

**TOWN OF DEWEY-HUMBOLDT  
TOWN COUNCIL  
REGULAR MEETING MINUTES  
TUESDAY, NOVEMBER 20, 2012, 6:30PM**

**A REGULAR SESSION OF THE DEWEY-HUMBOLDT TOWN COUNCIL WAS HELD ON TUESDAY, NOVEMBER 20, 2012, AT TOWN HALL AT 2735 S. HIGHWAY 69, DEWEY-HUMBOLDT, ARIZONA. VICE MAYOR DENNIS REPAN PRESIDED.**

1. **Call To Order.** The meeting was called to order at 6:30 p.m. Vice Mayor Dennis Repan presided.

2. **Opening Ceremonies.**

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

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

3. **Roll Call.** Town Council Members David Hiles, Mark McBrady, Denise Rogers, Nancy Wright; Vice Mayor Dennis Repan; and Mayor Terry Nolan (arrived telephonically at 7:00 p.m.) were present.

4. **Announcements Regarding Current Events, Guests, Appointments, and Proclamations.** None.

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

Town Manager Yvonne Kimball reported on the following: Progress of the December 10<sup>th</sup> retreat; Applications received for Council seat vacancy; gave a Thanksgiving/holiday wish and read a staff member's email regarding customer service.

6. **Consent Agenda.**

6.1. **Minutes.** Minutes from the November 6, 2012 Regular Meeting.

Councilmember Wright made a motion to approve the minutes as presented, seconded by Councilmember Hiles. Jerry Brady spoke from the audience stating, "corrections, point of order." A vote was taken on the motion which passed by a 5-0 vote, Mayor Nolan being absent.

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

Jerry Brady spoke on the Stafford Act; and on the November 6, 2012 approved minutes. Councilmember Hiles called a point of order as the comment related to an agenda item. Vice Mayor Repan explained that item 7 is for non-agendized items only and Mr. Brady was trying to discuss item 6.1, therefore it should not be discussed under item 7. Jerry Brady stated he was putting the Council on official notice that a request for action will be reported to the Attorney General's office. He requested a vote on this issue so that it may be recorded who substantiated this action, and that the public can raise a point of order.

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. **Ordinance 12-95 to Amend Town Code § 50.16 Disposition of Unnecessary Rights-of-Way.** Discussion and possible action.

Councilmember Wright asked to change the job position titles on page 10 (C) to Public Works Supervisor rather than "Director". Town Manager Kimball stated this would be done.

Councilmember Hiles made a motion to approve Ordinance 12-95, seconded by Councilmember Wright.

Public comment was taken on this item.

Jerry Brady spoke on confirming ownership of properties, having property surveyed prior to taking action on surplus ROW property, and problems with benchmarks in the town.

The motion was approved by a 5-0 vote in favor, Mayor Nolan being absent.

**8.2. Public Body Member Travel Policy.** Discussion and possible action.

Town Manager, Kimball reviewed changes made to the document from the last meeting direction, "4.2-last sentence changed from would to should benefit the town." There was discussion on whether the wording will include ongoing agency meetings. It was confirmed it will as those meetings are pre-authorized through appointment by Council.

Councilmember Wright made a motion to approve the procedure with the correction, seconded by Councilmember Hiles.

Public comment was taken on this item.

Jack Hamilton spoke on the verbiage not being precise to what was directed at the previous meeting, being too general, not specific.

Jerry Brady agreed with Mr. Hamilton. He spoke on the audit and the budget.

David Nystrom spoke in support of pre-approval requirement and recommended changing the wording to, "unless the travel expense is specifically noted in the budget...".

Councilmember Wright amended the motion to add specifically in front of approved, in Section 4.2, seconder Councilmember Hiles agreed to the amendment.

The motion was approved by a 5-0 vote in favor, Mayor Nolan being absent.

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

**9.1. Discussion and possible action to approve verbiage on one of the Centennial Monuments and placing it in the new pocket park before the end of the year.** [CAARF request from CM Wright for OSAT Chair Goodwin]

Councilmember Wright gave an overview on her request, recommending recognition be given to the OSAT committee, and town staff for their work and APS for their grant.

