

**TOWN COUNCIL OF DEWEY-HUMBOLDT
SPECIAL STUDY SESSION MEETING NOTICE**

Tuesday, September 12, 2017 2:00 P.M.

**COUNCIL STUDY SESSION 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. Roll Call. Town Council Members Jack Hamilton, John Hughes, Amy Timmons, Doug Treadway, Victoria Wendt; Vice Mayor Mark McBrady; and Mayor Terry Nolan.

3. Study Session. No legal action to be taken.

3.1. Discuss what the Council wants to do about a future Town Hall. [CAARF by CM Hamilton]

3.2. Discuss and give direction to Staff regarding proposed Ordinance 17-139 amending the Town of Dewey-Humboldt, Arizona Code of Ordinances, Title IX General Regulations, by adding new Chapter 100 Other Domestic Animals, all related to the control and regulation of domestic animals other than dogs, dangerous and biting domestic animals other than dogs, maintenance standards for domestic animals other than dogs and enforcement.

3.3. Discuss Interim Administration Core Goals.

4. Special Session. Discussion and possible action. Legal action can be taken.

4.1. Discussion of the core qualities, salary and benefits of the permanent Town Manager position for the preparation of the employment advertisement, as well as possible authorization for the advertisement submission.

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.

5. Adjourn.

For Your Information:

Next Town Council Meeting: Tuesday, September 19, 2017 at 6:30 p.m.

Next Planning & Zoning Meeting: Thursday, October 5, 2017 at 6:00 p.m.

Next Town Council Work Session: Tuesday, October 10, 2017 at 6:30 p.m.

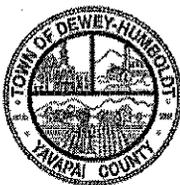
If you would like to receive Town Council agendas via email, please sign up at AgendaList@dhaz.gov and type Subscribe in the subject line, or call 928-632-7362 and speak with Julie Gibson, Town Clerk.

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 7th day of September, 2017, 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.



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

COUNCIL AGENDA ACTION REQUEST FORM

Meeting Type: Regular Special Work Session

Meeting Date: SEPT WORK SESSION 9/12/17

Date of Request: 6/14/17

Requesting: Action Discussion or Report Only

Type of Action: Routine/Consent Agenda Regular

Agenda Item Text (a brief description for placement on the agenda; please be exact as this will be the wording used for the agenda):

DISCUSS WHAT THE COUNCIL WANTS TO DO ABOUT
A FUTURE TOWN HALL

Purpose and Background Information (Detail of requested action).

TO SEE IF THE COUNCIL CAN REACH A CONSENCE
ON A FUTURE TOWN HALL

Staff Recommendation(s):

Budgeted Amount:

List All Attachments:

Type of Presentation:

Special Equipment needed: Laptop Remote Microphone
 Overhead Projector Other:

Contact Person: Jack Hamblin

Note: Per Town Code §30.105(D): Any new item will be placed under "New Business" for the council to determine its disposition. It can be acted upon at that meeting, sent to staff for more work, sent to the appropriate board or commission, set for a work session or tabled for a future date, etc.

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ORDINANCE N^o. 17-139

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF DEWEY-HUMBOLDT, COUNTY OF YAVAPAI, ARIZONA, AMENDING THE TOWN OF DEWEY-HUMBOLDT, ARIZONA CODE OF ORDINANCES, TITLE IX GENERAL REGULATIONS, BY ADDING NEW CHAPTER 100 OTHER DOMESTIC ANIMALS RELATED TO THE CONTROL AND REGULATION OF DOMESTIC ANIMALS OTHER THAN DOGS, DANGEROUS AND BITING ANIMALS OTHER THAN DOGS, MAINTENANCE STANDARDS FOR DOMESTIC ANIMALS OTHER THAN DOGS, AND ENFORCEMENT; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR PENALTIES

Be it ordained by the Mayor and Common Council of the Town of Dewey-Humboldt, Arizona, as follows:

Section I. In General

The Town of Dewey-Humboldt, Arizona Code of Ordinances, Title IX Administration, is hereby amended to add new Chapter 100 Other Domestic Animals to read as follows (additions in ALL CAPS; deletions in ~~strikeout~~):

CHAPTER 100 OTHER DOMESTIC ANIMALS

ANIMAL CONTROL

§ 100.01 DEFINITIONS.

