

TOWN OF PATAGONIA
REGULAR COUNCIL MEETING **MINUTES**

7:00 P.M. - SEPTEMBER 25, 2019

1. CALL TO ORDER--Mayor Wood called the meeting to order at 7:00 P.M.
PRESENT: Mayor Wood, Vice-Mayor Stabile, Council Members Murrietta, Finch & Reibslager
STAFF: Town Manager Robinson, Marshal Patterson, ACO Hilliard, Judge Bracamonte and Town Attorney Bobby Yu
PUBLIC PRESENT: Debbie Robinson, Carolyn Shafer, Robert Gay, Tomas Johnson, Alex Johnson, Dave Ellis, Robert Proctor, Philip Tirion.
2. PLEDGE OF ALLEGIANCE--Mayor Wood led the Pledge of Allegiance
3. SWEARING IN OF NEW TOWN ATTORNEY/PROSECUTOR, BOBBY YU, BY JUDGE BRACAMONTE. At 7:01 P.M., Judge Bracamonte swore Attorney Bobby Yu in as Patagonia Town Attorney/Prosecutor. Recital page attached.
4. CORRECTION AND/OR APPROVAL OF MINUTES FROM:

REGULAR COUNCIL MEETING SEPTEMBER 11, 2019
SPECIAL STUDY SESSION, SEPTEMBER 18, 2019
MOTION: Council Member Finch moved to approve minutes from Regular Council Meeting on September 11, 2019 and Minutes from Special Study Session September 18, 2019 as submitted.
SECOND: Vice-Mayor Stabile
VOTE: The motion passed by a 5-0 vote, with Council Members voting as follows:
AYES: Mayor Wood, Vice-Mayor Stabile, Council Members Murrietta, Finch & Reibslager
NAYS: None
ABSTAINERS: None
ABSENT: None
PLEASE NOTE: THE MAYOR AND COUNCIL MAY ELECT TO TAKE ITEM(S) OUT OF ORDER.

CALL TO THE PUBLIC A.R.S. §38-431-01(H): AT THIS TIME, ANY MEMBER OF THE PUBLIC IS ALLOWED TO ADDRESS THE TOWN COUNCIL, SUBJECT TO REASONABLE TIME AND MANNER RESTRICTIONS. PURSUANT TO THE ARIZONA OPEN MEETING LAW, AT THE CONCLUSION OF THE CALL TO THE PUBLIC, INDIVIDUAL MEMBERS OF THE COUNCIL MAY RESPOND TO CRITICISM MADE BY THOSE WHO HAVE ADDRESSED THE COUNCIL, MAY ASK STAFF TO REVIEW THE MATTER, OR MAY ASK THE MATTER BE PLACED ON A FUTURE AGENDA. HOWEVER, MEMBERS OF THE PUBLIC BODY SHALL NOT DISCUSS OR TAKE LEGAL ACTION ON MATTERS RAISED DURING AN OPEN CALL TO THE PUBLIC UNLESS THE MATTERS ARE PROPERLY NOTICED FOR DISCUSSION AND LEGAL ACTION.

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OLD BUSINESS

5. MAYOR'S REPORT ON CURRENT EVENTS. AT THIS TIME THE MAYOR MAY WISH TO CALL UPON THE COUNCIL OR STAFF FOR CURRENT EVENTS OR MONTHLY REPORTS.
6. STAFF REPORTS ON ONGOING ACTIVITIES WITH POSSIBLE DIRECTION BY COUNCIL:
Mayor Wood had nothing to report
 - A. FINANCIAL REPORT: In books
 - B. POLICE REPORT: Marshal Patterson said a few items are ongoing and there are some investigations ongoing.
 - C. PLANNING AND DEVELOPMENT MATTERS: Council Member Murrietta said there is a P & D meeting scheduled for Tuesday, October 1, 2019 at 7:00 P.M.

