

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

Tuesday, March 19, 2013, 6:30 P.M.

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

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

AGENDA

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 Arlene Alen, David Hiles, Mark McBrady, Denise Rogers, Nancy Wright; Vice Mayor Dennis Repan; 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.

4.1. Presentation of Certificate of Appreciation to Bob Bowman for his work on the Planning and Zoning Commission and other committees and boards.

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

6. Consent Agenda.

6.1. Minutes. Minutes from the March 5, 2013 Regular Council meeting.

7. 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.

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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. Appoint “Volunteer of the Year” selection committee. Discussion and possible action.

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

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9.1. Canvass of the Primary Election Results. Acceptance of the Canvass of results from Yavapai County Elections Department.

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9.2. Councilmember David Hiles’ resignation and consideration of initiating the process for filling the vacancy. Discussion and possible action.

9.3. Discussion and possible action or direction to staff related to the possible purchase or lease of property for Town Hall, including the real property located at 2735 South Highway 69, Dewey-Humboldt, Arizona and other potential locations within the Town boundaries. 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.

9.2.1 Recess into and hold an executive session pursuant to A.R.S. § 38-431.03(A)(3) for discussion or consultation for legal advice with the Town Attorney regarding purchase or lease of property for use as Town Hall and pursuant to A.R.S. § 38-431.03(A)(7) for discussions or consultations with designated representatives of the Town in order to consider its position and instruct its representatives regarding negotiations for the possible purchase or lease of real property located at 2735 South Highway 69, Dewey-Humboldt, Arizona or for other real property located within the Town boundaries.

9.2.2. Reconvene Regular Meeting.

10. Public Hearing Agenda.

THIS CONCLUDES THE LEGAL ACTION PORTION OF THE AGENDA.

11. 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.

12. Adjourn.

For Your Information:

Next Town Council Meeting: Tuesday, April 2, 2013, at 6:30 p.m.

Next Planning & Zoning Meeting: Thursday, April 4, 2013, at 6:00 p.m.

Next Town Council Work Session: Tuesday, April 9, 2013, at 2:00 p.m.

If you would like to receive Town Council agendas via email, please sign up at 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 _____, 2013, 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.

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**TOWN OF DEWEY-HUMBOLDT
TOWN COUNCIL
REGULAR MEETING MINUTES
TUESDAY, MARCH 5, 2013, 6:30PM**

A REGULAR SESSION OF THE DEWEY-HUMBOLDT TOWN COUNCIL WAS HELD ON TUESDAY, MARCH 5, 2013, AT TOWN HALL AT 2735 S. HIGHWAY 69, DEWEY-HUMBOLDT, ARIZONA. MAYOR TERRY NOLAN PRESIDED.

1. **Call To Order.** The meeting was called to order at 6:30 p.m.
2. **Opening Ceremonies.**
 - 2.1. **Pledge of Allegiance.** Led by Bob Greene.
 - 2.2. **Invocation.** Given by Councilmember Nancy Wright.
3. **Roll Call.** Town Council Members Arlene Alen, David Hiles, Mark McBrady, Denise Rogers, Nancy Wright; Vice Mayor Dennis Repan; and Mayor Terry Nolan were present.
4. **Announcements Regarding Current Events, Guests, Appointments, and Proclamations.**

Mayor Nolan thanked everyone for attending Councilmember Roger's memorial service for her mother.

4.1. EPA visit and update regarding the Superfund sites.

Jeff Dhont, EPA Project Manager for Iron King Mine and Humboldt Smelter Superfund Site gave a PowerPoint presentation on the history of the mine and smelter, and the testing and cleanup conducted to-date. There was discussion on remediation, progress and goals. He answered questions asked by Council and the public.

Public comment was taken on this item.

Garry Rogers asked about sampling and voiced his concerns about arsenic contamination.

Jerry Brady spoke on historic studies done at these sites and his recommendation to review those studies.

