

**ETHICS COMMITTEE HEARING NOTICE
FRIDAY, OCTOBER 10, 2014, 2:30 P.M.**

**ETHICS COMMITTEE HEARING
2735 S. HIGHWAY 69**

**COUNCIL CHAMBERS, TOWN HALL
DEWEY-HUMBOLDT, ARIZONA**

AGENDA

The issues that come before the Town Council are often challenging and potentially divisive. In order to make sure we benefit from the diverse views to be presented, the Council believes that the meeting be a safe place for people to speak. With this in mind, the Council asks that everyone refrain from clapping, heckling and any other expressions of approval or disapproval. Council may vote to go into Executive Session for legal advice regarding any matter on the open agenda pursuant to A.R.S. 38-431.03 (A) (3), which will be held immediately after the vote and will not be open to the public. Upon completion of Executive Session, the Council may resume the meeting, open to the public, to address the remaining items on the agenda. Agenda items may be taken out of order. Please turn off all cell phones. The Council meeting may be broadcast via live streaming video on the internet in both audio and visual formats. One or more members of the Council may attend either in person or by telephone, video or internet conferencing. **NOTICE TO PARENTS:** Parents and legal guardians have the right to consent before the Town of Dewey-Humboldt makes a video or voice recording of a minor child. A.R.S. § 1-602.A.9. Dewey-Humboldt Council Meetings are recorded and may be viewed on the Dewey-Humboldt website. If you permit your child to participate in the Council Meeting, a recording will be made. You may exercise your right not to consent by not permitting your child to participate or by submitting your request to the Town Clerk that your child not be recorded.

1. Call To Order.

2. Roll Call.

2.1. Ethics Committee Members. Council Members Mark McBrady, Dennis Repan; and Vice Mayor Arlene Alen.

3. Consent Agenda.

3.1. Minutes from the August 29, 2014, Ethics Committee meeting.

4. Ethics Complaint Agenda – Complaint Review and determination. Discussion and Possible Action on matters not previously presented to the Council.

4.1. Ethics complaint filed July 1, 2014 by Nancy Wright against Terry Nolan. Discussion of Ethics Code complaint filed against Mayor Nolan; fact finding; and possible decision whether a violation has occurred, and if so if it is a minor or major violation of the ethics code and decision regarding a recommendation to Council.

4.1.1. Recess into and hold an executive session pursuant to A.R.S. § 38-431.03(A)(1)
Discussion or consideration of disciplining Mayor Nolan related to a complaint of violation of the Ethics Code.

4.1.2. Reconvene into Public Session.

5. Adjourn.

For Your Information:

Next Town Council Meeting: Tuesday, October 21, 2014, at 6:30 p.m.

Next Planning & Zoning Commission Meeting: Thursday, November 6, 2014, at 6:00 p.m.

Next Town Council Work Session: Tuesday, October 14, 2014, at 2:00 p.m.

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(NW-14)
(TN-77)

If you would like to receive Town Council agendas via email, please sign up at AgendaList@dhaz.gov and type Subscribe in the subject line, or call 928-632-7362 and speak with Judy Morgan, Town Clerk.

Certification of Posting

The undersigned hereby certifies that a copy of the attached notice was duly posted at the following locations: Dewey-Humboldt Town Hall, 2735 South Highway 69, Humboldt, Arizona, Chevron Station, 2735 South Highway 69, Humboldt, Arizona, Blue Ridge Market, Highway 69 and Kachina Drive, Dewey, Arizona, on the ____ day of _____, 2014, at ____ p.m. in accordance with the statement filed by the Town of Dewey-Humboldt with the Town Clerk, Town of Dewey-Humboldt.

By: _____, Town Clerk's Office.

Persons with a disability may request reasonable accommodations by contacting the Town Hall at 632-7362 at least 24 hours in advance of the meeting.

**TOWN OF DEWEY-HUMBOLDT
ETHICS COMMITTEE MEETING
MEETING MINUTES
AUGUST 29, 2014, 02:30 P.M.**

A SPECIAL MEETING OF THE DEWEY-HUMBOLDT ETHICS COMMITTEE WAS HELD ON FRIDAY, AUGUST 29, 2014, AT TOWN HALL AT 2735 S. HIGHWAY 69, DEWEY-HUMBOLDT, ARIZONA. VICE MAYOR ARLENE ALLEN PRESIDED.

1. Call To Order. The meeting was called to order at 2:34 p.m. by Vice Mayor Arlene Alen. The meeting was temporarily paused due to technical difficulties with the microphones. The meeting was started at 2:37 p.m.

2. Roll Call.

2.1. Ethics Committee Members. Council Members Mark McBrady, Dennis Repan; and Vice Mayor Arlene Alen were present.

3. Ethics Complaint Agenda - Complaint Review, procedure and investigation requirements. Discussion and Possible Action on matters not previously presented to the Council.

Vice Mayor Alen gave an overview of the process they would follow: look at a complaint filed by Councilmember Wright against Mayor Nolan, and determine whether there is any reason to move it forward to a hearing. No public comment will be taken at this meeting.

3.1. Ethics complaint filed July 1, 2014 by Nancy Wright against Terry Nolan. Discussion of Ethics Code complaint filed against Mayor Nolan; procedure committee will follow; possible discussion and direction for additional information or investigation requirements.

Vice Mayor Alen read the violation of complaint. If the committee determines it needs to move forward the committee will need to identify what materials/documents they need to do so. A hearing date would be set, notification of parties who need to appear at the hearing and what materials are necessary, giving two weeks to respond. Vice Mayor Alen read the timeline provided with the complaint, which included documentation as to state statute and/or town code violated. The committee members were asked if they had reviewed the materials so they can have discussion of those materials and how they relate to those codes.

Vice Mayor Alen asked for comment on the complaint materials, asking CM McBrady first. Councilmember McBrady asked to delay this meeting so the Mayor could attend, giving him an opportunity to comment on this complaint. Vice Mayor Alen responded that for this meeting the presence of the respondent and complainant is not necessary. This is the time to look at the material and have discussion of the merit of the complaint. She stated Council saw no reason to make it mandatory for him (the respondent) to be here.

Councilmember McBrady stated CM Repan should step down as a member of the committee as he was the Mayor's opponent in the recent election and to

salvage the perception of this being an unbiased committee. Councilmember Repan stated the purpose of the ethics code is as a learning experience, and he was able to be fair and balanced. CM Repan suggested they look at the complaint today and determine whether to move forward with this complaint. Councilmember McBrady asked CM Repan if the Mayor has an objection to Repan being on the committee would make a difference on whether he would be on the committee. Councilmember Repan responded he can talk with the Mayor but not on the committee details. He stated he can do this and be unbiased. Vice Mayor Alen stated the makeup of the committee has been known for some time and the Mayor did not request anyone recuse themselves. She explained this process is to make the community understand they are running the council the way the community wants them to. Councilmember McBrady asked about the punitive measures in place if a violation does occur. Vice Mayor Alen explained the third offense becomes punitive. VM Alen asked CM McBrady to review the timeline of the complaint, look at the codes, and determine if in fact what occurred is potentially a violation of those codes. Councilmember McBrady responded, the way the ethics code is written it would fall under that (potential violation).

Councilmember Repan spoke on the supporting materials being specific and to the point. Nothing they couldn't use. He would like to see more detail as far as the submittal. The correlation is good, and what is provided is good and straight forward. Councilmember McBrady asked for elaboration of what additional CM Repan would like to see. Councilmember Repan explained he wants some clarification but that would come during a hearing rather than at this meeting.

Vice Mayor Alen thinks she is understanding the timeline. CM McBrady was asked if he had reviewed the materials and he responded he had not. She asked Councilmember McBrady to review it now. VM Alen explained she noticed some gaps in the knowledge that you see between the complaint and some of the documentation provided. Councilmember Repan explained he saw the basis for the complaint but getting into it they might need some clarification. Councilmember McBrady left the dais to get his materials/packet. Vice Mayor Arlene Alen called a short recess for two minutes at 2:55 p.m.

Vice Mayor Alen reconvened the meeting at 2:57 p.m. and read to the public the additional information provided by Councilmember Wright (complainant) on timeline, various Council and OSAT minutes, emails between the Mayor and Mr. Gilsdorf on the trailhead, and formal letters of support to RAC on the trailhead and firebreak grant requests.

Councilmember McBrady stated he did not have enough information to decide whether to dismiss or move forward to a hearing without the mayor being here to answer questions.

Councilmember Repan said he felt they have enough information to go onto the next step. They might need more information as they get in to the process but he is ready to go to the next step.

Vice Mayor Alen explained this meeting was not for input from the public, complainant or respondent. If they can't dismiss the complaint then they need to

move forward to a hearing. At hearing, they will make a determination then submit that to council for their determination.

Councilmember McBrady stated this should forward to a hearing.

Vice Mayor Alen reading through documentation and timeline, wants more information to make a decision. Needs more info before dismissing or moving forward. Her decision is to move forward to a hearing.

The committee members voted whether to dismiss or move forward to a hearing. All three voted to move this complaint forward to a hearing. Vice Mayor Alen stated a notice of request for Witnesses and Documents will be send out, explaining the process will go to a hearing. A hearing date will be set later.

4. Adjourn. The meeting was adjourned at 3:04 p.m.

Arlene Alen, Vice Mayor and Chair

ATTEST:

Judy Morgan, Town Clerk

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OFFICE USE ONLY
 Date of filing 7/1/14 11:21 am

**TOWN OF DEWEY-HUMBOLDT
 ETHICS COMMITTEE COMPLAINT FORM**

Use this form to report a violation of Ordinance 13-103 Code of Ethics and Conduct of the Town Council and Town Boards, Commission and Committees. A copy of the Code of Ethics Ordinance is attached.

COMPLAINANT INFORMATION

Name Nancy Wright Title/Position/Agency (If applicable) Councilwoman
 Address 2555 Parker St Phone 632-0632
 City Humboldt State Az Zip Code 86329
 Email Address wrightfamily99@msn.com

PUBLIC OFFICIAL AGAINST WHOM COMPLAINT IS BROUGHT

Name Terry Nolan Title/Position Held (If known) Mayor
 Contact Information (if known) _____
 City Dewey - Humboldt State _____ Zip Code _____

STATEMENT OF FACTS

Date and Time of Violation April 4, 2014 & April 2, other
 Location of Violation email; OSAT Meeting; PNF
 Please explain the basis for and facts supporting your complaint. If necessary, attach additional sheets.

See attached.

Names and phone numbers of witnesses:

Sandra Goodwin
Yvonne Kimball
OSAT Committee

Section of State Statute or Town Code or Ethics Code you believe was violated (if known): 30.015 30.083 30.085
30.082

SIGNATURE

By signing and filing this complaint, you are stating under penalty of law that the information you are providing is true and correct to the best of your knowledge.

Signature Nancy Wright Date 7-1-2014
 State of Arizona _____
 County of Yavapai

On the 1st day of July, 2014 before me, Judy Morgan (Print name of Notary Public), the undersigned officer, appeared Nancy Wright, (Print name of person filing the complaint, whose signature is being notarized) (known to me) (or satisfactorily proven)(circle one) to be the person whose name appears above, and s/he subscribed his/her name to the foregoing complaint and swore that the facts contained in this Affidavit are true to the best of his/her knowledge and belief.

Notary Public Judy Morgan
 (seal)

My Commission expires: April 9, 2016



If additional pages are used, both the complainant and the Notary Public must sign and date each page. **Submit to Town Clerk's Office.** Upon submission to the Town Clerk's Office the document will be considered a public record; the Ethics Committee will be notified of the complaint within 5 business days; discussion will occur at scheduled public meeting(s) of the Ethics Committee.

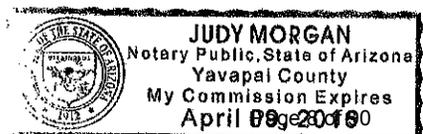
July 2, 2013 the Town Council voted to endorse a trailhead at Newtown.

On March 17, 2014 the Town Council tasked the Town Staff to apply for a grant for the Newtown Trailhead and a Firebreak. The Mayor was to write a letter to the Prescott National Forest letting them know of the Councils' endorsement. Between that meeting and April 2, 2014 the Mayor met with the permittee of the forest land and a member or members of the Prescott National Forest on forest land.

On April 2, 2014 the Mayor spoke, as mayor, to the OSAT Committee wanting them to endorse the Smoki site for a trailhead. The committee declined to do so.

On April 4, 2014 the Mayor wrote an email to Mr. Gilsdorf of the PNF request that he endorse the Smoki Trailhead and include Smoki in the proposals.

These actions were in violation of Town Codes 30.015, 30.083, 30.085 and possibly 30.082.



§ 30.015 TOWN COUNCIL GENERALLY.

(D) Majority rule. The Council acts as a body. Policy is established by majority vote. A decision of the majority binds the Council to a course of action. The Council majority may be a majority of the quorum of the Council.

(E) No special powers. No Councilmember has extraordinary powers beyond those of other members (except as may otherwise be provided in state law). All members, including the Mayor, have equal powers.

§ 30.082 RELATIONSHIP AND COMMUNICATIONS WITH STAFF.

Staff serves the Town Council as a whole, therefore:

(A) A Councilmember shall not direct staff to initiate any action, change a course of action or prepare any report, nor shall a Councilmember initiate any project or study without the approval of the Council.

(B) Councilmembers shall not attempt to pressure or influence discussions, recommendations, workloads, schedules or department priorities absent the approval of the Council.

§ 30.083 RELATIONSHIP AND COMMUNICATION WITH BOARDS, COMMISSIONS AND COMMITTEES.

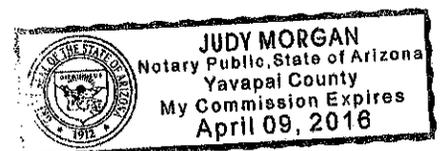
Individual Councilmembers shall not attempt to pressure or influence board, commission or committee (each, an "agency") decisions, recommendations or priorities, absent the approval of the Council. The role of Council liaison is to observe and report to the Council and the agency the activities and actions of the agency and the Council, respectively. Councilmembers may not serve as members of any Town Agency.

§ 30.085 REPRESENTING AN OFFICIAL TOWN POSITION.

(A) Town Councilmembers may use their title only when conducting official town business, for information purposes, or as an indication of background and expertise, carefully considering whether they are exceeding or appearing to exceed their authority.

(B) Once the Town Council has taken a position on an issue, all official town correspondence regarding that issue will reflect the Council's adopted position.

(E) Personal opinions and comments may be expressed only if the Councilmember clarifies that these statements do not reflect the official position of the Town Council.



ORDINANCE 13-103 - CODE OF ETHICS AND CONDUCT FOR THE TOWN COUNCIL AND TOWN BOARDS, COMMISSIONS AND COMMITTEES

(A) PREAMBLE

(1) THE RESIDENTS AND BUSINESSES OF DEWEY-HUMBOLDT ARE ENTITLED TO HAVE A FAIR, ETHICAL AND ACCOUNTABLE LOCAL GOVERNMENT AND TO DEMAND THE HIGHEST STANDARD OF ETHICS FROM ALL ITS OFFICIALS. ALL MEMBERS OF TOWN BOARDS, COMMISSIONS, COMMITTEES AND THE TOWN COUNCIL SHALL MAINTAIN THE UTMOST STANDARDS OF PERSONAL INTEGRITY, TRUTHFULNESS, HONESTY AND FAIRNESS IN CARRYING OUT THEIR PUBLIC DUTIES, AVOID ANY IMPROPRIETIES IN THEIR ROLES AS PUBLIC SERVANTS, COMPLY WITH ALL APPLICABLE LAWS, WHETHER LOCAL, STATE OR FEDERAL, AND NEVER USE THEIR POSITION OR POWERS IMPROPERLY OR FOR PERSONAL GAIN.

(2) ETHICS IS DEFINED HERE AS THE RULES OR STANDARDS GOVERNING THOSE PERSONS FUNCTIONING AS REPRESENTATIVES OF THE TOWN DEWEY-HUMBOLDT. THESE RULES AND STANDARDS ARE BASED UPON A SET OF VALUES JUDGED TO BE MORAL TO THE EXTENT THAT THEY ENHANCE SOCIETY AND AN INDIVIDUAL'S RELATIONSHIP TO OTHERS. HONESTY AND INTEGRITY SHALL BE THE PRIMARY VALUES IN ALL ISSUES WHETHER IT BE IN THEIR DUTIES FOR THE TOWN OF DEWEY-HUMBOLDT OR IN ANY REGARD TO THEIR CONSTITUENTS.

(3) THE PURPOSE OF THIS CODE IS TO ESTABLISH ETHICAL STANDARDS OF CONDUCT FOR PUBLIC OFFICIALS ACTING IN THEIR OFFICIAL PUBLIC CAPACITY.

(B) DEFINITIONS

"CENSURE" MEANS:

1. AN EXPRESSION OF STRONG DISAPPROVAL OR HARSH CRITICISM.
2. AN OFFICIAL REBUKE, AS BY A LEGISLATURE OF ONE OF ITS MEMBERS.
3. TO CRITICIZE SEVERELY; BLAME.
4. TO EXPRESS OFFICIAL DISAPPROVAL OF
5. A FORMAL, PUBLIC REPRIMAND FOR AN INFRACTION OR VIOLATION.

"PUBLIC OFFICIAL" MEANS THE MAYOR, TOWN COUNCIL MEMBERS, AND ANY TOWN BOARD, COMMISSION OR COMMITTEE MEMBER.

"SANCTION" MEANS:

1. THE PENALTY FOR NONCOMPLIANCE SPECIFIED IN A LAW OR DECREE.
2. A PENALTY, SPECIFIED OR IN THE FORM OF MORAL PRESSURE, THAT ACTS TO ENSURE COMPLIANCE OR CONFORMITY.
3. TO PENALIZE, ESPECIALLY FOR VIOLATING A MORAL PRINCIPLE OR INTERNATIONAL LAW.
4. TO IMPOSE A SANCTION ON; PENALIZE, ESP. BY WAY OF DISCIPLINE
5. TO PUNISH SO AS TO DETER

(C) RESPONSIBILITIES OF PUBLIC OFFICE

(1) BY OATH OF OFFICE EACH PUBLIC OFFICIAL IS RESPONSIBLE TO UPHOLD THE CONSTITUTION OF THE UNITED STATES, THE CONSTITUTION OF THE STATE OF ARIZONA, AND THE ORDINANCES AND REGULATIONS OF THE TOWN OF DEWEY-HUMBOLDT. PUBLIC OFFICIALS ARE OFTEN ASKED TO MAKE DECISIONS THAT AFFECT VARIOUS GROUPS AND INDIVIDUALS ADVERSELY. BALANCING DIVERSE CONSTITUENT INTERESTS IS A DIFFICULT TASK AND THEREFORE THE PUBLIC OFFICIAL SHALL PERFORM HIS OR HER OBLIGATIONS IN A MANNER THAT IS IMPARTIAL AND RESPONSIBLE TO ALL PEOPLE AND SHALL ADHERE TO ETHICAL STANDARDS THAT ELIMINATE DISAPPOINTMENT BORNE OF DISHONESTY, CONFLICTS OF INTEREST, UNFAIRNESS OR ILLEGALITY.

(2) THE PUBLIC OFFICIAL SHALL NOT USE HIS POSITION FOR PERSONAL OR MONETARY GAIN, WHETHER DIRECTLY OR INDIRECTLY OR ANY OTHER MANNER IN WHICH THE POSSIBILITY OF GAIN MIGHT BE PERCEIVED BY THE PUBLIC OR ANOTHER MEMBER OF THE PUBLIC BODY AND AS DESCRIBED HERE WITHIN IN SECTION II.

(3) THE PUBLIC OFFICIAL SHALL NOT DISCLOSE CONFIDENTIAL INFORMATION CONCERNING THE PROPERTY, GOVERNMENT, OR AFFAIRS OF THE TOWN OF DEWEY-HUMBOLDT WITHOUT PROPER LEGAL AUTHORIZATION. ARIZONA LAW PROVIDES THAT DURING A PERSON'S EMPLOYMENT OR SERVICE TO THE TOWN AND FOR TWO YEARS THEREAFTER, NO PUBLIC OFFICIAL MAY DISCLOSE OR USE CONFIDENTIAL INFORMATION WITHOUT APPROPRIATE AUTHORIZATION AS SET FORTH IN A.R.S. SECTION 38-504(B).

(4) PUBLIC OFFICIALS HAVE AN OBLIGATION TO BE ACCESSIBLE, OPEN AND DIRECT, NOT ONLY WITH THE OTHER MEMBERS OF THE COUNCIL AND/OR BOARDS, COMMISSIONS OR COMMITTEES BUT ALSO TO THE

CITIZENS AND BUSINESS REPRESENTATIVES THAT APPEAR BEFORE THEM, BOTH IN THE PUBLIC FORUM AND IN PRIVATE. THE PUBLIC IS ENTITLED TO COMMUNICATE WITH THEIR PUBLIC SERVANTS AND UNDERSTAND THE POSITION OF THE COUNCIL AND BOARDS, COMMISSIONS AND COMMITTEES ON PUBLIC ISSUES.

(5) PUBLIC OFFICIALS HAVE AN OBLIGATION TO ATTEND MEETINGS AND BE PREPARED. IT IS EXPECTED THAT PUBLIC OFFICIALS WILL REVIEW THE MATERIALS, PARTICIPATE IN DISCUSSIONS AND MAKE INFORMED DECISION OF THE MERITS OF THE ISSUE AS OPPOSED TO ACTING OUT OF EMOTIONAL BIAS.

