



**Town of Mammoth
MINUTES OF A SPECIAL MEETING
OF THE MAMMOTH TOWN COUNCIL
HELD ON JULY 21, 2016**

Minutes of a Special Meeting of the Mammoth Town Council held July 21, 2016 pursuant to the notice required by law.

1. Call to Order

Meeting was called to order at 7:15 p.m.

2. Pledge of Allegiance

3. Roll Call

Councilmembers Present

Vice-Mayor Wickham
Councilman Gallego
Councilwoman Medina
Councilman Sloan
Councilman Brewer
Councilman Bustamante
Mayor Jones

Staff Present

Erica Garcia, Interim Town Clerk
Stephen Cooper, Attorney
Daniel Gomez, Public Works Foreman
Sharon Christiansen, Librarian

4. Council Comments

Councilman Bustamante stated that we just finished the Public Hearing for the budget and tax levy increase and it was good to get the feeling of what everyone wants. He stated that he is open minded and maybe it could be justified and hear each other out.

5. Mayor Comments.

Handicapped individuals with special accessibility needs may contact the ADA Coordinator for the Town of Mammoth at (520) 487-2331 (V/TDD)

Mayor Jones said it's a hard decision to have to make when you see the town and what the town needs and what the tax will help improve the town, it's hard not to push for it. He then stated but being a citizen himself, he doesn't want to pay more. He then stated that the Town has been trying to save but there comes a time when we need to start spending and improving our streets. He stated that the town will stay in a dormant state if we don't increase taxes and help the town along. He stated that if the taxes aren't increased, the money will have to come from somewhere else. He said if it's voted through; don't blame it on the council. He stated that they are sworn to protect the town and take what they feel is the best option for the town. Mayor Jones also stated that he believes the county is very low when assessing the value of homes.

6. Approval of Minutes of Council Meeting:
 - A. Special Meeting June 20, 2016
 - B. Special Meeting June 28, 2016

Councilman Sloan motioned to approve the minutes of council meetings: Special Meetings June 20, 2016 and Special Meetings June 28, 2016. A Second was made by Councilman Bustamante. Motion passed

7. Approval of Staff/Recommendations and Reports
 1. Town Clerk/Treasure's Report-Erica Garcia
 2. Police Report-Interim Chief Harry Grizzle
 3. Public Works Report-Daniel Gomez, Foreman
 4. Library Report-Sharon Christiansen
 5. Planning & Zoning Report-Diane Theobald

Vice Mayor Wickham motioned to approve staff/recommendations reports. A second was made by Councilman Bustamante. Motion passed.

8. Approve Accounts Payable for Payment and Filing.

Councilman Sloan motioned to approve accounts payable for payment and filing. A second was made by Council Woman Medina. Motion passed.

9. Consent Agenda

Councilman Brewer requested to discuss each item individually.

- A. Motion authorizing sale of certain surplus Town Property by Sealed Bid Auction.

Councilman Brewer motioned to discuss the auction/bids for a later date when the council has more time to research and get rules and regulations. A second was made by Vice Mayor Wickham. Motion passed.

- B. Direction of Town Council to Staff to hookup sewer for Cecil Trucking. Company was paying sewer service.**

Mayor Jones stated that being an incorporated town we should be supplying residents with sewer. He stated that this job will either have to contract out or a machine rented out in order to do this job.

Mr. Cooper stated that his concern is the significant expenditure that may occur. He stated some more research might need to occur before proving this service. He stated that more details are needed in order to make final decisions.

Councilman Brewer motioned to put out bids to see what it will cost the town to do the sewer hookup. A second was made by Councilman Sloan. Motion passed.

- C. Approval of Modification to Intergovernmental Agreement with Arizona Department of Revenue and Town of Mammoth for Collection of Municipal taxes.**

Councilman Bustamante made a motion to approve the IGA with DOR. A second was made by Councilman Brewer. Motion passed.

- D. Authorization to Request bids for swimming pool repairs.**

Mayor Jones stated that swimming pool is in need of the coating. Daniel Gomez stated that the kids are tearing up their feet.

Councilman Gallego made a motion to get bids for swimming pool repairs. A second was made by Councilman Bustamante. Motion passed.