Sandy Geiger asked about other contaminants besides arsenic and lead; coordinating with University of Arizona on their result; asked if anything EPA needed from Council or the community.

Jeff Dhont responded to question and explained EPA still needs the support of the community for the long-run clean-up and as a conduit for good communication.

Members of the Garden Roots project were in attendance and introduced. Rayna Mayer spoke on looking into exposure of children to arsenic.

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

None.

6. **Consent Agenda.**

6.1. Minutes. Minutes from the February 12, 2013 Work Session and February 19, 2013 Regular Meeting.

Vice Mayor Repan made a motion to approve the minutes from the February 12, 2013 Work Session and February 19, 2013 Regular meeting as presented, seconded by

Mayor Nolan. It was approved unanimously.

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

Bob Greene spoke on Councilmember McBrady, recommended he resign and stated he would be obtaining a recall petition in the morning.

Jerry Brady spoke on the Law Library in Prescott having much information on this area (mining) and on having NAU do a study on this.

8. Discussion Agenda – Unfinished Business.

None.

9. Discussion Agenda – New Business.

9.1. Town Prosecutor Contract. Discussion and possible action to approve a contract with Carrie A. Montavon, PLLC for prosecutorial services.

Town Manager, Yvonne Kimball gave an overview, explaining the contract has expired but Ms. Montavon has continued to work with the town and has kept the same rate. Staff recommended accepting the contract.

Town Attorney, Phyllis Smiley spoke on those areas of the contract which were revised, but it being basically the same contract.

Vice Mayor Repan made a motion to approve and accept the contract with Carrie A. Montavon, PLLC for prosecutorial services, as presented, seconded by Councilmember Hiles. It was approved unanimously.

9.2. Letter to ADOT in support of keeping the widening of S.R. 89 from Chino Valley to Deep Well Ranch Rd. in ADOT's 5-year plan. Discussion and possible action to approve sending a letter to ADOT in support of the retention of the widening in ADOT's 5-year plan. [CAARF requested by Mayor Nolan]

Mayor Nolan gave an overview and explanation for support. There was discussion.

Vice Mayor Repan made a motion to approve sending a letter of support for this project, seconded by Councilmember McBrady.

Public comment was taken on this item.

David Nystrom spoke on the town supporting this by having a member of the Council on the CYMPO Executive Board.

Bart Brush spoke against the letter of support and expressed his concerns for overspending.

Jerry Brady spoke on a Supreme Court ruling regarding government officials.

A vote was taken on the motion, which passed by a 4-3 vote in favor, Councilmembers Hiles, Rogers and Wright voting against.

9.3. Town Hall Facilities Options. Discussion only of the Town's options. [CAARF requested by VM Repan]

At 8:08 p.m. Councilmember McBrady recused himself from the discussion and stepped down from the dais.

Vice Mayor Repan spoke on his request to follow-up on Council's earlier direction to staff to obtain an appraisal for Humboldt Station and concerns why the process had not

progressed. He read his statement regarding Councilmember Mark McBrady, the Town's landlord, and his business problems, and how it affects the town and citizens' opinion.

Mr. McBrady's agent, Mr. Frederickson, spoke on efforts to restructure McBrady's businesses.

Public comment was taken on this item.

Jack Hamilton asked about the timeframe to resolve this issue.

Jerry Brady spoke on the trustee sale and how it relates to an economic and development plan.

9.4. Discussion and possible action or direction to staff related to the Notice of Trustee's Sale for property owned by Humboldt Station, Inc. (Parcel Nos. 402-08-079B and 402-090-024F), including possible purchase or lease. 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.

Vice Mayor Repan made a motion to go into executive session on this item, seconded by Councilmember Alen. It was approved by a 6-0 vote in favor, Councilmember McBrady being recused from the vote. Council (excluding CM McBrady) went into executive session at 8:18 p.m.

