

**TOWN OF MAMMOTH
MINUTES OF A REGULAR MEETING
OF THE MAMMOTH TOWN COUNCIL
SEPTEMBER 15, 2022**

**These are the Minutes of a Regular Meeting held by the Mammoth Town Council
On September 15, 2022 pursuant to the notice required by Law.**

Due to the COVID-19 Virus and our efforts to slow the spread, and to keep all members and attendees safe in this time of crisis. We require that all those in attendance are adhering to Social Distancing Measures.

1. CALL TO ORDER – This meeting was called to order at 7:00 PM Mayor Armenta.

2. PLEDGE OF ALLEGIANCE Vice Mayor Bustamante

3. ROLL CALL

PRESENT MEMBERS

Mayor Armenta
Vice Mayor Bustamante
Councilwoman Martinez (By Phone)
Councilman Martinez
Councilman Dietz
Councilman Brewer
Councilwoman German

PRESENT STAFF

~~Attorney S Cooper~~
Town Manager J. Schempf
~~Town Clerk A. Sanchez~~
Police Chief H Muller
~~Town Recorder S. Christiansen~~

ABSENT MEMBERS

4. CALL TO THE PUBLIC –

Jeffrey McClure Board of Supervisors District 4-Thank you for having me tonight. I just wanted to come up and meet everybody personally. So I gave you all my cards, I believe. And anybody wants to, complained to me or say I'm a nice guy or do whatever you're trying to do. That's great. So you know, I just want to say, thanks for having me.

Mayor Armenta-Maybe you could say something about the election.

Jeffrey McClure-Let's go through that again. Okay. The elections? Obviously, we had issues this last time. That was that was kind of embarrassing for the Academy, at least certainly for me. We fix that. We of course, immediately fired the elections director. And if you've been watching the news, we've got Virginia Ross, and she's done a great job. We're going through this next election and we are training about 100 county staff to be like the Super Bowl workers. We're starting full training, I think next week. So I'm posting the video on Monday morning and we'll be prepared for the next election. We'll have enough ballots. That was kind of an issue last time. If you have any questions.

Mayor Armenta-Is there somebody to work at the office here?

Jeffrey McClure-Yes, there are people who will be working there. Right now their schedule is Tuesdays and Thursdays and they will alternate weeks, but there'll be a person in the office down here. You'll be able to go in and there will be a person that can help you with calling the right person, online information or sending you to the right place. There'll be the same services as before. You know if you are upset at me because I changed the system my office doesn't do the things that they were doing. I don't give out trash bags. I don't give out for permits. This is not, we don't want that job. So what are you gonna do? We have a customer service representative from planning & development and there's also someone for code enforcement in what would be the supervisors office to use it as the satellite office services. But I'm always I'm around, you can call my number, I will answer, or my assistant will answer. And if you want me here sometimes, I'm happy to be here.

Mayor Armenta-Somebody called me on Monday and wanted to know where to get vouchers. So I called Angie, and she gave me the number to call.

Jeffrey McClure-So yeah, when you sign up for the vouchers, typically, you have to do it online, if you have the ability, or you can make a phone call. And then they'll send you the information and you can do it by mail.

If you do it online, you put all your information and scan it in and they will mail you your voucher or you can pick them up at the Oracle Public Works yard on I think it is Thursdays.

Vice Mayor Bustamante- Voiced concerns about the process that caused the redistricting of Mammoth and how the town was not part of the current district when voting took place in 2020. Mr. McClure agreed to discuss this matter at a later date with the Vice Mayor.

Barbara McClure-Thank you for having me and this opportunity to speak to the public. I actually am coincidentally married to Jeffrey McClure. So I'm Barbara McClure. I came with him tonight because I wanted to share with you that I am the executive director of a nonprofit called Impact of Southern Arizona we are a social service organization located in Catalina. We've been there for 22 years and we operate the food bank in Catalina, but also many other opportunities for Copper Corridor residents. So I just want to let you know, we do a lot of programming to stabilize families, both in food and in clothing and other things, help them stretch their budgets. We have job opportunities and skills training to help people move forward. So, I just wanted to make sure you were all aware that we serve the entire Copper Corridor, and we're available to any of your residents and your constituents with these service. We are on Houser Street near on the north side of the Bashes shopping mall. So it's the big orange and yellow building there. So we're there, the Food Bank and our main offices are there. And then we have some facilities in the strip mall, where the restaurants are in the Catalina Plaza, between the Tractor Supply and the Goose, that's easiest way to identify it. So, Thank you, I just wanted let you know what we do for the community.

