

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

Tuesday, March 19, 2019, 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. Roll Call Town Council Members: Karen Brooks, Lynn Collins, John Hughes, Amy Lance, Mark McBrady, Vice Mayor Victoria Wendt and Mayor Terry Nolan.

3. Pledge of Allegiance

4. Invocation

5. 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.

A. Power Talk 21 Day Proclamation

6. Public Comment on Non-agendized Items

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.

7. Town Manager’s Report

Update on Current Events. No legal action can be taken. Council may ask town staff to review an operational matter at this time, or may ask that a matter be put on a future agenda for actions or further discussion. Possible matters and projects are related to Town general administration, Finance, Public Works, Community Development.

8. Consent Agenda

All those items listed below are considered to be routine and may be enacted by one motion. Any Council Member may request to remove an item from the Consent Agenda to be considered and discussed separately.

A. Approval of Minutes of January 22, 2019, Special Study Session

B. Approval of Minutes of February 27, 2019, Special Meeting

C. Approval of Minutes of March 4, 2019, Special Meeting

D. Approval of Minutes of March 5, 2019, Special Study Session

E. Approval of Minutes of March 8, 2019 Special Meeting

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9. General Business Discussion and possible legal action may be taken.

A. Discussion and consideration of adopting an additional secondary road standard, a Country Dirt and/or Gravel Road Standard (Per Council 1/15/19)

15 **B. Modifying Town Land Use (Zoning) to include a Museum as an approved use** (CAARF – VM Wendt)

C. Discussion of ongoing Town Hall maintenance issues regarding heat & rodents

17 **D. Consideration of additional Special Session(s)** Whether to hold and, if so, set the date.

12. Adjourn

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.

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 15th day of March, 2019, 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.

For Your Information:

Next Town Council Study Session: Tuesday, April 2, 2019, at 6:30 p.m.

Next Planning & Zoning Meeting: Thursday, April 4, 2019, at 6:00 p.m.

Next Town Council Regular Meeting: Tuesday, April 16, 2019, 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.

PowerTalk 21 Day Proclamation

WHEREAS, the Town of Dewey-Humboldt of Arizona recognizes the importance of parents talking with their children about alcohol in order to reduce the risks and dangers posed to children and communities; and

WHEREAS, high school students who use alcohol or other substances are five times more likely to drop out of school or believe good grades are not important; and

WHEREAS, 27 percent of middle school students try alcohol before graduating from 8th grade, significantly increasing the risk that they will develop alcohol problems later in life; and

WHEREAS, teen alcohol use kills 4,700 people each year, more than all other illegal drugs combined; and

WHEREAS, the majority of kids say their parents are their primary influence when it comes to decisions about drinking alcohol; and

WHEREAS, PowerTalk 21[®] day, started by Mothers Against Drunk Driving[®] (MADD) in 2011, is established on April 21st, to encourage parents and caregivers to embrace their important role in influencing America's youth and their decisions about drinking alcohol; and

WHEREAS, to equip parents to talk with their teens about alcohol, MADD Arizona, throughout the month of April 2019, will host Power of Parents[®] workshops to give parents the tools to effectively talk with their children about alcohol to protect them; and

WHEREAS, I urge all citizens to join in the local and national efforts to raise awareness of the importance of parents and children talking together about alcohol to reduce the risks and dangers posed to children and communities; and

NOW, THEREFORE, do I, Terry Nolan, as the Mayor of Dewey-Humboldt, do hereby proclaim April 21, 2019 to be: PowerTalk 21[®] Day in the Town of Dewey-Humboldt, Arizona.

In Witness Whereof, I have hereunto set my hand this 19th day of March, 2019.

Mayor Terry Nolan
Town of Dewey-Humboldt

Julie Gibson
Town Clerk

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**TOWN OF DEWEY-HUMBOLDT
TOWN COUNCIL
SPECIAL STUDY SESSION MINUTES
JANUARY 22, 2019, 6:30 P.M.**

A SPECIAL MEETING OF THE DEWEY-HUMBOLDT TOWN COUNCIL WAS HELD ON TUESDAY, JANUARY 22, 2019, AT TOWN HALL AT 2735 S. STATE ROUTE 69, DEWEY-HUMBOLDT, ARIZONA. MAYOR TERRY NOLAN PRESIDED.