9.4.1. Recess into and hold an executive session pursuant to A.R.S. § 38-431.03(A)(3) for discussion or consultation for legal advice with the Town Attorney regarding to the Notice of Trustee's Sale for property owned by Humboldt Station, Inc. located at 2735 South Highway 69, Dewey-Humboldt, Arizona, including financing options, and pursuant to A.R.S. § 38-431.03(A)(7) for discussions or consultations with designated representatives of the Town in order to consider its position and instruct its representatives regarding the possible purchase or lease of real property located at 2735 South Highway 69, Dewey-Humboldt, Arizona.

9.4.2. Reconvene Regular Meeting.

Council reconvened into Open Session at 9:41 p.m.

9.5. Discussion and possible action to approve a settlement agreement in the matter of Price v. Town of Dewey-Humboldt. 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.

Councilmember Hiles recused himself from this agenda item. Councilmember McBrady was still recused from this meeting.

Mayor Nolan made a motion to go into executive session on this item, seconded by Councilmember Wright. It was approved by a 5-0 vote in favor, Councilmembers Hiles and McBrady being recused from the vote. Council (excluding Councilmembers Hiles and McBrady) went into executive session at 9:43 p.m.

9.5.1. Recess into and hold an executive session pursuant to A.R.S. § 38-431.03(A)(4) for discussion or consultation with the Town Attorney in order to consider its position and instruct the Town Attorney regarding the Town's position in settlement discussions conducted in order to resolve litigation in the matter of Price v. Town of Dewey-Humboldt.

9.5.2. Reconvene Regular Meeting.

Council reconvened into Open Session at 9:51 p.m.

Vice Mayor Repan made a motion to accept the settlement agreement as presented, seconded by Councilmember Wright. It was approved by a 5-0 vote in favor, Councilmembers Hiles and McBrady being recused from the vote.

10. Public Hearing Agenda. None.

11. Comments from the Public.

Jerry Brady spoke on an event at Arcosanti regarding the Economic Development Plan and realignment process at Cordes Junction. He stated he would make a records request for the settlement agreement.

12. Adjourn.

The meeting was adjourned at 9:54 p.m.

Terry Nolan, Mayor

ATTEST:

Judy Morgan, Town Clerk



TOWN OF DEWEY-HUMBOLDT
P.O. BOX 69
HUMBOLDT, AZ 86329
Phone 928-632-8562 ▪ Fax 928-632-7365

TOWN COUNCIL REGULAR MEETING
March 19, 2013 – 6:30 p.m. Town Council Meeting Chambers

Agenda Item # 8.1.

To: Mayor and Town Council Members
From: Yvonne Kimball, Town Manager

Date submitted: March 12, 2013

Agenda Item: 8.1. Appoint “Volunteer of the Year” selection committee. Discussion and possible action.

Recommended action: Appoint members to the selection committee.

Summary:

At the Council retreat on December 10, 2012, Council decided to hold a “Volunteer of the Year” event to encourage citizens to participate through volunteerism. On January 8, 2013, Council again looked at how to do this. Council decided that the volunteer should live in Dewey-Humboldt and the volunteer efforts benefit the citizens of Dewey-Humboldt. It was decided this item will come back to council after additional announcements in the newsletter and then appointing a committee in spring with a deadline to nominate in April and the final selection in April / May. A community wide celebration event will occur on a weekend in May / June prior to seating the new council (June 4, 2013).

To recap the timeline for the “Volunteer of the Year” program:

Dec. 10, 2012	Council initiation of the program
Jan. 8, 2013	Council discussion of the program
Feb., March and April, 2013	Town newsletter announcements
March 19, 2013	Selection Committee appointment
April 12, 2013	Volunteer of the Year nomination due
April 16 / May 6, 2013	Selection due to Council for ratification
May 11, 18, June 1, 2013	a Saturday community event to honor the first Volunteer of the year

It is the Council’s decision on how to establish the Selection Committee. The Council can fulfill the responsibility of the Selection Committee.

