT-07:00)
To: Shirl LAMONNA <shirlamonna@msn.com>
Cc: "Caton, Greg" <gcaton@orovalleyaz.gov>, "Sidles, Tobin" <tsidles@orovalleyaz.gov>
Subject: RE: OV referendum

Hi, Shirl

I am out of the office until Monday so I will respond to your questions regarding the statement of organization on Monday morning. With regard to having petitions ready for the Council meeting on 12/17, that's not possible. The petition has to include the signed resolution and that won't be ready until Thursday, 12/18 at the earliest. Right now, there is no resolution for which to apply for a referendum serial number so the application can be filed on next Thursday morning.

Thanks, Julie

From: Shirl LAMONNA [shirlamonna@msn.com]
Sent: Thursday, December 11, 2014 4:04 PM
To: Bower, Julie
Subject: RE: OV referendum

Hi, Julie,

Thanks so much for sending this information. Per my voicemail, can you please help with the following questions?

- What type of Political Committee is checked on the Statement of Organization for a referendum?
- Does the 30 day clock for filing petitions start on 12/17 or 18?
- Can I meet with you in advance of the meeting? Say on Tuesday when I am off? Then I would have petitions available for signature at the Council meeting should they pass it. I will have all forms completed in advance so as not to take up too much of your time.

Thanks again.
Shirl

From: jbower@orovalleyaz.gov
To: shirlamonna@msn.com
CC: gcaton@orovalleyaz.gov; kschwab@cgsuslaw.com; tsidles@orovalleyaz.gov
Date: Wed, 10 Dec 2014 11:49:35 -0700
Subject: RE: OV referendum

Hi, Shirl

Here is the information you requested and examples of the required forms:

- Within 30 days after the passage of the resolution, a person or organization intending to file a referendum petition against the resolution, shall file with the town clerk, an application, on a form to be provided by the secretary of state, for a referendum petition serial number. (ARS 19-111)
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Thanks, Julie

Attachments: Application for Initiative or Referendum Petition Serial Number
Referendum Petition
Statement of Organization
\$500 Threshold Exemption Statement

Julie K. Bower, MMC
Oro Valley Town Clerk
11000 N. La Canada Dr.
Oro Valley, AZ 85737
520-229-4740

From: Shirl LAMONNA [mailto:shirlamonna@msn.com]

Sent: Tuesday, December 09, 2014 1:49 PM

To: Bower, Julie

Subject: OV referendum

Good afternoon Julie,

As we briefly discussed, I have had a number of calls and emails from Town residents who are opposed to the pending purchase of the Hilton El Conquistador Golf & Tennis Club.

Can you please provide details on the local referendum process in terms of the Town's requirements, format for petitions, number of signatures required, time period for securing signatures, etc.?

Given Council's intention to rush this vote forward on the 17th, I would appreciate your prompt attention to this request. Thanks in advance for your assistance.

Sincerely,

Shirl Lamonna

EXHIBIT E

RESOLUTION NO. (R)14-66

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF ORO VALLEY, ARIZONA, APPROVING THE ACQUISITION OF THE EL CONQUISTADOR COUNTRY CLUB, GOLF AND TENNIS FACILITIES

WHEREAS, the Town is interested in purchasing the El Conquistador Country Club, Golf and Tennis currently owned by MET Life, Inc., with anticipated ownership being transferred to HSL Properties; and

WHEREAS, the Town is interested in converting the El Conquistador Country Club, Golf and Tennis facilities into a community center for Oro Valley residents and visitors; and

WHEREAS, upon the transfer of ownership to HSL Properties, HSL will be interested in selling the El Conquistador Country Club, Golf and Tennis facilities to the Town for \$1 million; and

WHEREAS, the El Conquistador Country Club, Golf and Tennis facilities includes a 31,475 square foot building located at 10555 North La Canada Drive, a 5,600 square foot building located at 10000 North Oracle Road, approximately 324 acres of land, 31 lighted tennis courts, 2 heated pools at the La Canada Location and 45 holes of golf, one of the golf courses being located at 10700 North La Canada Drive; and

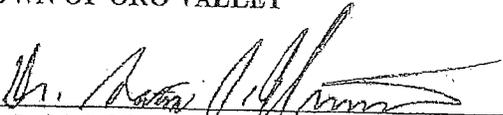
WHEREAS, it is in the best interest of the Town and its citizens to purchase the El Conquistador Country Club, Golf and Tennis facilities for \$1 million to be converted into a community center for residents and visitors;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Oro Valley, Arizona, that:

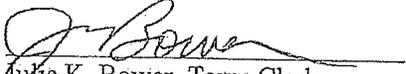
1. The Town Manager is authorized to take such steps as are necessary to acquire the El Conquistador Country Club, Golf and Tennis facilities located at 10555 North La Canada Drive, the golf course located at 10700 North La Canada Drive and 10000 North Oracle Road.

PASSED AND ADOPTED by the Mayor and Town Council of the Town of Oro Valley, Arizona, this 17th day of December, 2014.

TOWN OF ORO VALLEY


Dr. Satish I. Hiremath, Mayor

ATTEST:


Julie K. Bower, Town Clerk

APPROVED AS TO FORM:

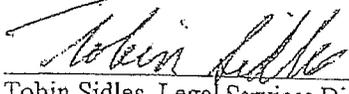
 12/18/14
Tobin Sidles, Legal Services Director

EXHIBIT F

APPLICATION FOR INITIATIVE OR REFERENDUM PETITION SERIAL NUMBER

TOWN OF ORO VALLEY

DEC 18 14AM 9:15 TOU

The undersigned intends to circulate and file an INITIATIVE or a REFERENDUM (circle the appropriate word) petition and hereby makes application for the issuance of an official serial number to be printed in the lower right-hand corner of each side of each signature sheet of such petition. Pursuant to Arizona Revised Statutes § 19-111, attached hereto is the full text, in no less than eight point type, of the MEASURE or CONSTITUTIONAL AMENDMENT (circle appropriate word) intended to be INITIATED or REFERRED (circle appropriate word) at the next general election.