(D) CONFLICT OF INTEREST

(1) PUBLIC OFFICIALS MUST BE CONSTANTLY ON GUARD AGAINST CONFLICTS OF INTEREST AND SHALL NOT BE INVOLVED IN ANY ACTIVITY WHICH CONFLICTS WITH THEIR RESPONSIBILITIES TO THE TOWN OF DEWEYHUMBOLDT AND ITS RESIDENTS. THE PEOPLE OF THIS TOWN HAVE A RIGHT TO EXPECT INDEPENDENCE AND FAIRNESS TOWARDS ALL GROUPS WITHOUT FAVORING INDIVIDUALS OR PERSONAL INTEREST.

(2) ARIZONA CONFLICT-OF-INTEREST LAWS APPLY TO PUBLIC OFFICIALS. AND AS SUCH, THIS CODE SHALL REINFORCE ANY EXISTING AFFIRMATION REGARDING CONFLICT OF INTEREST CONTAINED IN THE PUBLIC OFFICIAL'S OATH OF OFFICE. WHEN ACTING IN A PUBLIC CAPACITY, THE PUBLIC OFFICIAL SHALL ABSTAIN FROM PARTICIPATING IN DISCUSSION AND VOTE ON ANY PENDING MATTER THAT WOULD RESULT IN HIS FINANCIAL OR PRIVATE GAIN.

(3) PUBLIC OFFICIALS SHALL NOT DIRECTLY OR INDIRECTLY SOLICIT, ACCEPT OR RECEIVE ANY GIFT--WHETHER IT BE MONEY, SERVICES, LOAN, TRAVEL, ENTERTAINMENT, HOSPITALITY, PROMISE, OR ANY OTHER FORM THAT COULD BE REASONABLY INFERRED TO INFLUENCE THE PERFORMANCE OF HIS OFFICIAL DUTIES AND ACTIONS OR SERVE AS A REWARD FOR ANY OFFICIAL ACTION. IN ADDITION AND EXTENDED UNDER THIS ISSUE, UNDER NO CIRCUMSTANCES SHALL A PUBLIC OFFICIAL ACCEPT A GIFT OR FAVOR THAT IS A BRIBE, OR REFLECTS, TO A REASONABLE PERSON, AN EFFORT TO IMPROPERLY INFLUENCE THE PUBLIC OFFICIAL CONTRARY TO THAT PUBLIC OFFICIAL'S RESPONSIBILITY TO THE PUBLIC IN TOTAL OR TO ACT IMPARTIALLY AND ON THE MERITS OF THE MATTER. PUBLIC OFFICIALS MUST NOT BE INVOLVED IN DISCUSSING ISSUES THAT APPEAR TO BE SELF-DEALING. THAT IS, PUBLIC OFFICIALS MUST NOT BE INVOLVED IN DISCUSSING OR DECIDING ON ANY ISSUE OVER WHICH THEY HAVE JURISDICTION AS A COUNCIL OR BOARD, COMMITTEE OR COMMISSION MEMBER, WHICH MAY IMPACT THE PUBLIC OFFICIAL OR MEMBERS OF HIS FAMILY OR THE PUBLIC OFFICIAL'S BUSINESS, FINANCIALLY OR IN ANY WAY THAT MAY BE PERCEIVED BY ANY REASONABLE MEMBER OF THE COMMUNITY AS ADVANTAGEOUS TO THAT PUBLIC OFFICIAL.

IT SHOULD ALSO BE NOTED THAT COUNCILMEMBER'S MUST COMPLY ANNUALLY WITH THE FINANCIAL DISCLOSURE ACT, AS REQUIRED IN A.R.S. 38-541-545. ARIZONA LAW ALSO PROHIBITS PUBLIC OFFICIALS FROM RECEIVING ANYTHING OF VALUE OR ANY COMPENSATION OTHER THAN THEIR NORMAL SALARY OR STIPEND FOR ANY SERVICE RENDERED IN CONNECTION WITH THAT PUBLIC OFFICIAL'S DUTIES WITH THE TOWN OF DEWEY-HUMBOLDT.

(E) CONDUCT IN PUBLIC OFFICE

(1) THE PUBLIC OFFICIAL SHALL NOT DISCUSS OR DIVULGE CONFIDENTIAL INFORMATION ACQUIRED BY HIM IN THE COURSE OF HIS OFFICIAL DUTIES NOR SHALL HE USE THIS INFORMATION FOR HIS OWN PERSONAL INTEREST OR AGGRANDIZEMENT AND AS A MINIMUM, UTILIZE A.R.S. 38-504 AS, BUT NOT LIMITED TO, A GUIDELINE.

(2) THE PUBLIC OFFICIAL SHALL RESPECT THE RIGHTS, PRIVILEGES AND OPINIONS OF HIS FELLOW OFFICIALS.

(3) PROPRIETY DICTATES THAT THE PUBLIC OFFICIAL BE SENSITIVE TO THE POSSIBLE CONFIDENTIAL OR PERSONAL NATURE OF DIRECTIVES ADDRESSED TO OTHER INDIVIDUALS.

(4) IN ANY DEALINGS WITH TOWN OF DEWEY-HUMBOLDT EMPLOYEES, THE PUBLIC OFFICIAL SHALL MAINTAIN PROFESSIONAL CONDUCT WITH RESPECT TO THE EMPLOYEE'S WORK ASSIGNMENTS AND OBLIGATIONS. THE OFFICE OF THE PUBLIC OFFICIAL SHALL IN NO SITUATION BE USED TO WRONGFULLY OBTAIN INFORMATION EITHER BY INTIMIDATION OR BY DELIBERATELY VIOLATING THE PRIVACY OF AN EMPLOYEE'S WORK STATION.

(5) PUBLIC DECISION-MAKING MUST BE FAIR AND IMPARTIAL AND SHALL BE NON-DISCRIMINATORY ON THE BASIS OF PROTECTED CLASSES, SUCH AS RACIAL AND RELIGIOUS GROUPS, OUTLINED IN FEDERAL, STATE AND TOWN LAWS AND ORDINANCES. PUBLIC OFFICIALS SHALL CONDUCT BUSINESS AND OPERATE IN A MANNER THAT IS FREE FROM ILLEGAL DISCRIMINATION ON THE BASIS OF AGE, SEX, COLOR, RACE, DISABILITY,

NATIONAL ORIGIN, OR RELIGIOUS PERSUASION.

(5) PUBLIC OFFICIALS SHALL NOT USE THEIR POLITICAL OR APPOINTED OFFICE TO ADVANCE PRIVATE INTERESTS AND ENGAGE IN POLITICAL CAMPAIGNING AT TOWN MEETINGS OR WITHIN TOWN BUILDINGS.

(6) NO RELATIVE OF A SITTING COUNCIL MEMBER, MEMBER OF A TOWN BOARD, COMMITTEE OR COMMISSION MAY BE EMPLOYED BY THE TOWN.

(7) DISCUSSION OF ISSUES WHICH MAY APPEAR IN THE FUTURE BEFORE THE COUNCIL OR A BOARD, COMMITTEE OR COMMISSION SHALL BE PROHIBITED WHEN A SITUATION ARISES WHERE A QUORUM OF THE COUNCIL OR A BOARD, COMMITTEE OR COMMISSION EXISTS. NUMEROUS ARIZONA LAWS REQUIRE THAT MEETINGS OF PUBLIC BODIES BE OPEN TO THE PUBLIC AND THAT PUBLIC RECORDS BE AVAILABLE FOR INSPECTION.

(F) COMPLIANCE AND ENFORCEMENT WITH THE DEWEY-HUMBOLDT CODE OF ETHICS

(1) PUBLIC OFFICIALS TAKE AN OATH WHEN THEY ASSUME THEIR DUTIES TO UPHOLD THE LAWS OF THE UNITED STATES OF AMERICA, THE STATE OF ARIZONA, AND THE TOWN OF DEWEY-HUMBOLDT. THEREFORE, IT IS THE INTENT OF THE TOWN COUNCIL TO EDUCATE AND WHERE NECESSARY, TO DISCIPLINE PUBLIC OFFICIALS WHO VIOLATE THIS CODE.

(2) THE PROCESS FOR ENFORCEMENT FOLLOWS:

(A) IF A RESIDENT (COMPLAINANT) THINKS THAT A VIOLATION OF THIS CODE HAS OCCURRED THEY SHALL COMPLETE A COMPLAINT FORM. THE FORM WILL BE AVAILABLE ON-LINE OR AT TOWN HALL. THE FORM WILL INCLUDE THE DATE OF FILING THE COMPLAINT, THE DATE OF THE VIOLATION, THE FACTS SUPPORTING THE COMPLAINT, WHAT PART OF THE CODE THAT WAS VIOLATED, AND THE NAME OF THE PERSON THAT VIOLATED THE CODE. THE COMPLAINANT WILL SUPPLY CONTACT INFORMATION SO HE CAN BE TOLD OF THE OUTCOME OF THEIR COMPLAINT.

(B) THE COMPLAINT THEN GOES TO THE ETHICS COMMITTEE. THIS COMMITTEE WILL BE MADE UP OF THE MAYOR, VICE-MAYOR AND A ROTATING COUNCIL MEMBER. THE ROTATING MEMBER WILL BE SELECTED IN THE SAME MANNER AS THE VICE-MAYOR IS SELECTED ON A YEARLY BASIS. THE COMMITTEE WILL DETERMINE WHETHER A VIOLATION HAS OCCURRED. THE ETHICS COMMITTEE MAY REQUEST ADDITIONAL INFORMATION FROM STAFF, THE RESPONDENT (OBJECT OF THE COMPLAINT), THE COMPLAINANT AND TOWN ATTORNEY.

(C) THE ETHICS COMMITTEE WILL THEN DECIDE WHETHER OR NOT THERE WAS A VIOLATION AND WHETHER THE VIOLATION WAS A MINOR OR MAJOR VIOLATION OF THE ETHICS CODE. THE RULING OF THE MAJORITY OF THE COMMITTEE IS THEN PRESENTED TO THE FULL COUNCIL. IF THERE IS NOT A UNANIMOUS DECISION BY THE COMMITTEE, A MINORITY REPORT CAN BE PRESENTED ALONG WITH THE MAJORITY OPINION. THE WHOLE COUNCIL CAN ALSO LOOK AT ALL THE INFORMATION RECEIVED BY THE ETHICS COMMITTEE TO MAKE THEIR DETERMINATION. THE ETHICS COMMITTEE DISCUSSION MAY BE HELD IN EXECUTIVE SESSION.

(D) IF A MAJORITY OF THE COUNCIL DETERMINES THAT NO VIOLATION OCCURRED, NO ACTION WILL BE TAKEN AND THE COMPLAINANT WILL BE NOTIFIED OF THE OUTCOME.

(E) IF A MAJORITY OF THE COUNCIL AGREES THAT A MINOR VIOLATION HAS OCCURRED, THE COMMITTEE HAS THE FOLLOWING OPTIONS:

(1) FOR THE 1ST MINOR OFFENSE THE COMMITTEE CAN TALK TO THE VIOLATOR IN EXECUTIVE SESSION AND EXPLAIN HOW TO AVOID A VIOLATION IN THE FUTURE.

(2) FOR THE 2ND MINOR OFFENSE THE COMMITTEE CAN CHOOSE TO AGAIN SPEAK TO THE VIOLATOR ON HOW TO AVOID A VIOLATION IN THE FUTURE OR RECOMMEND A PUBLIC CENSURE.

(3) FOR THE 3RD MINOR OFFENSE THE COMMITTEE CAN RECOMMEND A PUBLIC CENSURE.

(F) IF A MAJORITY OF THE COUNCIL AGREES THAT A MAJOR VIOLATION HAS OCCURRED THE COMMITTEE HAS THE FOLLOWING OPTIONS:

(1) FOR THE 1ST MAJOR OFFENSE THE COMMITTEE CAN RECOMMEND A PUBLIC CENSURE.

(2) FOR THE 2ND MAJOR OFFENSE THE COMMITTEE CAN RECOMMEND A PUBLIC SANCTION. THIS CAN BE REMOVAL FROM A TOWN BOARD, COMMITTEE OR COMMISSION OR REMOVAL FROM REPRESENTING THE TOWN AT OTHER GOVERNMENT ENTITIES SUCH AS CYMPO, NACOG, WAC OR THE LIKE.

(3) FOR THE 3RD MAJOR OFFENSE THE COMMITTEE CAN RECOMMEND A FINE OF UP TO \$500 PER TOWN CODE 10.99.

(G) FOR ANY OUTCOME THE COMPLAINANT WILL BE NOTIFIED OF THE DECISION.

(H) IF THE COMPLAINT IS AGAINST ONE OF THE MEMBERS OF THE ETHICS COMMITTEE, THAT PERSON WILL BE EXCUSED FROM THE PROCEEDINGS AND ANOTHER COUNCIL MEMBER WILL BE APPOINTED IN HIS OR HER

PLACE.

(I) THE RESPONDENT HAS THE RIGHT TO APPEAL ANY COUNCIL DECISION TO BINDING ARBITRATION BY AN INDEPENDENT HEARING OFFICER MUTUALLY AGREED TO BETWEEN THE TOWN COUNCIL AND THE PUBLIC OFFICIAL. THE COST OF THE HEARING OFFICER SHALL BE BORNE EQUALLY BETWEEN THE TOWN AND THE PUBLIC OFFICIAL.

Notice for Witnesses and Documents response from Nancy Wright

Received September 18, 2014 at 9:55 a.m.

62 pages total

| | |
|-----------------------------------|----------|
| Timeline | 1 page |
| (1) OSAT Minutes 2/6/13 | 2 pages |
| (2) TC Agenda 3/12/13 | 2 pages |
| (2) CAARF Request 1/8/12 | 1 page |
| (2) OSAT Chair info 3/8/13 | 12 pages |
| (2) TC Minutes 3/12/13 | 3 pages |
| (3) OSAT Minutes 6/5/13 | 2 pages |
| (4) TC Minutes 7/2/13 | 2 pages |
| (4) TC Packet 7/2/13 pgs. 8-15 | 7 pages |
| (5) TC Agenda 03/18/14 | 2 pages |
| (5) TC Packet 03/18/14 pg. 43 | 1 page |
| (5) TC Minutes 03/18/14 | 4 pages |
| (5) Note on 3/18/14 mtg. (NW) | 1 page |
| (7) OSAT Packet 04/02/14 | 8 pages |
| (7) OSAT Minutes 04/02/14 | 2 pages |
| (7) Note on 4/2/14 mtg. (NW) | 1 page |
| (8) email 4/4/14 Nolan/Gilsdorf | 1 page |
| (9) email 6/26/14 Gilsdorf/Nolan | 1 page |
| (10) TC Summary 4/15/14 | 6 pages |
| (10) Note on 4/15/14 mtg. (NW) | 1 page |
| (11) RAC letter Firebreak 4/21/14 | 1 page |
| (12) RAC letter Trailhead 4/22/14 | 1 page |

Time Line

SEP 18 2014

Received

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1. February 6, 2013 OSAT Committee Meeting. Per the meeting minutes the OSAT Committee discussed the possible Newtown Trailhead site.
2. March 12, 2013 Town Council Meeting. The attached packet shows OSAT's presentation to Council regarding Newtown Trailhead. Chair requested a line item and budget in the next year's budget. Also attached are the minutes of the meeting.
3. June 5, 2013 OSAT Committee Meeting. Chair Goodwin spoke on a draft proposal to the Forest Service regarding Newtown Trailhead. Minutes of the meeting attached.
4. July 2, 2013 Town Council Meeting. Town Council reviewed and endorsed Newtown Trailhead development proposal. Agenda packet of the item and minutes attached.
5. March 18, 2014 Town Council Meeting. Discussion was regarding a Grant for both Newtown Trailhead and a fire break. A motion was made and passed for Staff to apply for both grants. Agenda packet for the item and minutes attached. TM Kimball specified that the Mayor would draft a letter on behalf of the Council to show its endorsement of both the fire break and the Newtown Trailhead. The minutes do not reflect this but can be found on Granicus starting at about 1:20.
6. Between March 18, 2014 & April 4, 2014 meeting with PNF. Per the Mayor's email to James Gilsdorf on April 4, 2014, the Mayor met with the lessee of the PNF and members of the PNF. See #8 for the email that talks about this meeting.
7. April 2, 2014 OSAT Committee Meeting. Mayor Nolan brought up Smoki Road as an alternative to the Newtown Trailhead. He mentioned he had met on site with the lessee and members of the PNF. The OSAT Chair stated that they had not visited the site as a committee and therefore could not recommend it. The Committee voted to not support the Smoki location at this time. Agenda packet and minutes attached. Granicus discussions starts at about 10:40.
8. April 4, 2014 Email from Mayor to PNF James Gilsdorf. Copy of email the Mayor sent Mr. Gilsdorf telling him that it was important to move the trailhead to Smoki. The Mayor wanted support from Mr. Gilsdorf for the Smoki Trailhead site.
9. April 8, 2014 copy of response from Mr. Gilsdorf stating there are some serious issues with the Smoki site.
10. April 15, 2014 Town Council Meeting. Chair of OSAT clarified the grant was for the Nepa study only. Prescott Forest will decide where the trailhead will be located. Granicus discussion starts at approximately 2:19. OSAT Chair was asked where it could be located if not at Newtown. Chair responded that the Mayor had come up, at the last minute, with Smoki Trail, and the Committee as a whole had not yet had a chance to look at the site. Council passed the motion to approve submittal of the grants that included the modification to include Smoki Trail.
11. April 21, 2014 Letter. Copy of letter Mayor Nolan wrote a letter to the Prescott National Forest's Advisory Committee enclosing the grant application for a firebreak.
12. April 22, 2014 Letter. Copy of letter Mayor Nolan wrote a letter to the Prescott National Forest's Advisory Committee enclosing the grant application for the two potential trailhead sites.

SEP 18 2014

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**TOWN OF DEWEY-HUMBOLDT
OSAT COMMITTEE MEETING
MEETING MINUTES
FEBRUARY 6, 2013, 3:00PM**

Received

A REGULAR MEETING OF THE DEWEY-HUMBOLDT OPEN SPACE AND TRAILS COMMITTEE WAS HELD ON WEDNESDAY, FEBRUARY 6, 2013 AT TOWN HALL AT 2735 S. HIGHWAY 69, DEWEY-HUMBOLDT, ARIZONA. CHAIR SANDRA GOODWIN PRESIDED.

1. **CALL TO ORDER.** The meeting was called to order at 3:07PM.
2. **PLEDGE OF ALLEGIANCE.** Made.
3. **ROLL CALL:** Executive Members Skip Gladue, Kevin Leonard, Laurence McCormick and Chair Sandra Goodwin and Associate Member Carl Marsee were present.
4. **INFORMATIONAL REPORTS.**

4.1. Reminders from Staff:

- 4.1.1. Attendance of OSAT members at the February 7th P&Z meeting at 6:00 p.m., for a presentation on Land Protection Tools and Open Space Planning in Yavapai County – Colleen Sorensen of Central AZ Land Trust.**

Notification that the presentation on Land Protection Tools and Open Space Planning in Yavapai County was changed to March 7th.

- 4.1.2. Open Meeting Law Training – Friday, March 15, 2013 at 1:00, Council Chambers. All Committee Members are asked to attend. Please RSVP to Town Clerk.**

Reminder of Open Meeting Law Training on March 15th, highly recommended and very important information. RSVP to Town Clerk.

Chair Goodwin stated the Town Council approved a Mayoral Candidate Forum on February 18th, 2013 at 6PM at the Activity Center. She encouraged everyone to attend in order to meet the candidates that will be looking at OSAT's budget and its direction.

5. CONSENT AGENDA

- 5.1. Minutes.** Minutes from the January 2, 2013 meeting. Tabled for corrections requested by Carl Marsee.

6. REGULAR AGENDA – Unfinished Business.

- 6.1. Discussion on plans for future projects – Possible Newtown Trailhead.** Further discussion and possible direction.

Report by Larry McCormick on National Forest Service Trails from the Newtown gate. Comments were: Not clearly labeled so went twice. Trails were okay, signage was a problem. Thinks the trail goes all the way to Lynx Lake. Great hiking and can be a two-day, 10-mile hike. Plenty of shade, beautiful, old mines, two demolished stone structures. Will go also to the south trail. Good for horses but needs some clearing. Goes to Chaparral Tank with plenty of water for horses. Recommend we pursue.

CM

A motion was made by Executive Member Gladue to pursue the possibility of leasing or purchasing one of the three available parcels adjacent to the NFS gate to be used as a trailhead, seconded by Associate Member Marsee. The motion passed unanimously. Information to be used for presentation to Council at March Work Session.

Public comment was taken on this item.

David Nystrom spoke in favor of the current proposed location of the trail, potential for future trails; suggested minimum time period option on lease so the Town's initial investment protected for some period of time.

7. REGULAR AGENDA – New Business. None.

8. COMMENTS FROM THE PUBLIC.

David Nystrom spoke on the details Council would need at any presentation the OSAT might make to them, such as immediate and long range plan, pictures, options such as leasing or purchasing with all financial details, objectives that are part of the General Plan; March Work Session is important, hear the objections and get to work.

9. ADJOURN. The meeting was adjourned at 3:50PM.

Sandra Goodwin, Chair

ATTEST:

Mandi Garfield, Administrative Assistant

SEP 18 2014 JM

SPECIAL STUDY SESSION MEETING NOTICE
TOWN COUNCIL OF DEWEY-HUMBOLDT
Tuesday, March 12, 2013, 2:00 P.M.