- E. Authorization to Award Contract to repair damage to Community Center Flooring.**

Councilman Brewer motioned to get bids for Community Center to repair damage. A second was made by Councilwoman Medina. Motion passed.

- F. Authorize payment of sales tax on purchase of repeater equipment which was approved at council meeting of June 28, 2016.**

Councilman Sloan motioned to approve \$1,743.44 in taxes for the repeater. A second was made by Councilman Gallego. Motion passed.

- G. Discussion and Authorization to employ Walker Consulting to prepare documents and filings for Mammoth Permanent Base Adjustment election for November at a cost not to exceed \$7,500.**

Councilman Brewer motioned to approve the employment of Walker Consulting. A second was made by Councilman Bustamante. Motion passed.

- H. Authorization to purchase asphalt for road repairs in an amount not to exceed \$5,000.

Councilman Galled made a motion to approve the purchase of asphalt for road repairs. A second was made by Councilman Brewer. Motion passed.

10. New Business-Discussion and/or Action on the Following:

- A. Consideration and Approval of Resolution #2016-05 Fiscal Year 2016-2017 Budget for Town of Mammoth in the amount of \$2,635,586.00.

Councilman Brewer motioned to approve Resolution #2016-05 Fiscal Year 2016-17 Budget. A second was made by Councilman Wickham. Motion passed.

- B. Consideration and Approval of proposed increase to the primary property tax levy for Fiscal Year 2016-2017 Budget for Town of Mammoth in the amount of \$22,997 dollars.

Councilman Brewer motioned to approve a property tax levy including Truth and Taxation where the property tax levy will increase from 55,176.00 for Fiscal year 2015-2016-to Fiscal year 2016-2017 to the amount of 78,698.00. A second was made by Councilman Sloan.

Councilman Bustamante-Yes
Councilman Sloan-Yes
Vice Mayor Wickham-Yes
Mayor Jones-Yes
Councilman Brewer-Yes
Councilman Gallego-Yes
Council Woman Medina –Yes

Motion passed.

- C. Consideration and Approval of Ordinance No. 203 Amending Town Code Section 14-14 Occupied Properties.

Sharon asked if the council would approve this Ordinance being that it is Ordinances we have already passed combined into one Ordinance.

Vice Mayor made a motion to approve Ordinance No. 203 Amending Town Code 14-14. A second was made by council woman Medina. Motion passed.

D. Consideration and Approval of Ordinance No. 204 Amending Town Code Section 14-25-3 Medical Marijuana Grow Facilities.

Sharon stated that they had a person come in whom wants to operate a growth facility. They suggested it be tabled into next month so the council can read more and understand it more.

Vice Mayor Wickham motioned to table the approval of Ordinance No. 204. A second was made by council woman Medina. Motion passed.

E. Discussion and Possible Authorization of Town Employee Pay Raises:

- i. \$1.50 per hour lead personnel
- ii. \$1.00 per hour all employees with more than three (3) years service
- iii. \$.50 per hour all other employees

Councilman Brewer stated that raises should be given across the board. He stated that the raises should go across the board. If we have a certain amount to be given it should all be divided across the board.

Council woman Medina stated that evaluations should also be given to the employees.

Mayor Jones asked councilman Brewer, when he worked at the mines, did they provide you with medical insurance.

Councilman Brewer stated yes they did as it was worked into the contract. Now they don't. Now you have to pay your entire medical. You get pay increments, maybe every 6 months or every year, but it goes across the board to everybody. Everybody gets a piece of the pie.

Vice Mayor Wickham made a motion to table this item until they have looked at salaries and evaluations and consider across the board raises. A second was made by Councilman Brewer. Motion passed.

F. Discussion and Possible Authorization of hiring Wendy Gort as an Independent Contractor as Public Works Director on a part time basis at \$25.00 dollars per hour.

Councilman Sloan stated he had seen her application and believes she is very well qualified and educated for the position.

Councilman Brewer stated that he never worked with Wendy and doesn't know much about her but he does know that when she left the Town of Mammoth it wasn't in very good terms. And he doesn't know why or what.

Councilman Bustamante stated that the seven of them make the decision and it needs to be put in the miner for advertisement.

Erica Garcia stated that the Town of Mammoth did advertise and has applications.