1. **Call To Order.** Mayor Nolan called the meeting to order at 6:30 p.m.
2. **Roll Call.** Town Council Members Karen Brooks, Lynn Collins, John Hughes, Amy Timmons, Vice Mayor Victoria Wendt, and Mayor Terry Nolan. Council Member Mark McBrady was absent.
3. **Special Study Session:** Discussion on the agenda item can be taken

A. Discussion of Council Vision for Future Goals

(Per Council Direction of 1/18/19 pursuant to Mayor Nolan's CAARF)

Mayor Nolan gave an overview of this item stating that he had asked Council Members to make a list of what they would like to see in the next couple years. He noted that a list of the Council Member's goals (excluding CM McBrady) was compiled by the Town Clerk this afternoon and distributed at the start of the meeting to Council. The goals were color-coded by similarity of topic and displayed on the overhead screen.

(The list is included below as distributed to Council.)

TOWN COUNCIL DISCUSSION FOR VISION OF FUTURE GOALS – 1/22/19

Commercial – Purple

Water – Blue

Roads – Orange

EPA – Red

Codes – Green

GP – Yellow

BH Ingress/Egress – Gray

Town Hall - Teal

Town Manager – Burgundy

Budget – Brown

Census – Pink

Road Safety – Dark Green

Zoning – Dark Blue

COUNCILMEMBER COLLINS

1. Evaluate adopting impact fees
2. Improve Community Outreach and Restore Trust by Updating Town Code to protect current residents
3. Put the Town Newsletter to work including advertising and Council input
4. Reduce regulations on property both residential and commercial
5. Trying something different in downtown Humboldt by reducing building regulations
6. Drastically streamline the commercial zoning code to make it understandable to everybody; once accomplished, pass on to real estate agents that are working on selling commercial
8. Focused area plans for possible commercial i.e. Manzanita and Foothills
9. Disclosure of General Plan and P & Z Handbook regarding compatibility between commercial development and residential

COUNCILMEMBER TIMMONS

1. Restructure town codes (make them more user-friendly)
2. Rework our General Plan and improve on it so that our community can approve of it

3. Increase our community use areas i.e. parks, ball fields, etc..maybe even a community garden area...
4. Look for more area that would be good for retail/commercial use (meaning the area neighbors aren't adamantly against)
5. Work on team building skills amongst the council so that simple questions/comments are not taken as personal attacks on each other
6. Look at town staffing to improve our employees workloads
7. Investigate purchasing our current facility for a permanent Town Hall
8. Try to find a solution to our community water needs
9. Secondary safety road out of the blue hills area
10. Restructuring of our roads codes

COUNCILMEMBER BROOKS

Short-term

1. Hire Town Manager
2. Assist Town Manager in hiring vacant positions
3. Getting Current Budget Published
4. Dirt Road Standard, that's functional
5. 2019/2020 Budget
6. Decriminalize the Town's Dog Codes
7. Change the title of the Code Enforcement Officer to Community Zoning Assistant to help Town citizens with zoning instead of policing the Town codes

Mid-term and Long-term

1. Get a second egress out of Blue Hills as soon as possible
2. Brush mitigation south of Blue Hills
3. Kate Garber Community Center taken over by the town with added utilization
4. Review and edit Town codes, as needed
5. Contact Basha's for possible grocery store and Giant for expediting the new station
6. Prepare list and requirements for future CDBG funding, unused funds, funding 2022 & 2016
7. 2020 Census
8. Superfund site development; Smelter site; Iron King Mine

VICE MAYOR WENDT

These are not in order of importance....

- 1.) Interview and appoint Permanent Town Manager
- 2.) Humboldt Station Lease. Current lease expires this year
- 3.) Develop secondary road standard
- 4.) Identify a secondary emergency road and begin processes including finding the grants to fund
- 5.) General Plan, begin processes necessary to proceed with the assistance of a Community Development Director
- 6.) Public Visioning of uses for Superfund sites
- 7.) Develop an Abatement/Health/Safety ordinance
- 8.) 2019/2020 Town Budget
- 9.) Review Zoning codes that may have conflicting verbiage that have been identified by some council members
- 10.) Yavapai County Coordination of Adoption of new 2018 Building Codes
- 11.) 2020 Census