Received

1 of 18 (2-50)
marked 2

COUNCIL SPECIAL STUDY SESSION MEETING
2735 S. HWY 69

COUNCIL CHAMBERS, TOWN HALL
DEWEY-HUMBOLDT, ARIZONA

AGENDA

The issues that come before the Town Council are often challenging and potentially divisive. In order to make sure we benefit from the diverse views to be presented, the Council believes that the meeting be a safe place for people to speak. With this in mind, the Council asks that everyone refrain from clapping, heckling and any other expressions of approval or disapproval. Council may vote to go into Executive Session for legal advice regarding any matter on the open agenda pursuant to A.R.S. 38-431.03 (A) (3), which will be held immediately after the vote and will not be open to the public. Upon completion of Executive Session, the Council may resume the meeting, open to the public, to address the remaining items on the agenda. Agenda items may be taken out of order. Please turn off all cell phones. The Council meeting may be broadcast via live streaming video on the internet in both audio and visual formats. One or more members of the Council may attend either in person or by telephone, video or internet conferencing. **NOTICE TO PARENTS:** Parents and legal guardians have the right to consent before the Town of Dewey-Humboldt makes a video or voice recording of a minor child. A.R.S. § 1-602.A.9. Dewey-Humboldt Council Meetings are recorded and may be viewed on the Dewey-Humboldt website. If you permit your child to participate in the Council Meeting, a recording will be made. You may exercise your right not to consent by not permitting your child to participate or by submitting your request to the Town Clerk that your child not be recorded.

1. Call To Order.

2. Roll Call.

2.1. Town Council. Town Council Members Arlene Alen, David Hiles, Mark McBrady, Denise Rogers, Nancy Wright; Vice Mayor Dennis Repan; and Mayor Terry Nolan.

3. Study Agenda. No legal action to be taken.

Page
3

3.1. Provide direction to OSAT Committee. Bring OSAT committee to meeting for Council direction on next project. [CAARF Request by Mayor Nolan]

3.2. Town Finance Report for the first half of FY 2012-13 (July 1 to December 31, 2012).

17

3.3. Preliminary Budget Discussion.

4. Special Session. Legal Action can be taken.

21

4.1. Discussion and direction on whether to pursue a Traffic Light at the intersection of Main Street and Highway 69.

23

4.2. Discussion and possible action on the renewal of the Conditional Use Permit for Mortimer's Family Farm. [CAARF Request by CM Wright]

5. Comments from the Public. The Council wishes to hear from Citizens at each meeting. Those wishing to address the Council need not request permission or give notice in advance. For the official record, individuals are asked to state their name. Public comments may appear on any video or audio record of this meeting. Please direct your comments to the Council. Individuals may address the Council on any issue within its jurisdiction. At the conclusion of Comments from the Public, Council members may respond to criticism made by those who have addressed the public body, may ask Town staff to review a matter, or may ask that a matter be put on a future agenda; however, Council members are forbidden by law from discussing or taking legal action on matters raised during the Comments from the Public unless the matters are properly noticed for discussion

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and legal action. The total time for Public Comment is 3 minutes per person. The audience is asked to please be courteous and silent while others are speaking.

6. Adjourn.

For Your Information:

Next Town Council Meeting: Tuesday, March 19, 2013, at 6:30 p.m.

Next Planning & Zoning Commission Meeting: Thursday, April 4, 2013, at 6:00 p.m.

Next Town Council Work Session: Tuesday, April 9, 2013, at 2:00 p.m.

If you would like to receive Town Council agendas via email, please sign up at AgendaList@dhaz.gov and type Subscribe in the subject line, or call 928-632-7362 and speak with Judy Morgan, Town Clerk.

Certification of Posting

The undersigned hereby certifies that a copy of the attached notice was duly posted at the following locations: Dewey-Humboldt Town Hall, 2735 South Highway 69, Humboldt, Arizona, Chevron Station, 2735 South Highway 69, Humboldt, Arizona, Blue Ridge Market, Highway 69 and Kachina Drive, Dewey, Arizona, on the _____ day of _____, 2013, at _____ p.m. in accordance with the statement filed by the Town of Dewey-Humboldt with the Town Clerk, Town of Dewey-Humboldt.

By: _____, Town Clerk's Office.

Persons with a disability may request reasonable accommodations by contacting the Town Hall at 632-7362 at least 24 hours in advance of the meeting.

3
JM



TOWN OF DEWEY-HUMBOLDT
P.O. BOX 69
HUMBOLDT, AZ 86329
Phone 928-632-8562 • Fax 928-632-7365

COUNCIL AGENDA ACTION REQUEST FORM

Meeting Type: Regular Special Work Session

Meeting Date: Feb 12 or Mar 12

Date of Request: 1/8/12

Type of Action: Routine/Consent Regular

Requesting: Action Report Only

Agenda Item Text (a brief description for placement on the agenda; please be exact):

Bring OSAT Committee to meeting for council direction on next project.

Purpose and Background Information (Detail of requested action).

Staff Recommendation(s):

Budgeted Amount: _____

List All Attachments: _____

Type of Presentation: _____

Special Equipment needed: Laptop Remote Microphone

Overhead Projector Other: _____

Contact Person: Mayor Terry Nolan

Note: Per Town Code §30.105(D): Any new item will be placed under "New Business" for the council to determine its disposition. It can be acted upon at that meeting, sent to staff for more work, sent to the appropriate board or commission, set for a work session or tabled for a future date, etc.

2
SMA

INFORMATION FOR MARCH 12 OSAT MEETING
TO D-H COUNCIL WORK STUDY SESSION REGARDING
RECOMMENDATION TO DEVELOP A TRAIL HEAD AT THE END
OF NEWTOWN AVENUE IN DEWEY-HUMBOLDT

Sandra Goodwin, Chair
Open Space and Trails Committee
Town of Dewey-Humboldt
March 8, 2013

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gm

GENERAL INFORMATION

In June of 2010 the Dewey-Humboldt Town Council adopted the Open Space and Trails Plan (developed with Dye and Associates and the Open Space and Trails Advisory Committee) that has guided the current OSAT Committee work.

This plan, in great detail, addresses the open space and trail opportunities and constraints within our town as well as trail opportunities and constraints that begin in our town and promote connectivity to existing trails on NFS, BLM or State Trust Land.

The Plan follows the town's General Plan adopted in 2009 and the committee's work and our recommendations remain within the guidelines of that General Plan. The OSAT plan states that the NFS, BLM and State Trust Land provide many benefits to the town and envisions multi-use trails for motorized and non-motorized uses.

A total of 8 Trail Heads were identified in the Plan each with their own attributes, opportunities and constraints. * As OSAT reviewed the details of the 8 Trail Heads we found that while some provided both motorized and non-motorized uses, a goal of the Plan, all but one included multi-agency IGAs known to take years to achieve and requiring a significant monetary commitment by the town. So, after almost a year's diversion with the Butte Street Park, we explored the one that does not require an IGA and does not require a significant monetary commitment.

The recommendations we make here today meets the multi-use criteria and does not require a large expenditure by our Town. Plus, once completed, this recommendation would achieve the County and State's goal of "connectivity".

Our recommendations provide access to trails that begin at our border and connect up to acres and miles of already established NFS trails with little or no trail development costs to D-H.** Further it would bring breakfast, lunch, gasoline, etc. customers to the Kachina business strip.

*Pages 25 through 38 of the Open Space and Trails Plan detail the opportunities and constraints of all 8 Trail Heads and provides data to support OSAT's recommendation of a Newtown Trail Head.

Regional Trail Connectors

This Plan recommends the creation of corridors that connect to regional trails and destinations within the Town or at the Town's border. These corridors provide motorized and/or non-motorized access along existing public road ROW, or existing river corridors where the Town has obtained legal access from private landowners. Where appropriate, these corridors may also serve as Neighborhood Trail Routes; however, it is not a requirement. The corridor would be marked clearly by signage.

Henderson Regional Connector

This Regional (trail) Connector links the Town of Dewey-Humboldt to Prescott National Forest, becoming Trail #9419. From this connection point, trail users may access regional trails and destinations such as Lynx Lake, and in the future, Poland Junction, per USFS & BLM trails.

This existing roadway corridor comprises several existing roads located on the west side of SR 69 that access the northwest area of Town. The following roadways create the Henderson Regional Connector: Kachina Place, South Pony Lane, Henderson Road, and Newtown Avenue. Most of the roads are either public right-of-way owned by the town or on public access easements. (See *Trail System map for alignment detail*).

Main Street/Lazy River Regional Connector

This connection corridor links the Town of Dewey-Humboldt to BLM lands at SR 69 and Main Street. At the Town limits, trail users can access regional trails and destinations such as the planned Black Canyon Trail Spur and local natural features such as Round Hill.

This Regional (trail) Connector on the east side of SR 69 is a combination of existing roadways

that access the southeast side of town. The following roadways create the Main Street/Lazy River Regional Connector: Main Street, Phoenix Street, Prescott Street, Lazy River Drive. (See *Trail System map for alignment detail*.) Most of the roads are public right-of-way owned by the town; the remaining are on public access easements.

Prescott Dells Ranch Road/Rocky Hill Road Regional Connector

This connection corridor connects the Town of Dewey-Humboldt to Prescott National Forest land from SR 69 at Prescott Dells Ranch Road. At the Town limits, trail users can access regional trails and destinations such as Lynx Lake, and in the future, Poland Junction.

This existing roadway corridor comprises several existing roads located on the west side of SR 69 that access the northwest area of Town. The following roadways create the Prescott Dells Ranch Road/Rocky Hill Road Regional Connector: Prescott Dells Ranch Road, Rocky Hill Road, Powerline Road, and Newtown Avenue. (See *Trail System map for alignment detail*.) Most of the roads are public right-of-way owned by the town; the remaining are on public access easements. Rocky Hill Road sections are very steep and require 4WD.

Neighborhood Trail Routes

The purpose of Neighborhood Trail Routes is to identify, maintain and preserve the recreational trail opportunities that exist today in the Town of Dewey-Humboldt. These routes are close-to-home (or right outside the door) that the citizens of the Town of Dewey-Humboldt use today. Seventy-five percent (75%) of the land within the Town is privately owned; the majority of public property the Town owns is public rights of way; therefore, these routes are intended as neighborhood connections, located adjacent to and/or on the roadway surface of public local and collector roads.

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OPEN SPACE/TRAILS ELEMENT



Open Space is the Element that most distinguishes Dewey-Humboldt from its neighbors. One of the main reasons for incorporating as a town was the value its residents put on retaining natural open space.

The hills, river, and stretches of undisturbed lands are, in many ways, more characteristic of the community than its human-built environment. Outdoor enjoyment, much of which has been lost or compromised elsewhere, is protected and prized here.



GOAL: ~~Coordinate with neighboring jurisdictions and agencies to achieve regional open space goals.~~

Objective: Strive to retain spacious, scenic views among low density development, even along busy transportation corridors.

Objective: Respect State and Federal agencies' land management purposes, while gaining their recognition of the Town's open space planning.

GOAL: **Protect scenic vistas, wildlife corridors and habitats, major washes, and riverbeds.**

Objective: Identify the Town's natural resources that require protection.

Objective: Recognize State requirements for the preservation of cultural and historical resources.

Objective: Define guidelines for maintaining wash, watershed, and other visually sensitive open space areas.

Objective: Limit development potential on sensitive lands such as steep terrain, floodplains, and locations where threatened, endangered, or desirable indigenous species may be found.



GOAL: ~~Encourage accessibility to outdoor enjoyment by residents and visitors.~~



Objective: Develop appropriate entry points to public lands.



Objective: Develop or coordinate a comprehensive trail and trailhead system to provide access to the many adjacent public open spaces and forests.

Objective: Encourage proposals by organizations and land owners to conduct recreational activities on private sites.

Town citizens place a high value on the open, undeveloped areas that are integral to the community's rural character. Preferences run to celebrating the River, the hills and high desert spaces rather than formal parks or lush landscaping that are inconsistent with these surroundings.

2013

THERE ARE THREE PRIVATELY OWNED PARCELS THAT HAVE THE POTENTIAL FOR A LEASED TRAIL HEAD SITE LEADING INTO THE US FOREST SERVICE LAND AT THE END OF NEWTOWN AVE. IN DEWEY-HUMBOLDT. All are vacant, unimproved lots with absentee owners.

1 Parcel No 402 03 172 – Location: Second parcel East of the town boundary on the North side of Newtown where it enters established Forest Service trails that accommodate 1 to 2 day equestrian, ATV, mountain biking and hiking opportunities.

Owned by: Frances Couch (husband Robert deceased in 2011)
7402 W. Suhauro, Peoria, AZ 85354

This parcel is 4.6 acres with a cash value of \$20,100 and annual taxes of \$291

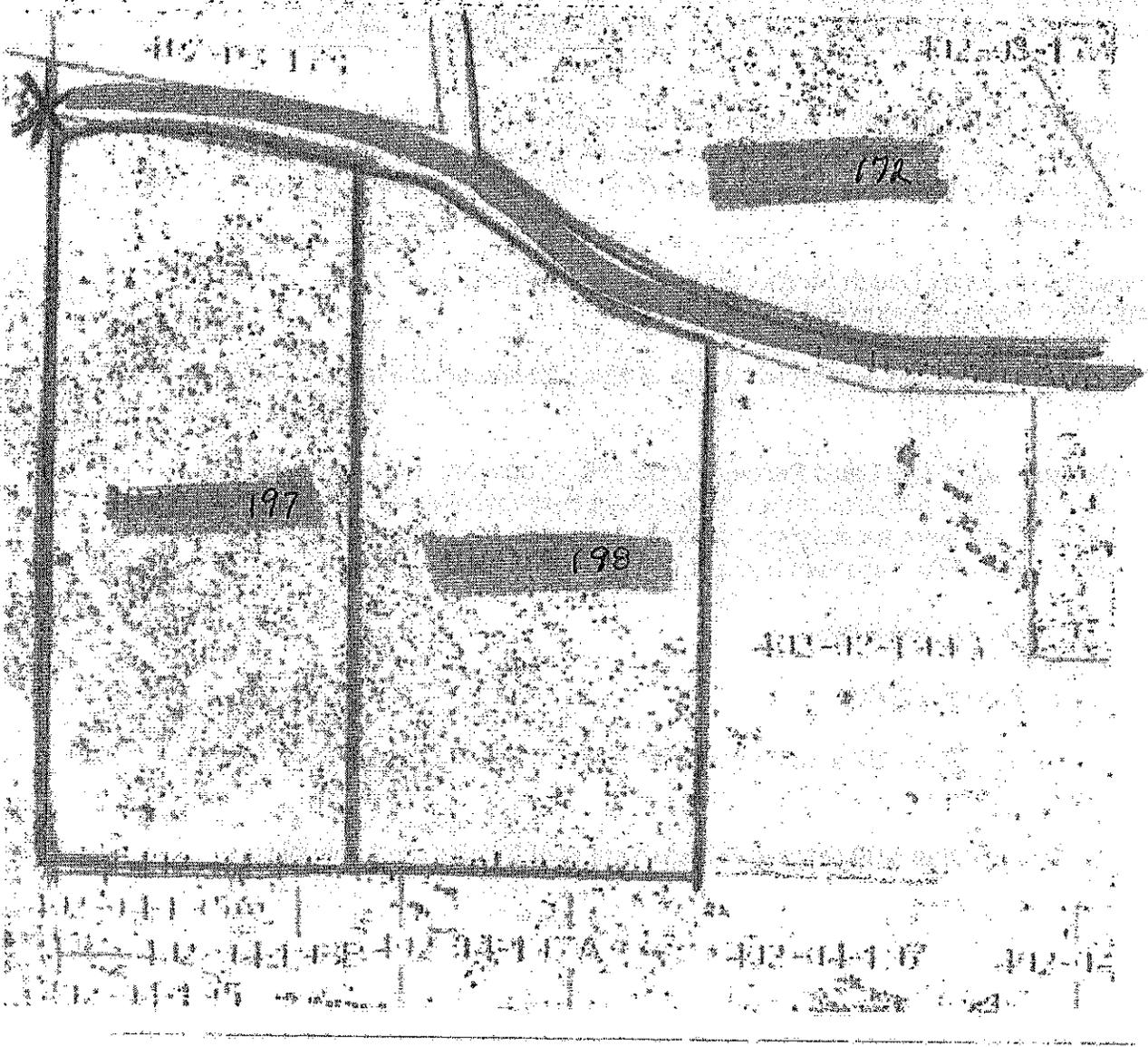
2 Parcels 402 03 197 and Parcel 402 03 198 – Location: Parcels are East of the town boundary and are on the South side of Newtown Ave. at the end of the road where they enter established Forest Service trails that accommodate 1 to 2 day equestrian, ATV, mountain biking and hiking opportunities.

Owned by: Chang, Hsi-Fang
6329 Drive
Bethesda, Maryland 20034

Parcel 402 03 197 is 4.97 acres with a cash value of \$19,399 and annual taxes of \$279.

Parcel 402 03 198 is 5.09 acres with a cash value of \$22,800 and annual taxes of \$330.

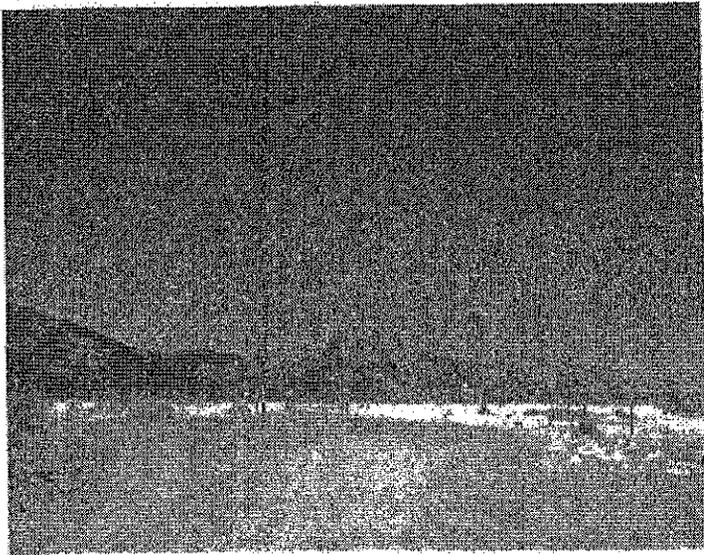
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Questions

Visual Tour →

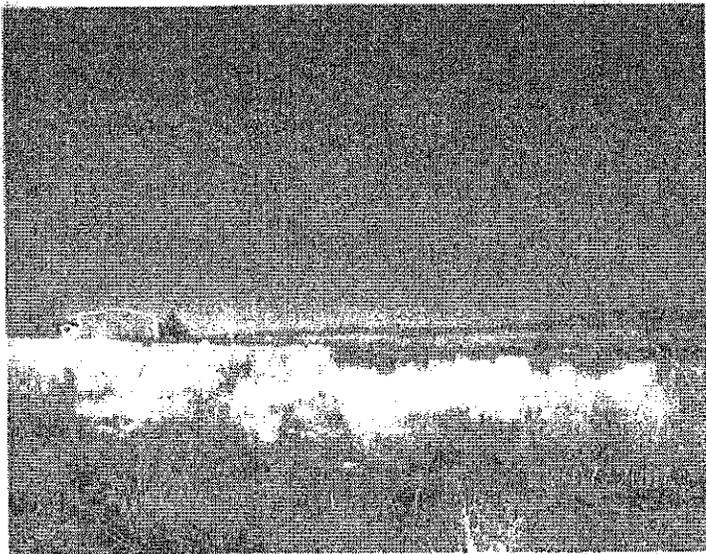
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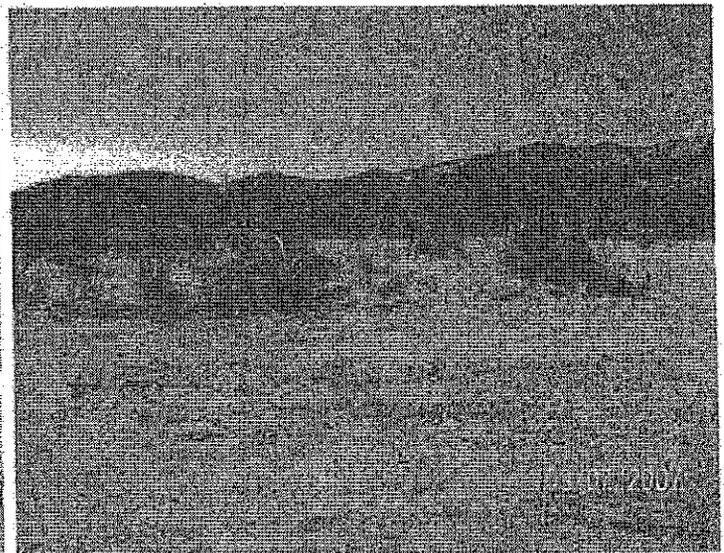
Newtown Ave. end



End of Newtown Ave.