NEW BUSINESS

7. DISCUSSION AND POSSIBLE ACTION AUTHORIZING TOWN MANAGER RON ROBINSON THE DESIGNATED CHIEF FISCAL OFFICER OF THE TOWN OF PATAGONIA ARIZONA FOR FISCAL YEAR 2019-2020, IN ORDER TO SUBMIT THE EXPENDITURE LIMITATION REPORT TO THE AUDITOR GENERALS OFFICE.
MOTION: Council Member Finch moved to authorize Town Manager Ron Robinson the Designated Chief Fiscal Officer of the Town of Patagonia for the fiscal year 2019-2020, in order to submit the Expenditure Limitation Report to The Auditor General's Office.
SECOND: Council Member Murrietta
VOTE: The motion passed by a 5-0 vote, with Council Members voting as follows:
AYES: Mayor Wood, Vice-Mayor Stabile, Council Members Murrietta, Finch & Reibslager
NAYS: None
ABSTAINERS: None
ABSENT: None
8. DISCUSSION AND POSSIBLE ACTION TO APPROVE SENDING LETTERS OF REQUEST TO WESTERN GEOGRAPHIC SCIENCE CENTER, PROJECT OFFICE, ARIZONA WATER SCIENCE CENTER, SOUTHWEST CLIMATE ADAPTION SCIENCE CENTER AND KERWIN DEWBERRY, FOREST SUPERVISOR, CORONADO NATIONAL FOREST. THE PURPOSE OF THESE LETTERS, IS FOR THESE AGENCIES TO PROVIDE THE TOWN OF PATAGONIA'S FLOOD AND FLOW COMMITTEE WITH WATER QUALITY DATA FOR SURFACE AND GROUND WATER IN THE SONOITA CREEK WATERSHED.
DISCUSSION: Mayor Wood yielded the floor to Carolyn Shafer, the Chair Person of The Flood and Flow Committee. Ms. Shafer said that these letters were of high priority in

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accumulating water quality and quantity information to add to NextGen's data for The Roadmap to Water Quality Project.

MOTION: Mayor Wood moved to send letters to WGSC Project Office, AWSC, SCASC and CNF Supervisor, Kerwin Dewberry.

SECOND: Council Member Reibslager

VOTE: The motion passed by a 5-0 vote, with Council Members voting as follows:

AYES: Mayor Wood, Vice-Mayor Stabile, Council Members Murrietta, Finch & Reibslager

NAYS: None

ABSTAINERS: None

ABSENT: None

9. DISCUSSION AND POSSIBLE ACTION TO APPROVE THE REWORDED RESOLUTION 19-06 BY NEW TOWN ATTORNEY BOBBY YU. THE WORDING IS MORE DESCRIPTIVE AND EXPRESSES IN MORE DETAIL THE INTENT OF THE RESOLUTION. THIS RESOLUTION, ONCE ADOPTED, REPLACES ANY PRIOR RESOLUTION MADE FOR THIS PURPOSE.

DISCUSSION: Mayor Wood Asked Town Attorney Bobby Yu to explain. Mr. Yu said the new wording puts the Resolution in lay man's terms, so the public understands the intent of the Resolution.

MOTION: Council Member Finch moved to approve the reworded Resolution by Town Attorney Bobby Yu.

SECOND: Mayor Wood

VOTE: The motion passed by a vote 5-0 vote, with Council Members voting as follows:

AYES: Mayor Wood, Vice-Mayor Stabile, Council members Murrietta, Finch & Reibslager

NAYS: None

ABSTAINERS: None

ABSENT: None

10. DISCUSSION AND POSSIBLE ACTION FOR THE TOWN OF PATAGONIA TO APPLY FOR A U.S. BUREAU OF RECLAMATION MATCHING GRANT TO CONSTRUCT 9 MONITORING WELLS IN THE SONOITA CREEK WATERSHED TO HELP CREATE A WATER QUALITY AND QUANTITY DATA BASE. THE TOTAL GRANT WOULD BE FOR \$200,000.00 WITH \$100,000.00 MATCHING. DAVE ELLIS, RESEARCHER.