Sandra Goodwin, Chair of the OSAT Committee spoke on working on the issues, thanked the Council for their support of the park and finishing the park.

There was discussion on the wording on the plaque and how many words could go on the plaque. David Nystrom was asked for his input on this. He explained the recommendation was approximately 30 words on the plaque and approved of the placement of the plaque at this location. There was discussion on how to proceed; the structure for the plaque; timing for building the structure and placement of the plaque before the end of the centennial year; cost and where this money would come from in the budget.

Councilmember Rogers made a motion to begin the process of siting and building a monument for placement of a centennial plaque at the Butte Street Park. Councilmember amended the motion so no second was received, motion failed for lack of a second.

Councilmember Wright amended the motion to work with OSAT committee and staff on placement, cost and timeline of setting the monument, CM Rogers seconded the amended motion.

Mayor Nolan phoned into the meeting at 7:00 p.m. to attend telephonically.

Town Manager, Kimball spoke on bringing back options at the next meeting and the Council working on the verbiage at the next Council meeting. An inspection will need to be done on the monument structure. There was discussion on timing and the building of the structure. This agenda item will be on the December 4<sup>th</sup> meeting.

Public comment was taken on this item.

Jack Hamilton spoke on this needing to be a centennial monument. Yvonne Kimball responded the monument is a centennial monument but the centennial monument for the Humboldt Station is separate from the one being placed at the park.

Jerry Brady spoke on memorializing issues paramount in 1912 (State enabling act and AZ State Legislative, Judicial and Constitutional histories; reference “the most scandalous frauds in judicial history of the United States”).

Sandra Goodwin spoke in the committee being willing and able to help in this matter.

Jack Hamilton spoke on only talking about the centennial monument. CM Wright explained there are three centennial monuments with only one of those being approved for wording. Vice Mayor Repan agreed this is all for the centennial year.

Councilmember Hiles made a motion to approve placing one of the centennial monuments in the pocket park, seconded by CM McBrady. The motion passed unanimously.

A vote was taken on the previous motion, which was approved unanimously.

**10. Executive Session.** Upon a public majority vote of the members constituting a quorum, the **Council may hold an Executive Session that is not open to the public for the following purposes.** When the Executive Session ends, Council may act on any matter considered in this Agenda.

Councilmember Hiles made a motion to NOT go into Executive Session on this matter, seconded by Councilmember Wright. The motion was approved by a 5-1 vote in favor, Councilmember McBrady voting against.

Council moved to the next agenda item, 11.

**10.1. Call for Executive Session.** An executive session pursuant to A.R.S. § 38-431.03(A)(1) for discussion or consultation of the promotion of Cathy Jackson for the permanent, full-time Receptionist position.

**11. Return to Open Session.**

**11.1. Discussion and possible ratification of Cathy Jackson’s promotion to the permanent, full-time Receptionist position.**

Councilmember Hiles made a motion to ratify the promotion for Cathy Jackson to the permanent, full-time Receptionist position, seconded by Councilmember Rogers.

Town Manager Yvonne Kimball gave an overview on the reasons for this promotion; Ms. Jackson work ethic and by waiving her benefits it saves the town money, thereby allowing for seasonal help for Public Works.

Public comment was taken on this item.

Jerry Brady spoke in support of keeping this open to the public and legalities of going into Executive Session. Mayor Nolan spoke in support of Ms. Jackson's work.

A vote was taken and the motion passed by a unanimous vote.

**12. Public Hearing Agenda.** None.

**13. Comments from the Public.**

Jerry Brady spoke on the history of the Arizona State Flag.

Jack Hamilton apologized for misinterpreting Ms. Kimball's comments regarding the centennial monument.

Mayor Nolan wished everyone a happy Thanksgiving.

**14. Adjourn.**

The meeting was adjourned at 7:39 p.m.

---

Terry Nolan, Mayor

ATTEST:

---

Judy Morgan, Town Clerk