COUNCILMEMBER HUGHES

1. Budget
2. Secondary Roads
3. General Plan
4. Town Manager

5. Town Property (Sell or do something with it)
6. Road Safety (i.e. Clearview)
7. Address Town Code
8. Human Resource Department (Town & City protocol)
9. Taxes (lost tax revenue)
10. Franchise Agreements (trash; APS,)
11. Zoning anomalies
12. Water Resources
13. EPA Progress & Update Process

MAYOR NOLAN

1. Internet
2. Shopping Center requires demographic study
3. Water
4. Roads
5. State Park
6. Left turn at Clear View Lane with a deceleration lane
7. Everyone on same computer program
8. Skate Park
9. Youth Group
10. Bus Program
11. Institute a talk to the Mayor program
12. Schools – Grand Canyon University proposal

Council went through the lists and had extensive discussion on the visions and goals.

Council recessed for a five-minute break at 8:41 p.m.

Council reconvened and reviewed the list looking for common goals and priorities including but not limited to Budget; Roads; Codes; Water; Shopping; State Park; Human Resources; Schools and Transportation. These items were discussed further by Council as well as possible franchise agreements with APS and garbage companies.

Mayor Nolan noted these things can be worked on over the next couple years. He noted that the General Plan is a given. Interim Town Manager Hanks noted that the first things on the list should be a Town Manager and personnel to do what is best for the community.

4. **Adjourn.** The meeting was adjourned at 9:14 p.m.

Terry Nolan, Mayor

ATTEST: _____
Julie Gibson, Town Clerk

**TOWN OF DEWEY-HUMBOLDT
TOWN COUNCIL
SPECIAL MEETING MINUTES
FEBRUARY 27, 2019, 10:00 A.M.**

A SPECIAL MEETING OF THE DEWEY-HUMBOLDT TOWN COUNCIL WAS HELD ON WEDNESDAY, FEBRUARY 27, 2019, AT TOWN HALL AT 2735 S. STATE ROUTE 69, DEWEY-HUMBOLDT, ARIZONA. MAYOR TERRY NOLAN PRESIDED.

1. **Call To Order.** Mayor Nolan called the meeting to order at 10:01 a.m.
2. **Roll Call.** Town Council Members Karen Brooks, Lynn Collins, Mark McBrady, Vice Mayor Victoria Wendt and Mayor Terry Nolan were present. Council Members John Hughes, Amy Timmons.
3. **Special Session: Town Manager Appointment Process** Legal action can be taken.

Mayor Nolan explained the interview question process to Council.

CM Collins asked the Town Attorney about the accidental revelation of the name of an applicant at the February 19, 2019, meeting, noting that some of the applicants are listening to the meetings and inquires as to what kind of fallout could there be from this issue. Town Attorney Goodwin stated that there is no fallout.

There was Council discussion regarding the interview questions.

A. Executive Session

Vote to recess to Executive Session

CM Wendt made a motion to go into Executive Session, seconded by CM Brooks.

Mayor Nolan called the vote: CM Brooks – aye; CM Collins – aye; CM McBrady – aye; VM Wendt – aye; Mayor Nolan –aye. The motion passed unanimously.

The regular session was closed at 10:06 a.m.

1. **An Executive Session pursuant to A.R.S. § 38-431.03 (A) (1) for discussion or consideration of employment or appointment, and salary of a Town Manager – interview of applicants for selection of a short list for further consideration.**

Close Executive Session/Reconvene Special Meeting

CM Brooks made a motion to close the Executive Session, seconded by VM Wendt.

Mayor Nolan called the vote: CM Brooks – aye; CM Collins – aye; CM Hughes – aye; CM McBrady – aye; VM Wendt – aye; Mayor Nolan –aye. The motion passed unanimously.

The Executive Session closed at 4:02 p.m. The regular session was reconvened at 4:03 p.m.

B. Discussion and possible action regarding appointment and direction to Staff regarding terms of employment and preparation of a contract.

Council deferred taking any action until after the March 4, 2019, Special Meeting.

4. **Adjourn.** CM Brooks made a motion to adjourn the meeting at 4:05 p.m., seconded by VM Wendt.