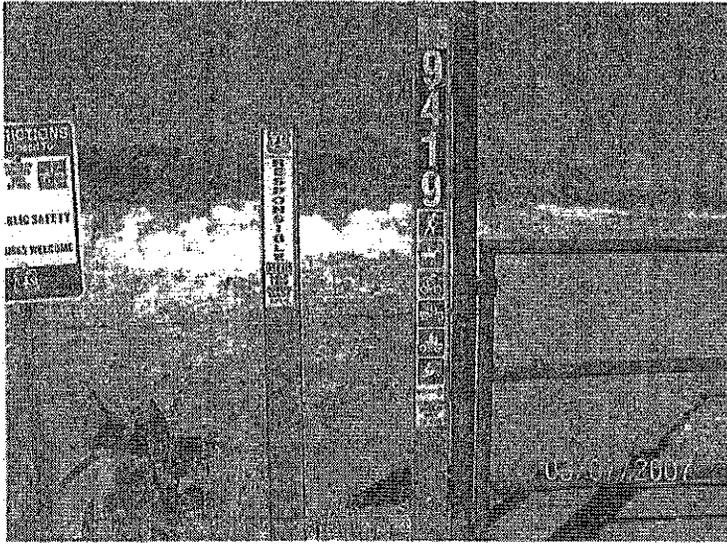


Parcel No. of gate 402 03 172

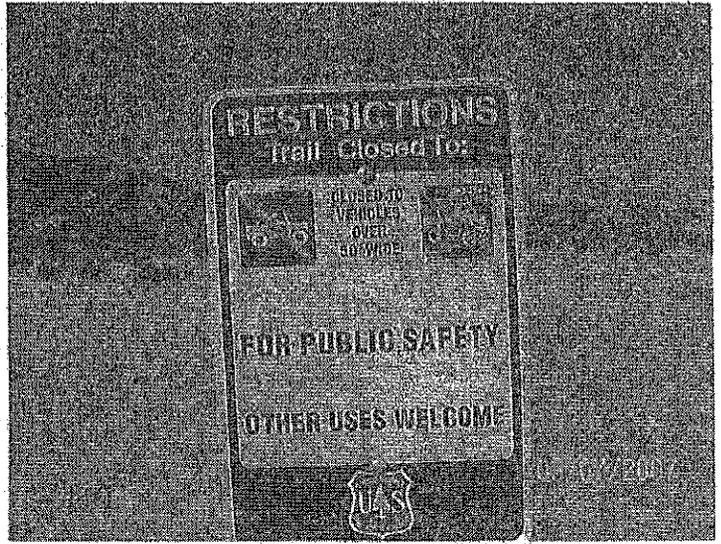


Parcel So. of gate 402 03 198

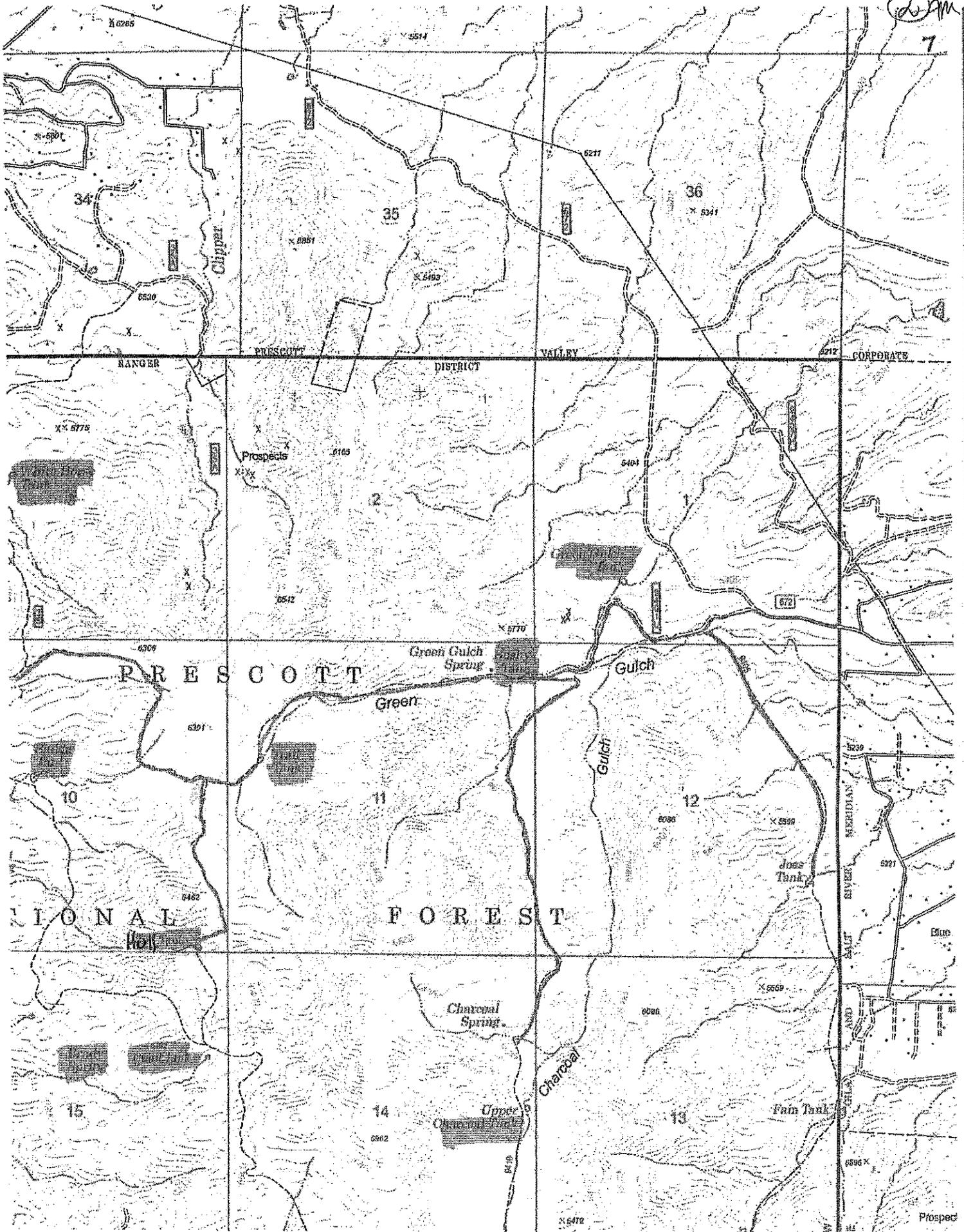
2 AM '6



FS Gate Sign



Trail Restrictions



2/18

ESTIMATED ONE-TIME DEVELOPMENT COSTS:

| <u>Materials</u> | <u>Quantity</u> | <u>Price</u> | <u>Total</u> |
|--------------------|-----------------|--------------|---------------|
| Dump Truck | 1 week | \$884 | \$884 |
| Dump Cost | 3 loads | \$160 | \$480 |
| Gravel/AB | 145 tons | \$ 12 | \$1740 |
| Water Truck | 1 week | \$256 | \$256 |
| Perimeter Fencing* | 300 ft | \$ 7 | \$2100 |
| Picnic Table | 1 | \$610 | \$610 |
| Trash Bin | 1 | \$475 | \$475 |
| Grader w/Operator | 1 | \$1200 | <u>\$1200</u> |
| Subtotal | | | \$7745 |
| Est. Sales Tax | | | <u>\$1000</u> |
| Total | | | \$8745 |

ESTIMATED LEASE COSTS - \$1,000 per year:

Property taxes are approximately \$300 per year on all three parcels. A beginning lease amount of annual taxes plus giving the owner an escape clause in case the land was sold could prove very attractive to an absentee owner.

2 mg

RECOMMENDATIONS

1. To develop a Trail Head of approximately one-half acre at the end of town owned Newtown Avenue. OSAT has identified three vacant, unimproved lots that would be candidates for such a possible lease. Details of the three properties investigated are copied within this report and each is identified with an attached map. All are absentee owners, with minimal property taxes. All three provide exceptional access to NFS Trail 9419 which travels to Lynx Lake and eventually will go South to Poland Junction.
2. To authorize the OSAT in conjunction with the Town Manager to contact the land owners to determine if there is any interest in leasing a portion of their property.
3. To authorize the town's staff and attorney to pursue such a lease if an interested party is identified.
4. To direct the Town Manager to include in the 2013-2014 tentative budget a line item of \$10,000 to develop and complete this trail head. This amount includes \$1000 for a potential first year lease.

WHY COUNCIL SHOULD SUPPORT

Our proposal meets the goals and objectives of the General Plan adopted by the Council in May of 2009. (See page 29)

It exceeds the criteria set forth in the Open Space and Trails Plan adopted in June of 2010. (See pages 25-38)

There is no other trail option that presents such a low cost, high benefit trail to so many people of varied interests. (See Pages 25-38)

It potentially brings people into our Kachina business strip for food, supplies and gasoline.

****Page 36 of the OSAT Plan addresses why the Newtown Trail Head is the best location for the town's first Trail Head development effort.**

2013

**TOWN OF DEWEY-HUMBOLDT
TOWN COUNCIL
SPECIAL STUDY SESSION MINUTES
TUESDAY, MARCH 12, 2013, 2:00 P.M.**

A SPECIAL STUDY SESSION OF THE DEWEY-HUMBOLDT TOWN COUNCIL WAS HELD ON TUESDAY, MARCH 12, 2013, AT TOWN HALL AT 2735 S. HIGHWAY 69, DEWEY-HUMBOLDT, ARIZONA. MAYOR TERRY NOLAN PRESIDED.

1. **Call To Order.** The meeting was called to order at 2:04 p.m.

2. **Roll Call.**

2.1. Town Council. Town Council Members Arlene Alen, David Hiles, Denise Rogers, Nancy Wright; Vice Mayor Dennis Repan; and Mayor Terry Nolan were present. Councilman Mark McBrady was absent.

3. **Study Agenda.** No legal action to be taken.

3.1. Provide direction to OSAT Committee. Bring OSAT committee to meeting for Council direction on next project. [CAARF Request by Mayor Nolan]

OSAT Committee Chair, Sandra Goodwin introduced the member of the committee in attendance. She reviewed the OSAT materials included in the packet, giving a review of the history of OSAT, plans associated with it, multi-use projects they have looked at, and identifying a low cost project that can occur rather quickly. She gave a proposal on this project, giving entry points to public lands through placement of a trailhead.

Committee member, Larry McCormick showed photos taken of the proposal area and of the trails accessed through this entry point to National Forest Land.

Councilmember Hiles asked about purchase of the land for a park. Ms. Goodwin explained the problems with a park at the trailhead location, but spoke on adding picnic tables, trash cans and porta-jons.

There was discussion on other options rather than leasing private land for a trailhead; costs; how trailheads would benefit the town.

Public comment was taken on this item.

Jack Hamilton suggested other ideas; improving the road; concerns with owners restricting existing access; communication with National Forest Service regarding the gate.

David Nystrom spoke in support of a trailhead in this area and recommended purchase rather than lease of land for this use, for permanence.

Kevin Leonard spoke on the reason for the gate and abuse of the land; in support of the trailhead there; trails and landmarks that join that access location.

Jerry Brady spoke on the Black Canyon National Recreation Trail planning and trying to tie into that project to reduce cost to the town.

Sandra Goodwin asked for the Council to include a line item and funding in the next Fiscal year budget for this item.

Councilmember Wright suggested contacting the Forest Service to move the fence further back, allowing a turnaround. Mayor Nolan suggested contacting the ranchers

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also. Councilmember Hiles suggested looking into the purchase of property as well as leasing.

3.2. Town Finance Report for the first half of FY 2012-13 (July 1 to December 31, 2012).

Deni Thompson, Accountant, distributed a report and gave an overview of it, stating the town is right on track with the budget. Council had no questions.

Public comment was taken on this item.

Jerry Brady spoke on an additional funding opportunity through the national fuel gas tax fund. Councilmember Hiles called a point of order, stating this was not agendized for discussion at this time. Mr. Brady stated he would request an Executive Session again.

3.3. Preliminary Budget Discussion.

Town Manager, Yvonne Kimball gave an overview, asking for council's input on any special considerations to include in the budget. She reviewed the budget calendar; explained any uncertainties to be covered under contingency fund; goals for this budget include balanced with same level of service, adding a full- or part-time Public Works person.

There was discussion on the schedule; the elimination of the Strategic Community Partnership Grant program; Historical Society's request for museum rent; other agencies making proposals to Council if they have a request; trends in hiring; possible equipment to purchase for Public Works (dump truck); League of Cities and Town shared-revenue projection up by \$60k over last years.

Council tabled this agenda item to move to item 4.2 Conditional Use Permit for Mortimer's Family Farm due to a Mortimer Family health emergency that just occurred.

4. Special Session. Legal Action can be taken.

Council moved agenda item 4.2 up before agenda item 4.1 to accommodate the Mortimer's emergency.

4.2. Discussion and possible action on the renewal of the Conditional Use Permit for Mortimer's Family Farm. [CAARF Request by CM Wright]

Councilmember Wright gave an overview on the history of this issue and things that have come to light in the past year regarding this use permit and her concerns for cleanliness with the food handlers selling produce.

Councilmember Alen left the meeting at 3:24 p.m. due to a prior commitment.

Sharla Mortimer spoke to the Council regarding hand-washing stations, working with Town Staff and progress with installing restroom facilities.

There was discussion on how much time needed and what needed to be done to come into compliance (bathroom and handicap parking), in order to receive a Certificate of Occupancy.

Mayor Nolan recommended allowing staff to continue to manage this process administratively.

4.1. Discussion and direction on whether to pursue a Traffic Light at the intersection of Main Street and Highway 69.

25

Councilmember Rogers announced she needed to leave for a prior commitment but stated she was in favor of having a light there, and in the least to lower the speed limit. She left the meeting at 3:36 p.m.

Council discussed their preferences and spoke on the history of this issue through prior efforts. The Council expressed their interest in pursuing a traffic light at this intersection.

Public comment was taken on this item.

David Nystrom spoke in support of a light but recommended staying open to other options and referring to this as improved traffic control safety and traffic control at that intersection.

Ms. Kimball explained the key to a traffic light is traffic count requirements. She will start with asking for a traffic light but will pursue other options with ADOT if necessary, keeping Council updated on her progress.

Council returned to 3.3 Preliminary Budget Discussion after completing agenda item 4.1.

3.3 Preliminary Budget Discussion – Continued.

Town Manager Kimball confirmed the Council's direction for the upcoming budget season: Do not include DHHS Museum lease in budget. DHHS can make a presentation to Council and Council can decide whether to put money for this purpose in the budget; Add Council reimbursement; asked for feedback on when to schedule a workshop – it was decided to wait until April when all Councilmembers would be in attendance to decide on a workshop date.

4.2. Discussion and possible action on the renewal of the Conditional Use Permit for Mortimer's Family Farm. [CAARF Request by CM Wright]

Moved up before 4.1 on Agenda.

5. Comments from the Public.

Jack Hamilton spoke on Kachina Place road work, complimenting work done but questioning drainage; Newtown Road being owned by town up to Forest Service Land and bringing it up to a rock standard; purchasing land on Newtown for a trailhead but going through the attorney to do so.

6. Adjourn.

The meeting was adjourned at 3:53 p.m.

Terry Nolan, Mayor

ATTEST:

Judy Morgan, Town Clerk

TOWN OF DEWEY-HUMBOLDT
OSAT COMMITTEE MEETING
MEETING MINUTES
JUNE 5, 2013, 3:00PM

SEP 18 2014

1 of 2
marked

Received

③

A REGULAR MEETING OF THE DEWEY-HUMBOLDT OPEN SPACE AND TRAILS COMMITTEE WAS HELD ON WEDNESDAY, JUNE 5, 2013 AT TOWN HALL AT 2735 S. HIGHWAY 69, DEWEY-HUMBOLDT, ARIZONA. CHAIR SANDRA GOODWIN PRESIDED.

1. **CALL TO ORDER.** The meeting was called to order at 3:00 p.m.
2. **PLEDGE OF ALLEGIANCE.** Carl Marsee led the pledge of allegiance.
3. **OATH OF OFFICE.** Swearing in new Executive Member Jay Arthur Jones.

Town Clerk Judy Morgan administered the oath of office to Jay Arthur Jones. Mr. Jones signed the oath of office and Code of Conduct documents.

4. **ROLL CALL:** Executive Members: Skip Gladue, Jay Arthur Jones, Laurence McCormick and Chair Sandra Goodwin. Associate Member: Carl Marsee were present. Executive Member Kevin Leonard was absent.

5. **INFORMATIONAL REPORTS.**

Chair Goodwin spoke on the Greater Prescott Trails Planning Committee meeting again on Monday June 17th from 6-8:30 p.m. at the Adult Center in Prescott. This is an organizational group with BLM, National Forest Service, and local trail planning groups. She spoke on the different groups developed and the purpose of the committee (where is the need, how many people out there and what do they want).

6. **CONSENT AGENDA**

- 6.1. **Minutes.** Minutes from the May 1, 2013 meetings.

Skip Gladue made a motion to approve the consent agenda (Minutes from May 1, 2013 OSAT meeting), seconded by Carl Marsee. It was approved unanimously.

7. **REGULAR AGENDA – Unfinished Business.** Discussion and Possible Action on matters previously presented to the Committee.

7.1. **Update on Newtown Trailhead/National Forest Service Proposal.**

Chair Goodwin spoke on a draft proposal written to the Forest Service regarding a trailhead. They spoke on making a presentation on this proposal to Council at the July 2nd meeting. The target date to collect trailhead support signatures is the end of July.

8. **REGULAR AGENDA – New Business -** Discussion and Possible Action on matters not previously presented to the Committee.

8.1. **Introduction of new OSAT Member Jay Jones.**

There was a brief introduction of Jay Jones.

8.2. **Discussion and possible action on the OSAT Committee planning a ride/hike/bike, etc. on proposed trails off Newtown Trailhead.**

Chair Goodwin spoke on having the whole committee go on this trail. She asked Jay Jones and Larry McCormick to organize the time and date.

8.3. **Discussion of possible new OSAT members.**

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~~Committee is now at full membership but can still accept Associate Members.~~

9. COMMENTS FROM THE PUBLIC. None.

10. ADJOURN. The meeting was adjourned at 3:24 p.m.

Sandra Goodwin, Chair

ATTEST:

Judy Morgan, Town Clerk

TOWN OF DEWEY-HUMBOLDT
TOWN COUNCIL
REGULAR MEETING MINUTES
TUESDAY, JULY 2, 2013, 6:30 P.M.

SEP 18 2014

Received

A REGULAR MEETING OF THE DEWEY-HUMBOLDT TOWN COUNCIL WAS HELD ON TUESDAY, JULY 2, 2013, AT TOWN HALL AT 2735 S. HIGHWAY 69, DEWEY-HUMBOLDT, ARIZONA. MAYOR TERRY NOLAN PRESIDED.

1. **Call To Order.** The meeting was called to order at 6:32PM.
2. **Opening Ceremonies.**
 - 2.1. **Pledge of Allegiance.** Made.
 - 2.2. **Invocation.** Given by Councilmember Nancy Wright.
3. **Roll Call.** Town Council Members Arlene Alen, Jack Hamilton, Mark McBrady, Sonya Williams-Rowe, Nancy Wright, Vice Mayor Dennis Repan, and Mayor Terry Nolan were present.
4. **Announcements Regarding Current Events, Guests, Appointments, and Proclamations.** Announcements of items brought to the attention of the Mayor not requiring legal action by the Council. Guest Presentations, Appointments, and Proclamations may require Council discussion and action.

Mayor Terry Nolan spoke on a memorial for the 19 firefighters killed and the paving work starting next week on Highway 169 from I-17 toward Highway 69.
5. **Town Manager's Report.** None.
6. **Consent Agenda.**
 - 6.1. **Minutes.** Minutes from the June 11, 2013 Work Session and June 18, 2013 Regular Meeting.

Councilmember Alen made a motion to approve the June 11, 2013 Work Session and June 18, 2013 Regular Meeting Minutes as presented, seconded by Vice Mayor Repan. The motion passed unanimously.
7. **Comments from the Public (on non-agendized items only).**

Jerry Brady spoke on a 1903 survey map he brought to the meeting; a gap on the survey showing an offset deviating 13 degrees east. He claimed the surveys were done as a fraud to sell a property multiple times; no accurate description of the Town requested and affected many functions of this Town.
8. **Discussion Agenda – Unfinished Business.** Discussion and Possible Action on any issue which was not concluded, was postponed, or was tabled during a prior meeting.
 - 8.1. **Town Council review and endorsement of "Newtown Ave." Trailhead Development Proposal.** Discussion and possible action on the proposal.

Town Manager Yvonne Kimball gave an overview to date on this project. Proposal put together by OSAT Chair Sandra Goodwin and Town Manager Kimball, with Chair Goodwin doing most of the work. OSAT will gather signatures from citizens declaring their support of this project. Councilmember Hamilton spoke in favor of the IGA, not purchasing land. Town should consider the traffic plan, put a base on the road as it becomes muddy. Chair Goodwin spoke to Council on this item, OSAT was told the hot shots would clear the trail but they will not be able to do this; possibly ask the community to help clear the trail.

Linda
SM

Jerry Brady spoke on Forest Supervisor requesting community assistance for a trail survey; ~~both trails are primitive walking trails primarily; he spoke on Green Gulch being a~~ historically and archaeologically significant area.

Councilmember Hamilton made a motion to direct staff to proceed with the IGA agreement. Councilmember Wright amended the motion to change the wording of the letter, "The Council of the Town of Dewey-Humboldt believes this proposal represents the best interests of the Town...". Motion-maker accepted the amendment. The motion passed unanimously.

Denise Rogers spoke on modifying the agreement to properly state "Avenue", not "Road".

9. **Discussion Agenda – New Business.** Discussion and Possible Action on matters not previously presented to the Council.

9.1. **Illegal Lot Divisions issue and suggested solutions.** Discussion and possible action on Planning and Zoning Commission recommendation.

Town Manager Kimball gave a brief overview. Community Development Coordinator, Warren Colvin, spoke on this issue and what Planning & Zoning recommends to Council. He reviewed problems caused by Illegal Lot Divisions, how they are brought into compliance and reviewed the materials in the packet. He noted that they are not changing code to give concessions to someone dividing illegally so people do it in the correct manner, penalty provisions are already in place. He spoke about Commissioner DeWitt meeting with Steve Mauk who met with the County Recorder to discuss how to handle this and a sign has been installed in the Recorder's office which appears to be helping; the June newsletter article explained the procedure; education is helpful in resolving this issue. He stated he recommends no code text change.

Councilmember Wright spoke on different types of illegal lot splits, asked about how to deal with the issue if the splits were done too small. Mr. Colvin stated that a buyer has legal rights as it is illegal to split land without Town's approval and illegal for the realtor to sell it; can review parcel division history.

Councilmember Hamilton asked about whether realtors in the area are aware of the legal responsibility. Mr. Colvin spoke on a current situation and tricks of the trade.

Councilmember McBrady spoke on creating hardships for property owners and about a process in a hardship case to resolve the issue; having a way to rectify the small number of properties. Mr. Colvin spoke on how he handled two recent issues, which is the way most jurisdictions handle it, there is legal recourse available to the buyer.

