

**TOWN OF DEWEY-HUMBOLDT  
TOWN COUNCIL  
STUDY SESSION MINUTES  
FEBRUARY 9, 2016, 2:00 P.M.**

**A STUDY SESSION OF THE DEWEY-HUMBOLDT TOWN COUNCIL WAS HELD ON TUESDAY, FEBRUARY 9, 2016, AT TOWN HALL AT 2735 S. STATE ROUTE 69, DEWEY-HUMBOLDT, ARIZONA. MAYOR TERRY NOLAN PRESIDED.**

1. **Call To Order.** The meeting was called to order at 2:00 p.m. Mayor Nolan presided.
2. **Roll Call.** Town Council Members Arlene Alen, Jack Hamilton (absent at roll-call, arrived late at 2:14 p.m., Mark McBrady (absent at roll-call, arrived late at 2:10 p.m.), Dennis Repan, Nancy Wright; and Mayor Terry Nolan. Vice Mayor Treadway was absent.
3. **Study Session.** No legal action to be taken.

**3.1. Financial Statements Review (July 1 – December 31, 2015).**

Town Accountant Deni Thompson gave a report reviewing the financial statement with Council and answered questions. She also reviewed the Transition Privilege Tax numbers over the past period giving a summary of revenues year-to-date. Councilmember McBrady and Councilmember Hamilton arrived during this agenda item.

**3.2. Website redesign follow-up and possible direction to proceed with an agreement. [continued from 12/8/15 and 1/12/16 work sessions]**

Town Clerk Judy Morgan gave an overview of the website development proposal. Council gave direction to bring the CivicPlus contract to Council for approval at the February 16th meeting. Town Manager Kimball explained the Magistrate Court will share some of the cost for the website as well as the A/V system for the Council Chambers.

**3.3. Review animal codes (Dewey-Humboldt and Chino Valley) and get public input. Look at the results and then determine whether there is a need to establish an animal advisory committee.**

Community Planner/Code Officer Steven Brown was in attendance to answer questions. Council discussed a comparison done between Chino Valley and Dewey-Humboldt animal codes; animal designation of either farm or exotics; whether to allow swine (other than 4H) and, if so, determine appropriate acreage per animal; whether to address Sections 90 Penalty and 153 Zoning separately or together for best end-product; and how often these materials have been before the Council.

Councilmember Hamilton suggested the following changes: include swine, provide a definition for kennels, chapter 90 mandates rabies vaccines at 4 months, and remove the 72-hour limit before "killing".

Town Manager Kimball reiterated that the direction heard at this meeting was to provide clean copies of ordinances for amendments to Town Code Section 90 and 153 with changes - include peacocks as fowl, not exotics; swine to be included but determine appropriate density (research by staff); include pigs as farm animals; include the kennel definition submitted by P&Z. In a week put these draft versions on the home page as a link (by March 1st at latest). This will come back on the study session for March 8th. The January 12th agenda wording will be used for the agenda, as it is broad enough to cover the topic.

Council opened discussion to Public Comment:

Angela Teskey Peterson spoke to 4H education and care regarding pigs.

Debby Pomeroy spoke to definitions' purpose is to provide framework in which people can reside with their animals.

Patrick McGill spoke to Chino Valley's provisions on livestock number limitation vs. acreage. Household pet limitations not changing the farm animal limitations.

Victoria Wendt spoke to the need for a citizens' committee, as it could research further then Town Council is able to without time constraints.

There was further Council discussion regarding the comparison of Chino Valley's ordinance.

Debby Pomeroy spoke to the draft ordinance not having good language; taking Chino Valley's ordinance and tailoring it to fit the town's needs.

There was further Council Discussion.

More public comment was taken.

Debby Pomeroy spoke to the ordinances having been loose. The definitions were to give a framework to the community, not to be restrictive.

Patrick McGill spoke to agreeing to put both sections together for comparison with Chino Valley and send to the Planning & Zoning Commission.

Victoria Wendt spoke to the general ordinances and the Planning & Zoning ordinances going together, as they are part of a whole; take the time to get the language right.

Ulys Brooks spoke to still being here because it (ordinance) is not right yet.

Further Council discussion occurred.

Public comment was taken.

Debby Pomeroy spoke to an error in the language leaving the puppy inoculation deadline at three months instead of four months.

Angela Teskey Peterson spoke to Animal Control not supplying a rabies tag for a dog under 4 months of age.

