

**Town of Mammoth  
Minutes of a Regular Meeting  
July 16, 2009**

**MINUTES OF THE REGULAR MEETING OF THE TOWN COUNCIL OF THE  
TOWN OF MAMMOTH HELD July 16, 2009 PURSUANT TO THE NOTICE  
REQUIRED BY LAW.**

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**1. CALL TO ORDER**

Mayor Williams called the meeting to order at 6:00 p.m.

**2. PLEDGE OF ALLEGIANCE**

Mayor Williams led the pledge

**3. ROLL CALL**

**COUNCIL MEMBERS PRESENT**

Mayor Williams  
Councilwoman Wickham  
Councilman Ramirez  
Councilman Goff  
Councilman Barcelo (late 6:25 p.m.)

**COUNCIL MEMBERS ABSENT**

Vice Mayor Baugher

**STAFF PRESENT**

Rachelle Sanchez Town Clerk  
Tresa Georgini Town Attorney  
Neil Mullard Chief of Police  
Juan Ponce Public Works Director

**STAFF ABSENT**

**COMMUNITY MEMBERS PRESENT (Per sign in sheet)**

|                    |               |
|--------------------|---------------|
| Rudy Romo          | Barry Hoben   |
| Ernest Bustamante  | L.S. Mercer   |
| Felicita Quijada   | Joe Tamayo    |
| Rodolfo Miranda    | Ricardo Romo  |
| Billy Romero       | Thomas Webb   |
| Jonnie Rogers      | Jim Yencarell |
| Ricardo Magallanes |               |

**4. CONSENT AGENDA**

Councilman Ramirez motion to consent agenda as presented. Seconded by Councilwoman Wickham. Motion Carried.

**5. CALL TO THE PUBLIC**

Rene Romo wanted so thank council for the use of the pool on the 4<sup>th</sup> of July he stated that it was a great success.

## 6. NEW BUSINESS

### A. **Benefit Softball Tournament**

Felicita Quijada asked council for the donation of field and lights for the Weekend of July 18<sup>th</sup> & 19<sup>th</sup>. Councilwoman Wickham stated the if they do for one group that council will be setting precedence for all others. Mr. Ponce stated this individual was very involved in Little League here in Mammoth and donated many hours of community service. Councilwoman Wickham motioned to donate he field and lights for the 18<sup>th</sup> & 19<sup>th</sup> of July. Seconded by Councilman Ramirez. Motion carried.

### B. **Buying Locally**

Councilman Goff stated that he sounded like a broken record since this has come up so often. He stated that we need to start buying from businesses in town as he goes through the bills he sees Home Depot, Home Depot, Home Depot; we need to support our own town. There are certain things that can't be purchased here which will have to be purchased in Tucson. This is the third time that this item has been brought forward and nothing is happening. Mayor Williams stated that he had to agree with Councilman Goff. He felt that the town should support its businesses he didn't feel that the difference in the price is going to be so much of a detriment that it would offset the benefit of us supporting our businesses in town.

Councilman Goff stated that if there was no further discussion he would like to make a motion to direct to start using local business. Councilman Ramirez stated that he would like to get some discussion on this he stated that he works for the state of Arizona and the state has contract vendors which have set prices, his thought on the subject is that maybe we should have something similar. Mayor Williams stated that going out for bids would not do us any good because don't have many local businesses to go to for bids. Councilwoman Wickham stated that looking at some of the purchases that have been made we could purchase them ahead of time and have them available in case they are needed in between trips. Councilman Goff stated that there are some things we can't get locally so we have to go else where. Councilwoman Wickham asked for the motion to be repeated. Councilman Goff motioned to direct the city to use local businesses when they can. Seconded by Councilwoman Wickham. Motion carried.

### C. **Certification for Training**

Rachelle stated that this item in one that has had discussion many times before. She stated that she had contact Bill Reed regarding the lack of town public workers being certified to do water readings and wastewater testing. Mr. Reed sent Rachelle the information to start getting the town workers prepared for testing. Rachelle stated that she wanted to bring this to Council so we could have more than one person certified. Rachelle stated that she just wanted to give council the information. Rachelle stated that her goal was to get one employee certified and at that point start the next employee and continue doing this until we get all public workers certified. Mayor Williams

asked Rachelle to bring this back next month for approval. He also suggested that Rachelle take charge of this project. Councilwoman Wickham said she agreed there have been emergencies on the weekend and the person with the certification has not been available so this way we would have other people to cover.

**D. Adopting Budget 2009-2010**

Mayor Williams stated that his understanding was that council tentatively Adopted that Budget at the last meeting. Mayor Williams asked if there were any changes made, and if council was still good with the tentative approval. Councilwoman Wickham stated that she wanted to clarify one thing after receiving calls. She wanted to know if there had been a 10% raises given to employees. Rachelle stated that there were no raised this year. Councilman Goff motioned to adopt the budget for fiscal year 2009-2010. Seconded by Councilman Ramirez. Motion Carried.

**E. Resolution 2009-007 Adopting Budget 2009-2010**

Mayor Williams stated that this the formality that goes with adopting the budget. Councilman Goff motioned to adopt Resolution 2009-007. Seconded by Councilman Ramirez. Motion carried.