Call for Nomination

Dewey-Humboldt Volunteer of the Year

Volunteers are greatly appreciated by the Town of Dewey-Humboldt's Town Council. To show their appreciation, the Town Council has established the "Volunteer of the Year" program where they will select one distinguished individual from our wonderful volunteers who has performed outstanding work for the community of Dewey-Humboldt in the year of 2012 and before.

Who is eligible?

The nomination is open to all Dewey-Humboldt residents who have volunteered in 2012 or before. Nominees need to have been volunteers for organizations that directly benefit the citizens of the Town of Dewey-Humboldt; the organization can be the Town Council, Town boards / commissions /committees, including the Planning and Zoning Commission, Open Space and Trail Committee, (past) Board of Adjustment, (past) Environmental Issue Advisory Committee, (past) Clean Town Committee, and (past) Groundwater Resource Advisory Committee. Volunteers for the Town's Activity Center, the Town Library, the Historical Society, Humboldt Elementary School and other agencies that have programs benefiting the citizens of the Town of Dewey-Humboldt are also eligible.

Nomination Process

The process is simple. Nominations can be written on a piece of paper and submitted to Cathy Jackson at the Town office by 5 pm Friday, April 12, 2013. Only one nomination per paper please.

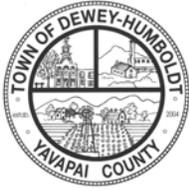
On the nomination paper, please state the nominee's name (who you are nominating), volunteer organization (where the nominee volunteered at in 2012 or before), and describe why you believe the individual should be nominated, such as how his/her efforts volunteering in the specific organization have made a profound difference in citizens' lives. Nomination papers can be dropped off at town office as mentioned, or submitted via email to DeweyHumboldt@dhaz.gov or faxed via 632-7365.

Honoree Selection

The Town Council will either form a Selection Committee or fulfill the role of the Selection Committee. Nominees will be judged on their outstanding services to the citizens of Dewey-Humboldt.

The Honoree of the "Volunteer of the Year" Award will be recognized at a May/June council meeting and a spring community event to be held in May or June also.

This is a wonderful way for the Town to express its sincere appreciation for our volunteers and also a great opportunity for volunteers to inspire others through your stories. The Town needs your help to make this happen. If you know anyone who volunteers in the community, please let the Town know how he/she is doing a great job by nominating him/her. Keep those nomination papers coming in! Kindly contact the Town Manager if you have any question.



TOWN OF DEWEY-HUMBOLDT
P.O. BOX 69
HUMBOLDT, AZ 86329
Phone 928-632-8562 ▪ Fax 928-632-7365

TOWN COUNCIL REGULAR MEETING
March 19, 2013 – 6:30 pm Town Council Meeting Chambers

Agenda Item # 9.1

To: Mayor and Town Council-members

From: Judy Morgan, Town Clerk

Date submitted: March 11, 2013

Agenda Item: Canvass of the Primary Election Results. Acceptance of the Canvass of results from the Yavapai County Elections Department (YCED).

Recommended Action: Accept the YCED Canvass.

Summary:

State Statute requires the Canvass of the March 12, 2013, Primary Election be formally accepted by the Town Council in order to be recognized as “Official Results.”

The Election results in the form of the Canvass are attached.

S:\2013 Town Meetings\2013 Town Council Meetings\Council Regular Meetings\March 19 2013\6-3 CC Election Canvass.doc

OFFICIAL CANVASS
 FOR THE MARCH 12, 2013,
 PRIMARY ELECTION
 TOWN OF DEWEY-HUMBOLDT

OFFICIAL RESULTS – MAIL BALLOTS

REGISTERED VOTERS 2394 – TOTAL BALLOTS CAST- 889 37.1%

NUMBER OF PRECINCTS 2
 PRECINCTS REPORTING 2 100.0%

PRECINCTS: A – 33-05 B – 108-04
 BALLOTS CAST IN EACH PRECINCT 481 408
 BALLOTS REJECTED-7

MAYOR

VOTE FOR 1

	<u>TOTAL</u>	<u>A – 33-05</u>	<u>B – 108-04</u>
BERRY, CHRIS	(78)	38	40
NOLAN, TERRY	(530)	293	237
NYSTROM, DAVID	(270)	142	128
WRITE-IN VOTES	(3)	2	1