SUMMARY: A description of no more than one hundred words of the principal provisions of the proposed law, constitutional amendment or measure that will appear in no less than eight point type on the face of each petition signature sheet to be circulated.

1. The Resolution approves the acquisition of the El Conquistador Country Club, Golf & Tennis facilities and authorizes the Town Manager to complete the \$1,000,000.00 acquisition. Additional funding for operating and immediate capital improvements will be required.
2. ~~The Resolution was approved without an independent financial analysis.~~
3. ~~The acquisition will put the Town in direct competition with existing Oro Valley businesses, such as health clubs and restaurants.~~
4. ~~The acquisition will ultimately affect all Oro Valley residents and shoppers.~~

smc
2/18/14
12/18/14

Shirl Lamonna
 Signature of Applicant
 Shirl Lamonna
 Printed Name of Applicant
 12119 N Kylene Canyon Dr
 Address
 Oro Valley AZ 85755
 City State Zip
 520-780-8640
 Telephone Number

T.O.O.T.H.in OV
 Name of Organization (if any)
 12119 N Kylene Canyon Dr
 Address
 Oro Valley AZ 85755
 City State Zip
 520-780-8640
 Telephone Number
 Shirl Lamonna Chariman
 Name of Officer and Title
 12119 N Kylene Canyon
 Address
 Oro Valley AZ 85755
 City State Zip
 520-780-8640
 Telephone Number
 Jan Humble Treasurer
 Name of Officer and Title
 636 W. Pomegranate Place
 Address
 Oro Valley AZ 85737
 City State Zip
 310-710-3765
 Telephone Number

Date of Application 12/18/14
 Signatures Required 1,148
 Deadline for Filing 01/16/15
 Serial Number Issued OVREF14-01
 FOR OFFICE USE ONLY

EXHIBIT G

Bower, Julie

From: Shirl LAMONNA <shirllamonna@msn.com>
Sent: Friday, December 19, 2014 10:26 AM
To: Bower, Julie
Subject: RE: Question on petition

Yes, I have done so. Thank you.

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Bower, Julie" <jbower@orovalleyaz.gov>
Date: 12/19/2014 10:05 AM (GMT-07:00)
To: 'Shirl LAMONNA' <shirllamonna@msn.com>
Cc: "Sidles, Tobin" <tsidles@orovalleyaz.gov>
Subject: RE: Question on petition

Hi, Shirl

Unfortunately, I cannot advise you. You may want to consult with your own attorney.

Thanks, Julie

Julie K. Bower, MMC
Oro Valley Town Clerk
11000 N. La Canada Dr.
Oro Valley, AZ 85737
520-229-4740

From: Shirl LAMONNA [mailto:shirllamonna@msn.com]
Sent: Friday, December 19, 2014 8:25 AM
To: Bower, Julie
Subject: Question on petition

Good morning, Julie,

Can you please clarify this for me? Since this is a state petition, do I remove the extra verbiage so that it makes ensemble to signers? For example, do I change "senate or house)bill No." To Referendum (R) 14-66 and remove the parenthetical (or other local, county, city or town measure) or does the parenthetical verbiage remain on the petition? It would seem that it would be very confusing to leave all that extra verbiage in place but I want to confirm.

I assume if i remove what i stated above, that I should remove the extra verbiage elsewhere? Thanks.

Shirl

Sent from my Verizon Wireless 4G LTE smartphone

EXHIBIT H



Oro Valley Town Clerk's Office

JAN 15 15PM 4:08 TOU

INITIAL RECEIPT

Referendum Petition Sheets

Date: 1/15

Petition Serial No.: REF 1401-

Committee Name: TOOTH in OV

Filed by: *Shirl Lamonna*
Signature

Shirl Lamonna
Print Name & Title

Estimated Number of Petition Sheets: 249

Estimated Number of Signatures: 3160

Received by: *J. Bower*
Signature

Julie K. Bower, Town Clerk
Print Name & Title

Pursuant to A.R.S. 19-121, after the issuance of the receipt, no additional petitions may be accepted for filing.

EXHIBIT I

Town of Oro Valley Initiative or Referendum

JAN 15 15PM 4:09 TOV

I, Shirley Lamona legal representative of the committee
TOOTH in OV (if applicable) and pursuant to Arizona Revised
Statutes Title 19, hereby swear and affirm:

- 1) That I/we understand that once petitions have been turned in no further petitions or signatures may be accepted, added to or removed.
- 2) That I/we did not rely on any advice from any Town or government staff or employees in either preparing these petitions or gathering these signatures.
- 3) That I/we was/were advised to consult with private legal counsel prior to preparing these petitions and/or acquiring signatures.
- 4) That I/we understand that these petitions and/or signatures must be strictly construed under Arizona case law for any flaws, which may result in such petitions or signatures being disallowed.
- 5) That I/we understand that any such action by Town or other government staff in disallowing either petitions or signatures is not the result of any bias, political activity or ill will, but simply involves following statutory requirements.

Dated this 15th day of January 2015.

Shirley Lamona
(Name)

Representing

TOOTH in OV