FOR THE PURPOSE OF THIS SUBCHAPTER, THE FOLLOWING DEFINITIONS SHALL APPLY UNLESS THE CONTEXT CLEARLY INDICATES OR REQUIRES A DIFFERENT MEANING.

ANIMAL. ANY NONHUMAN MAMMAL, BIRD, REPTILE, AMPHIBIAN OR FISH, OTHER THAN DOGS (CANIS LUPIS FAMILIARIS).

ADEQUATE CARE. THE PROVISION OF A CLEAN, SAFE SHELTER, WHICH PROVIDES PROTECTION FROM THE WEATHER, SUFFICIENT VENTILATION FOR HOT AND COLD SEASONS, ADEQUATE FOOD, WATER AND EXERCISE CONSISTENT WITH THE NORMAL REQUIREMENTS AND FEEDING HABITS OF THE SIZE, SPECIES AND BREED OF THE DOG(S), AND VETERINARY CARE WHEN NEEDED TO PREVENT SUFFERING.

AT LARGE. NOT ON THE PREMISES OF A RESPONSIBLE PERSON AND NOT UNDER THE CONTROL OF A RESPONSIBLE PERSON. AN ANIMAL IS NOT AT LARGE IF IT IS IN A SUITABLE ENCLOSURE OR PHYSICALLY-UNDER CONTROL OF A RESPONSIBLE PERSON.

CRUELLY MISTREAT. TO BEAT, CRUELLY ILL-TREAT, ABANDON, TORMENT, OVERWORK OR OTHERWISE ABUSE AN ANIMAL, TORTURE OR INFLICT UNNECESSARY SERIOUS PHYSICAL INJURY ON AN ANIMAL OR TO KILL AN ANIMAL IN A MANNER THAT CAUSES PROTRACTED SUFFERING TO THE ANIMAL.

CRUELLY NEGLECT. TO FAIL TO PROVIDE FOR AN ANIMAL'S HEALTH OR SAFETY, INCLUDING BUT NOT LIMITED TO FAILURE TO PROVIDE ADEQUATE FOOD, WATER, SHELTER, EXERCISE, OR NECESSARY VETERINARY CARE TO AN ANIMAL OR TO ADEQUATELY CONFINE AN ANIMAL IN A MANNER APPROPRIATE TO ITS SPECIES, BREED, AGE AND CONDITION.

DANGEROUS ANIMAL. ANY ANIMAL THAT BITES WITHOUT PROVOCATION, IS KNOWN TO HAVE A HISTORY, TENDENCY OR DISPOSITION TO BITE, OR KILLS OR CAUSES INJURY, INCLUDING INJURY TO HUMANS OR OTHER ANIMALS.

ENFORCEMENT OFFICER. ANY PERSON RESPONSIBLE FOR THE ENFORCEMENT OF THIS CHAPTER.

FARM ANIMALS. ANY ANIMALS OTHER THAN HOUSEHOLD PETS.

HOUSEHOLD PET. A DOMESTICATED ANIMAL, OTHER THAN A DOG, SUCH AS A, CAT, RABBIT, BIRD, RODENT, FISH, OR TURTLE, THAT IS TRADITIONALLY KEPT IN THE HOME FOR PLEASURE RATHER THAN FOR COMMERCIAL PURPOSES.

IDENTIFICATION. COUNTY DOG LICENSE, RABIES TAG, MICROCHIP.

MICRO CHIP. A DEVICE IMPLANTED IN AN ANIMAL, USED FOR IDENTIFICATION, USUALLY BETWEEN THE WITHERS.

RABIES VACCINATION. THE ADMINISTRATION OF A RABIES VACCINE TO ANIMALS BY A VETERINARIAN.

RESPONSIBLE PERSON. AN OWNER OR OTHER PERSON WHO HAS POSSESSION, CARE, CUSTODY OR CONTROL OF AN ANIMAL.