COUNCIL 4-YEAR TERM

VOTE FOR 3

	<u>TOTAL</u>	<u>A – 33-05</u>	<u>B – 108-04</u>
ALEN, ARLENE	(514)	269	245
REPAN, DENNIS	(520)	257	263
WRIGHT, NANCY	(541)	286	255
WRITE-IN VOTES	(37)	21	16

COUNCIL 2-YEAR TERM

VOTE FOR 1

	<u>TOTAL</u>	<u>A – 33-05</u>	<u>B – 108-04</u>
HAMILTON, JACK	(593)	318	275
WRITE-IN VOTES	(16)	14	2

Elections
Lynn A. Constabile
Elections Director
928 771-3250
928 771-3446 (Fax)

Yavapai County Recorder
Leslie M. Hoffman
County Recorder
1015 Fair Street-Room 228
Prescott, Arizona 86305
928-771-3244
928-771-3258 (Fax)

Voter Registration
Janine Hanna
Registrar of Voters
928-771-3248
928-771-3446 (Fax)



CERTIFICATION OF ELECTION RESULTS

For the

TOWN OF DEWEY-HUMBOLDT PRIMARY ELECTION

MARCH 12, 2013

YAVAPAI COUNTY, ARIZONA

We, Leslie M. Hoffman, Yavapai County Recorder, and Lynn A. Constabile, Yavapai County Elections Director, hereby certify that the attached foregoing vote results contains a full, true, and correct copy of the vote tabulations for the March 12, 2013, Town of Dewey-Humboldt Primary Election.

Dated this 13th day of March, 2013

A handwritten signature in cursive script, appearing to read 'Leslie M. Hoffman', written over a horizontal line.

Leslie M. Hoffman, County Recorder

A handwritten signature in cursive script, appearing to read 'Lynn A. Constabile', written over a horizontal line.

Lynn A. Constabile, Elections Director

Election Summary Report

March 12 2013

Summary For Town of Dewey-Humboldt, All Counters, All Races

UNOFFICIAL FINAL RESULTS

Date:03/14/13

Time:11:56:51

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Registered Voters 2394 - Cards Cast 889 37.13%

Num. Report Precinct 2 - Num. Reporting 2 100.00%

Dewey-Humboldt Mayor		
	Total	
Number of Precincts	2	
Precincts Reporting	2 100.0 %	
Vote For	1	
Times Counted	889/2394 37.1 %	
Total Votes	881	
BERRY, CHRIS	78	8.85%
NOLAN, TERRY	530	60.16%
NYSTROM, DAVID	270	30.65%
Write-in Votes	3	0.34%

Dewey-Humboldt Council - 4 Yr Term		
	Total	
Number of Precincts	2	
Precincts Reporting	2 100.0 %	
Vote For	3	
Times Counted	889/2394 37.1 %	
Total Votes	1612	
ALEN, ARLENE	514	31.89%
REPAN, DENNIS	520	32.26%
WRIGHT, NANCY	541	33.56%
Write-in Votes	37	2.30%

Dewey-Humboldt Council - 2 Yr Term		
	Total	
Number of Precincts	2	
Precincts Reporting	2 100.0 %	
Vote For	1	
Times Counted	889/2394 37.1 %	
Total Votes	609	
HAMILTON, JACK	593	97.37%
Write-in Votes	16	2.63%

Statement of Votes Cast

March 12 2013

SOVC For Town of Dewey-Humboldt, All Counters, All Races

UNOFFICIAL FINAL RESULTS

Date:03/14/13

Time:12:01:46

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	TURN OUT		
	Reg. Voters	Cards Cast	% Turnout
Jurisdiction Wide			
Dewey-Humboldt A - 33-05			
Polling	1450	0	0.00%
Mail Ballots	1450	481	33.17%
Total	1450	481	33.17%
Dewey-Humboldt B - 108-04			
Polling	944	0	0.00%
Mail Ballots	944	408	43.22%
Total	944	408	43.22%
Total			
Polling	2394	0	0.00%
Mail Ballots	2394	889	37.13%
Total	2394	889	37.13%

