

**TOWN OF DEWEY-HUMBOLDT
TOWN COUNCIL
REGULAR MEETING MINUTES
TUESDAY, OCTOBER 21, 2014, 6:30 P.M.**

A REGULAR MEETING OF THE DEWEY-HUMBOLDT TOWN COUNCIL WAS HELD ON TUESDAY, OCTOBER 21, 2014, 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 6:33 p.m.
2. **Opening Ceremonies.**
 - 2.1. **Pledge of Allegiance.** Done.
 - 2.2. **Invocation.** Given by Mayor Terry Nolan.
3. **Roll Call.** Town Council Members Jack Hamilton, Mark McBrady, Dennis Repan, Sonya Williams-Rowe and Mayor Terry Nolan were present. Councilmember Nancy Wright and Vice Mayor Arlene Alen were 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.
 - 4.1. **Tax Credit Giving Month Proclamation.**

Mayor Nolan read the proclamation declaring October as Tax Credit Giving Month and presented the proclamation to Mr. Dan Streeter, Board Member with Big Brothers Big Sisters.
 - 4.2. **Cities and Towns Week Proclamation.**

Mayor Nolan read the proclamation declaring October 19-25, 2014, Arizona Cities and Town Week.
5. **Town Manager's Report.** Update on Current Events.

None.
6. **Consent Agenda.**

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

None.
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. **Old Black Canyon Highway Maintenance Issue and Council Direction for future maintenance.** Continued from the September 9, 2014 Council Special Study Session.

Town Manager Kimball gave an overview and history to date on this issue (Council requested having legal questions addressed and having a civil engineer provide input on drainage).

Councilmember Hamilton asked Town Attorney, Susan Goodwin questions about land conveyance and rights-of-way and whether the road is an R.S. 2477. Ms. Goodwin explained that it may have been an RS 2477 road but they can't establish the location of it, and an engineer would need to determine this situation (through a survey and legal description).

Town Manager Kimball explained the potholing isn't working well anymore, as the problem with the roadway is from unmaintained drainage. Ditch work can be done in-house with the work being spread over a 2-3 year period with chip seal sometime in the future after the drainage has been reestablished.

There was discussion on how many property owners there are along OBC Highway and whether public monies can be used for private roads. Ms. Goodwin explained that this is an unusual situation with patchwork ownership (town and private) of the roadway and public safety concerns.

Councilmember Repan made a motion to direct staff to send letters out to the land owners about the maintenance proposal, seconded by CM Hamilton.

Councilmember McBrady made an amendment to the first motion to allow staff to work on the drainage, ditches and potholes as they have been doing and to send out letters to land owners regarding maintenance work, seconded by CM Hamilton. The motion failed by a 2-3 vote, Council members Repan and Williams-Rowe and Mayor Nolan voting against.

Mayor Nolan and CM Williams-Rowe spoke against working on private property without the approval from property owners. No public comment was received.

The original motion to direct staff to send letters out to the land owners about the maintenance proposal passed by a 5-0 vote in favor.

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

9.1. Continued discussion on proposed Ordinance 14-104 regarding Accessory Dwelling Units (ADU). Staff report on community input and Council discussion and possible action to direct next steps of the proposed ordinance.

Town Manager Kimball gave an overview explaining a public hearing has been held on Accessory Dwelling Units (ADU) ordinance prior and P&Z was directed by Council to clean up the code regarding these issues. P&Z proposed adoption of Ordinance 14-104. Councilmember McBrady had an additional concern, wanting to make sure living units for managers of commercial properties would not be restricted. There was discussion on Secondary Medical Dwellings and whether to allow Manufactured Homes for this purpose on any zoned property (not just R1 but R1L too). The proposed ordinance prohibits roomers and boarders for ADUs.

Public comment was taken on this item.

Karen Brooks spoke on living facilities on commercial for security uses.

Councilmember Repan made a motion to arrange a joint meeting with Planning and Zoning Commission and staff to discuss Accessory Dwelling Units, seconded by

Councilmember Hamilton. It was approved by a 5-0 vote in favor.

10. Public Hearing Agenda. None.

11. Comments from the Public. None.

12. Adjourn. The meeting was adjourned at 8:13 p.m.

Terry Nolan, Mayor

ATTEST:

Judy Morgan, Town Clerk