§ 100.02 GENERAL PROVISIONS.

(A) NO ANIMAL SHALL BE AT LARGE EXCEPT AS PROVIDED HEREIN. ANIMALS SHALL BE CONFINED WITHIN A SUITABLE ENCLOSURE CAPABLE OF

RESTRAINING THE ANIMAL OR OTHERWISE PHYSICALLY RESTRAINED TO PREVENT ENTRY OF ANIMALS ON PUBLIC OR PRIVATE PROPERTY OTHER THAN THE RESPONSIBLE PERSON'S, OR ON A LEAD OF SUFFICIENT LENGTH AND STRENGTH TO CONTROL THE ANIMAL.

(B) IT SHALL BE UNLAWFUL FOR A RESPONSIBLE PERSON TO MAINTAIN AN ANIMAL THAT EXCESSIVELY HOWLS, EMITS OTHER NOISES OR OTHERWISE DISTURBS THE PEACE AND QUIET OF NEARBY NEIGHBORS.

(C) IT SHALL BE UNLAWFUL FOR A RESPONSIBLE PERSON FOR A FARM ANIMAL, TO PERMIT SUCH FARM ANIMAL TO RUN AT LARGE WITHIN THE CORPORATE LIMITS OF THE TOWN. FARM ANIMALS ROAMING AT LARGE WITHIN THE CORPORATE LIMITS OF THE TOWN SHALL BE RETRIEVED BY THE RESPONSIBLE PERSON WITHIN A REASONABLE PERIOD OF TIME AFTER NOTIFICATION.

(D) *ANIMAL CARE.*

(1) NO RESPONSIBLE PERSON SHALL FAIL TO PROVIDE HIS ANIMALS WITH SUFFICIENT FOOD AND WATER, PROPER SHELTER AND PROTECTION FROM THE WEATHER, OR VETERINARY CARE WHEN NEEDED.

(2) NO PERSON SHALL, CRUELLY MISTREAT OR NEGLECT, AN ANIMAL, OR CAUSE, INSTIGATE OR PERMIT ANY DOGFIGHT, COCKFIGHT, BULLFIGHT OR OTHER COMBAT BETWEEN ANIMALS OR BETWEEN ANIMALS AND HUMANS.

(3) THE ENFORCEMENT OFFICER, ON WITNESSING IMMINENT DANGER AND WHO BELIEVES THAT VERY PROMPT ACTION IS REQUIRED TO PROTECT THE HEALTH OR SAFETY OF AN ANIMAL OR THE HEALTH OR SAFETY OF OTHER ANIMALS MAY IMMEDIATELY IMPOUND ANY ANIMAL THAT APPEARS TO BE CRUELLY NEGLECTED OR OTHERWISE CRUELLY MISTREATED. THE ENFORCEMENT OFFICER SHALL THEN REQUEST A HEARING PURSUANT TO THIS CHAPTER FOR THE DISPOSITION OF THE IMPOUNDED ANIMAL.

§ 100.03 ENFORCEMENT; RUNNING AT LARGE.

(A) ANY ANIMAL WHICH IS RUNNING AT LARGE MAY BE APPREHENDED AND IMPOUNDED BY THE ENFORCEMENT OFFICER. THE ENFORCEMENT OFFICER SHALL HAVE THE RIGHT TO ENTER UPON PRIVATE PROPERTY IN ORDER TO APPREHEND ANY ANIMAL THAT HAS BEEN RUNNING AT LARGE, PROVIDED THE ENFORCEMENT OFFICER IS IN REASONABLE PURSUIT OF THE ANIMAL.

(B) ENFORCEMENT OFFICERS MAY ISSUE CITATIONS TO THE RESPONSIBLE PERSON. THE PROCEDURE FOR THE ISSUANCE OF A NOTICE TO APPEAR SHALL BE AS PROVIDED BY PEACE OFFICERS IN A.R.S. § 13-3903, EXCEPT THAT THE

ENFORCEMENT OFFICER SHALL NOT MAKE AN ARREST BEFORE ISSUING THE NOTICE. THE ISSUANCE OF CITATIONS PURSUANT TO THIS SUBCHAPTER SHALL BE SUBJECT TO THE PROVISIONS OF A.R.S. § 13-3899.

