TOWN OF PATAGONIA

REGULAR COUNCIL MEETING **MINUTES**

7:00 P.M. - NOVEMBER 26, 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 Finch & Reibslager

ABSENT: Council Member Murrietta

STAFF: Town Manager Robinson & Marshal Patterson

PUBLIC PRESENT: See attached sign in sheet

1. PLEDGE OF ALLEGIANCE--Mayor Wood led the pledge of Allegiance

3. CORRECTION AND/OR APPROVAL OF MINUTES FROM:

REGULAR COUNCIL MEETING NOVEMBER 13, 2019

**MOTION:** Council Member Finch moved to approve the November 13, 2019 Regular Council Meeting Minutes

**SECOND:** Council Member Reibslager

**VOTE:** The motion passed by a 4-0 vote, with Council Members voting as follows:

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

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** Council Member Murrietta

**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.

Carolyn Shafer representing PARA, spoke about South32's statement that they spent millions of dollars building a water treatment plant at the mine tailing remediation site. Carolyn reminded us that in 2016 the owner of the mine, AMI, was instructed by the state of Arizona that to develop the 300 acre Trench Mine site, they would have to do what they are doing. South32 presented it as though they were volunteering to do this when it was mandated.

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Erin Botz spoke in favor of keeping the Community Pool open and asked that the burden of the financial support be shifted to the Town. She would like to see a Friends of The Pool Committee to help with fund raising and then charge the school to use it. She would like to make the pool more inviting and exciting, like learn how to swim. Mesa and Nogales both have Community Pools and they fund them.

Janet Herron also supports the Community Pool and would like to form a citizens committee to help with the pool. She also suggests that a Council Member be on the committee.

**OLD BUSINESS**

4. 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.

5. STAFF REPORTS ON ONGOING ACTIVITIES WITH POSSIBLE DIRECTION BY COUNCIL:

A. FINANCIAL REPORT in books

B. POLICE REPORT--Marshal Patterson said they were ready for the holidays and The Marshal's office is watching some circuit court cases that would affect laws here in our state.

C. PLANNING AND DEVELOPMENT MATTERS--No one was present

**NEW BUSINESS**

6. DISCUSSION AND POSSIBLE ACTION TO APPROVE THE SPIRIT WORLD 100 GRAVEL BIKE RACE FOR NOVEMBER 5-8, 2020. ZANDER AULT WOULD LIKE TO PRESENT A WRAP UP FROM THE 2019 RACE AND SHARE PLANS FOR THE 2020 RACE.

**Discussion:** Zander thanked the Council, Marshal and the Town for supporting The Spirit World 100 Gravel Bike Race held November 7-9, 2019. It was a great success and there were a lot of positive comments. They had 150 guests and 100 Bike Riders which represented 22 states and Canada. They were proud that 42% were female riders. He also thanked all the businesses in Town for their support and would like to be a part of the new Dr. Mock Park layout so that it still works for campsites. He said comments were made from the bike riders that this course was one of the hardest they ever rode on. His 2020 plan is set for November 5-8, 2020. He hopes the Council approves his plan. He also plans to continue having this race be an annual event in the Town of Patagonia. Mayor Wood asked Zander if they had thought about including the Middle and High Schools in the future. Heidi responded that they are working on a plan to include the students. Zander gave photo gifts to the Council, Town and Marshal.

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**MOTION:** Council Member Reibslager moved to approve The Spirit World 100 Gravel Bike Race for November 5-8, 2020.

**SECOND:** Mayor Wood

**VOTE:** The motion passed by a 4-0 vote, with Council Members voting as follows:

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

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** Council Member Murrietta

7. DISCUSSION AND POSSIBLE ACTION TO HOLD A STUDY SESSION TO DETERMINE THE FUTURE OF THE COMMUNITY SWIMMING POOL. TENTATIVE STUDY SESSION DATE WEDNESDAY, DECEMBER 11, 2019 AT 6:00 P.M.

**MOTION:** Mayor Wood moved to hold a Study Session to determine the future of The Community Swimming Pool on Wednesday, December 11, 2019, at 6:00 P.M.