Councilmember Hamilton spoke in favor of following set procedure.

Councilmember Wright spoke about a list of illegally split properties that were grandfathered from that point forward.

Mr. Colvin stated most of the illegal splits appear to be the right size, just done without going through the proper process.

Jerry Brady spoke on addressing and different access to properties being a problem for CYFD; agencies going to GIS, MIS, GPS to identify properties, Town may find it helpful to do the same.

Vice Mayor Repan made a motion to accept the recommendation of the Planning & Zoning Commission, seconded by Councilmember Alen.

Len Marinaccio thanked Commissioner DeWitt for the sign at the Recorder's Office and spoke on land-locked parcels having an implied easement over the shortest distance



TOWN OF DEWEY-HUMBOLDT
P.O. BOX 69
HUMBOLDT, AZ 86329
Phone 928-632-8562 • Fax 928-632-7365

4
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TOWN COUNCIL STUDY SESSION

July 2, 2013, 6:30 p.m. Town Council Meeting Chambers

Agenda Item # 8.1. Newtown Ave. trailhead proposal to Prescott National Forest (PNF).

To: Mayor and Town Council Members

From: Yvonne Kimball, Town Manager

Date submitted: June 27, 2013

Recommendation: Council review of the proposal and endorse the proposal; authorize the Mayor to sign the letter of endorsement to PNF

Summary:

At the March Council Work Session, the Town's OSAT committee approached the Council regarding the problem of very limited accessibility to Prescott National Forest trails located at the end of Newtown Ave.

In order to resolve the "no legal parking" by the trail gate situation, proposals of contacting two nearby vacant property owners to obtain permission for parking as well as seeking help from the Prescott National Forest office were discussed. Staff was directed to pursue those options.

The two property owners suggested by OSAT committee were contacted and both have responded. Neither was interested in allowing their properties to be used for public parking purposes (in exchange of property tax paid by the Town).

Meanwhile, OSAT Committee Chair and I met with Prescott National Forest office upon several attempts to speak to the right person in that office. Our meeting with the PNF Recreation Program Manager, Omero Torres, was productive. We went over the outline of the proposal with Mr. Torres. He offered some helpful considerations and suggested us putting our proposal in writing to his manager, Ms. Linda Jackson.

OSAT Chair and I completed the proposal and wanted the Council's review and your endorsement for this proposal. We thought an endorsement signed by the Mayor on behalf of the Town Council would be very appropriate.

It is my understanding that this project has received a wide-range of local support. OSAT Committee also devised a signature form to demonstrate local support. It is my plan to include the signed form, once signed, in the packet to PNF.

The OSAT committee worked hard on this proposal. I believe it is a project that will improve citizens' recreation opportunities in Town with a little investment. Knowing how complicated a process can be working with a federal agency, I do expect further discussion with PNF on this in the near future, hopefully to iron out details. I will not hesitate to ask the Council for support and help.

It is my sincere hope that the Town Council will endorse the proposal and PNF will respond to the Town's plea.



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JM

TOWN OF DEWEY-HUMBOLDT
P.O. BOX 69
HUMBOLDT, AZ 86329
Phone 928-632-8562 • Fax 928-632-7365

July __, 2013

Ms. Linda Jackson
Prescott National Forest, Southwestern Region
344 S. Cortez Street
Prescott, AZ 86303

Subject: Dewey-Humboldt Town Council Endorsement of Town Proposal of a Trailhead Development at the End of Newtown Ave. entering PNF trails 9419 and 9405

Ms. Jackson,

As you are aware, the Town of Dewey-Humboldt is interested in pursuing a partnership with your office to develop a primitive trailhead/parking lot within the Prescott National Forest (PNF) area adjacent to its eastern boundary at the end of Newtown Ave. in Dewey-Humboldt (see exhibit A). Newtown Ave. is a 20-foot wide town-owned public roadway and ends at Prescott National Forest gates to existing trails 9419 and 9405.

The proposed trailhead would resolve the accessibility issue of PNF trails 9419 and 9405 and greatly encourage citizens' use of the trails.

The Town of Dewey-Humboldt Council believes that this proposal is devised to represent the best interest of the Town and hereby provides its endorsement for this project. The Town looks forward to partnering with the Prescott National Forest and moving forward to improve the accessibility of the PNF trails located adjacent to the town's western boundary. Upon your review of the enclosed proposal, please feel free to contact Ms. Yvonne Kimball, the Town Manager, with any questions or comments.

Terry Nolan, Mayor
Town of Dewey-Humboldt

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Town of Dewey-Humboldt Proposal to the Prescott National Forest

- a Trailhead/parking lot development at the end of Newtown Ave. entering PNF trails 9419 and 9405

Present Situation

Access to trails has been a recognized issue and impedes citizens' usage and enjoyment of trails 9419 and 9405. There is no legal parking for residents coming to use these trails. Presently hikers, bikers, equestrians and small motorized vehicles access the trails by illegally parking on privately owned lots adjacent to the NFS or parking directly on Newtown Road which blocks access to PNF land for maintenance as well as first responders in the event of an emergency.

What D-H Proposes

The Town's Open Space and Trails Committee (OSAT) approached the Town Council about the above issue. The Town Council endorsed the idea of working together with the PNF office to pursue developing a primitive "trailhead"/parking lot inside PNF at the end of Newtown Ave.

The Town of Dewey-Humboldt proposes to partner with the PNF to develop a primitive trailhead/parking lot on a small area just within the existing gate that would be large enough to permit parking for trailers transporting horses, bikes and vehicles smaller than the existing 50 inch limitation. No amenity establishments are proposed at this time.

Other Considerations of the Proposed Trailhead

Although the exact design details of the trailhead development would largely depend upon PNF's requirements, the Town is simply proposing PNF allow an unpaved one- or two-acres of land for parking.

Upon close observation of the proposed "trailhead" area, we believe that the cost and ground disturbance of developing this trailhead would be minimal. The referenced PNF land (see Exhibit A) is flat and has been accessed by many for a number of years; the area inside the gate is somewhat improved. Additionally, there are many large boulders on site that could be moved into place to define the trailhead and restrict further intrusion by these vehicles into NFS land. The details of development, future maintenance would be addressed by an inter-governmental agreement between PNF office and the Town of Dewey-Humboldt.

After researching the National Environmental Policy Act (NEPA) requirements and the relatively new Categorical Exclusions, we conclude that this small project may not necessitate a full blown (NEPA). We further believe that it would not result in significant impacts to the human environment which we understand is a perceived concern for any project occurring on federal land. Should PNF decide to conduct a procedural study on the proposed project to clear the

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concern of its environmental and cultural impacts, we are confident that a concise evaluation would reveal that the proposed development does not impact a flood plain, wetlands, municipal water sheds, wilderness areas, American Indian or Alaska native religious or cultural sites, nor archaeological sites, historic properties, endangered species or wetland.

Conclusion

This trailhead/parking lot project is low cost but beneficial in many aspects. It would serve multi-user groups and could be implemented within a very short time with your assistance. Moreover, this trailhead would easily connect up with the trail plans identified at the Greater Prescott Trails Planning workshop conducted on May 6, 2013 held at the Rosser St. Adult Center in Prescott. This trailhead has received strong local support from many residents. A signature form to demonstrate their support is enclosed (Exhibit B).

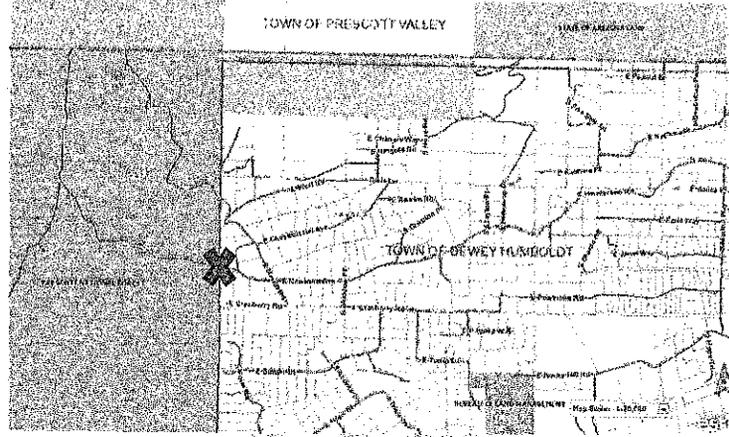
The Town of Dewey-Humboldt cordially solicits your consideration of this proposal. Please do contact me if you have any questions or wish to offer further direction regarding this project. I can be reached at 928-632-7362 or yvonnekimball@dhaz.gov.

Respectfully submitted,

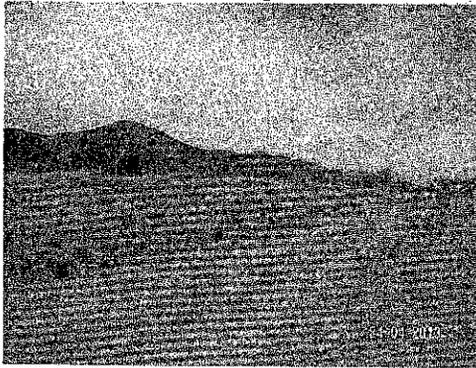
Yvonne Kimball
Town Manager
Town of Dewey-Humboldt

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Exhibit A: Map and Photos of Prescott National Forest Trails located at the end of Newtown Ave., Dewey-Humboldt
Position of PNF and Newtown Ave. In D-H; proposed trailhead in X



Newtown Ave. leading to PNF trails



PNF trail gate area

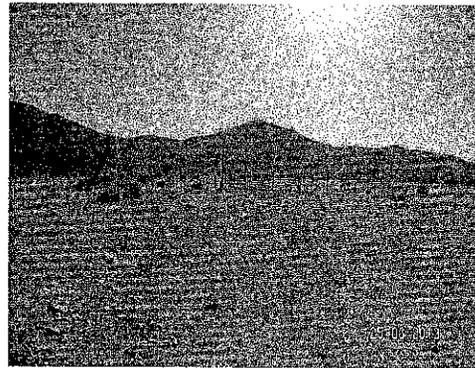


Exhibit B: Citizen Support signature form

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PRELIMINARY COMMUNITY SUPPORT FOR A NEWTOWN ROAD TRAILHEAD

Your Dewey-Humboldt Open Space and Trails Committee is focusing on a new project this year - developing a trailhead that would make it possible to access the National Forest Service (NFS) trails at the end of Newtown Avenue (the extension of Henderson).

At present, the Town has no legal trailheads (parking area) and hikers, bikers and equestrians must park their cars on Newtown Avenue itself or on the private property adjoining the NFS land. We know this is unacceptable to neighbors as well as first responders.

OSAT is proposing that the Town work jointly with the NFS to clear and develop the land immediately inside the already present gates for a trailhead where vehicles hauling horses, bikes or hiking families could then access the already existing 9401 and 9415 trails which extend all the way to Lynx Lake. In our opinion, this is a minimal cost project with no traffic disruption and, with community and Council support, could be accomplished this summer.

FIRST, WE NEED TO CONVEY OUR COMMUNITY SUPPORT FOR THIS TRAILHEAD TO THE TOWN COUNCIL AND THE NATIONAL FOREST SERVICE. Their decisions may hinge on community support!! The NFS will likely conduct its official survey at a later time, but the OSAT committee members need your opinion now! We do not want to spend endless hours working on a project the community does not want.

PLEASE SIGN BELOW TO SHOW YOU SUPPORT THIS TRAILHEAD. We will forward these signatures to the Town Council and to the National Forest Service. **AND THANK YOU!** If you oppose this trailhead we will highlight your name and also forward that to the Council and NFS. Or, if you need additional information contact Sandra Goodwin, Chair Open Space and Trails Committee at 928-632-8490.

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TOWN COUNCIL OF DEWEY-HUMBOLDT

Received

REGULAR MEETING NOTICE

Tuesday, March 18, 2014, 6:30 P.M.

COUNCIL REGULAR MEETING
2735 S. HWY 69COUNCIL CHAMBERS, TOWN HALL
DEWEY-HUMBOLDT, ARIZONA

AGENDA

The issues that come before the Town Council are often challenging and potentially divisive. In order to make sure we benefit from the diverse views to be presented, the Council believes that the meeting be a safe place for people to speak. With this in mind, the Council asks that everyone refrain from clapping, heckling and any other expressions of approval or disapproval. Council may vote to go into Executive Session for legal advice regarding any matter on the open agenda pursuant to A.R.S. 38-431.03 (A) (3), which will be held immediately after the vote and will not be open to the public. Upon completion of Executive Session, the Council may resume the meeting, open to the public, to address the remaining items on the agenda. Agenda items may be taken out of order. Please turn off all cell phones. The Council meeting may be broadcast via live streaming video on the internet in both audio and visual formats. One or more members of the Council may attend either in person or by telephone, video or internet conferencing. **NOTICE TO PARENTS:** Parents and legal guardians have the right to consent before the Town of Dewey-Humboldt makes a video or voice recording of a minor child. A.R.S. § 1-602.A.9. Dewey-Humboldt Council Meetings are recorded and may be viewed on the Dewey-Humboldt website. If you permit your child to participate in the Council Meeting, a recording will be made. You may exercise your right not to consent by not permitting your child to participate or by submitting your request to the Town Clerk that your child not be recorded.

1. **Call To Order.**2. **Opening Ceremonies.**2.1. **Pledge of Allegiance.**2.2. **Invocation.**3. **Roll Call.** Town Council Members Jack Hamilton, Mark McBrady, Dennis Repan, Sonya Williams-Rowe, Nancy Wright; Vice Mayor Arlene Alen; and Mayor Terry Nolan.4. **Announcements Regarding Current Events, Guests, Appointments, and Proclamations.** Announcements of items brought to the attention of the Mayor not requiring legal action by the Council. Guest Presentations, Appointments, and Proclamations may require Council discussion and action.5. **Town Manager's Report.** Update on Current Events.Page 5 6. **Consent Agenda.**6.1. **Minutes.** Minutes from the February 18, 2014 Regular meeting, February 25, 2014 Special Visioning meeting, and March 4, 2014 Regular meeting.7. **Comments from the Public (on non-agendized items only).** The Council wishes to hear from Citizens at each meeting. Those wishing to address the Council need not request permission or give notice in advance. For the official record, individuals are asked to state their name. Public comments may appear on any video or audio record of this meeting. Please direct your comments to the Council. Individuals may address the Council on any issue within its jurisdiction. At the conclusion of Comments from the Public, Council members may respond to criticism made by those who have addressed the public body, may ask Town staff to review a matter, or may ask that a matter be put on a future agenda; however, Council members are forbidden by law from discussing or taking legal

action on matters raised during the Comments from the Public unless the matters are properly noticed for discussion and legal action. A 3 minute per speaker limit may be imposed. The audience is asked to please be courteous and silent while others are speaking.

Page
17

8. Public Hearing Agenda.

8.1. Use Permit for Off-Premise sign and setback waiver for Dewey-Humboldt Historical Society. Public Hearing, discussion and possible action to approve, deny or approve the application with modifications.

9. Discussion Agenda – Unfinished Business. Discussion and Possible Action on any issue which was not concluded, was postponed, or was tabled during a prior meeting. **None.**

10. Discussion Agenda – New Business. Discussion and Possible Action on matters not previously presented to the Council.

31 **10.1. Discuss if the Town wants infrastructure installed.** [CAARF requested by CM Hamilton]

33 **10.2. To set a date, following our ED Visioning Sessions and upcoming ULI program to participate in this process as part of looking toward our mandatory General Plan revision.** [CAARF requested by VM Alen]

35 **10.3. Determine Rotation of Ethics Committee 2014-2015 and beyond and set panel.** [CAARF requested by VM Alen]

43 **10.4. Intent to apply for the Yavapai Resource Advisory Committee (RAC) grant for the Newtown Trailhead Project and/or other project(s) at the Council’s discretion.** Direct staff to or not to apply for the grant for specific projects.

53 **10.5. To approve hosting a booth at the League of Cities and Town Conference.** [CAARF requested by Mayor Nolan]

THIS CONCLUDES THE LEGAL ACTION PORTION OF THE AGENDA.

11. Comments from the Public. The Council wishes to hear from Citizens at each meeting. Those wishing to address the Council need not request permission or give notice in advance. For the official record, individuals are asked to state their name. Public comments may appear on any video or audio record of this meeting. Please direct your comments to the Council. Individuals may address the Council on any issue within its jurisdiction. At the conclusion of Comments from the Public, Council members may respond to criticism made by those who have addressed the public body, may ask Town staff to review a matter, or may ask that a matter be put on a future agenda; however, Council members are forbidden by law from discussing or taking legal action on matters raised during the Comments from the Public unless the matters are properly noticed for discussion and legal action. The total time for Public Comment is 3 minutes per person. The audience is asked to please be courteous and silent while others are speaking.

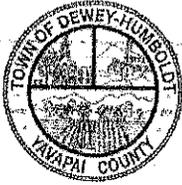
12. Adjourn.

For Your Information:

Next Town Council Meeting: Tuesday, April 1, 2014, at 6:30 p.m.

Next Planning & Zoning Meeting: Thursday, April 3, 2014, at 6:00 p.m.

Next Town Council Work Session: Tuesday, April 8, 2014, at 2:00 p.m.



TOWN OF DEWEY-HUMBOLDT
P.O. BOX 69
HUMBOLDT, AZ 86329
Phone 928-632-7362 Fax 928-632-7365

TOWN COUNCIL REGULAR SESSION
March 18, 2014, 6:30 p.m. Town Council Meeting Chambers

Agenda Item # 0.4. Intent to apply for Yavapai Resource Advisory Committee (RAC) grant for the Newtown Trailhead Project and/or other project(s) at the Council's discretion.

To: Mayor and Town Council Members

From: Yvonne Kimball, Town Manager

Date Submitted: March 12, 2014

Recommendation: Endorse the intent to apply for the RAC grant for the Newtown Trailhead project and/or other project authorized by the Council

Summary: A RAC grant has become available recently. The Town's OSAT Chair, Ms. Goodwin, and I believe that we can try to utilize this grant for the Newtown Trailhead project. This project has been endorsed by the Town Council and acknowledged by the Prescott National Forest Staff.

Ms. Goodwin and I are working on filling out the application form. We intended to apply for the funding to pay for a portion of the project, if not all, such as the National Environmental Protection Act (NEPA) Study. Should the Council agree to the intent to apply, we will submit the application by April 25, 2014.

Prescott National Forest Staff advised that the selection will be in May 2014 and the money will be allocated to selected projects in fall of 2015 (next fiscal year for D-H).

Additionally, some Council Members may have received the grant announcement (attached) through other sources. If there are other projects that you think Staff should consider for this grant, please advise and direct accordingly.

3 AM

**TOWN OF DEWEY-HUMBOLDT
TOWN COUNCIL
REGULAR MEETING MINUTES
TUESDAY, MARCH 18, 2014, 6:30 P.M.**

A REGULAR MEETING OF THE DEWEY-HUMBOLDT TOWN COUNCIL WAS HELD ON TUESDAY, MARCH 18, 2014, AT TOWN HALL AT 2735 S. HIGHWAY 69, DEWEY-HUMBOLDT, ARIZONA. MAYOR TERRY NOLAN PRESIDED.

1. **Call To Order.** The meeting was called to order at 6:33 p.m.
2. **Opening Ceremonies.**
 - 2.1. **Pledge of Allegiance.** Made.
 - 2.2. **Invocation.** Given by Councilmember Nancy Wright.
3. **Roll Call.** Town Council Members Jack Hamilton, Mark McBrady, Dennis Repan, Sonya Williams-Rowe (arrived late at 6:37 p.m.), Nancy Wright; Vice Mayor Arlene Alen; and Mayor Terry Nolan were present.
4. **Announcements Regarding Current Events, Guests, Appointments, and Proclamations.** Announcements of items brought to the attention of the Mayor not requiring legal action by the Council. Guest Presentations, Appointments, and Proclamations may require Council discussion and action.

Mayor Nolan announced a book signing on Saturday for "Around Dewey-Humboldt", by J.P. Gorham.

Mayor Nolan invited Supervisor Tom Thurman to give an update to the Town on the following: Stoplight at Main Street and Highway 69; Drainage projects with Yavapai County Flood Control; FEMA project to remap floodplain.

Councilmember Williams-Rowe arrived at 6:37 p.m.

Tom Thurman continued to talk about FEMA and flood insurance; offered to extend County IGA for Building Safety Services; the WAC (Water Advisory Committee) and recommending the town maintain its membership for at least another year; clean-up programs in Yavapai County; partial restoration of HURF (Highway User funds); increase in state shared sales tax this year; other bills pending. He spoke on the Yarnell memorial ceremony on May 10th.

5. **Town Manager's Report.** Update on Current Events.

Town Manager Kimball spoke on the next town clean-up event on March 30th – Household Hazardous waste disposal program in Prescott.
6. **Consent Agenda.**
 - 6.1. **Minutes.** Minutes from the February 18, 2014 Regular meeting, February 25, 2014 Special Visioning meeting, and March 4, 2014 Regular meeting.

Vice Mayor Alen made a motion to approve the minutes from the February 18, 2014 Regular Meeting, February 25, 2014 Special Visioning meeting, and March 4, 2014 Regular meeting, seconded by Councilmember Williams-Rowe. It was approved unanimously.

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SM

7. Comments from the Public (on non-agendized items only).

None.

8. Public Hearing Agenda.

8.1. Use Permit for Off-Premise sign and setback waiver for Dewey-Humboldt Historical Society. Public Hearing, discussion and possible action to approve, deny or approve the application with modifications.

The public hearing was opened at 7:05 p.m.

Carl Marsee, D-H Historical Society Chairman of the Board, thanked the Council for promoting local history. He spoke on the history of the tank being used for the signage.

There were no more public comments so the public hearing was closed at 7:07 p.m.