Mayor Nolan called the vote: CM Brooks – aye; CM Collins – aye; CM Hughes – aye; CM McBrady – aye; VM Wendt – aye; Mayor Nolan –aye. The motion passed unanimously.

ATTEST: _____

Terry Nolan, Mayor

Julie Gibson, Town Clerk

**TOWN OF DEWEY-HUMBOLDT
TOWN COUNCIL
SPECIAL MEETING MINUTES
MARCH 4, 2019, 1:00 P.M.**

A SPECIAL MEETING OF THE DEWEY-HUMBOLDT TOWN COUNCIL WAS HELD ON MONDAY, MARCH 4, 2019, AT TOWN HALL AT 2735 S. STATE ROUTE 69, DEWEY-HUMBOLDT, ARIZONA. MAYOR TERRY NOLAN PRESIDED.

1. **Call To Order.** Mayor Nolan called the meeting to order at 1:01 p.m.
2. **Roll Call.** Town Council Members Karen Brooks, Lynn Collins, John Hughes, Mark McBrady, Vice Mayor Victoria Wendt and Mayor Terry Nolan were present. Council Member Amy Timmons was absent.
3. **Special Session: Town Manager Appointment Process** Legal action can be taken.

A. Executive Session

Vote to recess to Executive Session

VM Wendt made a motion to go into Executive Session, seconded by CM Brooks.

Mayor Nolan called the vote: CM Brooks – aye; CM Collins – aye; CM Hughes – aye; CM McBrady – aye; VM Wendt – aye; Mayor Nolan –aye. The motion passed unanimously.

1. An Executive Session pursuant to A.R.S. § 38-431.03 (A) (1) for discussion or consideration of employment or appointment, and salary of a Town Manager – interview of applicants for selection of a short list for further consideration.

Town Council entered Executive Session at 1:04 p.m.

Close Executive Session/Reconvene Special Meeting

CM Hughes made a motion to close the Executive Session, seconded by CM Brooks.

Mayor Nolan called the vote: CM Brooks – aye; CM Collins – aye; CM Hughes – aye; CM McBrady – aye; VM Wendt – aye; Mayor Nolan –aye. The motion passed unanimously.

The Executive Session closed at 6:17 p.m. The Regular session reconvened at 6:20 p.m.

B. Discussion and possible action regarding appointment and direction to Staff regarding terms of employment and preparation of a contract.

There was no direction given by Council at this time.

4. **Adjourn.**

CM Wendt made a motion to adjourn the meeting, seconded by CM Hughes.

Mayor Nolan called the vote: CM Brooks – aye; CM Collins – aye; CM Hughes – aye; CM McBrady – aye; VM Wendt – aye; Mayor Nolan –aye. The motion passed unanimously.

The meeting adjourned at 6:21 p.m.

Terry Nolan, Mayor

ATTEST: _____
Julie Gibson, Town Clerk

**TOWN OF DEWEY-HUMBOLDT
TOWN COUNCIL
SPECIAL STUDY SESSION
MARCH 5, 2019, 6:30 P.M.**

A SPECIAL STUDY SESSION OF THE DEWEY-HUMBOLDT TOWN COUNCIL WAS HELD ON TUESDAY, MARCH 5, 2019, AT TOWN HALL AT 2735 S. STATE ROUTE 69, DEWEY-HUMBOLDT, ARIZONA. MAYOR TERRY NOLAN PRESIDED.

1. **Call To Order.** Mayor Nolan called the meeting to order at 6:32 p.m.
2. **Roll Call.** Town Council Members Karen Brooks; Lynn Collins, John Hughes, Mark McBrady, Amy Timmons, Vice Mayor Victoria Wendt and Mayor Terry Nolan were present.
3. **Study Session.**

A. Presentation of Arizona Public Service (APS) followed by discussion and consideration of APS Franchise Agreement

Kendra Lee of APS Franchises & Technical Services presented a Power Point overview regarding Franchise Agreements. APS has franchises in Arizona with 53 incorporated cities and towns in 11 counties. Dewey-Humboldt is the only town in said area that does not have a Franchise Agreement with APS. A franchise agreement grants utilities permission to use the public right of way and can charge up to a 2% or less franchise fee. A majority of the electorate must approve franchises.

There was Council discussion and questions regarding Franchise Agreements.

