

**Town of Mammoth  
Minutes of a Regular Meeting  
February 19, 2009**

**MINUTES OF THE REGULAR MEETING OF THE TOWN COUNCIL OF THE  
TOWN OF MAMMOTH HELD February 19, 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 lead the pledge.

**3. ROLL CALL**

**COUNCIL MEMBERS PRESENT**

Vice Mayor Baugher  
Councilwoman Wickham  
Mayor Williams  
Councilwoman Ramirez  
Councilman Barcelo Late

**STAFF PRESENT**

Rachelle Sanchez Town Clerk  
Tresa Georgini Town Attorney  
Neil Mullard Chief of Police

**COUNCIL MEMBERS ABSENT**

Councilman Goff

**STAFF ABSENT**

Juan Ponce Public Works

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

Diane Theobald  
Joe Tamayo  
Robin Pfohl  
Cindy Schofield  
Rebecca Beisenstein

Nabila Abukhza  
Diana Stirling  
Karl Foster  
Donna Kay

**4. CONSENT AGENDA**

Vice Mayor Baugher motioned to adopt consent agenda, seconded by Councilwoman Wickham.

**5. CALL TO THE PUBLIC**

Diana Stirling wanted to inform council on upcoming events the library was going to hold in the next few months.

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## 6. PUBLIC HEARING

Cindy Schofield introduced herself and stated that at this public hearing the Council was to choose the two projects that would be submitted to Department of Housing in July. Mayor Williams asked her to please remind us of the subjects discussed at the first meeting. Cindy announced the blithe Properties Rehab, water distribution system, backflow prevention devices, wastewater treatment plant and heating, cooling and ADA kitchen at the Community Center. Councilwoman Ramirez added that she would like to add the restrooms at the Community Center to the list. Rachelle stated that she had a request; Mayor Williams had forwarded an email regarding the stimulus funds. She made a call to the Governor's office and was informed that there was 55 million dollars available for water improvement projects and that if we submitted we would have a good chance of receiving funding. She asked Cindy if the CDBG money could be used for the engineering design of the project and Cindy said it could. Rachelle felt that since we already had the water design study done by Kennedy Jenks we had a good start. The proposal would be submitted the following week with the help from Kennedy Jenks. Mayor Williams asked if the CDBG funds could be used for water improvements and would we be able to get the money in time to pay for the engineering. Cindy stated that yes the grant money could be used for water improvements and that the grant would be submitted on July 1, 2009. Mayor Williams asked if this funding was guaranteed. Cindy stated that yes it was. Mayor Williams stated that maybe Kennedy Jenks would be willing to accept this situation. He also stated that this was a great opportunity for the Town and he had no idea how the Town would finance this project otherwise. Rachelle stated that this should still leave plenty of money for the Community Center upgrades. The total grant amount is \$224,000.00. After the engineering design cost the Town would still have \$124,000.00 left for the Community Center upgrades. Councilwoman Wickham mentioned that Congresswoman Kirkpatrick had been speaking on shovel ready projects. Rachelle stated that she also had the format that Congresswoman Kirkpatrick had and would be submitting it on March 27<sup>th</sup>. Councilman Ramirez motioned to approve the CDBG funds to be used for the engineering for water distribution and the second project to be the upgrades on the Community Center. Councilwoman Ramirez seconded. Motion carried.

## 7. NEW BUSINESS

### A. Appointment of new Parks and Recs. Board Member

Mayor Williams stated that Mary Rodriguez was the newly appointed Parks and Recs. board member he stated he felt she would do a fine job.

### B. Buying Locally – Councilman Barceló

Councilman Barceló asked if Council had noticed that in the last year no purchases had been made with local merchants. He then asked the Clerk how much money had been spent at Mammoth Lumber the last month. Rachelle stated that we had no purchases He then asked how much did we

spend at Home Depot she stated that we probably spent \$500 or \$600. He stated regarding the gas purchases of who we are to buy from is Councils decision not the Clerks. When the CPA makes a recommendation you bring it to Council they are to make the decision. This is the reason he wants to establish a policy for buying at home. Councilman Barceló, how do we justify buying in Tucson. Mayor Williams stated that if we are going to have a policy for buying in Town we were going to have to be more specific. Rachelle stated that she had never instructed anyone not to buy from Mammoth Lumber. Councilman Barcelo stated that the gas purchase was a recommendation by the auditor and he had noticed the cops buying at the Circle K when there is another gas station in town. Rachelle stated that number one gas is 33 cents higher at the other gas station and was it feasible to the Town to buy gas there. Number two we have fleet cards for the Circle K and this helps keep track of the gas usage where we didn't have this from the other business. Councilman Barcelo asked if the other business offered this system. Rachelle stated that she had tried to use the fleet card at the other place of business but the card did not work. She also stated that we had only started using this since there was such a large gas price difference. Councilman Barcelo motioned to approve a policy to buy in Town and if we can't find what is needed in town then we go out of Town. Motion died due to lack of second. Mayor Williams suggested asking members of the public and Council to form a group write the policy Councilman Barcelo was talking about.

