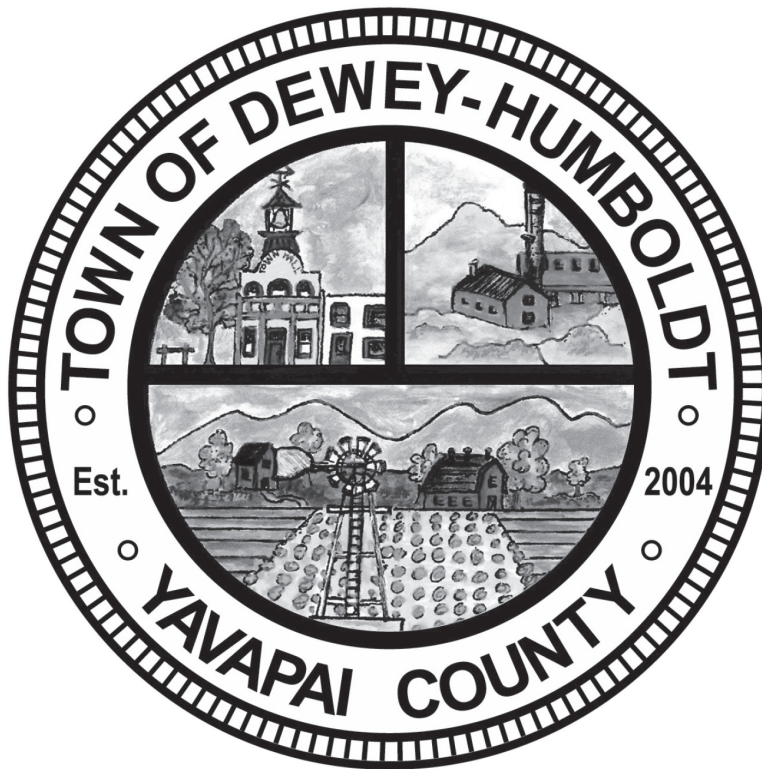


# TOWN OF DEWEY-HUMBOLDT

## PUBLICITY PAMPHLET

SPECIAL ELECTION

NOVEMBER 8, 2022



**IMPORTANT VOTING INFORMATION  
TO THE VOTERS OF THE TOWN OF DEWEY-HUMBOLDT**

On **November 8, 2022**, the Town of Dewey-Humboldt will conduct a **Special Election** to consider **Proposition 457**, amending Dewey-Humboldt Town Code 30.015, Town Council Generally for the Town of Dewey-Humboldt.

The **November 8, 2022 Special Election** will be held in conjunction with the statewide November 8, 2022 General Election. You may vote prior to the election date using early voting procedures or in-person on the day of the election **at any** Yavapai County Vote Center. Ballots can be mailed through United States Postal Service or can be dropped off by 7:00 pm on November 8, 2022 **at any** of the Official Yavapai County Ballot Boxes across Yavapai County. The Town of Dewey-Humboldt has an Official Yavapai County Ballot Box OUTSIDE of Town Hall, located at 2735 South Highway 69, Humboldt, AZ 86329.

**AZVoter Registration:** In order to vote in any election, you must live in the Town’s limits, you must have registered to vote at least twenty-nine (29) days prior to the election and meet the requirements listed below. If you do not know if you are qualified to vote, contact the Yavapai County Voter Registration’s Office at (928) 771-3248.

**Requirements for Registering to be Eligible to Vote in this Special Election:**

- You must be a citizen of the United States
- 18 years of age or older preceding the next Special Election
- A resident of the State and the Town at least 29 days preceding November 8, 2022
- Have not been convicted of a felony or treason, or if so, your civil rights have been restored

**Location & Hours for Early Voting In-Person:**

- Prescott: Yavapai County Administration Building, 1015 Fair Street from 8 am to 5 pm, Monday through Friday
- Prescott Valley: Prescott Valley Town Hall, 7501 East Skoog Boulevard from 9 am to 4 pm, Monday through Friday
- Cottonwood: Yavapai County Administration Building, 10 South 6th Street from 8 am to 5 pm, Monday through Friday

**Early Voting In-Person:** To vote early in-person, appear at the office designated for Early Voting no later than 5:00 pm on November 4, 2022. Early Voting will be permitted Monday through Friday during regular business hours from October 12, 2022 through November 4, 2022.

