

**TOWN OF DEWEY-HUMBOLDT
TOWN COUNCIL
REGULAR MEETING MINUTES
JUNE 7, 2016, 6:30 P.M.**

A REGULAR MEETING OF THE DEWEY-HUMBOLDT TOWN COUNCIL WAS HELD ON TUESDAY, JUNE 7, 2016, AT TOWN HALL AT 2735 S. HIGHWAY 69, DEWEY-HUMBOLDT, ARIZONA. MAYOR TERRY NOLAN PRESIDED.

1. **Call To Order.** Meeting called to order at 6:37 p.m.
2. **Opening Ceremonies.**
 - 2.1. **Pledge of Allegiance.** Done
 - 2.2. **Invocation.** Given by Vice Mayor Treadway.
3. **Roll Call.** Town Council Members Arlene Alen, Jack Hamilton, Mark McBrady, Dennis Repan, Vice Mayor Doug Treadway; and Mayor Terry Nolan were present. Council Member Nancy Wright was absent.
4. **Announcements Regarding Current Events, Guests, Appointments, and Proclamations.**

Councilmember Alen announced a Horses with Heart Event (Happy Hearts Rodeo, June 28th from 5-6 PM at the Prescott Rodeo grounds) for special needs children.

 - 4.1. **Public Safety Quarterly Report – 1st Quarter 2016.**
 - 4.1.1. **Yavapai County Sheriff's Office report presented by Lt. Raiss.**

Lt. Raiss, Yavapai County Sheriff's Office, gave his presentation on the 1st quarter report. He answered questions on dogs running at large, impact of signal at Main Street and Highway 69 and stats for ticketing.
 - 4.1.2. **Central Yavapai Fire District report presented by Rick Chase.**

Rick Chase, Fire Chief for Central Arizona Fire and Medical Authority (previously Central Yavapai Fire District) gave his presentation and spoke on Stage 1 fire restrictions; Firewise; Highways 169/69 intersection is high accident location and now considered in Prescott Valley. Mr. Chase answered questions regarding directing traffic around accidents; increase accidents on 169 with construction; no status of Clint Wells fire.
 - 4.1.3. **Magistrate Court report presented by Judge Catherine Kelley.**

Judge Catherine Kelley answered an earlier question on DUIs; Memorial holiday citations and DUIs; YCSO's philosophy different from Prescott Valley Police. She reviewed Court budget numbers; Court Clerk training and responsibility levels. She answered questions on out of town versus local citations.
5. **Town Manager's Report.** Update on Current Events.

Town Manager Kimball announced a Firewise meeting Wednesday, June, 8, 2016, at 6:30 p.m. in Council Chambers. She spoke on the need for a 5-member board of volunteers and promoting the 90/10 grant for defensible space. The public can contact the fire department to sign up. Currently staff is doing a door to door promotion of the program with much support from fire agencies. She spoke on working with Lt. Raiss regarding the process to allow for fingerprinting of commission and committee member applicants.

5.1 University of Arizona Superfund Research Program Council update (first bi-annual update in 2016).

Dr. Raina Maier, Director of University of Arizona Superfund Research Program, was present to give an update on the program. She spoke on the 4 projects: Containment through revegetation; Airborne dust characterization and modeling; Garden roots and home gardening; Oral history and perceptions of mining. She spoke on the success of the revegetation program; commitment to D-H moving forward if needed. Mayor Nolan spoke on how long the process is taking (Superfund Site) and how it has affected some property values. Dr. Maier spoke on the town advocating for itself and needing to set up a community advisory board. Councilmember McBrady and Vice Mayor Treadway both offered to be part of this board.

Jerry Brady spoke on other Brownfield clean-up cases and where to get direct contact information; stated Council needs to develop remediation and redevelopment plan and provide it to the EPA so the remediation process can move forward.

Amy Timmons asked about the total clean up estimate. Dr. Maier explained that was not her expertise and to contact the EPA on those numbers.

Sandy Geiger thanked U of A for their report; reminded Council EPA was not present to answer EPA questions and only asking U of A project questions of Dr. Maier. She spoke on how long the damage has been there and it taking long to remediate.

6. Consent Agenda.

6.1. Minutes. Minutes from the April 19, 2016 Regular Council Meeting; May 3, 2016 Regular Council Meeting; and May 10, 2106 Work Session.

7. Comments from the Public (on non-agendized items only). None.

8. Discussion Agenda – Unfinished Business.

8.1. Organization funding requests for the FY 17 budget and Council consideration. Presentations by representatives of requesting organizations and possible Council direction.