Councilmember Hamilton made a motion to approve the Use Permit for Off-Premise sign and setback waiver, as presented with staff's recommendations and stipulations, seconded by Vice Mayor Alen. It was approved unanimously.

9. Discussion Agenda – Unfinished Business. Discussion and Possible Action on any issue which was not concluded, was postponed, or was tabled during a prior meeting.

None.

10. Discussion Agenda – New Business. Discussion and Possible Action on matters not previously presented to the Council.

10.1. Discuss if the Town wants infrastructure installed. [CAARF requested by CM Hamilton]

Councilmember Hamilton stated he should have requested the agenda item for discussion and action. He read from his prepared statement regarding water and sewer infrastructure, costs and sustainability. He explained he didn't think the residents should be burdened with paying for and using a future system. There was discussion on when infrastructure might be considered (many years out, at least).

Councilmember Hamilton made a motion that the Dewey-Humboldt Council will not force its citizens to join a sewer system if it is ever installed, seconded by Councilmember Wright.

There was discussion on making this decision before they are ready to talk about the detail; how the visioning process works with the citizens' and stakeholders' input; a sewer system would likely go in the lower income section of town first, and the cost/burden on those property owners; decades away from this consideration and tying the hands of future councils now with this action; infrastructure would go before the voters to decide normally.

Public comment was taken on this item.

Jerry Brady spoke on historic problems with well water being contaminated by septic systems. He spoke on a possible need for a domestic water supply, and fire, water and electrical systems being in danger.



Councilmember Hamilton explained he wants to make a statement (through this motion) so the people will know how the Council feels about infrastructure.

A vote was taken on the motion, which failed by a 2-5 vote, Councilmembers McBrady, Repan, Williams-Rowe, Vice Mayor Alen and Mayor Nolan voting against.

10.2. To set a date, following our ED Visioning Sessions and upcoming ULI program to participate in this process as part of looking toward our mandatory General Plan revision. [CAARF requested by VM Alen]

Vice Mayor Alen gave an overview.

Vice Mayor Alen made a motion to move this to the next available work session, seconded by Councilmember McBrady.

There was discussion on the timing for a General Plan revision still being 5 years off.

Public comment was taken on this item.

Jerry Brady spoke on other local agencies revising their general plans due to changes in the accountability standards and he advised D-H do the same. He spoke on septic systems and percolation problems and considering this when it is necessary to "fix the problem".

A vote was taken on the motion, which passed by a 5-2 vote in favor, Councilmembers Hamilton and Wright voting against.

10.3. Determine Rotation of Ethics Committee 2014-2015 and beyond and set panel. [CAARF requested by VM Alen]

Vice Mayor Alen gave an overview, suggesting they need to put the committee in place now. Councilmember Wright was asked if she wished to serve as the "rotating council member" for this first year, since she is the "most senior" member of council. She agree to serve in this capacity.

Councilmember Hamilton made a motion to approve having Councilmember Nancy Wright serve on the ethics committee for the first year, seconded by Councilmember Repan. It was approved unanimously.

10.4. Intent to apply for the Yavapai Resource Advisory Committee (RAC) grant for the Newtown Trailhead Project and/or other project(s) at the Council's discretion. Direct staff to or not to apply for the grant for specific projects.

Mayor Nolan gave an overview and suggested a possible project to propose for this grant (fire break on the west side of Dewey-Humboldt town limits). There was discussion on the firebreak and the grant amount limit.

Public comment was taken on this item.

Jerry Brady spoke on his career doing firebreaks; stacking grants for this type of work; putting the trailhead in, in conjunction with the firebreak; Lynx Lake's joint use as recreational and an incident command center.

Councilmember Hamilton made a motion directing staff to apply for the grant for both projects, seconded by Councilmember Repan.

Town Manager Kimball explained the trailhead project was being considered for this grant and her intent to submit separately for these two projects.

A vote was taken on the motion, which passed by a unanimous vote in favor.

Town Manager Kimball explained the additional information given to her by OSAT Chair, Sandra Goodwin. Ms. Goodwin has spoken to the district manager on the trailhead project and received support for it. Ms. Goodwin will assist with the grant writing.

10.5. To approve hosting a booth at the League of Cities and Town Conference.
[CAARF requested by Mayor Nolan]

Mayor Nolan gave an overview and reviewed the possible costs and what could be handed out. There was discussion on this and whether the Town and its citizens would benefit from doing this.

Public comment was taken on this item.

Jerry Brady spoke on grant entitlements that could be used for this; Civil War battles that happened in this area and promoting that.

Mayor Nolan made a motion to host a booth at the League Conference and hand out information on the DHHS Museum, Agua Fria Festival and the Town, seconded by Councilmember McBrady. The motion failed by a 3-4 vote, Councilmembers Hamilton, Repan, Wright and Vice Mayor Alen voting against.

11. Comments from the Public.

Jerry Brady stated the U.S. Federal Reserve Board has acknowledged we are not in a realignment; he spoke on permanent retrenchment; sovereign debt; anything not committed has less probability of getting done.

12. Adjourn.

The meeting was adjourned at 8:17 p.m.

Terry Nolan, Mayor

ATTEST:

Judy Morgan, Town Clerk

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Note on March 18, 2014 Town Council Meeting @ approx 1:20 on the video:

It was not in the minutes but on the video the TM specified that the Town would write a letter signed by the Mayor to show the Council's endorsement for the two projects [firebreak and trailhead]. She wanted Council to understand that.

OPEN SPACE AND TRAILS (OSAT) ADVISORY COMMITTEE (STANDING)
MEETING NOTICE

SEP 18 2014

1 of 11
marked

Wednesday, April 2, 2014, 3:00 P.M.

OSAT COMMITTEE REGULAR MEETING
2735 SOUTH HIGHWAY 69

TOWN HALL COUNCIL CHAMBERS
DEWEY-HUMBOLDT, ARIZONA

Received

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AGENDA

The issues that come before the Standing Open Space & Trails Committee are often challenging and potentially divisive. In order to make sure we benefit from the diverse views to be presented, the Committee believes that the meeting be a safe place for people to speak. With this in mind, the Committee asks that everyone refrain from clapping, heckling and any other expressions of approval or disapproval. Please turn off all cell phones. The Committee meeting may be recorded in audio & video format. Please turn off all cell phones. The meeting may be broadcast via live streaming video on the internet in both audio and visual formats. **NOTICE TO PARENTS:** Parents and legal guardians have the right to consent before the Town of Dewey-Humboldt makes a video or voice recording of a minor child. A.R.S. § 1-602.A.9. Dewey-Humboldt Standing Open Space & Trails Committee Meetings are recorded and may be viewed on the Dewey-Humboldt website. If you permit your child to participate in the meeting, a recording will be made. You may exercise your right not to consent by not permitting your child to participate or by submitting your request to the Town Clerk that your child not be recorded.

- 1. CALL TO ORDER.**
- 2. PLEDGE OF ALLEGIANCE.**
- 3. ROLL CALL:** Executive Members: Skip Gladue, Kevin Leonard, Laurence McCormick and Chair Sandra Goodwin. Associate Member: Carl Marsee.
- 4. INFORMATIONAL REPORTS.** Individual members of the Committee, Staff and Public may provide brief summaries of current events and activities. These summaries are strictly for the purpose of informing the Committee and public of such events, actions or activities. The Committee will take no discussion, consideration, or action on any such item except that an individual member of the Committee may request an item be placed on a future agenda.
- 5. CONSENT AGENDA -** All matters listed under the Consent Agenda are considered to be routine by the Town Committee and will be enacted by one motion. At a Committee Member's request only, any item may be removed from the Consent Agenda for separate consideration. If a citizen desires separate consideration of an item, they must approach a Committee Member prior to the meeting and ask that the Committee Member request that the item be removed.
 - 5.1. Minutes.** Minutes from the January 8, 2014 and February 5, 2014, OSAT meetings.
- 6. REGULAR AGENDA – Unfinished Business.** Discussion and Possible Action on matters previously presented to the Committee.
- 7. REGULAR AGENDA – New Business -** Discussion and Possible Action on matters not previously presented to the Committee.
 - 7.1. Discussion of Trailhead Option at the Smoki Trail Entrance.** Discussion and possible action on an alternate trailhead option.
 - 7.2. PNF (Prescott National Forest) Trailhead Grant Application.** Discussion and possible action.
 - 7.3. Chairman's report on meeting with Blue Yonder Stables clients.**
 - 7.4. Committee Appointment of Becky Paloutzian as Associate Member.** Interview, discussion and possible action.

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JH

7.5. Welcome new Committee Applicant, Becky Paloutzian.

7.6. New project ideas. Discussion and possible direction.

7.7. Proposed change of time for meetings. Discussion and possible action on moving the meeting time to accommodate possible new member(s).

8. COMMENTS FROM THE PUBLIC. Those wishing to address the Committee need not request permission in advance. For the official record, individuals will state their name. Any such remarks shall be addressed to the Committee as a whole and not to any member thereof. Individuals are limited to speak for three (3) minutes per person unless additional time is granted by the Chair. At the conclusion of all of the unscheduled comments of all interested members of the public and at the discretion of the Chair, individual members of the Committee may respond to criticism regarding the item addressed, may ask the matter be reviewed by Town Staff, or may ask that the matter be placed on a future agenda. The total time for Comments from the Public shall be 30 minutes per meeting.

9. ADJOURN.

FOR YOUR INFORMATION

Next Town Council Work Session: Tuesday, April 8, 2014 at 2:00 p.m.

Next Town Council Regular Meeting: Tuesday, April 15, 2014 at 6:30 p.m.

Next Town OSAT Committee Regular Meeting: May 7, 2014 at 3:00 p.m.

CERTIFICATION OF POSTING

The undersigned hereby certifies that a copy of the attached notice was duly posted at the following locations: Dewey-Humboldt Town Hall, 2735 South Highway 69, Humboldt, Arizona, Chevron Station, 2735 South Highway 69, Humboldt, Arizona, Blue Ridge Market, Highway 69 and Kachina Drive, Dewey, Arizona, on the ____ day of _____, 2014, at ____ a.m./p.m. in accordance with the statement filed by the Town of Dewey-Humboldt with the Town Clerk, Town of Dewey-Humboldt.

By: _____, Town Clerk's Office.

Persons with a disability may request reasonable accommodations by contacting the Town Hall at 632-7362 at least 24 hours in advance of the meeting.

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**TOWN OF DEWEY-HUMBOLDT
OSAT COMMITTEE MEETING
MEETING MINUTES
JANUARY 8, 2014, 3:00PM**

A REGULAR MEETING OF THE DEWEY-HUMBOLDT OPEN SPACE AND TRAILS COMMITTEE WAS HELD ON WEDNESDAY, JANUARY 8, 2014 AT TOWN HALL AT 2735 S. HIGHWAY 69, DEWEY-HUMBOLDT, ARIZONA. CHAIR SANDRA GOODWIN PRESIDED.

1. **CALL TO ORDER.** The meeting was called to order at 3:00PM.
2. **PLEDGE OF ALLEGIANCE.** Made.
3. **ROLL CALL:** Executive Members Skip Gladue, Kevin Leonard, Laurence McCormick and Chair Sandra Goodwin were present; Jay Arthur Jones was absent. Chair Goodwin informed the Committee that Jay recently moved and will be submitting his resignation to the Town. Associate Member Carl Marsee was present.

4. **INFORMATIONAL REPORTS.**

4.1. **Playground Equipment Installation schedule for Butte Street Park.**

The Committee was informed that the Butte Street Park playground equipment was to be installed in April.

5. **CONSENT AGENDA**

5.1. **Minutes.** Minutes from the June 5, 2013 and August 7, 2013 OSAT meetings.

Executive Member Skip Gladue made a motion to approve the minutes from June 5, 2013, seconded by Executive Member Larry McCormick. The motion passed unanimously.

Executive Member Skip Gladue made a motion to approve the minutes from August 7, 2013, seconded by Executive Member Larry McCormick. The motion passed unanimously.

6. **REGULAR AGENDA – Unfinished Business.** Discussion and Possible Action on matters previously presented to the Committee.

6.1. **Newtown Trailhead/Prescott National Forest (PNF) Visit Report.**

Skip Gladue and Sandra Goodwin reported on the positive feedback they and the Town Manager received from the PNF staff at their meeting on December 17. Present were six PNF staff including the director, Linda Jackson. Their support seemed to be partially based on the low cost of developing the trailhead due to the flat terrain and the town's willingness to support the project by completing the Newtown Avenue road to make it safe and rock-free. Their support was more obvious when they heard that this entrance into PNF from Dewey-Humboldt was the only entrance known to the committee.

PNF director Linda Jackson, who was vocally supportive, announced that she will be on assignment in the White Mountains for the next six months but that the staff would continue to pursue the options.

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7. REGULAR AGENDA – New Business - Discussion and Possible Action on matters not previously presented to the Committee.

7.1. Review of OSAT Master Plan.

The OSAT plan, its recommendations, and its importance to the committee's direction was discussed and committee members were urged to read the plan which is now online. Copies presently held by previous committee members should be collected for current members.

7.2. Trails and Trailhead Options within Dewey-Humboldt and future direction for OSAT on these trails. Discussion and possible action.

Chair Goodwin and Executive Member Gladue volunteered to explore trails leading off the Cathy Hubbard Trailhead at the end of Iron King Road. They will report back at the next meeting.

7.3. Prescott Dells Ranch Road entering PNF Trail. Discussion and possible action.

Goodwin and Gladue volunteered to explore a trail at the end of Prescott Dells Ranch Road to determine if it is viable, accessible and who the land belongs to – PNF? BLM? Or State Trust. They are to report back at the next meeting.

A letter from former councilman, David Nystrom, a Prescott Dells Ranch Road property owner, voicing opposition to using Prescott Dells Ranch Road as a means of getting to the trail entrance was read into the record (attached). Chair Goodwin stated that the road was not a private road but rather it had been verified in the OSAT master plan (Page 36) as being on a public access easement. Also, mentioned was that it was another Prescott Dells Ranch Road resident that encouraged and assisted with the planned ride.

7.4. Newtown Trailhead 2014-2015 budget request to Council timeline. Discussion and possible action.

Chair Goodwin mentioned that she is watching the budget development time line to assure that OSAT has funds to pursue the trail work they are doing. The Town Manager assured Goodwin that she would be advised of what to do when.

7.5. Schedule to complete Newtown Avenue to allow rock-free access to PNF Trailhead.

Goodwin stated that The Town Manager had assured her that the refinement of Newtown Avenue would be considered in the budget preparations.

7.6. Review of Chapter 4 of the OSAT Master Plan “How We Get There” (pages 47-58) and discussion of the implementation planned, particularly the shoulder work.

Committee members were urged to review the implementation timing, etc. covered in pages 47-58 of the OSAT Master Plan. She addressed the progress of the current weed abatement schedule that was a priority of the Master Plan and noted the visible improvement it made and how walkers could get off the roadway in many areas.

8. COMMENTS FROM THE PUBLIC. None.

9. ADJOURN. The meeting was adjourned at 3:50PM.

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Sandra Goodwin, Chair

ATTEST:

Mandi Garfield, Administrative Assistant

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**TOWN OF DEWEY-HUMBOLDT
OSAT COMMITTEE MEETING
MEETING MINUTES
FEBRUARY 5, 2014, 3:00PM**

A REGULAR MEETING OF THE DEWEY-HUMBOLDT OPEN SPACE AND TRAILS COMMITTEE WAS HELD ON WEDNESDAY, FEBRUARY 5, 2014 AT TOWN HALL AT 2735 S. HIGHWAY 69, DEWEY-HUMBOLDT, ARIZONA. CHAIR SANDRA GOODWIN PRESIDED.

1. **CALL TO ORDER.** The meeting was called to order at 3:00PM.
2. **PLEDGE OF ALLEGIANCE.** Made.
3. **ROLL CALL:** Executive Members Skip Gladue, Laurence McCormick and Chair Sandra Goodwin were present; Executive Member Kevin Leonard and Associate Member Carl Marsee were absent.
4. **INFORMATIONAL REPORTS.**
 - 4.1. **Opening on OSAT Committee due to Jay Jones' resignation. Applications encouraged.**

Chair Goodwin announced the resignation of Jay Jones and encouraged applications.
5. **CONSENT AGENDA**
 - 5.1. **Minutes.** Minutes from the January 8, 2014, OSAT meetings.

McCormick made a motion to approve the January 8, 2014 OSAT meeting minutes, seconded by Gladue. No vote was taken on this item; it will be agendized for the next meeting.
6. **REGULAR AGENDA – Unfinished Business.** Discussion and Possible Action on matters previously presented to the Committee.
 - 6.1. **Trails and Trailhead Options within Dewey-Humboldt and Accessibility to Cathy Hubbard Trailhead and Trails.**

Accessibility to the Cathy Hubbard Trailhead and trails was discussed and Chair Goodwin and committee member Gladue were to ride and report back.
 - 6.2. **Town Manager officially requested to include refinement of Newtown Avenue in 2014-2015 Budget.**

Chair Goodwin sent a letter to the Town Manager and the Mayor regarding the request to include refinement of Newtown Avenue in the 2014-2015 road budget.
7. **REGULAR AGENDA – New Business -** Discussion and Possible Action on matters not previously presented to the Committee.
 - 7.1. **Newtown Trailhead story in Prescott Valley Tribune.** Review, discussion and possible next steps.

Chair Goodwin acknowledged the PV Tribune's Newtown Trailhead story.
 - 7.2. **Joining and/or attending Friends of Safe Arizona Trails.**

Chair Goodwin advised the committee that the Town Manager had advised her that the OSAT committee could not, as a Town committee, join the Friends of the Arizona Trails

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primarily because that organization sought trails restricted specifically for horse riders only. It was suggested that anyone who wanted to join or attend do so as an individual.

8. **COMMENTS FROM THE PUBLIC.** None.
9. **ADJOURN.** The meeting was adjourned at 3:25PM.

Sandra Goodwin, Chair

ATTEST:

Mandi Garfield, Administrative Assistant

TJM

**TOWN OF DEWEY-HUMBOLDT
OSAT COMMITTEE MEETING
MEETING MINUTES
APRIL 2, 2014, 3:00PM**

A REGULAR MEETING OF THE DEWEY-HUMBOLDT OPEN SPACE AND TRAILS COMMITTEE WAS HELD ON WEDNESDAY, APRIL 2, 2014 AT TOWN HALL AT 2735 S. HIGHWAY 69, DEWEY-HUMBOLDT, ARIZONA. CHAIR SANDRA GOODWIN PRESIDED.

- 1. CALL TO ORDER.** The meeting was called to order at 3:00PM, Chair Goodwin presided.
- 2. PLEDGE OF ALLEGIANCE.** Made.
- 3. ROLL CALL:** Executive Members Skip Gladue, Kevin Leonard, Laurence McCormick and Chair Sandra Goodwin and Associate Member Carl Marsee were present.
- 4. INFORMATIONAL REPORTS.** Chair Goodwin noted that Marilyn Wiley, author of Buffalo Chips and Company, will be at the Dewey-Humboldt Library talking about her book and signing books on Saturday, April 5th at 1PM.
- 5. CONSENT AGENDA**
 - 5.1. Minutes.** Minutes from the January 8, 2014 and February 5, 2014, OSAT meetings.
Skip Gladue made a motion to approve the January 8, 2014 minutes, seconded by Carl Marsee. The motion passed unanimously.
Skip Gladue made a motion to approve the February 5, 2014 minutes, seconded by Kevin Leonard. The motion passed unanimously.
- 6. REGULAR AGENDA – Unfinished Business.** None.
- 7. REGULAR AGENDA – New Business.**
 - 7.1. Discussion of Trailhead Option at the Smoki Trail Entrance.** Discussion of trailhead option at Smoki Road instead of the Newtown trailhead ensued with the Mayor referencing he was supporting moving the location to a Smoki Road location. Several members of the Blue Yonder Stables spoke in favor of the Newtown trailhead location mentioning the environmental differences and pluses of an already level and easily accessible location. This discussion concluded with a motion by Larry McCormick and seconded by Kevin Leonard to not support a Smoki location at this time stating the committee had no previous knowledge of or information about a Smoki relocation and only Skip Gladue and Sandra Goodwin had even visited the site. The motion passed unanimously.
 - 7.2. PNF (Prescott National Forest) Trailhead Grant Application. Discussion and possible action.** Chair Goodwin reported that she is working with PNF staff regarding Newtown trailhead NEPA study application.
 - 7.3. Chairman's report on meeting with Blue Yonder Stables Clients.** Chair Goodwin reported on meeting with and updating members of the Blue Yonder Stables and recognized their previous support of the Newtown trailhead and their enthusiastic work collecting over 100 signatures in support of the Newtown trailhead.
 - 7.4. Committee Appointment of Becky Paloutzian as Associate Member.** Kevin Leonard made a motion to appoint Becky Paloutzian as Associate Member pending the

Handwritten initials "GM" in a circle.

appointment by the Town Council, seconded by Skip Gladue. The motion passed unanimously.

7.5. Welcome new Committee Applicant, Becky Paloutzian. Committee welcomed and seated Ms. Paloutzian.

7.6. New Project ideas. Skip Gladue made a recommendation to focus on Newtown Trail and not adopt any new studies; the committee agreed.

7.7. Proposed change of time for meetings. Skip Gladue made a motion to change the meeting time from 3PM to 3:30PM to make it more convenient for employed members to make the meeting time, seconded by Carl Marsee. The motion passed unanimously.

8. COMMENTS FROM THE PUBLIC. None.

9. ADJOURN. The meeting was adjourned at 4:00PM.

Sandra Goodwin, Chair

ATTEST:

Mandi Garfield, Administrative Assistant

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Note on April 2, 2014 OSAT Meeting:

The discussion on Item 7.1 starts at approx. 10:40 with Mayor Nolan speaking starting at 16:36 to approx 23:25.