Public Comment

Gary Mortimer spoke of trees on his property that received massive trimming by APS citing that this could have detrimental impact to the trees. Ms. Lee explained that the Franchise Agreement does not have anything to do with the trees on private property, right-of-ways, only.

Jack Hamilton stated that he did not have anything against a Franchise Agreement but was not in favor of a 2% franchise fee.

There was further Council discussion and direction to bring APS back to a Study Session. Ms. Lee said that APS will negotiate a final resolution and bring this back to Council.

4. **Special Session.** Legal action may be taken. Public comments on agenda items may be taken.

A. Discuss, possibly direct, Staff on any matters dealing with “Town’s Community Improvement Code”, and need info cost and approval (CAARF – CM Collins)

CM Collins said she noticed this in an ad for the Community Development Director and wondered what this was.

Interim TM Hanks said that this term was added into the employment ad before it was published by the former Town Manager. He is not aware of any program or code concerning this.

CM Brooks asked if applications are still being received for this position. Interim TM Hanks said no new applications have been received and there is a contract person coming in two days a week to help on matters until the new Town Manager is on board. CM Brooks asked if it is null and void.

CM Lance asked if the former Town Manager could be contacted in reference to this. Interim TM Hanks said he could try to contact him to see if there was something left behind in regard to this. CM Brooks recommended the subject be dropped until there is a new Town Manager. Mayor Nolan said they did not need to take action.

Public Comment

Leigh Cluff inquired if she understood that there was a contracted person coming in two days per week and who was this person. Interim TM Hanks replied that the contract staff was Steven Brown. Ms. Cluff expressed disfavor for this decision.

B. Discuss attending Broadband Summit (CAARF – Mayor Nolan)

Mayor Nolan said that he had provided the flyer for informational purposes, not for a decision. He believes that there will be more summits on the west coast, which he thinks, would be the right one to attend.

C. Executive Session – Presiding Magistrate Judge Recruitment Process

Mayor Nolan noted that Council was entering Executive Session for Agenda Item C.1. and they would come back out to regular session and make a decision. They would then go back into Executive Session to discuss Agenda Item C.2. and would come back out to regular session to make a decision.

Vote to recess to Executive Session

VM Wendt made a motion to go into Executive Session, seconded by CM Brooks.

Mayor Nolan called for the vote: CM Brooks – aye; CM Collins – aye; CM Hughes – aye; CM Lance – aye; CM McBrady – aye; VM Wendt – aye; Mayor Nolan – aye. The motion passed unanimously.

The regular session was closed at 7:27 p.m.

1. An Executive Session pursuant to A.R.S. § 38-431.03 (A) (1) for discussion or consideration of employment, assignment, appointment, or salary of Edwin Buckley; Douglas LaSota; Paul Schlegel; or Douglas Suits as Presiding Judge Magistrate

Postponed to Special Meeting, March 8, 2019, 6:30 p.m.

2. An Executive Session pursuant to A.R.S. §38-431.03 (A) (1) for discussion or consideration of employment, appointment or salary of a Town Manager and preparation of final list

Postponed to Special Meeting, March 8, 2019, 6:30 p.m.

Close Executive Session/Reconvene Special Meeting

VM Wendt made a motion to close the Executive Session and return to regular session, seconded by CM Hughes.

Mayor Nolan called for the vote: CM Brooks – aye; CM Collins – aye; CM Hughes – aye; CM Lance – aye; CM McBrady – aye; VM Wendt – aye; Mayor Nolan – aye. The motion passed unanimously.

Mayor Nolan called the regular session back to order at 7:47 p.m. He explained that the Executive Session was postponed in order to properly notify the candidates of the Executive Session. Both Agenda Items C.1. and C.2. are postponed until a Special Meeting on Friday, March 8, 2019, at 6:30 p.m.

D. Discussion and possible action regarding appointment of Edwin Buckley; Douglas LaSota; Paul Schlegel; or Douglas Suits as Presiding Judge Magistrate and direction to Staff regarding terms of employment and preparation of a contract

No Action Taken

E. Discussion and possible action regarding appointment of a Town Manager or direction on next steps in recruitment process

No Action Taken

5. Adjourn.

CM Hughes made a motion to adjourn the meeting, seconded by CM Lance. Mayor Nolan called for the vote: Mayor Nolan called for the vote: CM Brooks – aye; CM Collins – aye; CM Hughes – aye; CM Lance – aye; CM McBrady – aye; VM Wendt – aye; Mayor Nolan – aye. The motion passed unanimously.