**Voting Early by Mail:** Yavapai County Recorder’s Office will send ballots for this Special Election to all voters who are registered as of October 10, 2022 and on the list of mail-in ballot voters. If you believe you have not received a ballot and you think it is a mistake, a written or telephonic request must be received in the office designated for Early Voting before the close of business on October 28, 2022. On any request, please specify name, residence address, birth date, election for which the ballot is being requested, address where ballot is to be mailed if other than residence address and signature of requester.

**IMPORTANT DATES**

<b>Date of Special Election</b>	<b>Tuesday, November 8, 2022</b>
<b>Last day to Register to Vote</b>	<b>Monday, October 10, 2022</b>
<b>First day for Voter Registration to Mail out Ballots</b>	<b>Wednesday, October 12, 2022</b>
<b>First day to Vote Early In-Person</b>	<b>Wednesday, October 12, 2022</b>
<b>Last day to Request a Ballot by Mail</b>	<b>Friday, October 28, 2022</b>
<b>Last day to Vote Early In-Person</b>	<b>Friday, November 4, 2022</b>

Preparation of this Publicity Pamphlet is required by State Law and in compliance with the Federal Voting Rights Act. In order to be prepared to fully exercise your right to vote at the election, you are urged to thoroughly read all the material. This Publicity Pamphlet may be taken into the voting booth on the day of the election.

The Publicity Pamphlet contains a summary of the measure, ballot format, Official Title, Descriptive Title, the effect of a “YES” or a “NO” vote, and the arguments for and against Proposition 457.

For more information about the **November 8, 2022 Special Election**, please contact the Town Clerk’s Office at (928) 632-7362.

**PROPOSITION 457**

**PROPOSED BY INITIATIVE PETITION AMENDING TOWN CODE 30.015 TOWN COUNCIL GENERALLY**

**OFFICIAL TITLE:** § 30.015 TOWN COUNCIL GENERALLY (AMENDED)

**DESCRIPTIVE TITLE:** A CITIZEN INITIATIVE TO AMEND TOWN CODE 30.015, "TOWN COUNCIL GENERALLY" TO REQUIRE A SUPERMAJORITY VOTE (THREE QUARTERS) OF THE COUNCIL MEMBERS INSTEAD OF A SIMPLE MAJORITY VOTE ON A LOAN FOR NON-POINT SOURCE PROJECT, AND OTHER WATER OR SEWER LOANS FOR TOWN OWNED UTILITIES FROM WATER INFRASTRUCTURE FINANCE AUTHORITY

- A "YES" vote shall have the effect of amending Dewey-Humboldt Town Code 30.015, "Town Council Generally" to require a supermajority vote (three quarters) of the council members instead of a simple majority vote on a loan for non-point source project, and other water or sewer loans for town owned utilities from WIFA (Water Infrastructure Finance Authority) or any other source. This is necessary because current state law (ARS 9-571, C., 2) doesn't require the citizens vote to approve such council actions on a WIFA loan of towns our size.
  
- A "NO" vote shall have the effect of retaining existing law regarding majority vote needed for approval of Council actions.

§ 30.015 TOWN COUNCIL GENERALLY. (amended)

(A) Number and term. The elected officials of the town shall be seven Councilmembers (including the Mayor) who shall constitute the Town Council. Councilmembers shall serve four-year, staggered terms as provided by state law. Each Councilmember shall continue in office until the assumption of duties of office by his or her duly elected and sworn successor. Councilmembers elected in 2011 or appointed to fill the term of a Councilmember elected in 2011 shall serve until the assumption of duties by Councilmembers elected in the Fall 2014 election. Councilmembers elected in the Spring 2013 election shall serve until the assumption of duties by Councilmembers elected in the Fall 2016 election.

