

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

**Tuesday, June 3, 2014, 6:30 P.M.**

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

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

**AGENDA SUMMARY**

1. **Call To Order.** The meeting was called to order at 6:36 p.m. Mayor Nolan presided.
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; Vice Mayor Arlene Alen (absent at roll call); and Mayor Terry Nolan were present. Councilmember Nancy Wright was absent.
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 made a proclamation for D-Day (70 year anniversary).

**4.1. Volunteer of the Year Award and Certificate Presentations.**

Vice Mayor Alen arrived at 6:41 p.m.

Mayor Nolan presented the volunteers nominated for Volunteer of the Year Award with certificates (Treesha deFrance [not present], Bob Greene, Mike Nathe [not present], Jeff Spohn, Sandra Goodwin, Lydia Chapman [posthumously]). Tom Grimshaw was awarded the Volunteer of the Year award.

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

Town Manager Kimball announced the upcoming election. Town Clerk Morgan spoke on how many candidates had submitted nomination papers for the August 26<sup>th</sup> Primary Election (Mayor: Nolan and Repan; Council: Hamilton, McBrady, Treadway, Williams-Rowe).

**5.1. Council Budget Discussion Recap from June 3<sup>rd</sup> Budget Workshop meetings.**

Town Manager Kimball gave an update on the budget meeting which was just held earlier that day: Fund membership to WAC for \$2k; GPREP membership (full); IT will not fund for electronic devices for council; truck for Public Works up to \$25k; Community Outreach-DHHS Museum rent (\$7200), and Agua Fria Festival (\$5000). The next budget workshop will be held on June 17<sup>th</sup> at 2 p.m.

6. **Consent Agenda.**

**6.1. Minutes.** Minutes from the May 13, 2014 Work Session and May 14, 2014 Special Training Meeting.

Vice Mayor Alen made a motion to approve the consent agenda – Minutes from the May 13, 2014 Work Session and May 14, 2014 Special Training Meeting, seconded by Councilmember Hamilton. It was approved unanimously.

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

Jerry Brady spoke on the procedure for conveying government properties and surveying to convey ownership.

Glenda Piper spoke against accepting the Mangarella donation of land on Newtown Avenue.

Stanley Gorodenski spoke against the donation of Newtown property for a park and trailhead.

Al Moody spoke against accepting the donation as he felt it is a bribe.

Sandra Goodwin spoke on the location of the proposed trailhead being at the end of Newtown in Prescott National Forest, not at the property being donated.

Jerry Piper spoke on the complaints and judgments against the property for donation.

Jean Wampler spoke on stop signs and speed limit signs for the road and the citizens not being notified of this donation to speak for or against it.

Jack Hamilton responded to Jerry Piper's comment. He informed him of the appeals process if he feels he did not receive a fair hearing before the Board of Adjustment.

Woody Wampler spoke on Council spending money on the roads in the Blue Hills rather than a park.

Jerry Brady spoke in support of the donation and the park, explaining it has its own water source and the trailhead would be close but no lights or activities would typically occur in the evening.

Jean Wampler spoke on complainants filing complaints not being kept confidential.

**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. None.

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

**9.1. Yavapai County Sheriff's Office Public Safety Intergovernmental Agreement.**

Mayor Nolan explained Lt. Auvenshine and Mr. Field the County Attorney were in attendance for this agenda item.

Town Manager Kimball gave an overview explaining this IGA has been in the works for some time. The indemnification clause was the problem. This has since been worked out and staff is recommending the approval of the agreement.

Mr. Fields spoke on his interpretation of the indemnification clause conflict – previous clause was one-sided with the County holding that liability.

Lt. Auvenshine added that the sole liability clause in the previous contract was worked on this year to serve all interests on both sides of the contract.

Councilmember Hamilton made a motion to accept the Yavapai County Sheriff's Office Public Safety Intergovernmental Agreement (Version 4) as presented, seconded by Councilmember Repan. It was approved by a 6-1 vote in favor, Councilmember Wright voting against.

**9.2. Ordinance 14-106 Consolidated Election Assumption of Duties.**

Councilmember Repan made a motion to adopt the Ordinance 14-106 Consolidated Election Assumption of Duties, as presented, seconded by Councilmember Williams-Rowe. It was approved by a 6-1 vote in favor, Councilmember Wright voting against.

**9.3. Reinstate the Concept of "Community Non-Profit Program". [CAARF requested by VM Alen]**

Vice Mayor Alen spoke on modifying the D-H Community Partnership Program to meet best practices with current non-profits.

Vice Mayor Alen made a motion to approve putting the Dewey-Humboldt Community Partnership program into place starting in July 2014, putting the funding in place in January 2015 and determine the amount to fund it for at the June 17<sup>th</sup> budget workshop meeting, seconded by Councilmember McBrady.

There was discussion on the program and when the best time to fund it would be and who could apply.

Public comment was taken on this item.

Jerry Brady spoke on other private and corporate donors for non-profit assistance and the town not having a system in place when historic railroad equipment was available for purchase.

Town Manager Kimball asked for clarification on the motion and spoke her concerns for balancing the budget if additional monies are anticipated for funding this program. There was Council discussion on how to fund this program when the budget has been cut so lean; where the budget could still be cut (raises) to fund this program; if no funding is available then Council would just not fund the program; whether current non-profits receiving funding are checked to see if they are in good standing.

Public comment was taken on this item.

Jerry Brady spoke on Prescott Valley's successful use of assistance and grants (TTAGS), assistance with budget plans, Yavapai County designated as rural communities.

Town Manager Kimball spoke on an Accountability Contract with each contract with these non-profits with Council's review of these prior to issuance of grant funding.

A vote was taken on the motion, which passed with a 5-1 vote in favor, Councilmember Hamilton voting against.

**9.4. Discussion and possible action regarding acquisition of property through donation and possibly to approve Resolution No. 14-111**, 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 12938 E. Main Street (402-10-026A) 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.

Council discussed briefly whether they needed to go in to Executive Session.

Councilmember Repan made a motion to not go in to Executive Session. The mover withdrew his motion.

Councilmember Repan made a motion to go in to Executive Session, seconded by Councilmember McBrady. It was approved by a 6-0 vote in favor.

**9.4.1. 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 12938 E. Main Street in Dewey-Humboldt.

Council recessed into Executive Session at 8:21 p.m.

**9.4.2. Reconvene into Regular Meeting.**

Council reconvened into Regular session at 8:41 p.m.

Councilmember Hamilton made a motion to approve resolution 14-111, 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 12938 E. Main Street (402-10-026A) 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 motion was seconded by Vice Mayor Alen.

Public comment was taken on this item.

Jerry Brady spoke on inaccuracies with GIS/GPS how it might affect ownership of a property.

A vote was taken on the motion which passed by a 6-0 vote in favor.

**10. Public Hearing Agenda.** None.

**11. Comments from the Public.**

Jerry Brady spoke on development in this region and recommended Council do reasonable or prudent planning of where it wants D-H to be in 10 years.

**12. Adjourn.** The meeting was adjourned at 8:46 p.m.