Councilman Brewer motioned to table until all of the applications could be taken to the town council the council could review them and they could make a decision. A second was made by Vice Mayor Wickham. Motion passed.

G. Acceptance of Resignation of Mayor Don Jones as Interim Town Manager.

Councilman Brewer made a motion to accept resignation of Mayor Don Jones as Interim Town Manager. A second was made by Vice Mayor Wickham. Motion passed

H. Appointment of Interim Town Manager

Attorney Cooper stated that the Town has been operating for approximately a year and a half without a Town Manager and Don Jones has been running it. He stated that someone needs to be managing the Town. Attorney Cooper stated that he does recommend they appoint someone.

Vice Mayor Wickham made a motion to appoint Councilwoman Gina Medina as Interim Town Manager and start rotating council. A second was made by Councilman Bustamante. Motion Passed.

I. Acceptance of Resignation of Erica Garcia as Interim Town Clerk.

Erica Garcia stated that she was resigning her position as Town Clerk and resuming her prior position of Finance Clerk.

Councilman Brewer stated that he had never seen anyone resign a position and go to another position.

Erica Garcia stated that she was appointed a temporary position from the Town Council and was returning to previous duties. She stated that it was on record back in January of 2015 that she would take the position on a temporary basis and return to prior duties once a Town Clerk was hired. She stated that it was a new fiscal year and now that the Town has the money a new clerk should be hired.

Councilman Brewer made a motion to accept Erica Garcia's resignation and return to previous duties. A second was made by Councilman Bustamante. Motion passed.

J. Appointment of Interim Town Clerk

Councilman Bustamante asked if it would be possible to outsource a temp.

The Attorney stated that the position needed to be filled. Vice Mayor asked what were the possibilities of putting someone from the staff?

Vice Mayor Wickham made a motion to appoint April Lopez as Interim Town Clerk. A second was made by Councilman Brewer.

Vice Mayor Wickham withdrew her motion and motioned to appoint Lynn Zeiler as Interim Town Clerk. A second was made by Councilman Brewer. Motion passed.

K. Acceptance of Resignation of Don Jones as Mayor.

Councilman Brewer motioned to accept resignation of Don Jones as Mayor. A second was made by Councilwoman Medina. Motion passed.

L. Appointment of Town Mayor

Councilman Brewer called point of order. He stated that Don Jones had resigned his position of mayor and according to Roberts Rules of Order, parliament procedures; the next person in line takes command which would be the Vice Mayor Wickham.

Councilwoman Medina motioned to appoint Frances Wickham. A second was made by Councilman Brewer. Motion passed.

11. Call to Public

Alice Martinez, 115 Clark St.

Alice Martinez asked for the council to take vote and direct Steve Cooper to look at the complaint against the Mayor for slander and misconduct. She stated that the agendas weren't delivered to her for the Retirement Board and she was never notified or received agenda for the meeting. She stated that she has evidence of the slanderous remarks that were made by Don Jones

Annie Martinez, 102 E. 1st St.

Annie Martinez stated that all of the Town People do not want the Medical Marijuana here in any shape or form. She stated that the Town of Mammoth already doesn't have 24 hour police service, so why do we want the Marijuana facility here in Town for someone to want to break in. She stated that she is so appalled that they just appointed a Mayor who went on record the last council meeting and stated that its ok to pass the property tax because there are no homes for sale here because of the casino. Annie Martinez stated if you all have passed through 1st street you will see that there are several houses for sale and all around the town. Annie Martinez stated that there are a select few on the council doing an amazing job, but for anyone else there is a very silent majority here in Mammoth that are going to be voting in August that she can guarantee that you all are going to be surprised because people here are fed up with all of the rhetoric and the pawing off. She stated that she will be

running the voters back and forth herself to cast their votes. She stated that the council voted back in 2010 for a charter school to be put in here in Mammoth. She stated that the Charter school is something else the council can look at to bring in money for the town.

12. Adjourn

Councilman Sloan motioned to adjourn. A second was made by Councilman Brewer. Motion passed

The meeting adjourned at 9:29 p.m.

I certify that the preceding is a true and correct copy of the minutes of the Mammoth Town Council's Special Meeting held on July 21, 2016. I further certify that the meeting was duly called and held.


Erica M. Garcia, Finance Clerk