Mayor Nolan tells of meeting at the Smoki Trail site with members of the PNF.

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From: Mayor Nolan [mailto:Mayor.Nolan@dhaz.gov]
Sent: Friday, April 04, 2014 11:42 AM
To: Gilsdorf, James -FS
Cc: Yvonne Kimball
Subject: Trail head access

SEP 18 2014

Received

Mr. Gilsdorf,

It was nice meeting you the other day at the Newtown access to the forest. I hope you understand the importance of moving the trail head that was requested down to the other location at Smoki Trail. I was impressed to see the lady who was with us at the time, doing a survey at Smoki yesterday.

We were there with the Fire Department looking at the location for the other proposal we are turning in for constructing a "Fire Break" for the town. They were ecstatic about the idea of us doing this. They have written a letter in support of this proposal. This is a very high risk area for them. They thought that having access and a turnaround at that area for their truck is a very good idea. We would like to include a letter of support for this project as well as a support for the trail head on Smoki from you it include in our proposals.

If you could get something to us before the date that these proposals have to be turned in we would appreciate it.

Thank you for your consideration on these projects. Looking for your letters of support.

Thank you,
Mayor, Terry Nolan

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Dewey-Humboldt

Judy Morgan

From: Sandra Goodwin <esgoodwin@commspeed.net>

Sent: Thursday, June 26, 2014 5:12 PM

To: Judy Morgan

Subject: Fwd: Trail head access

Begin forwarded message:

SEP 18 2014

DM

Received

From: Yvonne Kimball <YvonneKimball@dhaz.gov>

Subject: FW: Trail head access

Date: April 8, 2014 at 4:19:11 PM MST

To: "esgoodwin@commspeed.net" <esgoodwin@commspeed.net>

From: Gilsdorf, James -FS [mailto:jgilsdorf@fs.fed.us]

Sent: Tuesday, April 08, 2014 11:41 AM

To: Mayor Nolan

Cc: Yvonne Kimball; Williams, Jason A -FS; Kava, John A -FS; Jackson, Linda L -FS; May, Ann -FS; Torres,

Omero -FS; Gilsdorf, James -FS

Subject: RE: Trail head access

Mayor Nolan, appreciate your input. Here is the process we will need to follow to move this forward. If funded, we will support conducting an analysis that evaluates both sites. This process solicits input from the public and rancher or other permittees and looks at all the environmental and social issues associated with the project. There is no guarantee on the outcome of this process so I am not making a decision or recommendation either way at this time. That will be determined at a later date. This process, once started, will take at least 6 months to complete.

Concerning the Smoki site, there are some serious issues associated with putting the trailhead in this location, slope and drainage being the two major problems, that will cost substantially more to construct and possibly maintain and could create some drainage problems for the adjacent landowner, access road and parking area. These problems will need to be evaluated further as we move through the process. We support partnering with the town to move forward with analyzing and evaluating the feasibility of establishing a trailhead in one of these locations. I will ask Jason to provide further information to complete your grant application for the analysis to be completed next year. Given the lateness in the year when RAC funds are allocated (normally April) I don't not think we can complete the analysis and construction in one fiscal year (by Sept) so I can only support the planning for Fiscal Year 2015. The forest will evaluate all the RAC submissions and provide one responsive letter to the RAC committee.

Let me know if you have questions.

Thanks Jim

Dewey-Humboldt (10) JMM
1 of 7
marked
(10)

TOWN COUNCIL OF DEWEY-HUMBOLDT
REGULAR MEETING NOTICE

SEP 18 2014

Tuesday, April 15, 2014, 6:30 P.M.

COUNCIL REGULAR MEETING
2735 S. HWY 69

Received
COUNCIL CHAMBERS, TOWN HALL
DEWEY-HUMBOLDT, ARIZONA

AGENDA SUMMARY

1. **Call To Order.** The meeting was called to order at 6:34 p.m. Mayor Nolan presided.

Mayor Nolan announced that the man who had been missing (see 4.1.1.), was found deceased. He asked they remember him and his family during the invocation.

2. **Opening Ceremonies.**

2.1. **Pledge of Allegiance.** Made.

2.2. **Invocation.** Given by Councilmember Nancy Wright.

3. **Roll Call.** Town Council Members Jack Hamilton, Dennis Repan, Sonya Williams-Rowe (absent at roll call-arrived during agenda item 4.2.), Nancy Wright; Vice Mayor Arlene Alen; and Mayor Terry Nolan were present. Council member Mark McBrady was absent (medical absence).

Mayor Nolan explained he was making an exception and moving **7. Comments from the Public** sooner on the agenda to let Mr. Mangarella make an announcement to the Council, as Mr. Mangarella is not able to drive after dark.

7. **Comments from the Public (on non-agendized items only).**

Paul Mangarella explained he wanted to donate a piece of property to the town for a park with the stipulation that the town council waive the judgment fine against the property. He spoke on getting used playground equipment that was in need of repair but the park would be self-supporting. He spoke on also donating 5 acres to the Central Yavapai Fire District for a location for a water tank for any emergencies in the area.

Carl Marsee with the Dewey-Humboldt Historical Society spoke to the Council on the support the town Council has provided for the museum and publicly recognizing this with a framed "Gold Member" letter. The letter was presented to the Mayor.

4. **Announcements Regarding Current Events, Guests, Appointments, and Proclamations.**

Announcements of items brought to the attention of the Mayor not requiring legal action by the Council. Guest Presentations, Appointments, and Proclamations may require Council discussion and action.

- 4.1. **Public Safety Quarterly Update.**

4.1.1. **Yavapai County Sheriff's Office report presented by Lt. Auvenshine.** Topics for possible discussion include: Overview - Self-Initiated, Calls for Service, Traffic Stops including number of citations, Arrests (Family Fight, Disorderly, DUI/Drugs); Criminal Investigation; Animal Control - Calls for Service; Calls for Service Comparison-Days of Week, Time of Day; Average Response Times; Part 1 Crimes Comparison.

Lt. Auvenshine spoke on finding the missing person, Mr. Stewart, and where he was found. The Lt. gave the Yavapai County Sheriff's Department presentation on the first quarter of 2014, going over the PowerPoint details. There were no questions asked regarding his presentation.

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4.1.2. Central Yavapai Fire District report presented by Rick Chase. Topics for possible discussion include: Fire Prevention and Fire Incidents in Dewey-Humboldt.

Fire Marshall, Rick Chase spoke on the history of fires in Dewey-Humboldt and wildfires. He provided the town with "firewise" handouts and spoke on property assessment services the CYFD offers for this purpose. He spoke in support of the firebreak project (grant application), and fireworks ordinance banning fireworks in Dewey-Humboldt.

Public comment and questions were taken.

Steve Rutherford asked Mr. Chase about the property donated to CYFD. Mr. Chase responded they are looking at using it for a water tank placement for fire suppression in that area.

Sharla Mortimer asked about his thoughts on professional fireworks displays versus non-professional. Mr. Chase responded the professional events are carefully planned and managed, home fireworks are not.

Lt. Auvenshine recommended people sign up for notification of emergencies on the YCSO website under the Emergency Notification System Tab "Click here to Sign-up" - Code Red link.

Jerry Brady spoke on dispatch maps using multiple information and asked Mr. Chase if the information was correct. Mr. Chase responded that is handled by dispatch and the GIS departments.

Carl Marsee asked about calling 911 if people hear fireworks being discharged. Mr. Chase responded affirmatively.

4.1.3. Magistrate Court report presented by Judge Catherine Kelley. Topics for possible discussion include: Customer Service, citations, and the Great Seal of the State of Arizona.

Magistrate Judge, Cathy Kelley spoke on the correlation between what the YCSO reports and what the Magistrate's office sees. She spoke on new technology where a judge can talk with a criminal in jail using an iPad, rather than visiting in person. This will cut down on commute time. She told the Council she will be having the State's and Town's seals made and hung in the Council Chambers using the Court's budget funds.

Mayor Nolan thanked the judge for her work and the excellent job she does.

4.2. Water Advisory Committee (WAC) Pre-Budget Presentation. A Presentation by John Rasmussen, Coordinator of Yavapai County Water Advisory Committee about WAC as it relates to the Town's membership with this committee.

John Rasmussen, Coordinator for the YC WAC gave his PowerPoint presentation. He reviewed the municipal members in WAC and the cost for the Town to continue their membership (\$4,170, about \$1.07/person) this coming year. He reviewed what WAC does for the community (education, well testing, etc.) and stated they are a resource for people with water issues.

Councilmember Hamilton asked about membership with WAC versus the Groundwater Advisory Council (GUAC) and Arizona Department of Water Resources (ADWR). Mr. Rasmussen responded by reviewing the benefits of membership in WAC (Study being done, unified communication, being at the table).

Councilmember Williams-Rowe arrived at 7:57 p.m.

Councilmember Repan asked about operation budget breakdown and Supervisor Thurman's recommendation to support WAC this year but not necessarily next year. Mr. Rasmussen gave the details of the operational budget and spoke on changes to WAC with possibly two regional groups

Page 2 of 6

10/10/14

evolving from it after next year.

Public comment was taken on this item.

Jerry Brady spoke on an informative report and on historical water wars in Yavapai County and benefits of being informed of issues affecting legal water rights; surveys done on water resources, historically and whether they should be reviewed by WAC. Mr. Rasmussen offered to speak with Mr. Brady individually on these subjects.

4.3. Greater Prescott Regional Economic Partnership (GPREP) Pre-Budget Presentation. A presentation by GPREP Staff and Chairman, on GPREP overview and regional statistics as they relate to the Town's membership with this agency.

Mr. Steve Rutherford, GPREP Board President, spoke on the purpose of the GPREP, current members, and benefits of membership (business attraction team, resources, information/experience, website, grant resource, increase tax base benefit, lighten burden for existing residents).

There were questions on the survey, who did it and who did they speak with; benefits to the town since D-H does not have the infrastructure for drawing economic development. Mr. Rutherford reiterated the earlier mentioned benefits (growth increases regional tax base).

Public comment was taken on this item.

Jerry Brady spoke on APS and Economic Development; history-based tourism; improving airport surface transportation regionally.

Mr. Rutherford responded by speaking on the need to substantially upgrade the bus transportation service.

4.4. Day of Remembrance Proclamation.

Mayor Nolan read the Day of Remembrance Proclamation – Holocaust and response for April 27 through May 4th.

5. Town Manager's Report. Update on Current Events.

Town Manager Kimball announced the candidate election packets will be available for distribution starting April 28, 2014 with the Candidate Orientation date to be announced at the May 6th meeting.

5.1. Preliminary Budget Worksheet Acknowledgment and Next Steps. Council acknowledgement.

Town Manager Kimball explained this is a procedural item. She reviewed the worksheets were printed and provided to Council Friday, April 11th. The first Budget Workshop is scheduled for Tuesday, April 22nd, at 9:00 a.m. Ms. Kimball plans to summarize the highlights from the workshops at the regular meetings following the workshops.

Councilmember Hamilton announced that Yvonne Kimball has been appointed by Governor Jan Brewer, to the board of the ADWR AMA (Arizona Department of Water Resources Active Management Areas).

6. Consent Agenda.

6.1. Minutes. Minutes from the March 18, 2014 Regular meeting and April 1, 2014 Regular meeting.

Councilmember Hamilton pulled the April 1, 2014 Regular meeting minutes from the consent agenda. He stated the minutes needed to be modified to show a motion made regarding Gosar's

visit. Town Clerk Morgan explained this would be researched, modified and brought back to the council for approval at a future meeting.

Councilmember Wright made a motion to approve the minutes from the March 18, 2014 Regular meeting, seconded by Councilmember Reban. It was approved unanimously.

7. **Comments from the Public (on non-agendized items only).** Mayor Nolan moved this agenda item to the beginning of the agenda following "Roll Call" to accommodate a speaker's request. (see above)

8. **Discussion Agenda – Unfinished Business.** Discussion and Possible Action on any issue which was not concluded, was postponed, or was tabled during a prior meeting.

8.1. Yavapai Resource Advisory Committee (RAC) Grant Applications for Firebreak and Newtown Road Trailhead. Update and Council review and feedback of application packets prior to submitting.

Town Manager Kimball gave an overview on the RAC grant, and explained OSAT Chair, Sandra Goodwin was present to speak on the details for the Trailhead application and Mayor Nolan would review the firebreak application.

Sandra Goodwin spoke on the grant application being for an environmental study (NEPA), not to build a trailhead, which is necessary before beginning the project. The application has received support from the Prescott National Forest (PNF) District Manager. There are two trailhead locations being considered and the NEPA study will have a recommendation for one of those. She thanked the PNF staff for their help in writing the application.

Ms. Goodwin answer questions regarding minor elements and modifications (items identified have been modified on the most current application to go out), made to the application. There was discussion on the pros and cons of each proposed trailhead location.

Public comment was taken on this item.

Jerry Brady spoke on options for shared use of trailhead and ranching uses; benefits of the Newtown Road trailhead for access to water, links to trails, Prescott Trail system, National Scenic and historic designation.

Rink Goswick spoke on his history running cattle in this area (hauling water, panels and working cattle) and his concerns that a trailhead would hinder his operation. He explained the improvements he has made for this operation and concerns with the increased use and access a trailhead would encourage.

Sandra Goodwin expressed her desire to speak with Mr. Goswick about his concerns and pledged her willingness to come together and consider his needs.

Jerry Brady spoke on other locations for a trailhead and the amenities they would provide.

Sharla Mortimer spoke on problems with people using gates accessing grazing land and not leaving them the way they find them (either open or closed).

Mayor Nolan spoke on the Firebreak application, explaining it is a 2.4 mile section along the west end of town clearing a 100' swath and maintaining it.

There was discussion on this work being reimbursed at a later time, in-kind contribution and maintenance of the firebreak.

Public comment was taken on this item.

10

Rink Goswick spoke on the traditional use of logging, grazing and mining for wildfire control.

There was council discussion about the NEPA study; cost estimates for clearing the swath of land of brush; monitoring through CYFD, town's fiscal responsibility for in-kind contribution and up-front costs.

Public comment was taken.

Rink Goswick spoke in support of the proposed Smoki trailhead location.

Sandra Goodwin spoke on problems with the Smoki location for a trailhead and stated they will work with the ranchers.

Rink Goswick asked about the firebreak and why the town would pay for it.

John Hughes spoke on the fire department maintaining the firebreak once it has been established.

Jerry Brady spoke on his experience with this and equipment used for this purpose and challenges with the terrain, and town responsibilities.

Councilmember Repan made a motion to move forward with both grants, with those minor modifications identified, seconded by Vice Mayor Alen. The motion was approved unanimously (6-0 vote in favor, Councilmember McBrady being absent).

9. Discussion Agenda – New Business. Discussion and Possible Action on matters not previously presented to the Council.

9.1. "Agent Change/Acquisition of Control" Liquor License for Cherry Creek Ranch. Hearing and legal action to approve or disapprove.

Mayor Nolan gave an overview.

Councilmember Hamilton made a motion to approve the agent change/acquisition of control liquor license for Cherry Creek Ranch, seconded by Councilmember Repan. It was approved unanimously.

9.2. Foothill Drainage project update and next steps to proceed with bidding and construction phases. Approve, disapprove or modify the recommended next steps.

Town Manager Kimball and Public Works Supervisor Hanks gave an overview. Council reviewed the two sites for the drainage project. The project is being bid as one project which will span June and July, utilizing two budget years and the Yavapai County Flood Control funding. This will allow the cost to be lower, overall and will be done before the monsoon season.

Councilmember Wright called a point of order and stated according to the Town Code if the meeting is to exceed 10:00 p.m. they must vote on it.

Mayor Nolan made a motion to approve continuing the meeting after 10:00 p.m., until done, seconded by Councilmember Repan. It was approved unanimously.

Councilmember Repan made a motion to proceed with the bidding and construction phases for the two projects, as recommended by staff, seconded by Vice Mayor Alen.

Councilmember Hamilton made a motion to amend the motion to remove the guardrail from the project, seconded by Councilmember Wright.

PW Supervisor Hanks spoke on his recommendation to keep this as an option as an add-alternate. There was discussion on how best to handle this, having the council remove it as an option or letting the project evolve with a decision on this coming at that time.

10
The maker of the amendment to the motion withdrew his amendment motion as the guardrail is already planned as an option/alternate.

A vote was taken on the original motion to proceed with the bidding and construction phases for the two projects, as recommended by staff, which passed by a 6-0 vote in favor.

9.3. Contract with Shephard-Wesnitzer, Inc. (SWI) for bidding and construction services for the Foothill Drive drainage project. Award, reject or accept with modifications the contract with SWI.

Town Manager Kimball gave an overview and recommended they approve this contract with the on-call engineering contractor.

Councilmember Hamilton made a motion to approve awarding the contract to Shephard-Wesnitzer, Inc. (SWI), as presented, seconded by Councilmember Repan. It was approved by a 6-0 vote in favor.

9.4. Discussion and possible action on enacting a fireworks ordinance for the Town. [CAARF requested by CM Wright]

Councilmember Wright gave an overview and explained she felt an ordinance was necessary for the town to address fireworks use and spoke on the town's liability with commercial firework displays.

Councilmember Wright made a motion to approve waiving the client/counsel privilege for the Attorney's memo dated May 29, 2012, pertaining to fireworks. The motion was seconded by Councilmember Repan. It was approved by a 6-0 vote in favor.

Councilmember Wright spoke on Flagstaff's liability in a fireworks display and suggested an option to increase the liability policy requirement to \$2 million per event.

Public comment was taken on this item.

Sharla Mortimer gave her feedback on a commercial fireworks displays Mortimer Farms had as part of a special event, which was reviewed and approved in advance by the town and fire department, and their liability insurance was for \$10 million coverage for that event.

There was discussion on procedures in place and who holds the liability for a commercial fireworks display.

Councilmember Hamilton made a motion to approve having the attorney draw up a fireworks ordinance banning non-professional fireworks use, seconded by Councilmember Repan.

There was discussion on fire department bans restricting fireworks during normally high use periods (New years and Independence Day). There was discussion on whether this should be put in the newsletter for public input prior to approving the ordinance.

A vote was taken on the motion which passed by a 4-2 vote in favor, Councilmember Williams-Rowe and Mayor Nolan voting against.

9.5. Discussion of microphones on the dais. [CAARF requested by Mayor Nolan]

Mayor Nolan postponed his agenda item until a future date to be determined later.

10. Public Hearing Agenda. None.

11. Comments from the Public. None.

12. Adjourn. The meeting was adjourned at 10:36 p.m.

109M

Note on April 15, 2014 Council Meeting:

The discussion on Item 8.1 starts at approx. 2:19.



TOWN OF DEWEY-HUMBOLDT
P.O. BOX 69
HUMBOLDT, AZ 86329
Phone 928-632-7362 • Fax 928-632-7365

Dewey-Humboldt

SEP 18 2014

Received

April 21, 2014

Dear Yavapai Resource Advisory Committee (RAC) and Ms. Debbie Maneely:

Enclosed is the Town of Dewey-Humboldt grant application for constructing a firebreak project. Town Council fully support this application. We have received a great deal of positive feedback from the community and surrounding areas.

This project has also received much attention from Central Yavapai Fire District whose service area encompasses the Town of Dewey-Humboldt. A letter of endorsement from the Fire District is enclosed.

The Town's Data Universal Number System (DUNS) number is 01-933-4975. Thank you for your consideration. If you have any questions, please contact Yvonne Kimball, town manager, at 928-632-7362.

Sincerely,

Terry Nolan, Mayor
Dewey-Humboldt



TOWN OF DEWEY-HUMBOLDT
P.O. BOX 69
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Phone 928-632-7362 • Fax 928-632-7365

Dewey-Humboldt

SEP 18 2014

Received

12
SM

April 22, 2014

Dear Yavapai Resource Advisory Committee (RAC) and Ms. Debbie Maneely:

Enclosed is the Town of Dewey-Humboldt grant application for a trailhead project. Town Council is fully supportive of this application. We have received a great deal of positive feedback from the community and surrounding areas. Under its Chairperson Ms. Sandra Goodwin's leadership, D-H Open Space and Trails Committee has invested countless hours on this project.

This project has also received much attention from the Prescott National Forest (PNF) staff since its inception in Spring 2013. The Town wishes to express our gratitude to PNF staff.

The Town's Data Universal Number System (DUNS) number is 01-933-4975. Thank you for your consideration. If you have any questions, please contact Yvonne Kimball, town manager, at 928-632-7362.

Sincerely,

Terry Nolan, Mayor
Dewey-Humboldt

Dewey-Humboldt

SEP 22 2014

Received

1 {Wright vs. Nolan}

2 Re: Ethic's violation

3 Dewey-Humboldt, AZ

4
5 I would think that since Mr. Repan was defeated by me in the most recent election that he would
6 recuse himself from this hearing.

7
8 EXHIBIT #1: Study Session March 12, 2013. If you review these minutes attached, you will
9 notice that Mayor Nolan made the proposal to the Council to work with the OSAT
10 committee in establishing a Trail head. Also, notice that Ms. Goodwin asked the
11 council to include a line item and funding in the next Fiscal year budget for this
12 item. At this meeting which was also in the minutes, Mayor Nolan suggested
13 contacting the rancher involved.

14
15 EXHIBIT #2: A communication from Ms. Kimball dated June 27th to Mayor and council with a
16 recommendation to support the trail head for the town and that a letter to the PNF
17 supporting the trailhead signed by the Mayor.

18
19 EXHIBIT #3: Minutes from the July 2nd 2013 meeting with a motion from Council member Jack
20 Hamilton to proceed with the IGA agreement (not specifically mentioning the
21 Newton location)

22
23 EXHIBIT #4: A copy of a proposed letter to the Prescott National Forest with with my signature
24 in the block. This was accomplished.