(C) IF FARM ANIMALS ARE RUNNING AT LARGE, THE COST OF ENFORCEMENT SHALL BE BORNE BY THE OWNER OF THE FARM ANIMALS.

§100.05 RELEASE OF IMPOUNDED ANIMAL.

(A) ANY PERSON REQUESTING THE RELEASE OF AN IMPOUNDED ANIMAL SHALL PROVIDE PROOF OF A RABIES VACCINATIONS, OR SHALL OBTAIN A RABIES VACCINATION AND SHALL PAY FOR THE COSTS OF IMPOUNDMENT. PROOF OF OWNERSHIP MAY BE REQUIRED PRIOR TO RELEASE.

(B) ANY IMPOUNDED ANIMAL WHICH IS NOT CLAIMED WITHIN 72 HOURS SHALL BE DEEMED ABANDONED. ENFORCEMENT OFFICERS MAY TAKE POSSESSION OF ABANDONED ANIMALS AND MAY PLACE THE ANIMAL FOR SALE OR MAY DISPOSE OF THE ANIMAL IN A HUMANE MANNER. ANY PERSON PURCHASING AN ABANDONED ANIMAL SHALL OBTAIN A RABIES VACCINATION AND PAY THE APPLICABLE AND IMPOUNDMENT FEES.

DANGEROUS AND BITING ANIMALS

§ 100.15 PROPER ENCLOSURE FOR DANGEROUS ANIMAL.

A DANGEROUS ANIMAL SHALL BE SECURELY CONFINED INDOORS OR OUTDOORS IN A SECURELY ENCLOSED AND LOCKED PEN OR STRUCTURE, SUITABLE TO PREVENT THE ENTRY OF YOUNG CHILDREN AND DESIGNED TO PREVENT THE ANIMAL FROM ESCAPING. SUCH PEN OR STRUCTURE SHALL HAVE SECURE SIDES, TOP AND FLOOR, AND SHALL ALSO PROVIDE PROTECTION FROM THE ELEMENTS FOR THE ANIMAL.

§ 100.16 DETERMINATION OF TOWN MAGISTRATE.

(A) IF THE ENFORCEMENT OFFICER HAS REASON TO BELIEVE AN ANIMAL IS A DANGEROUS ANIMAL, HE MAY FILE A PETITION WITH THE TOWN'S MAGISTRATE COURT FOR A DETERMINATION THAT THE ANIMAL IS DANGEROUS AS DEFINED IN § 100.01.

(B) THE TOWN MAGISTRATE SHALL NOTIFY THE RESPONSIBLE PERSON FOR THE ANIMAL OF THE DATE, TIME AND PLACE OF A HEARING FOR A DETERMINATION OF A DANGEROUS ANIMAL.

(C) FOLLOWING THE HEARING, THE TOWN MAGISTRATE MAY DECLARE THE ANIMAL TO BE DANGEROUS AS DEFINED IN § 100.01. EACH DAY OF NON-COMPLIANCE SHALL CONSTITUTE A SEPARATE OFFENSE.

§ 100.17 CONTROL OF DANGEROUS ANIMALS.

NO PERSON HAVING CHARGE, CARE, CUSTODY OR CONTROL OF AN ANIMAL DETERMINED TO BE A DANGEROUS ANIMAL SHALL PERMIT THE ANIMAL OFF HIS OR HER PREMISES UNLESS THE ANIMAL IS SECURELY RESTRAINED BY A RESPONSIBLE PERSON WHO CAN PHYSICALLY KEEP THE ANIMAL IN CONTROL.

§ 100.17 KILLING OF DANGEROUS ANIMALS.

ANY LAW ENFORCEMENT OFFICER IS HEREBY AUTHORIZED TO DESTROY ANY ANIMAL DETERMINED TO BE A DANGEROUS ANIMAL WHEN IMMEDIATELY NECESSARY TO PROTECT ANY PERSON OR PROPERTY.