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Mayor Wood yielded the floor to Dave Ellis. Mr. Ellis' presentation emphasized the need to monitor water quality and quantity through monitoring wells. Mr. Ellis brought a well monitoring device to show the hardware used to monitor water quantity. The Grant will enable The Town of Patagonia and all area stakeholders, to have water quantity data for the coming generations. He said the project also will monitor the impact of Global Climate Change and its local effect on our watershed. The project grant is in 2 parts. Part one is a two year process of drilling 9 monitoring wells with NextGen being the Project Manager. The Town would have a small part in administration costs, but there is money to compensate the town in the grant monies. Part two is, Borderlands Restoration then continues the project for about 14 years with a compensation of about \$3000.00 per year. The funds for Borderlands would come from the matching funds part of the grant. Mr. Ellis was asked if the Town was indemnified from any liability since all it would be doing is being the applicant and some administration over the two year period. Mr. Ellis did not know and said the Town attorney would have to review the grant terms. Mr. Ellis was asked if he was representing the Flood and Flow Committee in bringing this grant to the Council and he said he was representing himself. Carolyn Shafer then spoke on behalf of the Flood and Flow Committee and said it was under discussion but details had not been finalized. It is on the Flood and Flow agenda for the October 10, 2019 meeting at 10:00 A.M. Mr. Ellis was asked by Mayor Wood if the Flood and Flow Committee approved the grant and brought it to the Council for their approval at the October 23, 2019 Regular Council Meeting, would it give him enough time to have all the paperwork ready to submit on October 30, 2019? Mr. Ellis said it would be tight, but he thought he could do it. Further discussion took place regarding the Towns responsibility and liability to pay invoices.

MOTION: Vice-Mayor Stabile moved to table this item to give the Flood and Flow Committee time to study the details and make a recommendation to the Council at The Regular Council Meeting, October 23, 2019.

SECOND: Council Member Finch

VOTE: The motion passed by a 5-0 vote, with Council Members voting as follows:

AYES: Mayor Wood, Vice-Mayor Stabile, Council Members Murrietta, Finch & Reibslager

NAYS: None

ABSTAINERS: None

ABSENT: None

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11. DISCUSSION AND POSSIBLE ACTION ON APPROVAL OF ACCOUNTS PAYABLE, AND THE PAYOFF AMOUNT OF \$10,434.60 FOR THE WIFA LOAN TO CONSTRUCT THE WASTEWATER TREATMENT PLANT FROM 2003.

MOTION: Mayor Wood moved to pay the payables and the payoff amount of \$10,434.60 for the WIFA loan from 2003.

SECOND: Council Member Reibslager

VOTE: The motion passed by a 5-0 vote, with Council Members voting as follows:

AYES: Mayor Wood, Vice-Mayor Stabile, Council Members Murrietta, Finch & Reibslager

NAYS: None

ABSTAINERS: None

ABSENT: None

12. **FUTURE AGENDA ITEMS:**

FUTURE AGENDA ITEMS: AT THIS TIME THE COUNCIL MAY BRING FORTH TOPICS FOR FUTURE AGENDAS, AND IF PREVIOUSLY REJECTED BY THE MAYOR, THE COUNCIL MAY VOTE ON WHETHER TO PLACE THOSE ITEMS ON A FUTURE AGENDA PURSUANT TO SECTION 2-5-5 OF THE TOWN OF PATAGONIA, ARIZONA CODE. THE COUNCIL MAY NOT DISCUSS, DELIBERATE OR TAKE ANY ACTION ON THE SUBSTANCE OF THE TOPICS OTHER THAN TO VOTE TO INCLUDE THEM ON A FUTURE AGENDA. A. R. S. §38-431.02(H).

13. **ADJOURN**

MOTION: Council Member Finch moved to adjourn

SECOND: Council Member Murrietta

VOTE: The motion passed by a 5-0 vote, with Council Members voting as follows:

AYES: Mayor Wood, Vice-Mayor Stabile, Council Members Murrietta, Finch & Reibslager

NAYS: None

ABSTAINERS: None

ABSENT: None

The meeting adjourned at 7:52 P.M.

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I hereby confirm the foregoing minutes are a true and accurate copy of the minutes of a Regular Council Meeting held September 25, 2019 at 7:00 P.M. I further certify that the meeting was duly called, held, and that a quorum was present.

Dated this _____ Day of _____, 2019

APPROVED:

Mayor

ATTEST:

Town Manager