Statement of Votes Cast

March 12 2013

Date:03/14/13

Time:12:01:46

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SOVC For Town of Dewey-Humboldt, All Counters, All Races

UNOFFICIAL FINAL RESULTS

Dewey-Humboldt Mayor

	Reg. Voters	Vote For	Times Counted	Total Votes	BERRY, CHRIS		NOLAN, TERRY		NYSTROM, DAVID	
Jurisdiction Wide										
Dewey-Humboldt A - 33-05										
Polling	1450	1	0	0	0	-	0	-	0	-
Mail Ballots	1450	1	481	475	38	8.00%	293	61.68%	142	29.89%
Total	1450	2	481	475	38	8.00%	293	61.68%	142	29.89%
Dewey-Humboldt B - 108-04										
Polling	944	1	0	0	0	-	0	-	0	-
Mail Ballots	944	1	408	406	40	9.85%	237	58.37%	128	31.53%
Total	944	2	408	406	40	9.85%	237	58.37%	128	31.53%
Total										
Polling	2394	2	0	0	0	-	0	-	0	-
Mail Ballots	2394	2	889	881	78	8.85%	530	60.16%	270	30.65%
Total	2394	4	889	881	78	8.85%	530	60.16%	270	30.65%

Statement of Votes Cast

March 12 2013

Date:03/14/13

Time:12:01:47

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SOVC For Town of Dewey-Humboldt, All Counters, All Races

UNOFFICIAL FINAL RESULTS

	Dewey-Humboldt Mayor	
	Write-In Votes	
Jurisdiction Wide		
Dewey-Humboldt A - 33-05		
Polling	0	-
Mail Ballots	2	0.42%
Total	2	0.42%
Dewey-Humboldt B - 108-04		
Polling	0	-
Mail Ballots	1	0.25%
Total	1	0.25%
Total		
Polling	0	-
Mail Ballots	3	0.34%
Total	3	0.34%

Statement of Votes Cast

March 12 2013

SOVC For Town of Dewey-Humboldt, All Counters, All Races

UNOFFICIAL FINAL RESULTS

Date:03/14/13

Time:12:01:47

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Dewey-Humboldt Council - 4 Yr Term

	Reg. Voters	Vote For	Times Counted	Total Votes	ALEN, ARLENE		REPAN, DENNIS	
Jurisdiction Wide								
Dewey-Humboldt A - 33-05								
Polling	1450	3	0	0	0	-	0	-
Mail Ballots	1450	3	481	833	269	32.29%	257	30.85%
Total	1450	6	481	833	269	32.29%	257	30.85%
Dewey-Humboldt B - 108-04								
Polling	944	3	0	0	0	-	0	-
Mail Ballots	944	3	408	779	245	31.45%	263	33.76%
Total	944	6	408	779	245	31.45%	263	33.76%
Total								
Polling	2394	6	0	0	0	-	0	-
Mail Ballots	2394	6	889	1612	514	31.89%	520	32.26%
Total	2394	12	889	1612	514	31.89%	520	32.26%

Statement of Votes Cast

March 12 2013

SOVC For Town of Dewey-Humboldt, All Counters, All Races

UNOFFICIAL FINAL RESULTS

Date:03/14/13

Time:12:01:47

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	Dewey-Humboldt Council - 4 Yr Term			
	WRIGHT, NANCY		Write-In Votes	
Jurisdiction Wide				
Dewey-Humboldt A - 33-05				
Polling	0	-	0	-
Mail Ballots	286	34.33%	21	2.52%
Total	286	34.33%	21	2.52%
Dewey-Humboldt B - 108-04				
Polling	0	-	0	-
Mail Ballots	255	32.73%	16	2.05%
Total	255	32.73%	16	2.05%
Total				
Polling	0	-	0	-
Mail Ballots	541	33.56%	37	2.30%
Total	541	33.56%	37	2.30%