§ 100.18 BITING ANIMALS.

THE PROCEDURES SET FORTH IN A.R.S. § 11- 1014 SHALL BE FOLLOWED FOR BITING ANIMALS.

§ 100.30 MAINTENANCE

(A) VIOLATION OF THIS § 100.30 SHALL CONSTITUTE A NUISANCE AND A VIOLATION OF THIS CHAPTER.

(B) IT SHALL BE UNLAWFUL FOR A RESPONSIBLE PERSON TO MAINTAIN AN ANIMAL THAT EXCESSIVELY HOWLS, EMITS OTHER NOISES OR OTHERWISE DISTURBS THE PEACE AND QUIET OF NEARBY NEIGHBORS OVER FIVE MINUTES OR BETWEEN THE HOURS OF 9:00 PM AND 6:00 AM.

(C) MAINTENANCE STANDARDS.

PREMISES ON WHICH ANIMALS OR FOWL ARE KEPT SHALL BE MAINTAINED IN A MANNER NOT TO UNREASONABLY INTERFERE WITH THE USE AND ENJOYMENT OF THE PROPERTIES OF OTHERS, INCLUDING BUT NOT LIMITED TO COMPLIANCE WITH THE FOLLOWING MAINTENANCE STANDARDS:

(1) ALL ANIMALS AND FOWL AND THE PENS, STALLS, STABLES, YARDS, SHELTERS, CAGES, AREAS, PLACES AND PREMISES WHERE THEY ARE HELD OR KEPT, SHALL BE SO MAINTAINED THAT FLIES, INSECTS, VERMIN, RODENT HARBORAGE, ODORS, PONDED WATER, THE ACCUMULATION OF MANURE, GARBAGE, REFUSE OR OTHER NOXIOUS MATERIAL DO NOT BECOME A PUBLIC HEALTH NUISANCE.

(2) ANIMAL MANURE AND DROPPINGS SHALL BE REMOVED FROM ENCLOSURES SUCH AS PENS, STABLES, YARDS, CAGES, AND STALLS AND HANDLED OR DISPOSED OF IN A MANNER FREE OF HEALTH HAZARD OR PUBLIC HEALTH NUISANCE. NOTHING IN THIS DIVISION SHALL BE DEEMED TO PROHIBIT

THE USE OF ANIMAL MANURE OR DROPPINGS ON ANY FARM, GARDEN, LAWN OR RANCH.

(3) WATERING TROUGHS SHALL BE EQUIPPED WITH ADEQUATE DRAINAGE TO ALLOW FOR ADEQUATE RUN-OFF TO PREVENT A HEALTH HAZARD.

§ 100.31 NUISANCE PROHIBITED.

VIOLATION OF § 100.30 SHALL CONSTITUTE A NUISANCE AND A VIOLATION OF THIS CHAPTER.

ENFORCEMENT

§ 100.98 CITATION ISSUED TO RESPONSIBLE PERSONS.

(A) FOR PURPOSES OF THIS SECTION AND § 100.30, THE ENFORCEMENT OFFICER SHALL BE THE TOWN CODE ENFORCEMENT OFFICER OR DESIGNEE OR THE COUNTY ANIMAL CONTROL OFFICER.

(B) IT IS UNLAWFUL FOR ANY PERSON TO INTERFERE WITH THE ENFORCEMENT OFFICER IN THE PERFORMANCE OF HIS DUTIES PURSUANT TO THIS CHAPTER.

(C) ENFORCEMENT WILL ONLY OCCUR UPON SIGNED COMPLAINT AND A PRELIMINARY INVESTIGATION TO VERIFY THAT A VIOLATION HAS IN FACT OCCURRED.

(D) IF THE ENFORCEMENT OFFICER DETERMINES THERE IS PROBABLE CAUSE TO BELIEVE THAT A VIOLATION OF THIS CHAPTER HAS OCCURRED, HE MAY FILE A COMPLAINT IN THE MAGISTRATE COURT AND CAUSE THE COMPLAINT TO BE SERVED ON THE PERSON ALLEGED TO BE VIOLATING THIS CHAPTER. THE CITATION SHALL SET FORTH THE SPECIFIC VIOLATION WITH WHICH THE PERSON IS CHARGED AND THE TIME AND PLACE OF SUCH VIOLATION.