Guilia Lewis-Good evening, I wasn't at the last Council meeting but, I did want to bring up a couple of things that have happened in our neighborhoods that are of concern. I know last month, you had a conversation about the barking dog issue. The Chief isn't here tonight so, I'm going to try and set an appointment with him to address this issue. Not only do we have a barking dog issue in the northern part of our town but, I was going in my razor. In a short period of time, I was attacked by one pack of four dogs that ran out of a yard, and another dog on the other street and then another dog up by the park. I'm not talking, they just ran out barking, they were attacking my razor. If I had been on foot, I don't know what would have happened. This is outrageous. We really have a dog problem in this town. So, what I'd like to do is offer to do a little bit more research on this and see what other towns are doing to try and mitigate these issues. We can't afford a dog catcher. Calling an animal control is very expensive. I understand that. But we have to come up with a solution. And if people aren't being responsible with their pets, we need to take some action. It's really a problem and it's getting worse. Next is the traffic, we've noticed the traffic in the north quarter part of town. This is something else I'll address with Chief as well. But, there's a lot of motorbikes, off road bikes, which is not usually a problem, but these guys are not obeying the speed laws, and they're going against traffic in certain areas and just causing all kinds of headaches. I think part of the issue with the dogs is you've got a lot of people on this very loud equipment that are going around and stirring up all kinds of stuff. So I'll try and have that conversation with Chief as well. I have noticed at first we did have more of a presence. I'm in the northern part of Mammoth, but now it's kind of dropped off, and there's a lot of traffic up there. My third item was the behavior of the council that I see it's on the agenda. So I'm not going to say any more about that. And then my fourth thing that I would like to say is, I believe Council is required to use Robert's Rules to run the meeting, I would ask that we try and look at that again, and perhaps trying to adhere more to Robert's Rules, because at times, it gets very confusing when there's crosstalk and other things going on. I'm sure, for whoever's taking the minutes and whoever's on the phone, or if you can't hear well, it's even worse. One final thing, I was at the Lions club last night, Lions Club is up and running, folks. So that's great news for the town. I was elected as a secretary for the Lions Club. So I'll be doing that as well. They're gonna start BINGO backup. So stay tuned. I think the Lions Clubs an important nonprofit organization that can help this town come back, and that's what we need to do. I'm so proud to be a member here and a resident of Mammoth, and thank you for your time.

Councilman Dietz-Suggests that maybe a discussion on speed bumps in the area may help.

Vice Mayor Bustamante- One thing they have for the neighborhood watch. The activities are that we continue to work on the reconditioning of old signs. We got some new stickers that have come in and they'll be distributed. One of the things is that we got approved for the banner and will be making up the new banner for the organization. I believe that we picked up also two more individuals that will be attending our regular meeting. We have been, I believe, increasing in membership and attendance with the community. So I'm looking at next week to put out the notice of the meeting for the neighborhood watch group. One of the things that has come up was that during the water outage, we had a few runners that went door to door, distributed drinking water, it might have been the issue of having your property in good condition and safe. So that there can be a direct physical Door to Door, if needed. But there was some properties where I could not get to some properties that I did not feel safe. I did not feel that it was a welcoming atmosphere. So when in doubt, you

don't. But we did mention the station here at the Community Center. We did the distributions. So that's working with the public, we do have to see the importance of town planning, properly neglect, and blight. So I'll just let it go at that. But I think that we've got the political realm and we can increase cooperation in our town. So, we'll begin our banner design and get it put up for events. I want to thank you. We have a few projects that people will want to watch for. We want to do some cleanup projects, we're still studying the horseshoe pit, and we will be cleaning up the north side of this property an along the fitness trail, we're looking at this plus other projects. We want you to know that these projects are for you. I want to emphasize youth and crime prevention, signage and this other stuff.