The meeting was adjourned at 7:52 p.m.

ATTEST: _____

Terry Nolan, Mayor

Julie Gibson, Town Clerk

**TOWN OF DEWEY-HUMBOLDT
TOWN COUNCIL
SPECIAL MEETING MINUTES
MARCH 8, 2019, 6:30 P.M.**

A SPECIAL MEETING OF THE DEWEY-HUMBOLDT TOWN COUNCIL WAS HELD ON FRIDAY, MARCH 8, 2019, AT TOWN HALL AT 2735 S. STATE ROUTE 69, DEWEY-HUMBOLDT, ARIZONA. MAYOR TERRY NOLAN PRESIDED.

1. **Call To Order.** Mayor Nolan called the meeting to order at 6:31 p.m.
2. **Roll Call.** Town Council Members Karen Brooks, Lynn Collins, John Hughes, Mark McBrady, Amy Lance, Vice Mayor Victoria Wendt and Mayor Terry Nolan were present.
3. **Special Session: Presiding Magistrate Judge Appointment Process & Town Manager Appointment/Recruitment Process** Legal action can be taken.

A. Executive Session

Vote to recess to Executive Session

Mayor Nolan noted that the Executive Session would be handled in two parts. They would discuss Agenda Item 3.A. (1) and then take any follow up action noted in Agenda Item 3.B. in Public Meeting. They would then go back into Executive Session and address Agenda Item 3.A. (2) and then take any follow up action noted in Agenda Item 3.C. in Public Meeting.

Councilmember Brooks made a motion to go into Executive Session at 6:33 p.m., seconded by Councilmember Lance.

Mayor Nolan called for the vote: CM Brooks – aye; CM Collins – aye; CM Hughes – aye; CM Lance – aye; CM McBrady – aye; VM Wendt – aye and Mayor Nolan – aye. The motion passed unanimously.

1. An Executive Session pursuant to A.R.S. § 38-431.03 (A) (1) for discussion or consideration of employment, assignment, appointment, or salary of Edwin Buckley; Douglas LaSota; Paul Schlegel; or Douglas Suits as Presiding Judge Magistrate.

Close Executive Session/Reconvene Special Meeting

CM McBrady made a motion to close the Executive Session at 7:13 p.m., seconded by VM Wendt.

Mayor Nolan called for the vote: CM Brooks – aye; CM Collins – aye; CM Hughes – aye; CM Lance – aye; CM McBrady – aye; VM Wendt – aye and Mayor Nolan – aye. The motion passed unanimously.

- B. Discussion and possible action regarding appointment of Edwin Buckley; Douglas LaSota; Paul Schlegel; or Douglas Suits as Presiding Judge Magistrate and direction to Staff regarding terms of employment and preparation of a contract.**

Council returned to Public Meeting at 7:15 p.m.

CM McBrady made a motion to hire Schlegel, seconded by VM Wendt.

CM Lance made a motion to hire Douglas Suits as the Magistrate, seconded by CM Collins.

Mayor Nolan requested a roll call vote on the second motion. CM Brooks – aye; CM Collins – aye; CM Hughes – aye; CM Lance – aye; CM McBrady – nay; VM Wendt – nay and Mayor Nolan – nay. The motion passed by a 4-3 margin.

Mayor Nolan made a motion to offer Mr. Suits \$50 per hour for his time spent here in the court, seconded by VM Wendt.

Mayor Nolan asked for a roll call vote: CM Brooks – nay; CM Collins – nay; CM Hughes – aye; CM Lance – nay. The vote was stopped for Council discussion regarding the salary. CM McBrady – aye; VM Wendt – aye and Mayor Nolan – aye. The motion passed by a 4-3 margin.

CM Brooks made a motion to go back into Executive Session at 7:22 p.m., seconded by CM Lance.

Mayor Nolan called for the vote: CM Brooks – aye; CM Collins – aye; CM Hughes – aye; CM Lance – aye; CM McBrady – aye; VM Wendt – aye and Mayor Nolan – aye. The motion passed unanimously.