(E) EACH DAY A VIOLATION CONTINUES SHALL CONSTITUTE A SEPARATE OFFENSE.

(F) FINES FOR VIOLATING THE PROVISIONS OF THIS CHAPTER SHALL BE ADOPTED FROM TIME TO TIME BY RESOLUTION OF THE COUNCIL. ANY PERSON CHARGED WITH A VIOLATION OF THIS CHAPTER WHO DOES NOT PAY THE FINE SHALL APPEAR IN THE MAGISTRATE'S COURT AT A DATE AND TIME SET BY THE COURT FOR DISPOSITION IN ACCORDANCE WITH § 100.99, UNLESS ALL FINES IMPOSED HAVE BEEN PAID AT LEAST 24 HOURS IN ADVANCE OF THE SCHEDULED COURT APPEARANCE.

§ 100.99 PENALTY.

(A) ANY PERSON WHO VIOLATES ANY PROVISION OF THIS CHAPTER FOR WHICH NO PENALTY IS PROVIDED SHALL BE SUBJECT TO THE TERMS OF § 10.99.

(B) A PERSON WHO IS CONVICTED OF A VIOLATION OF §§ 100.02 THROUGH 100.04 IS GUILTY OF A CLASS 2 MISDEMEANOR. AS A MINIMUM PENALTY, A PERSON CONVICTED HEREUNDER SHALL PAY A FINE OF NOT LESS THAN \$50, WHICH SHALL NOT BE SUSPENDED UNLESS, AT THE DISCRETION OF THE COURT, THAT PERSON IS ORDERED TO PERFORM AND COMPLETE A MINIMUM OF EIGHT HOURS OF COMMUNITY SERVICE.

(C) ANY PERSON VIOLATING THE CONDITIONS OF § 100.16 OR IS IN CHARGE OF A DANGEROUS ANIMAL AS DEFINED HEREIN, MAY BE FINED IN THE AMOUNT OF \$250 AND BE LIABLE FOR REIMBURSEMENT OF ANY COSTS INCURRED BY LAW ENFORCEMENT OFFICIALS IN THE EXERCISING OF THEIR DUTIES.

(D) A PERSON CONVICTED OF VIOLATING § 100.02(D) SHALL BE FOUND RESPONSIBLE FOR A CIVIL CODE INFRACTION AND SHALL BE SUBJECT TO THE CIVIL SANCTIONS ON THE FIRST OFFENSE AS SET FORTH IN § 10.99 OF THIS CODE. THEREAFTER, A VIOLATION OF § 100.02(D) SHALL BE A CLASS 2 MISDEMEANOR SUBJECT TO THE PENALTY PROVISIONS SET FORTH IN § 10.99 OF THIS CODE. THE COURT MAY ORDER ANY PERSON WHO VIOLATES § 100.02(D) TO PAY ALL EXPENSES RELATED TO THE IMPOUNDING OF THE LIVESTOCK, INCLUDING SHELTER, FOOD, HANDLING, TRANSPORT AND VETERINARIAN CARE. THE COURT MAY ALSO ORDER ANY PERSON WHO VIOLATED THIS CHAPTER TO PAY ALL RELATED COURT FEES OR COSTS OR PENALTIES.

Section II. Savings Clause

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance as amended is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remainder of this Ordinance.

Section III. Repeal of Conflicting Ordinance

All other code provisions, ordinances, or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed as of the effective date hereof.

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Dewey-Humboldt, Arizona, this ____ day of _____, 2017, by the following vote:

AYES: _____

NAYES: _____ ABSENT: _____

EXCUSED: _____ ABSTAINED: _____

APPROVED this ____ day of _____, 2017.