Inaudible Speaker #5- Thank you very much. I've got three things. The first thing is I have a hard time hearing the council members speak. Since only one of the microphones appears to be working. I was wondering if possible, if you could please pass the microphone to the member who the mayor has called upon to speak. So we can all hear what's being said, in addition to whatever noise going on the background, we've got the AC vents going on, or I don't know 100 feet away from you guys. It's really, really hard to hear. I printed up a sign saying I can't hear you because holding my hand that doesn't get anyone's attention. I think Robert's Rules, calls upon the mayor or whoever's leading the meeting to call upon the council member who's going to speak. So if that's the case, could you please pass the microphone that does work to that person. Second thing is I believe in a previous meeting, I heard that a company wants to install a cell tower here in Mammoth, but they're not telling the council what cell provider the tower is for? Is this correct? And if this is correct, why are we allowing that to occur? Why are we not telling that provider who we want to be on that cell tower? I had a Verizon telephone since Verizon first came out of starter cell phones. I had given up and pick up AT&T when I moved here, because I couldn't get a call text message email, I had nothing. Now if this cell tower is going to be for AT&T or one of their subsidiaries, it's not going to help anybody who has one of the other providers. Why are we allowing somebody else to dictate to us what we're going to do here in our town, just a thought? One of the thing that I've noticed and I've talked to a couple of neighbors, is that our town doesn't seem to do much to promote some of its own attractions. If we don't want people or revenue to come here, that's okay. We don't need to do anything. But if we do, then I think that we can better advertise what we have to offer. For example, we have parks, we have ball fields, and we have a shooting range. We have a mesquite box, we have restaurants, we have a barbershop and we have a beauty shop. We have a hardware store, we have a tire store, we have a swimming pool, and we have a meat market. People drive right through the center of our town and they never see anything other than maybe the Circle K, maybe the Dollar General, and maybe a restaurant, especially if they've been through here before, or if they need a potty break, or they want to refuel. That's it. We don't do anything to advertise what we have, we don't have any signs coming into town to say, hey, we have a shooting range, come check it out. We have a beautiful mosquito boss, I lived here for three years before I even knew what that was, and it is beautiful, we could attract people to come to our town, if we did something like that. We can post signs on the 77. If we want to do that, we could asked the vendors that we have here in town, if they want to have a sign on the 77 promoting their business. The other thing we can do is I looked at our website, and our website is not easy to navigate. So I would just suggest that we look into these things. Thank you.

Councilwoman Martinez-I would like to respond, to address items that are brought up in criticism. And I just want to let her know that, the cell tower that she brought up, we did discuss that at a couple of meetings back and Mr. Cooper stated that it was his understanding that there was going to be a company other than somebody who would be affiliated with AT&T that would be going in.

Marti Buzan- I just want to touch base because there was mentioned the other day about the parking of the big trucks along the highway and that the business is having an issue with that. I just want to make the point that it is very important. That's a highway, that's not a small street on the side of a highway, whether the trucks are there or not, it's dangerous to pull out from those businesses. And I hope we don't do anything to get rid of those signs. If they need to park down the street a little bit and walk, if they are driving a truck the walk is good for them. They've been in a truck all day. Anyway, my thoughts just to get you guys to think about it.

Vice Mayor Bustamante-I did request a couple of meetings ago about a bus pull out. So it's something that I've thought about it, I brought it to the council. And it's something that's on our wish list, the bus service issue, but we did separately ask for some type of bus pull out. So I hope that we can get something going.

Elaine Ramsey-I just wanted to ask about a sewing group that I had a couple years ago, we used to come in here and it was like 15 of us. Now, since we haven't had a permanent spot, we're down to 6. We'd like to know if we can come back in here and do our once a week on Thursdays from 10 to 12, and if you'd be interested in having a craft fair in October. You could charge \$25 a table and then you keep the \$25 and whatever we make

for craft fair is ours. Because right now we're in the library and there's one small table and I just brought a queen size blanket for everybody look at, it didn't work. So we're out.

J Schempf-This should be in terms of renting, we're discussing giving this away. So, we it will have to be a council decision. It's their craft show, it's not ours.

5. CONSENT AGENDA

- A. STAFF RECOMMENDATIONS AND REPORTS (Copies of all Reports can be found on the Agenda page of the website for this meeting)**
 - 1. Town Manager**
 - 2. Town Clerk/Treasurer**
 - 3. Police**
 - 4. Public Works**
 - 5. Library**
 - 6. Planning and Zoning**
- B. APPROVE ACCOUNTS PAYABLE For Payment and Filing for August 2022**
- C. APPROVE MEETING MINUTES FOR Regular Meeting of August 18, 2022**
- D. APPROVE MAYOR TO SIGN VERTICLE BRIDGE TOWER CONTRACT WHEN APPROVED BY TOWN MANAGER AND TOWN ATTORNEY**
- E. APPROVAL OF REZONING FEES FOR THE REZONING OF PROPERTY IN MAMMOTH AZ. \$500 BASE FEE, \$10.76 FOR EACH MAILINGS OF 600 FEET AND PUBLIC HEARING NOTICES, TRAFFIC ASSESSMENT FEE \$200, RECORDING FEES OF \$30**
- F. APPROVAL TO CHANGE MACHANIC HOURLY COST TO \$100.00**
- G. APPROVAL TO DIRET STAFF TO PREPARE FOR CONSIDERATION BY THE COUNCIL AT A FUTURE MEETING AMENDMENT TO VERSION OF COUNCIL POLICIES AND PROCEDURES 2.1.8.4**

CURRENTLY: Council Compensation. Councilmembers will not receive any salary, benefits, or other form of compensation for their services.