8.1.1. Dewey Humboldt Historical Society requests for rent and Agua Fria Festival.

Dewey-Humboldt Historical Society Rep, David Nystrom spoke on the Agua Fria Festival profit and loss statement and plans for this year. They are asking for a \$2k grant/sponsorship and explained Council can sponsor the event without having to be a part of the festival. Mr. Nystrom spoke on asking every year for grant/sponsorship money for the Festival as the profits are used to grow the museum; his commitment is to keep the festival on Main Street.

8.1.2. Meals on Wheels request.

Virginia Tallent, Board of Director of Mayer Area Meals on Wheels, gave an overview of their program providing grids showing meals served last year. NACOG provides 60% of the program funding and the rest is achieved through fund-raising, sponsorship and donations. 2958 meals were delivered in the D-H area in the past 11 months. Ms. Tallent requested the Town's support for their program.

Jerry Brady spoke that Yavapai County is one of the wealthiest counties, but has the highest rate of poverty and unemployment. Mr. Brady sees the need for this program and supports it.

8.1.3. Dewey-Humboldt Activity Center request.

Mayor Nolan explained that there was not a representative from the Activity Center to

make a presentation for their funding request. Town Manager Kimball spoke to this being a two-part item and that she was looking for direction to finalize the figures for Council presentation to finalize the 2016-2017 budget. Town Manager Kimball confirmed the request made by Dewey-Humboldt Historical Society requesting \$8,400 for rent and \$2,000 for the Agua Fria Festival. There was Council consensus to postpone this discussion or any decisions until the next budget meeting.

8.2. Resolution 16-121 repealing Resolution 10-74 adopting FY2011-2021 Capital Improvement Plan.

Councilmember Hamilton made a motion to approve item 8.2 Resolution 16-121 repealing Resolution 10-74 adopting FY2011-2021 Capital Improvement Plan, seconded by Councilmember Alen. The motion was approved unanimously.

9. Discussion Agenda – New Business.

9.1. Community Development Block Grant (CDBG) – Council Award Contract.

Public Works Supervisor Ed Hanks gave an overview of the CDBG status and indicated the construction portion of the contract is ready for award. Earth Resources, Inc. was the lowest responsible bidder. Mr. Hanks clarified that a previous discussion regarding sidewalk near the school is covered in this contract. Councilmember Repan made a motion to approve the Dewey-Humboldt Road Improvement CDBG grant 117-16/118-16 to Earth Resources Corp. in the amount of \$251,542.40, motion seconded by Vice Mayor Treadway. The motion passed unanimously.

9.2. Fingerprinting authorization Ordinance 16-130 (Authorization of Fingerprinting in order for staff to apply for such access with DPS and FBI).

Mayor Nolan expressed that it is difficult to find volunteers without the addition of a fingerprint requirement for a criminal check. There was Council discussion regarding the necessity of this requirement. Town Manager Kimball gave an overview of the standard background check currently used for staff and the fingerprinting being a separate issue. The ordinance would give the Town authority to apply to conduct fingerprinting. The Sherriff Department does not actually want to be involved, but would possibly temporarily help until Town Staff is trained in the procedure. There was further Council discussion regarding the validity of the need for this additional procedure. Mayor Nolan made a motion to extend this meeting a half hour, seconded by Councilmember Repan. the motion passed unanimously. There was further extensive Council discussion resulting in Council consensus that the standard background check would be sufficient for staff and volunteers. Councilmember Alen made a motion to not approve Ordinance 16-130 and to amend the original Ordinance 16-127 to remove "including fingerprinting" wording, seconded by Councilmember Repan. The motion passed unanimously.

Amy Timmons inquired if a background check was necessary when a Google search could be done.

Victoria Wendt spoke to staff not having authority to do fingerprints and it not being necessary in D-H.

Ulys Brooks spoke on when he was fingerprinted and law enforcement normally doing this with prints going to the FBI.

Amy Timmons asked who will pay this procedure.

David Nystrom was in favor of standard background checks as they are public information, but avoid fingerprinting.

Jerry Brady spoke to his credentials with previous government positions and indicated that government fingerprint files are a mess. Mr. Brady recommended that if the local Sheriff does not want to be involved with the process than the Town should not either.

Jerry Brady spoke of a situation where these types of records were compromised.

