

**TOWN COUNCIL OF DEWEY-HUMBOLDT  
REGULAR MEETING NOTICE**

**Tuesday, May 20, 2014, 6:30 P.M.**

**COUNCIL REGULAR MEETING  
2735 S. HWY 69**

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

**AGENDA AMENDED**

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. Recess Council Meeting and Convene Board of Adjustment Meeting.** Hearing and possible action.
  - 5.1. Public Hearing – Variance Request from the side yard setback requirements for property located at 9520 E. Newtown Avenue, Dewey, Arizona. The Board may act to adopt required findings and approve the variance application or it may deny the variance application.**
  - 5.2. Adjourn the Board of Adjustment meeting**
- 6. Reconvene in to the Regular Council Meeting.**
- 7. Town Manager’s Report.** Update on Current Events.
- 8. Consent Agenda.**
  - 8.1. Minutes.** Minutes from the April 15, 2014 Regular Council meeting.
- 9. 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.

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

**10.1. Spring 2014 Chip Overlay Project Bid Selection and Approval of a Contract with the Selected Contractor.** Discussion and possible action to select a contractor for the Spring 2014 Chip Overlay Project based upon the bids submitted in the Town’s Notice and Invitation for Bids or to reject all proposals and issues a new invitation for bids.

**10.2. Foothill Drive Drainage Project Bid Selection and Approval of a Contract with the Selected Contractor.** Discussion and possible action to select a contractor for the Foothill Dr. Drainage project based on the bids submitted in the Town’s Notice and Invitation for Bids or to reject all proposals and issues a new invitation for bids.

**10.3. Outback Road situation and next steps.** Council discussion with the town attorney following prior discussions and new discoveries; direction on how to proceed. [Continued from the February 18, 2014 meeting and the February 4, 2014 meeting discussions; original CAARF requested by CM Repan]

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

**11.1. Fiscal Year 2014-2015 Tentative Budget acknowledgement and adoption, review of future budget meeting and final adoption dates.**

**11.2. To accept an offer from the Arizona Office of Tourism to do a short Presentation and Q&A session for Council and public at a work study session.** [CAARF requested by VM Alen]

**11.3. Whether to acquire certain railroad property remaining in Dewey-Humboldt which is located in Section 23 T 13 N R1E totaling 2.85 acres through dedication.** [research generated by CM Hamilton CAARF and council direction given at December 17, 2013 meeting] council discussion and consultation with town attorney regarding finding, acquisition process and direct the next steps.

**11.4. Discussion and possible action regarding acquisition of property through donation for town park purposes and possibly to approve Resolution No. 14-110,** authorizing and directing the Town Manager and Town Attorney to obtain a legal description, preliminary title report and phase I environmental site assessment and take other necessary actions preparatory to acquisition of real property located in Dewey-Humboldt at 925 S. Wicklow Pl. on behalf of the Town and directing the Town Manager to present the above information to the Council for possible approval to proceed with the acquisition. The Council may, by majority vote, recess the regular meeting, hold an executive session, and then reconvene the regular meeting for discussion and possible action on this item.

**11.4.1. Recess into and hold an executive session** pursuant to A.R.S. § 38-431.03(A)(7)  
Discussions or consultations with designated representatives of the public body in order

to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property located at 925 S. Wicklow Place in Dewey-Humboldt.

#### **11.4.2. Reconvene into Regular Meeting.**

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### **THIS CONCLUDES THE LEGAL ACTION PORTION OF THE AGENDA.**

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**12. 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.

#### **13. Adjourn.**

##### **For Your Information:**

Next Town Council Meeting: Tuesday, June 3, 2014, at 6:30 p.m.

Next Planning & Zoning Meeting: Thursday, June 5, 2014, at 6:00 p.m.

Next Town Council Work Session: Tuesday, June 10, 2014, at 2:00 p.m.

If you would like to receive Town Council agendas via email, please sign up at [AgendaList@dhaz.gov](mailto: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.