Amendment would allow for the following: to allow Councilmembers to competitively bid on providing Town Services or Contracts but shall not participate in the discussion or award of the bid

MOTION TO APPROVE CONSENT AGENDA ITEMS WITH THE EXCEPTION OF TOWN MANAGERS REPORT WHICH WILL BE VERBAL.

MOTION BY COUNCILWOMAN MARTINEZ

VICE MAYOR BUSTAMANTE WOULD LIKE PAGE 3 OF THE FINANCIALS PULLED FOR REVIEW.

MOTION IS REVISED TO APPROVE CONSENT AGENDA ITEMS WITH THE EXCEPTION OF THE TOWN MANAGERS REPORT FOR VERBAL REPORTING AND PAGE 3 OF THE FINANCIALS FOR REVIEW

MOTION BY COUNCILWOMAN MARTINEZ

SECOND BY VICE MAYOR BUSTAMANTE

MOTION PASSED 7-0

VICE MAYOR BUSTAMANTE-PAGE 3 OF THE FINANCIALS-The reason I pulled page three, because I see an item that is CK #26857 to Leslie Gotto, the removal of bees 9/1/22 \$350. I have an issue, with a property owner, who allows the property to be in a derelict state. We had an incident where we had to call out the emergency services because of the incident that we had with Africanized Bees. Now, what I am saying is, this is on the homeowners, it's on his property. Everybody, you know, I'll say, like I've always said, Folks, I don't know if any 10 or 12 year olds that own property, if you own property you have a responsibility and property is a liability. But in this case, people got hurt. And I am mad folks, I am very mad. This is not ours. This is on the property owners.

J Schempf-In Response- Let's back up and be a little reasonable here. Nobody, no property owner can control the BEES on his property. And furthermore that is not a homeowner. That is vacant land and the owner lives in Texas. Now I was called and knew immediately that we had to call the bee guy because we had people were going in the hospital. Quite a few of them, one of them was in a coma. What do you want us to do to protect the public? I have a job to protect the public. And I made that call. If you want me to pay for that. I will. But I know I did the right thing!

Vice Mayor Bustamante- you did the right thing. My complaint is that we mail the bill to this property.

Councilman Brewer- He just got through telling you, you did the right thing. What he wants is for that property owner to pay us back. Now, I see no problem with private property owners paying for this. If it happens on my property, I pay for it. It is as simple as that.

Vice Mayor Bustamante- okay, I'm just saying to try and recoup this money. This is the right thing to do. They're the owners of the property and they have got to clean up. The same way that having a dogs is their responsibility. You know. I know, because I speak from experience, I suffered two Dog Attacks. So, y'all know where I'm coming from. Okay

Councilwoman Martinez- the only thing that I want to say is that I want to commend John on taking quick action and actually helping to try to alleviate that problem. The other thing that I want to say is, I can tell you that I know for a fact that the people that got stung by bees were trying to have them removed. I saw a post on Facebook, in the days leading up to this attack, where they were asking for help to try to get beekeepers to come out to relocate those swarms. In one of the threads, I can find it and print it out and bring it to the next meeting. Someone told them to leave the bees alone, because they would move on. So just saying that because it's on their property, and they're the homeowner and they're responsible for everything. Yeah, that's fine and dandy, but what if those homeowners take steps to do that? And then it gets out of their control? I think John did a great job. I had family members who were impacted by that and were taken to the hospital! I commend John on what he did.

Vice Mayor Bustamante-Would it be proper that we bill the property? I believe we owe the Town to do that.

S. Cooper-It's my understanding, based on the comments, the town manager is gonna send the bill.

Vice Mayor Bustamante-I'm satisfied with that.

Manager Report-J Schempf

I wanted to ask that this be verbal? Because I'm well aware that there's a lot of stuff from the last meeting that I was supposed to do. I haven't done a very good job on any of them. That's not out of malice. I wasn't here. I did have Covid. And then since I've been back, we've been battling this water issue. So I'm well aware of that. And by the next meeting, I will do my best to uncover many of those. Okay.

I did want to ask, and again, I guess we can't but I would like to some feedback on keeping the pool open. How many people are swimming?

Today we had maybe nine, that's what it's been all year.