**C. P&Z suggestions to change rules and regulations for Cemetery**

Diane Theobald stated that Planning and Zoning also acts as the Cemetery Committee and they have been reviewing the rules and regulations for the cemetery with Mr. Ponce and the Clerk. The Commission took into consideration the problems that have arrived with the cemetery. Tresa Georgini has reviewed the changes and updated contract. We have also added a certificated of ownership. Mayor Williams had a question on 6B special circumstance, he asked what were they? Diane stated that the Commission felt if someone with good standings moved out of town they should be allowed to still buy a plot. Mayor Williams thought maybe there should be some clarification to this. Diane said she would work on it. Second question the Mayor had was 8A as the contract now states plot resale is forbidden; the addition is for some reason the plot is no longer needed the Town could buy back the plot at the original purchase price. Mayor Williams asked if 18C the dimensions are they smaller than the previous. Diane stated no, they are larger she said Mr. Ponce and Dario had no problem with the new dimensions. Diane said the Commission was asking Councils approval to turn the recommendations over to Tresa for final review. She also asked if individual maps could be issued at time of plot purchase. Council agreed to issue maps of the plots. She also would like to draft a letter to manufactures of headstones and markers with the Town rules and regulations for headstones. Vice Mayor Baugher also suggested that rather than having the fees described in the rules and regulations why don't we just have an official fee schedule that Council

adopts each year. At this time the cemetery changes are to be given to the Attorney for review with council approval.

**D. General Plan – Diane Theobald**

Diane stated that it had come to her attention that the General Plan is to be redone every ten years and we are due. Mayor asked if we get formal notification of a timeline. He also asked if CAAG had notified the Town, he stated that they have planners for this. The Mayor instructed the Clerk to contact CAAG. He also questioned that he thought part of the Fairfield agreement was to update the General Plan so we should also contact them.

**E. Using R.I.C.O Funds to hire a police officer –Chief Mullard**

Chief Mullard stated that at the present time he is operating with five officers this included him. He was asking Council permission to hire one more officer with the cost of \$300 to the Town because he had a check that he requested out of R.I.C.O. funds for \$94,378.00 this would cover salary for two years. Mayor Williams asked if this amount included benefits. Chief Mullard stated that it did include benefits. Mayor Williams asked what would happen after the two years, do we just say good bye to the officer. Chief Mullard stated no, he hope the town could work him into the budget. Councilman Ramirez stated we have 5 officers on payroll including the Chief, would this position put another officer on the streets. His concern was that to date there have been no adult arrest and we only had two motor vehicle collisions. So why is there a need for another officer? Chief Mullard stated that if he had another officer he would be able to have one finish up investigations and still have men on the streets. After much discussion Councilman Ramirez motioned to table the item until it could be further discussed. Councilwoman Wickham seconded the motion. Item went to vote

Councilwoman Wickham - Yes

Vice Mayor Baugher - No

Councilman Barcelo - No

Councilman Ramirez - Yes

Councilwoman Ramirez \_ Yes

Item tabled due to vote 3 yes 2 no

**F. Officer to training in Flagstaff**

Chief Mullard stated that he was sending an officer to Flagstaff on 3 day training, he was asking for per diem for the officer for 3 days.

Vice Mayor Baugher motioned to advance per diem for three days to the officer. Seconded by Councilwoman Ramirez. Motion carried.

**G. Update on Gas Credit Card –Rachelle Town Clerk**

Rachelle informed council that she had ordered the Voyager gas cards and that they are usable a many gas stations. Numbers would be assigned to town vehicles and each employee is would be issued a card.

**H. Authorization for bids for Fog Seal Slurry application for Main Street & McFarland – Rachelle Town Clerk**

Rachelle stated that she wasn't sure if Mr. Ponce was planning on working with Pinal County on this project or if he was just going to go out for bids. Her thoughts were that since we were going to apply for Stimulus funding and we did get it, they would more than likely be tearing up the roads anyway so maybe we should hold on this project. Councilman Barcelo motioned to table this item, seconded by Councilman Ramirez.

**I. New Town Website – Diana Stirling**

Diana Stirling stated that she wanted to introduce Council to the new Town website she had been working on. She asked council members to please submit some information about them so she could place it on their individual page. The address for the site is townofmammoth.us. Council thanked Diana for all her hard work and dedication.

**J. Ratification of expenditure of \$9599.00 for #4 well – Rachelle Clerk**

Rachelle said Mr. Ponce has to replace the number #4 well. The expenses were \$9,599.00 at this time he was asking for expenditure ratification. Councilwoman Ramirez motioned to ratify the expenditure, seconded by Councilman Ramirez. Motion carried.

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**7. Executive Session – Pursuant to A.R.S. 38-431.03 A(1)(3)**

- a. Discussion or Consultation for legal advice with the Attorney or Attorneys of the public body. Councilman Ramirez motioned to go into executive session for no more than 15 minutes, with the Attorney, Council and the Clerk. Councilwoman Wickham seconded. Motion carried. Entered into executive session at 7:35 p.m.

**Executive Session- Action Pursuant to A.R.S. 38-431.03**

No Action Taken

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**8. Council Comments**

Rachelle thanked Diana Stirling for her hard work in getting the Website up and all her support. Councilman Ramirez also thanked Diane. Councilwoman Wickham thanked Planning and Zoning, Diana, and Council for working together.

**9. Adjourn**

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

I certify that the following are a true and correct copy of the minutes of the Town Council meeting held on January 19, 2009. I further certify that the meeting was duly called and held.

\_\_\_\_\_  
Town Clerk

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Mayor

ATTEST:

\_\_\_\_\_  
Town Attorney