25
26 Ms Wright states in her time line of events leading up to the Ethic's charges that on March 18th,
27 2014 that a motion was passed by the Council to apply for both grants. That is correct.

SEP 22 2014

Received

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Wright VS Nolan
Ethics Hearing Pg 2
October 10, 2014

Between March 18, 2014 and April 2, 2014 I did meet with the person who holds the permit on the forest for grazing (Mr. Goswick) and Mr. Gilsdorf to go over the land and look at an option to the access for a "Trail Head." This was done at the request of Mr. Goswick as a constituent and resident of the Town of Dewey-Humboldt.

If this is a problem that I cannot communicate with residents and listen to their problems. Then we are all going to have to tell everyone that approaches each of us about a problem they have, that they will have to wait until we get permission from the Council before we can communicate with them about their problem. (I really don't think that is what the council wants)

If the problem is that I met with Mr. Gilsdorf? Mr. Gilsdorf and three other members of the Forest Service were there to meet with the permit holder. We all looked both the Henderson site and the Smoki site. It was discussed that the Smoki site would not interfere with the Ranchers operation, that people would still be able to access the Henderson site the same way they have been for years.

I even talked to the Fire Department and we went to both sites. They were impressed that the Forest Service was considering the Smoki site. That it would be a great place for them to access the forest at that location and have a turnaround point for their trucks. I then talked to Ms. Goodwin and Ms. Gladue they didn't seem impressed with the Smoki site. Although there was time to contact the rest of the OSAT Committee and have them go look at the site for their opinion.

SEP 22 2014 *DM*

Received

1
2 Wright VS Nolan

3 Ethics Hearing Pg 3

4 October 10, 2014

5
6
7 EXHIBIT #5: E-mail to Mr. Gilsdorf from me dated 4/04/14 concerning the trail heads. I think
8 there is a misunderstanding about this e-mail. To move the trail head to the
9 Smoki location the Fire Department was ecstatic to have access to the Forest as
10 well as having a turnaround for their vehicles. This would be helpful for the town
11 as well as having a trail head access at this point.

12
13 EXHIBIT #6: E-mail from Mr. Gilsdorf dated 4/08/14 indicating the process that they will go
14 through. "If funded, we will support conducting an analysis that evaluates both
15 sites. This process solicits input from the public and rancher or other permittees
16 and looks at all the environmental and social issues associated with the project. "

17 April 15, 2014 the OSAT Chair Ms. Goodwin clarified that the Proposal was for a NEPA
18 (National Environmental Policy Act) study only. "That the Prescott Forest will
19 decide where the trail head will be located."

20 EXHIBIT #7: Letter dated April 2, 2014 to the Yavapai Resource Advisory Committee(RAC)
21 and Ms. Debbie Maneely. This letter is for them to approve the Fire Break project.

22 EXHIBIT #8: Letter dated 9/22/2014 to the Yavapai Resource Advisory Committee(RAC) and
23 MS. Debbie Maneely. Yavapai Resource Advisory Committee(RAC) and Ms.
24 Debbie Maneely. This letter is to approve the Trail Head Project.

25 I don't understand the problem here. I don't understand your thinking of being a council person.
26 I know that I feel my position is to communicate with all the people in this community and if they
27 have a problem then try to address it. In all cases I communicate with all the constituents and
28 keep the Town Manager abreast of all situations.

TOWN OF DEWEY-HUMBOLDT
TOWN COUNCIL
SPECIAL STUDY SESSION MINUTES
TUESDAY, MARCH 12, 2013, 2:00 P.M.

SEP 22 2014

Received 

A SPECIAL STUDY SESSION OF THE DEWEY-HUMBOLDT TOWN COUNCIL WAS HELD ON TUESDAY, MARCH 12, 2013, AT TOWN HALL AT 2735 S. HIGHWAY 69, DEWEY-HUMBOLDT, ARIZONA. MAYOR TERRY NOLAN PRESIDED.

1. Call To Order. The meeting was called to order at 2:04 p.m.

2. Roll Call.

2.1. Town Council. Town Council Members Arlene Alen, David Hiles, Denise Rogers, Nancy Wright; Vice Mayor Dennis Repan; and Mayor Terry Nolan were present. Councilman Mark McBrady was absent.

3. Study Agenda. No legal action to be taken.

3.1. Provide direction to OSAT Committee. Bring OSAT committee to meeting for Council direction on next project. **[CAARF Request by Mayor Nolan]**

OSAT Committee Chair, Sandra Goodwin introduced the member of the committee in attendance. She reviewed the OSAT materials included in the packet, giving a review of the history of OSAT, plans associated with it, multi-use projects they have looked at, and identifying a low cost project that can occur rather quickly. She gave a proposal on this project, giving entry points to public lands through placement of a trailhead.

Committee member, Larry McCormick showed photos taken of the proposal area and of the trails accessed through this entry point to National Forest Land.

Councilmember Hiles asked about purchase of the land for a park. Ms. Goodwin explained the problems with a park at the trailhead location, but spoke on adding picnic tables, trash cans and porta-jons.

There was discussion on other options rather than leasing private land for a trailhead; costs; how trailheads would benefit the town.

Public comment was taken on this item.

Jack Hamilton suggested other ideas; improving the road; concerns with owners restricting existing access; communication with National Forest Service regarding the gate.

David Nystrom spoke in support of a trailhead in this area and recommended purchase rather than lease of land for this use, for permanence.

Kevin Leonard spoke on the reason for the gate and abuse of the land; in support of the trailhead there; trails and landmarks that join that access location.

Jerry Brady spoke on the Black Canyon National Recreation Trail planning and trying to tie into that project to reduce cost to the town.

Sandra Goodwin asked for the Council to include a line item and funding in the next Fiscal year budget for this item.

Councilmember Wright suggested contacting the Forest Service to move the fence further back, allowing a turnaround. **Mayor Nolan suggested contacting the ranchers**

also. Councilmember Hiles suggested looking into the purchase of property as well as leasing.

3.2. Town Finance Report for the first half of FY 2012-13 (July 1 to December 31, 2012).

Deni Thompson, Accountant, distributed a report and gave an overview of it, stating the town is right on track with the budget. Council had no questions.

Public comment was taken on this item.

Jerry Brady spoke on an additional funding opportunity through the national fuel gas tax fund. Councilmember Hiles called a point of order, stating this was not agendized for discussion at this time. Mr. Brady stated he would request an Executive Session again.

3.3. Preliminary Budget Discussion.

Town Manager, Yvonne Kimball gave an overview, asking for council's input on any special considerations to include in the budget. She reviewed the budget calendar; explained any uncertainties to be covered under contingency fund; goals for this budget include balanced with same level of service, adding a full- or part-time Public Works person.

There was discussion on the schedule; the elimination of the Strategic Community Partnership Grant program; Historical Society's request for museum rent; other agencies making proposals to Council if they have a request; trends in hiring; possible equipment to purchase for Public Works (dump truck); League of Cities and Town shared-revenue projection up by \$60k over last years.

Council tabled this agenda item to move to item 4.2 Conditional Use Permit for Mortimer's Family Farm due to a Mortimer Family health emergency that just occurred.

4. Special Session. Legal Action can be taken.

Council moved agenda item 4.2 up before agenda item 4.1 to accommodate the Mortimer's emergency.

4.2. Discussion and possible action on the renewal of the Conditional Use Permit for Mortimer's Family Farm. [CAARF Request by CM Wright]

Councilmember Wright gave an overview on the history of this issue and things that have come to light in the past year regarding this use permit and her concerns for cleanliness with the food handlers selling produce.

Councilmember Alen left the meeting at 3:24 p.m. due to a prior commitment.

Sharla Mortimer spoke to the Council regarding hand-washing stations, working with Town Staff and progress with installing restroom facilities.

There was discussion on how much time needed and what needed to be done to come into compliance (bathroom and handicap parking), in order to receive a Certificate of Occupancy.

Mayor Nolan recommended allowing staff to continue to manage this process administratively.

4.1. Discussion and direction on whether to pursue a Traffic Light at the intersection of Main Street and Highway 69.



TOWN OF DEWEY-HUMBOLDT
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HUMBOLDT, AZ 86329
Phone 928-632-8562 • Fax 928-632-7365

SEP 22 2014
Received *AM*

TOWN COUNCIL STUDY SESSION

July 2, 2013, 6:30 p.m. Town Council Meeting Chambers

Agenda Item # 8.1. Newtown Ave. trailhead proposal to Prescott National Forest (PNF).

To: Mayor and Town Council Members

From: Yvonne Kimball, Town Manager

Date submitted: June 27, 2013

Recommendation: Council review of the proposal and endorse the proposal; authorize the Mayor to sign the letter of endorsement to PNF

Summary:

At the March Council Work Session, the Town's OSAT committee approached the Council regarding the problem of very limited accessibility to Prescott National Forest trails located at the end of Newtown Ave.

In order to resolve the "no legal parking" by the trail gate situation, proposals of contacting two nearby vacant property owners to obtain permission for parking as well as seeking help from the Prescott National Forest office were discussed. Staff was directed to pursue those options.

The two property owners suggested by OSAT committee were contacted and both have responded. Neither was interested in allowing their properties to be used for public parking purposes (in exchange of property tax paid by the Town).

Meanwhile, OSAT Committee Chair and I met with Prescott National Forest office upon several attempts to speak to the right person in that office. Our meeting with the PNF Recreation Program Manager, Omero Torres, was productive. We went over the outline of the proposal with Mr. Torres. He offered some helpful considerations and suggested us putting our proposal in writing to his manager, Ms. Linda Jackson.

OSAT Chair and I completed the proposal and wanted the Council's review and your endorsement for this proposal. We thought an endorsement signed by the Mayor on behalf of the Town Council would be very appropriate.

It is my understanding that this project has received a wide-range of local support. OSAT Committee also devised a signature form to demonstrate local support. It is my plan to include the signed form, once signed, in the packet to PNF.

The OSAT committee worked hard on this proposal. I believe it is a project that will improve citizens' recreation opportunities in Town with a little investment. Knowing how complicated a process can be working with a federal agency, I do expect further discussion with PNF on this in the near future, hopefully to iron out details. I will not hesitate to ask the Council for support and help.

It is my sincere hope that the Town Council will endorse the proposal and PNF will respond to the Town's plea.

TOWN OF DEWEY-HUMBOLDT
TOWN COUNCIL
REGULAR MEETING MINUTES
TUESDAY, JULY 2, 2013, 6:30 P.M.

SEP 22 2014

Received *AM*

A REGULAR MEETING OF THE DEWEY-HUMBOLDT TOWN COUNCIL WAS HELD ON TUESDAY, JULY 2, 2013, AT TOWN HALL AT 2735 S. HIGHWAY 69, DEWEY-HUMBOLDT, ARIZONA. MAYOR TERRY NOLAN PRESIDED.

1. Call To Order. The meeting was called to order at 6:32PM.
2. Opening Ceremonies.
 - 2.1. Pledge of Allegiance. Made.
 - 2.2. Invocation. Given by Councilmember Nancy Wright.
3. Roll Call. Town Council Members Arlene Alen, Jack Hamilton, Mark McBrady, Sonya Williams-Rowe, Nancy Wright, Vice Mayor Dennis Repan, and Mayor Terry Nolan were present.
4. Announcements Regarding Current Events, Guests, Appointments, and Proclamations. Announcements of items brought to the attention of the Mayor not requiring legal action by the Council. Guest Presentations, Appointments, and Proclamations may require Council discussion and action.

Mayor Terry Nolan spoke on a memorial for the 19 firefighters killed and the paving work starting next week on Highway 169 from I-17 toward Highway 69.
5. Town Manager's Report. None.
6. Consent Agenda.
 - 6.1. Minutes. Minutes from the June 11, 2013 Work Session and June 18, 2013 Regular Meeting.

Councilmember Alen made a motion to approve the June 11, 2013 Work Session and June 18, 2013 Regular Meeting Minutes as presented, seconded by Vice Mayor Repan. The motion passed unanimously.
7. Comments from the Public (on non-agendized items only).

Jerry Brady spoke on a 1903 survey map he brought to the meeting; a gap on the survey showing an offset deviating 13 degrees east. He claimed the surveys were done as a fraud to sell a property multiple times; no accurate description of the Town requested and affected many functions of this Town.
8. Discussion Agenda – Unfinished Business. Discussion and Possible Action on any issue which was not concluded, was postponed, or was tabled during a prior meeting.
 - 8.1. Town Council review and endorsement of "Newtown Ave." Trailhead Development Proposal. Discussion and possible action on the proposal.

Town Manager Yvonne Kimball gave an overview to date on this project. Proposal put together by OSAT Chair Sandra Goodwin and Town Manager Kimball, with Chair Goodwin doing most of the work. OSAT will gather signatures from citizens declaring their support of this project. Councilmember Hamilton spoke in favor of the IGA, not purchasing land. Town should consider the traffic plan, put a base on the road as it becomes muddy. Chair Goodwin spoke to Council on this item, OSAT was told the hot shots would clear the trail but they will not be able to do this; possibly ask the community to help clear the trail.

Jerry Brady spoke on Forest Supervisor requesting community assistance for a trail survey; both trails are primitive walking trails primarily; he spoke on Green Gulch being a historically and archaeologically significant area.

Councilmember Hamilton made a motion to direct staff to proceed with the IGA agreement. Councilmember Wright amended the motion to change the wording of the letter, "The Council of the Town of Dewey-Humboldt believes this proposal represents the best interests of the Town...". Motion-maker accepted the amendment. The motion passed unanimously.

Denise Rogers spoke on modifying the agreement to properly state "Avenue", not "Road".

9. Discussion Agenda -- New Business. Discussion and Possible Action on matters not previously presented to the Council.

9.1. Illegal Lot Divisions issue and suggested solutions. Discussion and possible action on Planning and Zoning Commission recommendation.

Town Manager Kimball gave a brief overview. Community Development Coordinator, Warren Colvin, spoke on this issue and what Planning & Zoning recommends to Council. He reviewed problems caused by Illegal Lot Divisions, how they are brought into compliance and reviewed the materials in the packet. He noted that they are not changing code to give concessions to someone dividing illegally so people do it in the correct manner, penalty provisions are already in place. He spoke about Commissioner DeWitt meeting with Steve Mauk who met with the County Recorder to discuss how to handle this and a sign has been installed in the Recorder's office which appears to be helping; the June newsletter article explained the procedure; education is helpful in resolving this issue. He stated he recommends no code text change.

Councilmember Wright spoke on different types of illegal lot splits, asked about how to deal with the issue if the splits were done too small. Mr. Colvin stated that a buyer has legal rights as it is illegal to split land without Town's approval and illegal for the realtor to sell it; can review parcel division history.

Councilmember Hamilton asked about whether realtors in the area are aware of the legal responsibility. Mr. Colvin spoke on a current situation and tricks of the trade.

Councilmember McBrady spoke on creating hardships for property owners and about a process in a hardship case to resolve the issue; having a way to rectify the small number of properties. Mr. Colvin spoke on how he handled two recent issues, which is the way most jurisdictions handle it, there is legal recourse available to the buyer.

Councilmember Hamilton spoke in favor of following set procedure.

Councilmember Wright spoke about a list of illegally split properties that were grandfathered from that point forward.

Mr. Colvin stated most of the illegal splits appear to be the right size, just done without going through the proper process.

Jerry Brady spoke on addressing and different access to properties being a problem for CYFD; agencies going to GIS, MIS, GPS to identify properties, Town may find it helpful to do the same.

Vice Mayor Repan made a motion to accept the recommendation of the Planning & Zoning Commission, seconded by Councilmember Alen.

Len Marinaccio thanked Commissioner DeWitt for the sign at the Recorder's Office and spoke on land-locked parcels having an implied easement over the shortest distance

SEP 22 2014



TOWN OF DEWEY-HUMBOLDT
P.O. BOX 69
HUMBOLDT, AZ 86329
Phone 928-632-8562 • Fax 928-632-7365

Received

July 17, 2013

Ms. Linda Jackson
Prescott National Forest, Southwestern Region
344 S. Cortez Street
Prescott, AZ 86303

Subject: Dewey-Humboldt Town Council Endorsement of Town Proposal of a Trailhead Development at the End of Newtown Ave. Entering PNF trails 9419 and 9405

Ms. Jackson,

As you are aware, the Town of Dewey-Humboldt is interested in pursuing partnering with your office to develop a primitive trailhead/parking lot within the Prescott National Forest (PNF) area adjacent to its eastern boundary at the end of Newtown Ave. in Dewey-Humboldt (see exhibit A). Newtown Ave. is a 20 foot wide town owned public road way and ends into Prescott National Forest gates to existing trails 9419 and 9405.

The proposed trailhead would resolve the accessibility issue of PNF trails 9419 and 9405 and greatly encourage citizens' use of the trails.

The Town Council of Dewey-Humboldt believes that this proposal is devised to represent the best interest of the Town and hereby provides its endorsement for this project. The Town looks forward to partnering with the Prescott National Forest and moving forward to improve the accessibility of the PNF trails located adjacent to the town western boundary. Upon your review of the enclosed proposal, please feel free to contact Ms. Yvonne Kimball, the Town Manager, with any questions or comments.

Terry Nolan, Mayor
Town of Dewey-Humboldt

SEP 22 2014 *JMK*

Received

To:
Jim Gilsdorf (jgilsdorf@fs.fed.us);

...
Cc:

Yvonne Kimball;

...

Mr. Gilsdorf,

It was nice meeting you the other day at the Newtown access to the forest. I hope you understand the importance of moving the trail head that was requested down to the other location at Smoki Trail. I was impressed to see the lady who was with us at the time, doing a survey at Smoki yesterday.

We were there with the Fire Department looking at the location for the other proposal we are turning in for constructing a "Fire Break" for the town. They were ecstatic about the idea of us doing this. They have written a letter in support of this proposal. This is a very high risk area for them. They thought that having access and a turnaround at that area for their truck is a very good idea. We would like to include a letter of support for this project as well as a support for the trail head on Smoki from you it include in our proposals.

If you could get something to us before the date that these proposals have to be turned in we would appreciate it.

Thank you for your consideration on these projects. Looking for your letters of support.

Thank you,

Mayor, Terry Nolan

SEP 22 2014 *JM*

Received

Gilsdorf, James -FS <jgilsdorf@fs.fed.us>
Tue 4/8/2014 11:41 AM

Inbox

To:

Mayor Nolan;

...

Cc:

Yvonne Kimball;

Williams, Jason A -FS <jwilliams12@fs.fed.us>;

Kava, John A -FS <johnakava@fs.fed.us>;

Jackson, Linda L -FS <lljackson@fs.fed.us>;

May, Ann -FS <amay@fs.fed.us>;

Torres, Omero -FS <omerotorres@fs.fed.us>;

Gilsdorf, James -FS <jgilsdorf@fs.fed.us>;

...

Mayor Nolan, appreciate your input. Here is the process we will need to follow to move this forward. If funded, we will support conducting an analysis that evaluates both sites. This process solicits input from the public and rancher or other permittees and looks at all the environmental and social issues associated with the project. There is no guarantee on the outcome of this process so I am not making a decision or recommendation either way at this time. That will be determined at a later date. This process, once started, will take at least 6 months to complete.

Concerning the Smoki site, there are some serious issues associated with putting the trailhead in this location, slope and drainage being the two major problems, that will cost substantially more to construct and possibly maintain and could create some drainage problems for the adjacent landowner, access road and parking area. These problems will need to be evaluated further as we move through the process. We support partnering with the town to move forward with analyzing and evaluating the feasibility of establishing a trailhead in one of these locations. I will ask Jason to provide further information to complete your grant application for the analysis to be completed next year. Given the lateness in the year when RAC funds are allocated (normally April) I don't not think we can complete the analysis and construction in one fiscal year (by Sept) so I can only support the planning for Fiscal Year 2015. The forest will evaluate all the RAC submissions and provide one responsive letter to the RAC committee. Let me know if you have questions. Thanks Jim



TOWN OF DEWEY-HUMBOLDT
P.O. BOX 69
HUMBOLDT, AZ 86329
Phone 928-632-7362 • Fax 928-632-7365

Dewey-Humboldt

SEP 22 2014

Received

April 21, 2014

Dear Yavapai Resource Advisory Committee (RAC) and Ms. Debble Maneely:

Enclosed is the Town of Dewey-Humboldt grant application for constructing a firebreak project. Town Council fully support this application. We have received a great deal of positive feedback from the community and surrounding areas.

This project has also received much attention from Central Yavapai Fire District whose service area encompasses the Town of Dewey-Humboldt. A letter of endorsement from the Fire District is enclosed.

The Town's Data Universal Number System (DUNS) number is 01-933-4975. Thank you for your consideration. If you have any questions, please contact Yvonne Kimball, town manager, at 928-632-7362.

Sincerely,

Terry Nolan, Mayor
Dewey-Humboldt



TOWN OF DEWEY-HUMBOLDT
P.O. BOX 69
HUMBOLDT, AZ 86329
Phone 928-632-7362 • Fax 928-632-7365

SEP 22 2014

Received

April 22, 2014

Dear Yavapai Resource Advisory Committee (RAC) and Ms. Debbie Maneely:

Enclosed is the Town of Dewey-Humboldt grant application for a trailhead project. Town Council is fully supportive of this application. We have received a great deal of positive feedback from the community and surrounding areas. Under its Chairperson Ms. Sandra Goodwin's leadership, D-H Open Space and Trails Committee has invested countless hours on this project.

This project has also received much attention from the Prescott National Forest (PNF) staff since its inception in Spring 2013. The Town wishes to express our gratitude to PNF staff.

The Town's Data Universal Number System (DUNS) number is 01-933-4975. Thank you for your consideration. If you have any questions, please contact Yvonne Kimball, town manager, at 928-632-7362.

Sincerely,

A handwritten signature in cursive script, appearing to read "Terry Nolan".

Terry Nolan, Mayor
Dewey-Humboldt