(B) Any form of action permissible. The corporate powers of the town shall be vested in the Council and shall be exercised only as directed or authorized by law. All powers of the Council shall be exercised by ordinance, resolution, order, or motion.

(C) No artificial limit. The Town Council has the power, in the name of the town, to do and perform all acts and things appropriate to a municipal corporation and the general welfare of its inhabitants, which are not specifically prohibited by the constitution, the town ordinance or state or federal laws.

(D) Majority rule. The Council acts as a body. Policy is established by majority vote. EXCEPT THAT A SUPER-MAJORITY (THREE QUARTERS) VOTE IS REQUIRED FOR APPROVAL BEFORE THE TOWN IS ALLOWED TO ENTER INTO A FINANCIAL LOAN REPAYMENT AGREEMENT WITH THE WATER INFRASTRUCTURE FINANCE AUTHORITY (WIFA), OR ANY OTHER SOURCE; TO CONSTRUCT, ACQUIRE, OR IMPROVE A WASTEWATER TREATMENT FACILITY, A DRINKING WATER FACILITY, OR A NONPOINT SOURCE PROJECT. IN ALL OTHER MATTERS, a decision of the majority binds the Council to a course of action. The Council majority may be a majority of the quorum of the Council.

(E) No special powers. No Councilmember has extraordinary powers beyond those of other members (except as may otherwise be provided in state law). All members, including the Mayor, have equal powers.

(F) One office. No member of the Council is permitted to hold any other town office or town employment (except as may otherwise be provided in the town ordinance).

(G) Assumption of office. Immediately prior to assumption of the duties of office, each Councilmember shall sign the Council Code of Ethics and take and subscribe to the oath of office. The oath shall be given by the Town Magistrate or by the Town Clerk. Councilmembers of the town shall assume the duties of office at the first regular meeting of the Council in December next following the date of the primary or general election at which the Councilmembers were elected. Assumption of an elected office will result in the automatic resignation of all other town offices, elected or appointed.

(Ord. 09-49, passed 4-7-2009; Am. Ord. 13-97, passed 6-4-2013; Am. Ord. 14-106, passed 6-3-2014)

## **ARGUMENTS 'FOR' PROPOSITION 457**

### **THE ARGUMENTS PRESENTED HERE ARE THE OPINIONS OF THE AUTHORS AND HAVE BEEN PRINTED AS SUBMITTED**

Please vote yes on Prop 457. If passed it will make it harder for the town council to accept funding to start a town sewer/water company and fund the engineering plan for it (called a non point source project). Prop 457 will change town codes to require a super majority vote by council members for approval instead of a simple majority vote by members. WHY do this now? At the May 17 2022 council meeting the Mayor stated U.S. Senator Sinema told him funds may be available for a sewer treatment plant in Humboldt. If that happens property owners can be required to pay to hook up and will lose their septic tanks when the town condemns septic. The town sewer can become a monopoly sewer company for the whole town, growing in stages. The June 8 2021 council meeting minutes quote the owner of Humboldt Water saying he is willing to team up with the town for a municipal water company. If that happens the State can refuse new well permits when our wells run dry. Arizona Statute 9-571 doesn't allow a town our size to have an election on this funding issue. The U.S. Bureau of Reclamation estimated the cost of a sewer plant here at over twenty million. And we will pay for water, sewer, sewer hookups and assessments will be added to our taxes for the added value of these improvements. Yes on 457 to STOP big government, big bills, and big big growth.

Krista Lynn Collins, Chairman  
Saving Rural DH P.A.C.  
Dewey, AZ

## ARGUMENTS 'AGAINST' PROPOSITION 457

### THE ARGUMENTS PRESENTED HERE ARE THE OPINIONS OF THE AUTHORS AND HAVE BEEN PRINTED AS SUBMITTED

VOTE NO on Prop 457

It's obvious that Lynn Collins and others on the Town Council have controlled the majority vote of 4-3 for quite sometime. Now that we have a New Council, Lynn Collins wants to change it to a Super Majority vote for Only a Water/Treatment Project Source, because Lynn Collins will no longer have control on the majority vote.

