

TOWN OF MAMMOTH
MINUTES OF A SPECIAL MEETING
APRIL 26, 2012

Minutes of a Special Meeting of the Town of Mammoth, held April 26, 2012 pursuant to the NOTICE REQUIRED BY LAW.

1. Call to order

Mayor Barcelo called the meeting to order at 7:02 p.m.

2. Pledge of Allegiance

Mayor Barcelo led the Pledge of Allegiance

3. Roll call

Councilmembers Present

Councilman Tamayo
Councilman Barcelo
Councilman Williams
Councilman Romo
Councilman Ramirez
Vice Mayor Wickham
Mayor Barcelo

Staff Present

Patsy Large, Interim Town Clerk
Tresa Georgini, Attorney (telephonically)

4. Call to Public

Cliff Deathridge questioned Councilman Ramirez about calling him a "liar" at the last meeting when Mr. Deathridge was not present. It was regarding Town Clerk Rachelle Sanchez and ex-Mayor Williams pursued the possibility of contracting police service with the county and eliminating the current police department. Mr. Deathridge presented written proof that this action had occurred.

Joe Brewer stated that he has turned in an agenda action form regarding public participation under "Call to Public". And also stated he would like it on the next meeting's agenda.

Bart Goff stated "what's the deal with all these meetings". Then stated that this is a form of nepotism with two brothers and an uncle seated on the council.

Harvey Gomez addressed the council by stating that appointing an officer to investigate is a conflict of interest because he has a lawsuit against the Town.

He also stated that by law the "revised" agenda must be posted 24 hrs. Prior to the meeting and it was not.

Also, he asked the council why they wanted to drop the Town's drug testing policy. And why give someone \$1200 when they quoted \$800. Why couldn't the Town take the \$400 difference and put it towards the parks?

Bud Payne stated the agenda bothers him because he sees another agenda that underlies everything and there is a complete change in government without adequate time. He also stated that he sees a meeting held without an attorney present to advise what's legal and what's not. He thought the agenda did not look "legal".

Candie McIntosh wanted to clarify that her husband does not have a lawsuit against the Town of Mammoth. And that he is no longer a sergeant, he is a Police Officer.

Councilman Ramirez stated that he would like to reply on A.R.S. 38-431.01 – Section 8. At this time a disagreement erupted between Councilman Ramirez and Mayor Barcelo. The conversation was not audible.

Attorney Georgini responded was also not audible.

Mayor Barcelo asked that Councilman Ramirez refrain from speaking during "Call to Public", instead advised him to speak during "Council Comments".

Councilman Ramirez left the meeting at 7:15 p.m.

5. New Business - Discussion and/or action on the following:

Vice Mayor Wickham motioned to move item "J" to the beginning and motioned to go into Executive Session with the Council and Town Attorney for approximately 30 minutes Second by Councilman Tamayo. Motion passed.

At 7:17 p.m. the Mayor and Council broke for Executive Session.

Vice Mayor Wickham motioned to back into Regular Session. Second by Councilman Barcelo. Motion passed.

At 7:45 p.m. Mayor Barcelo called the regular session to order again.

Councilman Williams motioned to reinstate Town Clerk Rachelle Sanchez. Motion died for lack of second.

- J. Ratification of placing Town Clerk on paid administrative leave pending an internal investigation. Appointment of an investigation and setting deadlines to have investigative report complete and submitted to the council for review.

- A. Ratify emergency actions taken to appoint Patsy Large as Interim Town Manager/Clerk and appoint Patsy Large as General Election Official.

Motion made by Vice Mayor Wickham to ratify the actions taken to appoint Patsy Large Interim Town Manager/Clerk and General Election Official. Second by Councilman Tamayo. Roll Call Vote was called: Councilman Tamayo – Yes; Councilman Barcelo – Yes; Councilman Williams – No; Councilman Romo – Yes; Vice Mayor Wickham – Yes; Mayor Barcelo – Yes.

Motion passed: 5 Yes Votes; 1 No Vote (Councilman Ramirez – absent)

- B. Amend Ordinance #193, Town Council Rules/Procedures to modify the form of government from Council/Town Manager/Clerk to Mayor/Commissioner/Clerk.

No Action.

- C. Amend/revise Personnel Policy to reflect change in form of local government.

No Action

- D. Amend newly hired water technician's contract to reflect the same pay as previous independent contractor at the rate of \$800.00 per month and call out of \$50.00 per hour.

Councilman Barcelo motioned to hire David Garcia at the rate of the previous water tech. Second by Councilman Tamayo.

- E. Amend Section 28 of the Personnel Policy regarding mandatory written evaluations for Town Clerk/Directors/all personnel.

No Action

Vice Mayor Wickham motioned to add the effective date to be May 1st, 2012. Second by Councilman Barcelo. Roll call: Councilman Tamayo – Yes; Councilman Barcelo – Yes; Councilman Williams – No; Councilman Romo – Yes; Vice Mayor Wickham – Yes; Mayor Barcelo – Yes.

Motion passed; 5 Yes votes; 1 No vote. (Councilman Ramirez – absent)

- F. Place "freeze" on job opening/hiring for Public Works employees until new Public Works Director is hired.

Councilman Barcelo motioned to place a "freeze" on firing until a Public Works Director could be hired. Second by Councilman Tamayo. Motion passed.

G. Amend/revise Personnel Policy on drug testing.

No Action

H. Appoint Officer McIntosh as Interim Supervisor for the Police Department.

No Action

I. Vote to change the signatory cards for Bank of the West to remove and add council members (at a minimum of 2 members) as signors on the Town's bank account.

Councilman Barcelo motioned to elect Mayor Barcelo, Vice Mayor Wickham and Councilman Romo to be placed on the Bank of the West's signature cards. Second by Councilman Tamayo. Roll Call: Councilman Tamayo, -Yes; Councilman Barcelo -Yes; Councilman Williams - abstain; Councilman Romo -Yes; Vice Mayor Wickham -Yes; Mayor Barcelo -Yes. Motion passed.

J. Ratification of placing Town Clerk on paid administrative leave pending an internal investigation. Appointment of an investigation and setting deadlines to have investigative report complete and submitted to the council for review.

Moved to the beginning of the agenda.

8. Council Comments

Councilman Barcelo stated that he wanted to make everyone aware to be careful what you say because it may come back on you.

Vice Mayor Wickham stated that she was happy to see more people attending the meetings and that she has always encouraged the taxpayers to attend meetings so they will know what money is being spent on.

Mayor Barcelo commented that people should be writing false statements on "facebook" as comments do not belong there. He also encouraged people to attend meetings to get the real news.

Vice Mayor Wickham stated that she has received many phone calls and would like to clarify rumors that were circulating - just be positive and the council is all for working problems out.

She also stated that people should get involved and get on committees such as Planning and Zoning and Parks and Recreation.

Councilman Romo stated that he is now the Commissioner of Public Works and if money is available in the budget the Public Works employees will start working on the streets.

Mayor Barcelo thanked Patsy Large for coming in at such a short notice to help the town.

Councilman Williams stated that he had met with the Sheriff of Pinal County and everyone on the board knew this was going to happen. He stated he only asked for a proposal.

9. Adjourn

Vice mayor Wickham motioned for adjournment. Second by Councilman Romo. Motion passed.

Meeting adjourned at 8:17 p.m.

I hereby certify that the forgoing minutes are a true and correct copy of the minutes of the Mammoth Town Council special meeting held April 26, 2012. I further certify that the meeting was duly called and held.

Interim Town Clerk

Mayor

ATTEST:

Attorney