We've had \$3 a head. That's \$27. So we're losing money, but we all know that. Nine is a pretty good number. I was told that there was only two. Okay, so we'll leave it open and leave it up to you folks to let us know.

On the water issue, I want to, I hate to jinx it but, we did get the part and we got it up and it is running as we speak. So is the other one because we want to run both of them and fill up tank one as quick as possible. I anticipate tank one and two both being full by eight which would be great and then it can kick that other noisemaker offline. It's been a long haul and we really appreciate everybody's assistance.

**MOTION IS TO APPROVE MANAGERS REPORT AND PAGE 3 OF THE FINANCIALS
MOTION BY COUNCILWOMAN MARTINEZ
SECOND BY VICE MAYOR BUSTAMANTE
MOTION PASSED 7-0**

6. OLD BUSINESS

A. COUNCIL MEETING LOCATION/COVID UPDATE

Discussion and Possible Direction of Staff

MOTION TO DIRECT STAFF—There is no action taken at this time and this will appear on the next agenda for further direction

**MOTION BY COUNCILWOMAN MARTINEZ
SECOND BY COUNCILMAN MARTINEZ
MOTION PASSED 7-0**

7. NEW BUSINESS

A. DISCUSSION AND REVIEW OF TOWN COUNCIL RULES AND PROCEDURES REGARDING COUNCIL MEMBERS INTERPERSONAL CONDUCT AMONG AND BETWEEN THEMSELVES

J Schempf- As a council, you worked hard last year on Council Procedures and that's quite specific on interaction with each other but, I do have a council member that came to me with a request to discuss it again. Is that correct?
Councilwoman German- Yes, I want to know if it's permissible for us to badmouth each other, or yell at each other in our faces if we don't approve of what is being said at a Council Meeting. My idea of a Council Person is to respect everybody that's here, whether I care for you or not, whether you care for me or not. I don't think its right for somebody to come after a meeting is over and verbally attack you and talk and talk and talk. Even when you tell him you don't want to hear anymore, they still keep talking. I don't know if I'm right, or if I'm wrong. But I want to know where I stand on that. Because I don't appreciate being yelled at. I don't yell at anyone. And I don't want to be yelled at either.

S Cooper-Mayor, council members, as the town manager had informed you last year, and some of this year, he spent a significant amount of time creating a code of ethics for the Council on policies and procedures. To address the council members comment about it, we have a section of our policies, it's 3.31, which states council members shall refrain from abusive conduct, personal charges or verbal attacks upon the character or motives of other members of the Town Council, or its Commission's Committee, Staff or the Public. You did approve that at a Council Meeting. That is the policy that is in place, as we sit here today.

Councilwoman German-One of the members doesn't follow that. What can a person that is attacked do about it,
S Cooper-Mayor, council members, we should have provided you a council member with a copy of the policies and procedures, there is a procedure there to file a complaint, which usually requires bringing the issue to either the Mayor or to the Town Manager and it usually is in writing.

B. EXECUTIVE SESSION: INTERVIEW OF APPLICANTS

Possible Executive Session or discussion/consultation for legal advice with the Town Attorney and/or Town Staff concerning any of the agenda items, pursuant to A.R.S. 38-431.03 (A) (2), (3), (4), and (7)

**Interviews of applicant for Town Clerk and/or Financial Director
Possible Discussion by Council on consideration of employment, appointment and salary.
Possible Discussion with Town Staff and/or Consultation with Town Attorney and Town Staff, in order to consider its position and instruct its staff and attorney regarding the public body's position on appointing Town Clerk and/or Finance Director. Pursuant to A.R.S. 38-431.03 (A) (2), (3), and (4)**

Entering Executive Session at 7:54 PM to Include Town Council, Town Manager, Town Attorney, and Candidates interviewing for Town Clerk. We will establish a 30 minute session.

Motion by Councilwoman Martinez Second by Councilman Martinez Vote 7-0

NO LEGAL ACTION WILL BE TAKEN BY THE COUNCIL IN REGULAR OR EXECUTIVE SESSION ON THIS MATTER THIS IS AN INTERVIEW PROCESS ONLY

Close Executive Session and Re-enter Regular Session at 8:25PM

9. MAYOR AND COUNCIL COMMENTS—None

10. **ADJOURN**
MOTION TO ADJOURN AT 8:26PM
MOTION BY Councilman Martinez SECOND BY Councilwoman German
MOTION Passed 7-0

I certify that the preceding is a true and correct copy of the Town of Mammoth Council Meeting held SEPTEMBER 15, 2022. I further certify that the meeting was duly called and held.

John Schempf, Interim Town Clerk