Statement of Votes Cast

March 12 2013

SOVC For Town of Dewey-Humboldt, All Counters, All Races

UNOFFICIAL FINAL RESULTS

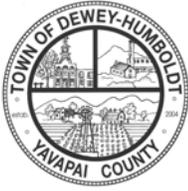
Date:03/14/13

Time:12:01:47

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Dewey-Humboldt Council - 2 Yr Term

	Reg. Voters	Vote For	Times Counted	Total Votes	HAMILTON, JACK	Write-In Votes
Jurisdiction Wide						
Dewey-Humboldt A - 33-05						
Polling	1450	1	0	0	0 -	0 -
Mail Ballots	1450	1	481	332	318 95.78%	14 4.22%
Total	1450	2	481	332	318 95.78%	14 4.22%
Dewey-Humboldt B - 108-04						
Polling	944	1	0	0	0 -	0 -
Mail Ballots	944	1	408	277	275 99.28%	2 0.72%
Total	944	2	408	277	275 99.28%	2 0.72%
Total						
Polling	2394	2	0	0	0 -	0 -
Mail Ballots	2394	2	889	609	593 97.37%	16 2.63%
Total	2394	4	889	609	593 97.37%	16 2.63%



TOWN OF DEWEY-HUMBOLDT
P.O. BOX 69
HUMBOLDT, AZ 86329
Phone 928-632-8562 ▪ Fax 928-632-7365

TOWN COUNCIL REGULAR MEETING
March 19, 2013 – 6:30 p.m., Town Council Meeting Chambers

Agenda Item # 9.2.

To: Mayor and Town Council Members
From: Yvonne Kimball, Town Manager

Date submitted: March 14, 2013

Agenda Item: Councilmember David Hiles' resignation and consideration of initiating the process for filling the vacancy. Discussion and possible action.

Recommended action: Consider Mr. Hiles' resignation letter; Initiate the vacancy filling process by directing staff to notice publicly the vacancy and request for applicants; and schedule interview dates.

Summary:

On March 13, 2013 David Hiles' resignation letter was officially submitted to the Town Manager. Effective April 3, 2013, Mr. Hiles wishes to resign from being a councilmember. Mr. Hiles was appointed to the Town Council June 2, 2009, and was elected as a council member in 2011. His councilmember term would have expired in 2015 (November 2014 with consolidated election law).

The following state and local laws pertain to filling that vacancy:

Arizona Revised Statutes:

9-235. Vacancies in council

- A. The council shall fill a vacancy that may occur by appointment until the next regularly scheduled council election if the vacancy occurs more than thirty days before the nomination petition deadline, otherwise the appointment is for the unexpired term. This subsection does not apply to a charter city.
- B. The member appointed shall meet the qualifications established in section 9-232

9-232. Council; qualifications of members

A. A person shall not be a member of a city or town council unless, at the time of the election, the person is eighteen years old, is a qualified elector residing within the city or town at the time of the election, and has resided in the city or town for one year next preceding the election, or if an area has been annexed to the city or town for a period of less than one year next preceding the election has resided in such area for one year next preceding the election. If an annexed area is subject to the provisions of this subsection, a person may meet the residency requirements if he has resided within the existing limits of the city or town for the one year period.

Town Code:

§ 30.016 VACANCIES ON TOWN COUNCIL (amended in Feb., 2012 through Ordinance 12-90 to reflect A.R.S. 9-235)

(A) The Council shall fill any vacancy that may occur for whatever reason by appointment until the next regularly scheduled council election if the vacancy occurs more than thirty days before the nomination petition deadline.

(B) If the vacancy occurs thirty days or less before the nomination petition deadline, the vacancy shall be filled by appointment for the unexpired term. (Ord. 12-90 passed 2/7/12)