Terry Nolan, Mayor

ATTEST:

Julie Gibson, Town Clerk

APPROVED AS TO FORM:

Gust Rosenfeld, P.L.C.
Town Attorneys
By Susan D. Goodwin

I, JULIE GIBSON, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO. 17-__ ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF DEWEY-HUMBOLDT, ARIZONA ON THE ____ DAY OF _____, 2017, WAS POSTED IN THREE PLACES ON THE ____ DAY OF _____, 2017.

Julie Gibson, Town Clerk



TOWN OF DEWEY-HUMBOLDT
P.O. BOX 69
HUMBOLDT, AZ 86329
Phone 928-632-7362 ▪ Fax 928-632-7365

TOWN COUNCIL REGULAR MEETING

September 12, 2017 – 2:00 p.m. Town Council Meeting Chambers

Agenda Item #3.3. Interim Administration Core Goals

To: Mayor and Town Council Members

From: Lee Elliott, Interim Town Manager

Date submitted: September 7, 2017

Recommendation:

To keep synergy on what the Mayor and Town Council Members believe are most important during the interim government period, I met individually with almost everyone. During our individual meetings, I kept a list of items which were mentioned by more than one of you. This list is being provided as discussion of core items to address while the interim government is in place. The following are the items mentioned by two or more of you in no weighted order:

1. General Plan: Begin the process of updating the General Plan. We are under the clock for the required 10-year update.
2. City Manager Search: In process
3. Blue Hills Emergency Road: In process
4. Street Plan: Discuss and establish county/rural road standard. Discuss criteria of selecting private roads for Town ownership and financing options.
5. Superfund: In process, keep synergy.

Summary:

The above items are a paraphrased synopsis of the multiple discussions to have core interim items. At our Tuesday, September 12th work session, we can discuss the five-items listed, and be open to more. This will assist Staff with prioritizing our agenda and actions during the interim government period.

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TOWN OF DEWEY-HUMBOLDT
P.O. BOX 69
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Phone 928-632-7362 ▪ Fax 928-632-7365

TOWN COUNCIL REGULAR MEETING

September 12, 2017 – 2:00 p.m. Town Council Meeting Chambers

Agenda Item #4.1. Discussion of the core qualities, salary and benefits of the permanent Town Manager position for the preparation of the employment advertisement, as well as possible authorization for the advertisement submission.

To: Mayor and Town Council Members

From: Lee Elliott, Interim Town Manager

Date submitted: September 7, 2017

Recommendation:

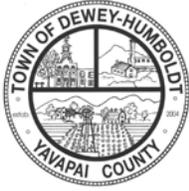
This memorandum has been generated as an outline for the permanent Town Manager search process. These items are to be used for discussion to begin the recruitment process. At our Tuesday, September 12th Work Session, we need to establish criteria for the advertisement.

Discussion items for the advertisement:

1. Qualities and experience of preferred candidates : i.e. small town management experience, rural community experience (rural road/street challenges), experience in young community (Town only incorporated for 13 years, growing pains), open door policy, department head experience minimum?, education level required, minimum Bachelor's Degree-in lieu of degree, work experience as city manager or department head considered?
2. Length of advertisement: Staff recommends at least a 20-day advertisement, no more than 30-days. We need to establish a start and stop date for the advertisement.
3. Salary range: The current budgeted salary for town manager is \$80,000. The advertised interim Town Manager salary was a maximum \$6500 per month, which is equal to \$78,000. Staff is researching surrounding cities of similar sizes to help council with a salary range comparison. A range of \$70,000 to \$90,000 would provide the council negotiating room. Salary due upon experience.
4. Work Schedule: 4/10 or 5/8? Work schedule for Town Manager: currently, all staff are empowered to work four – ten hour days (4/10). In the interim town search, there were questions regarding the Town Manager being available Monday through Friday, working an eight hour, five-day workweek schedule (5/8). This might need to be discussed. Both have benefits, 4/10 are seen as a benefit, and might assist with the recruitment. 5/8 provide more CEO coverage for the organization.
5. Organizations and modes of advertisement: Staff recommends advertising with the International City Managers Association, League of Arizona Cities and Towns and the Town's website. Other ideas are local newspapers, state newspapers or on public sector recruitment sites, i.e. recruitment consultants who specialize in town or city manager recruitment.