2. An Executive Session pursuant to A.R.S. §38-431.03 (A) (1) for discussion or consideration of employment, appointment or salary of a Town Manager and preparation of final list

Councilmember Lance recused herself from the dais and did not participate in the Town Manager Appointment/Recruitment item due to a conflict of interest.

Close Executive Session/Reconvene Special Meeting

VM Wendt made a motion to close Executive Session at 7:42 p.m., seconded by CM Hughes.

Mayor Nolan called for the vote: CM Brooks – aye; CM Collins – aye; CM Hughes – aye; CM Lance – aye; CM McBrady – aye; VM Wendt – aye and Mayor Nolan – aye. The motion passed unanimously.

C. Discussion and possible action regarding appointment of a Town Manager or direction on next steps in recruitment process

The Public Meeting was reconvened at 7:47 p.m.

CM Hughes made a motion that we move ahead with the short list and let Staff contact them. Attorney Goodwin asked how many interviews they wanted set up. CM Hughes stated four interviews. CM Hughes then withdrew his motion.

CM McBrady made a motion to narrow down our interview process to the next four discussed in Executive Session, seconded by CM Hughes.

Mayor Nolan asked when this will be done and possible meeting dates were discussed.

Town Attorney Goodwin asked if Council was going to consult with Town Staff before the next interviews. It was decided that Town Staff would forward to Council any questions that they may have for the candidates.

There was further Council discussion regarding interview dates and paying travel expenses for the out of state candidates. There was consensus to hold the four interviews on Wednesday, March 27, 2019, starting at 9:30 a.m.; 11:00 a.m.; 12:30 p.m. Lunch Break; 1:30 p.m. and 3:00 p.m.

Mayor Nolan made a motion to do this on March 27th starting at 9:30 a.m., seconded by VM Wendt.

Mayor Nolan called for the vote: CM Brooks – aye; CM Collins – aye; CM Hughes – aye; CM Lance – aye; CM McBrady – aye; VM Wendt – aye and Mayor Nolan – aye. The motion passed unanimously.

Mayor called for the vote on the first motion made by CM McBrady: CM Brooks – aye; CM Collins – aye; CM Hughes – aye; CM Lance – aye; CM McBrady – aye; VM Wendt – aye and Mayor Nolan – aye. The motion passed unanimously.

There was Council discussion regarding the interview questions. CM Brooks recommended the Council questions be forwarded to the Town Attorney for review prior to the interviews. Attorney Goodwin did not feel it necessary for the questions to be reviewed and said she would be helpful during the interview.

4. Adjourn. The meeting was adjourned at 8:03 p.m.

Terry Nolan, Mayor

ATTEST: _____
Julie Gibson, Town Clerk

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TOWN OF DEWEY-HUMBOLDT
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COUNCIL AGENDA ACTION REQUEST FORM

Meeting Type: Regular Special Work Session

Meeting Date: March 19, 2019

Date of Request: February 25, 2019

Type of Action: Routine/Consent Regular

Requesting: Action Report Only

Agenda Item Text (a brief description for placement on the agenda; please be exact):
Modifying Town Land Use (Zoning) to include a Museum as an approved use.

Purpose and Background Information (Detail of requested action). _____

See Attached

Staff Recommendation(s): _____

Budgeted Amount: -0-

List All Attachments: Reference Town Code 153.036 through 153.047

Type of Presentation: Verbal

Special Equipment needed: Laptop Remote Microphone
 Overhead Projector Other: NONE

Contact Person: VM Wendt

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.

Dewey-Humboldt

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Purpose and Background Information:

Town Land Use (Zoning) does not include a Museum as an approved use for Commercial Property. Based on other approved uses for Zoning Districts C1, C2 & C3: such as Retail Sales, Nightclubs, Theaters, Auditorium, Banquet/Dance Halls, Studios (such as Dance, Art & Music), Trade Schools, Bowling Alleys, Pool Rooms, Auto/Light Truck Repair & Sales, Veterinary Clinics and Pet Shops- the omission of "Museum" appears to be a clerical oversight. The Dewey-Humboldt Historical Society is making this request in anticipation of purchase property (zoned commercial) for the site of a new museum.

Dewey-Humboldt

MAR 04 2019