A Water/Sewer treatment plant would Only be a benefit for the Old Town Humboldt residences with extremely small residential lots, and no room for an expansion system. These lots are extremely condensed and the saturation levels are high. If their systems would fail at this point their properties would probably be condemned without the option of having a proper sewer system available.

The buildings on Main Street can not be turned into legitimate businesses without public sewer and water system.

There would be No Future Commerical Business opportunities without these two curcial components of infrastructure. Without commerical business, this town would have no choice but to tax every individual property owner in Dewey-Humboldt to survive.

We can not continue to live on Grants for support.

There are residence in this town that obviously have more good information on how this system works than Lynn Collins could ever attempt to comprehend, I believe that it is important to know ALL of the FACTS before this could ever be filed as an initiative and a promotion for her campaign. She has been told by the people on other initiatives the answer is NO!

This is nothing more that a scare tactic to make the entire town believe that this system would require everyone in this community to forfeit their wells and septic systems.

This is an out right lie and all about control.

Jeff Siereveld  
Dewey, AZ

---

This initiative is ridiculous. first of all the town in not looking at purchasing the water company. 2nd the owner of the water company does not want to sell it's business. Some people have talked about but it is not a reality. This is a story to stur up the people in the town.

If the town could borrow money from WIFA (Water Infrastructure Finance Authority) to build a Water Treatment Plant to supply sewer to the town would only be for the Old Humboldt area. This would be due to the County forcing the Town because the lots in downtown Humboldt are so small that the people could not install a new septic system on their property. This would not be for the Whole Town, just that area.

WIFA money is a good thing for cities and Towns because the interest rate would only be 1% to 1½%. You would not get that kind of financing from a Bank. They also do a debut reduction program which would be a big help to the Town.

Even Prescott Valley did not have to go to the voters to approve putting in a Water Treatment facility. There was no Super Majority vote to do this. It was time and they did it.

I don't know why Ms. Collins would want to do something like this. She can't be thinking right. This is another ploy to control the town from doing what would be a good thing for the town.

VOTE NO!!

Terry Nolan  
Dewey, AZ

---

The reason stated for Initiative 457, is: "This is necessary because current state law (ARS 9-571, C., 2) doesn't require the citizens vote to approve such council actions on a WIFA loan of towns our size."

One must ask themselves: "what is the real purpose of this initiative?" Are we trying to fix something? Or will it simply shore-up the actions and beliefs of a small faction that don't want commercial growth of any kind for our Town.?

In reality, this is yet another attempt to control the town to do the bidding of this small group of individuals that want to control the Town for their purposes. On one hand, they state they're in support of bringing in a grocery store, financial institution, or other support businesses, but on the other hand they don't support building the infrastructure that is needed to attract and support them! This initiative is counter-intuitive, counter-productive, and does not take into consideration what most of our Town is interested in pursuing.

With this initiative and resulting code change if it is passed, this small faction wants to make it harder for the Town Council to appropriately research a proposal, solicit Town input and determine the best course of action to take for the Town as a whole. Based on the August 3 election results, we thankfully have new members to our Council which results in the remove this small faction's representatives.

Leave the codes the way they are—a majority vote. There is no need to change our codes. Vote NO on this initiative.

Nancy Nolan  
Dewey, AZ

Town of Dewey-Humboldt  
2735 South Highway 69  
Humboldt, AZ 86329

PRSR STD  
US. Postage  
**PAID**  
Tucson, AZ  
Permit No. 690



**OFFICIAL VOTING MATERIALS** - ONLY ONE PAMPHLET HAS BEEN MAILED TO EACH HOUSEHOLD CONTAINING A REGISTERED VOTER. PLEASE MAKE IT AVAILABLE TO ALL REGISTERED VOTERS IN THE HOUSEHOLD.