**F. Resolution 2009-008 Salaries and Job Classifications**

Mayor Williams stated that his opinion on this resolution was that we had changed it because we had an obligation and since we no longer have that obligation so the question is do we want to adopt this new resolution for classifications or do we want to stay with the previous one. Councilwoman Wickham motioned that council not adopt this resolution. Seconded by Councilman Goff. Motion carried.

**G. Review letters of interest for Councilmember and make appointment**

Mayor Williams stated that everyone has had a chance to review the letters of interest. Councilwoman Wickham stated that she wanted to thank everyone that submitted a letter of interest. Councilman Goff stated if there was no more discussion he would like to nominate Rudy Romo for the empty seat. Councilwoman Wickham seconded the motion. Motion carried. Mayor Williams asked Councilwoman Wickham to give the oath of office. Oath was taken by new Councilman Rudy Romo.

**H. Ordinance 190 Adopting of Fence Agreement**

Mayor Williams stated that this was on the agenda for Council approval then it would be taken to the ranchers for their approval. Attorney Tresa Georgini stated that Ordinance states that the town is agreeing into entering this agreement with the ranchers to erect the fence. We still have An issue with the property that belongs to Gary Sharp due to the fact that the property shows an LLC as owner. We are trying to find out if Mr. Sharp is part of the LLC. Councilman Barcelo asked why we need easements if the fence has been there for years. Tresa stated if he wanted to take a chance of having litigations a later date. Councilman Barcelo

wanted to know what happened to the motion he made a year ago. He stated he allocated some money for this and nothing has been done. All easements have should of already been done. Councilman Barcelo stated that nobody paid attention to his motion he also allocated \$3000.00 for the fence. Mayor Williams stated that his motion was pretty vague. Councilman Barcelo stated that it was not vague. Mayor Williams stated that it was vague.. Councilman Barcelo stated that no it wasn't vague nobody paid attention and it should have been done. Mayor Williams stated that yes it was vague he did not state where the money was going to come from, where the fence was going to be who was going to erect and maintain the fence. Councilman Barcelo stated that is what he has a clerk, public works director and attorney to do this. Councilman Goff motioned to adopt Ordinance 190. Seconded by Councilman Barcelo. Motion carried. Lori Mercer stated that they have a copy of the contract and Mr. Hendrickson feels it's not complete. The ranchers feel that something's have been omitted. Tresa stated to Lori to send the changes to her office. Mayor Williams stated that we would have a special meeting as soon as the changes were made on the agreement. Lori stated that there is no mention of the cattle guard on the agreement. Mr. Hendrickson is now asking the town to pay \$3500.00 instead of the \$3000.00 because he had to get legal advice and his workers were stopped by the police department from working. Tresa stated that the permission we have is not a notarized document and therefore the town is trespassing. Lori asked if the town wants litigation for a death on the highway or for someone putting up a fence. Mayor Williams stated to Lori that threats are not going to get us anywhere. Councilman Goff stated that we had to get the Town Attorney to make the changes and then call a special meeting. Rachelle stated that when Tresa made all the changes we would set a date for a special meeting but we need to make sure we are going to have a quorum. Councilman Barcelo stated that this needs to be taken care of we can't drag our feet anymore it's been too long. Tresa asked Lori to have Mr. Hendrickson call her directly.

**I. Agreement between Town of Mammoth and Ranchers**

No Action

**J. Use of Soccer and Softball Field for Football Camp Cholla High School**

Mr. Webb introduced himself as the head football coach for Cholla High School he stated that it was very popular for football teams to have camps at this time of the year and what they try to do is have the camp away from the school they attend. The Lions Club will be hosting the team but they are in need of practice fields. They would be happy to man the fields themselves. Rachelle stated that the soccer field would be available as well as the softball field. All that she was requesting was the school provide proof of insurance coverage. They would be in town on August 5<sup>th</sup>, 6<sup>th</sup>, and 7<sup>th</sup>. The light use may not be an issue they end practice at 7:30 p.m., and it's still daylight. They would also like to use the pool so the players could cool off. Councilwoman Wickham motioned to allow Cholla High School football

team to use the town's facilities on August 6<sup>th</sup>, 7<sup>th</sup>, and 8<sup>th</sup>. Seconded by Councilman Ramirez. Motion carries.

**G. Water Smell**

Councilwoman Wickham stated that this was one of the repeating things that keeps coming up. She stated that she has been getting calls from residents regarding the smell of the water. She stated that when she brought this up with Mr. Ponce he stated that it has to do with the water heater. Councilwoman Wickham if that's the cause then how does he explain the smell coming from the faucets in the yards. Councilman Goff asked if the lines are flushed. Mr. Ponce stated that yes they are. He also stated that he would like to address the question. He stated that the water heaters are the main reason for the smell also dead ends do the same thing. When people go on vacation the water sits for long period of time causing the smell. If he were given the names he would personally go advise them how to take care of the situation.

**Council Comments**

Councilman Goff welcomed new member Rudy Romo. Councilwoman Wickham stated that she wanted to thank Councilwoman Syble Ramirez for serving the Town of Mammoth 8 years as a Council member. Councilman Romo thanked council for the appointment and he would work for the public to the best of his ability.

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**8. Adjourn**

Councilman Barcelo motioned to adjourn. Seconded by Councilman Goff. Motion carries.

I certify that the following are a true and correct copy of the minutes of the Town Council meeting held on July 16, 2009. I further certify that the meeting was duly called and held.

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Town Clerk

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Mayor

ATTEST:

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Town Attorney