Debby Pomeroy inquired of Council as to what the next steps of this process would be.

Mayor Nolan reiterated that Town Manager Kimball would combine the two ordinances into a cleaned-up version without redactions or markups; submit the same to the Town Attorney for review; and return the final draft to Council for review at the next work session in March. A draft (with limited legal review) would be made available for public review by March 1, 2016. This topic will return to the March 8, 2016, Work Session agenda with the same item language from the January 12, 2016, meeting.

**3.4. Directions on future clean-up programs: An Intergovernmental Agreement (IGA) with Prescott Valley for the annual clean-up event in May, an IGA with Prescott for Hazardous Waste in March; and Dewey-Humboldt's own clean-up program.**

Town Manager Kimball gave an overview of past D-H dump days and problematic issues that arose and avenues to avoid this.

Public Works Supervisor Hanks spoke to plans for a fall dump day with 3-4 dumpsters and enclosing the area with fencing to deter after-hours or inappropriate dumping. Supervisor Hanks recommended three weekdays from 7 a.m. to 6 p.m. with two staff manning the site and possible community service workers to assist.

Council agreed to move the Clean-up Day IGA with the Town of Prescott Valley forward to a regular meeting for approval. Council felt that the City of Prescott Household Hazardous Waste program was too expensive and are no longer interested in participating. Council discussed other options for disposal of pharmaceuticals. Council will move forward with determining costs to hold an annual "Dump Day" for Dewey-Humboldt (3-day event to be held September 7-9, 2016).

Town Manager Kimball summarized that she would advise the City of Prescott that D-H will not be participating in their Hazardous Waste event; submit to Council an IGA to participate with Prescott Valley's annual clean-up day in May; put out an RFP for a contractor (trash company) and fencing for the D-H fall dump day with location to be on Main Street, town property. Staff can put an article in the Newsletter to advise community members how to dispose of prescription drugs.

**3.5. Review, clarification and potential updating of Code 30.080 [Written Communications].** [CAARF requested by CM Alen]

Council discussed this issue and whether the code needs to be changed. Town Clerk Judy Morgan spoke on how this process works and has worked for her during her tenure. CM Alen stated she feels this is poorly written, non-specific code and will do some additional research and come back with something if she deems to.

**3.6. Modification of Town Code Section 30.105D through Council action, resolution and/or ordinance.** [CAARF requested by CM Repan]

Councilmember Repan gave his overview explaining that he feels there should be a cut-off date for CAARFs, such as no CAARFs should be added after the agenda-setting meeting. Council discussed the reasons for setting a procedure and considerations for variable to this procedure. Council consensus was to insert in 1st Paragraph (D) Exception: unless it is a time sensitive matter. Councilmember Repan was asked to submit another CAARF with that recommendation. Time sensitive definition is, if an item needs an answer before second council meeting, it can go on the next agenda after the cut-off date. Councilmember Repan to submit another CAARF with that wording.

**4. Special Session.** Legal action can be taken.

**4.1. Discussion of possible acquisition of "Old Bank Building" on Main Street (12925 E. Main Street, Humboldt, APN 402-10-018).** [CAARF requested by CM Alen] The Council may by majority vote, recess the regular meeting, hold an executive session, and then reconvene the work session for discussion and possible action on this item.

Councilmember Hamilton made a motion to go into Executive Session on this item, seconded by Councilmember Repan. It was approved unanimously.

**4.1.1. Recess into and hold an executive session** pursuant to A.R.S. Section 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 acquisition of real property located at 12925 E. Main Street in Dewey-Humboldt (APN 402-10-018).

Council recessed into executive session at 4:56 p.m.

**4.1.2. Reconvene into Open Session.**

Council reconvened into Open Session at 5:26 p.m. No further discussion was taken on 4.1.

**4.2. Whether to hold additional special session(s) this month.** This is an established agenda item for Council's discussion on whether to add an additional special study session and if so, to set the date.

Councilmember Repan made a motion to approve adding a Special Meeting on February 23, 2016, at 2:00 p.m., seconded by CM Hamilton. It was approved unanimously. Some items tentatively scheduled for the March 8, 2016, Work Session will be moved to this special meeting to allow more time for the animal code discussion at the March 8<sup>th</sup> work session.

**5. Adjourn.** The meeting was adjourned at 5:35 p.m.

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Terry Nolan, Mayor

ATTEST:

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Judy Morgan, CMC

Town Clerk