6. Work Session: Schedule another work session to discuss further items and schedule a calendar for the formal recruitment and interview process. If council desires, staff can generate and bring back in-depth advertisement with information about city, services, the Town... This will be provided on the website for applicants to have more information. The Council will be able to provide more in-depth info about the expectations, positives and challenges of the position or community.

7. Employment Advertisement: Staff will generate advertisement and begin advertising.



TOWN OF DEWEY-HUMBOLDT
P.O. BOX 69
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Tentative Meeting Items for 2017

September 12, 2017 Work Session Council (2 pm)

- ⊕ Discussion of permanent Town Manager search
- ⊕ Discussion and direction of Ordinance 17-139 amending the Code of Ordinances adding Chapter 100 Domestic Animals
- ⊕ Discuss what the Council wants to do about a future Town Hall [CAARF submitted by CM Hamilton)

September 19, 2017 Regular Council

- ⊕ Firewise board report
- ⊕ Required Public hearing #2 on sign code (revisions made responding to the Gilbert v. Reed case. Yvonne arranged the public hearings with Phyllis Smiley. Steven is aware of the need to update the sign code. Steven or Julie can call Phyllis for agenda wording and other related questions.)
- ⊕ A proposed road transition policy (Ed Hanks leads, council direction at the 7-18-2017 meeting) note- council did not direct the exact meeting dates. If Ed is not ready, he can discuss this with the manager to bring this back later.
- ⊕ University of Arizona Superfund Program update.
- ⊕ A list of priority roads brought back to council (after consultation with EM personnel and so on per CM Wendt CARF at the July 18 2017 meeting) note- council did not direct the exact meeting dates. If Ed is not ready, he can discuss this with the manager to bring this back later.
- ⊕ P & Z Commission Vacancies/Application
- ⊕ Possible action on approval of Ordinance 17-139 adding Chapter 100 Other Domestic Animals

October 3, 2017 Regular Council

- ⊕ Mayer Meals on Wheels 1st report (per accountability contract; 2nd one on April 4 2018)
- ⊕ Public Safety Quarterly Reports
- ⊕ 2017 Tax Credit Awareness Proclamation – Yavapai Big Brothers Big Sisters (Nancy Hamerly emailed JM 6/23/17 at 3:20)

October 5, 2017 Planning and Zoning (Steven absent)

- ⊕ tbd

October 10, 2017 Work Session Council (6.30pm)

Items contained within are tentative in nature. Exact meeting agendas are subject to changes without notice. Official agendas for scheduled meetings will be published according to the Open Meeting Law and other applicable codes and regulations. Please contact Town Clerk at 632-7362 if you have questions regarding meeting agendas.

- ⊕ July 1 to Sept. 30 finance report
- ⊕ Public works quarterly report
- ⊕ University of Arizona Superfund Program update

October 17, 2017 Regular Council

- ⊕ DHHS 1st annual report (per accountability contract; second one on April 18 2018)

November 7, 2017 Regular Council

- ⊕ revisit the work session time (directed at the May 2 meeting for alternate study session)

November 9, 2017 Planning and Zoning

- ⊕ tbd

November 14, 2017 Work Session Council

- ⊕ tbd

November 21, 2017 Regular Council

- ⊕ tbd

December 5, 2017 Regular Council

- ⊕ Mayor activities report (according to ordinance 15-115; code section 30..031 (B) (12)
- ⊕ Public safety quarterly report (judy, please confirm)
- ⊕ Quarterly firewise activity report

December 7, 2017 Planning and Zoning

- ⊕ tbd

December 12, 2017 Work Session Council

- ⊕ code enforcement bi-annual report

December 19, 2017 Regular Council

- ⊕ Vice Mayor appointment
- ⊕ Regional agency appointments
- ⊕ Aqua Fria Fest report (per accountability contract)

Items contained within are tentative in nature. Official meeting agendas are subject to changes without further notices and will be published according to the Open Meeting Law and other applicable codes and regulations.