9.3. Reinstatement of an official Board of Adjustment for the Town of Dewey-Humboldt.

[CAARF requested by CM Alen]

Councilmember Alen spoke of the need to have an official Board of Adjustment separate from the Council. There was Council Discussion regarding the number of members; training requirements; and if there is any current backlog. Town Manager Kimball indicated there are no Board of Adjustment issues pending. Councilmember Alen made a motion to approve the reinstatement of an official Board of Adjustment for the Town of Dewey-Humboldt and sending the back end of this to a work session to develop the mechanism to do so, seconded by Councilmember Repan. Councilmember McBrady spoke to a problem with appointing a board and training them when these situations arise very rarely. The motion was approved by a 4-1 vote, with Councilmember McBrady voting against.

9.4. Permission for Mayor to speak before a Realtor Group. [CAARF requested by Mayor Nolan]

Mayor Nolan gave an overview of the request received from a local realtors group doing home tours and requesting the Mayor to speak on the D-H area. Councilmember Repan asked if there were other qualified Council Members to speak. Councilmember Repan and Councilmember Alen stated that they were qualified and spoke to the invitation being to the Council, not just the Mayor. There was Council discussion on extending the meeting to cover all agenda items. Mayor Nolan made a motion to extend the meeting, Councilmember Repan seconded. The motion passed unanimously. Mayor Nolan made a motion for permission for the Mayor to speak before a Realtor Group. Vice Mayor Treadway seconded the motion. There was further Council discussion regarding who would be the best speaking candidate. Mayor Nolan called for a vote on the motion, the motion passed by a 3-2 vote with Councilmember Repan and Councilmember Alen voting against.

Amy Timmons recommended Mayor Nolan and David Nystrom of DHHS attend.

Jerry Brady spoke on referring to the Mayor's prescribed duties as outlined by the Arizona Constitution.

9.5. To Allow County Assessor, Ms. Pearsall, to address Council about Property Taxes.

[CAARF requested by Mayor Nolan]

Mayor Nolan gave an overview of his CAARF requesting that Ms. Pearsall, County Assessor, be allowed to come and speak to the Council regarding benefits to qualified citizens. Councilmember McBrady felt it was a good idea to allow the Assessor to speak at a meeting allowing citizens to have questions related to property taxes answered. Councilmember McBrady made a motion to approve County Assessor, Ms. Pearsall, to address Council about Property Taxes, seconded by Mayor Nolan. The motion passed unanimously.

9.6. Discussion of possible action regarding acquisition of Museum Building property located at 12925 E. Main St. [CAARF requested by Mayor Nolan] and [CAARF requested by CM Alen]

Mayor Nolan acknowledged that the owner of the property, Pastor Steve Lain of Gateway Baptist Church, was present and asked him to come forth for comment. Vice Mayor Treadway inquired as to the asking price on the building. Councilmember Repan asked if

the current situation with the Museum building put burden on the church. Councilmember Repan asked if the church is under pressure in their new position. Councilmember McBrady inquired of Pastor Lain to provide their current asking price on paper to be considered during Executive Session.

Pastor Lain gave an overview of the history of Gateway Baptist Church. They acquired the building in 1999, however, moved on to a larger building. The Main Street building has been for sale two years. Pastor Lain spoke to the former church building be a benefit to the town, an anchor building. The building was advertised for \$175,000. They are aware that an appraisal was obtained by the Town, but are unable to have access to said appraisal. Pastor Lain answered questions regarding the church's present position in their current building. The church needs to purchase their new location by November or risk losing their lease equity at that time.

Amy Timmons inquired as to why the church was denied access to the Town's appraisal.

David Nystrom, President of the Dewey-Humboldt Historical Society, spoke to the history of the building and that it is more than brick and mortar, probably the most important building in the Town's history.

Jerry Brady recommended establishing a procedure for a lease-purchase of the building, following standards set by the governor and state legislature.

Mayor Nolan made a motion for Council to move into Executive Session, seconded by Councilmember Repan. The motion passed by a 5-1 vote with Councilmember Hamilton voting against. Council recessed at 10:47 p.m.

9.6.1. 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 St., Dewey-Humboldt (APN 402-10-018)

Council recessed into Executive Session at 10:49 p.m.

9.6.2. Reconvene into Open Session.

Council reconvened into Open Session at 11:44 p.m. No discussion or action taken on this item in open session.

10. Public Hearing Agenda. None

11. Adjourn. The meeting adjourned at 11:44 p.m.

Terry Nolan, Mayor

ATTEST:

Judy Morgan, Town Clerk