**SECOND:** Council Member Finch

**VOTE:** The motion passed by a 4-0 vote, with Council Members voting as follows:

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

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** Council Member Murrietta

8. DISCUSSION AND POSSIBLE ACTION TO CONSOLIDATE DECEMBERS REGULAR COUNCIL MEETINGS INTO ONE MEETING, WEDNESDAY, DECEMBER 18, 2019 AT 7:00 P.M. DUE TO THE STUDY SESSION SCHEDULED FOR DECEMBER 11, 2019 AND CHRISTMAS BEING ON THE FOURTH WEDNESDAY OF THE MONTH.

**MOTION:** Council Member Finch moved to consolidate Decembers Regular Council Meetings into one meeting, Wednesday, December 18, 2019 at 7:00 P.M. due to the Study Session scheduled for December 11, 2019 and Christmas being on the fourth Wednesday of the month.

**SECOND:** Vice-Mayor Stabile

**VOTE:** The motion passed by a 4-0 vote, with Council Members voting as follows:

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

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** Council Member Murrietta

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9. DISCUSSION AND POSSIBLE ACTION TO APPROVE A RATE INCREASE FOR THE GARDEN APARTMENTS STUDIO UNITS. THERE ARE TWO STUDIO UNITS, ONE RENTING FOR $236.00 PER MONTH AND ONE RENTING FOR $250.00 PER MONTH. WE ASK THAT

APPROVAL BE MADE ON EQUALING THE RENTS TO $285.00 PER MONTH. THE APARTMENTS ARE AGING AND WE ARE SPENDING MORE IN MAINTENANCE COSTS. THE RENT INCLUDES WATER, SEWER AND GARBAGE SERVICE. THIS REPRESENTS AN INCREASE OF ABOUT 12.5%. INCREASE WOULD BE EFFECTIVE JANUARY 1, 2020.

**Discussion:** Philip Brister spoke of concern over the residents being unable to afford the increase. Mayor Wood said it was just a 12.5% increase and it included utilities except for gas and electric and Town Manager Robinson said the rents had not been raised since the Apartments were new. Mr. Brister asked Town Manager Robinson if the residents had been informed and Town Manager Robinson said he spoke with one of the residents informing them.

**MOTION:** Mayor Wood moved to approve a rate increase for the Garden Apartments Studio Units and equaling the rents for both units to $285.00 per month including water, sewer and garbage service, effective January 1, 2020.

**SECOND:** Council Member Reibslager

**VOTE:** The motion passed by a 4-0 vote, with Council Members voting as follows:

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

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** Council Member Murrietta

10. DISCUSSION AND POSSIBLE ACTION TO APPROVE A RATE INCREASE FOR THE GARDEN APARTMENTS 1 BEDROOM UNITS. WE HAVE FOUR ONE BEDROOM UNITS. THREE RENT FOR $285.00 PER MONTH AND ONE RENTS FOR $249.00 PER MONTH. WE ASK THAT APPROVAL BE MADE ON EQUALING THE RENTS TO $320.00 PER MONTH DUE TO INCREASED MAINTENANCE COSTS. THIS REPRESENTS AN INCREASE OF ABOUT 12.5%. INCREASE WOULD BE EFFECTIVE JANUARY 1, 2020.

**MOTION:** Mayor Wood moved to approve a rate increase for the Garden Apartments 1 Bedroom units equaling the rents for all 4 units to $320.00 per month including water, sewer and garbage service effective, January 1, 2020.

**SECOND:** Council Member Finch

**VOTE:** The motion passed by a 4-0 vote, with Council Members voting as follows:

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

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** Council Member Murrietta

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11. DISCUSSION AND POSSIBLE ACTION ON APPROVAL OF ACCOUNTS PAYABLE.

**MOTION:** Council Member Reibslager moved to approve paying accounts payable

**SECOND:** Council Member Finch

**VOTE:** The motion passed by a 4-0 vote, with Council Members voting as follows:

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

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** Council Member Murrietta

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:** Vice-Mayor Stabile

**VOTE:** The motion passed by a 4-0 vote, with Council Members voting as follows:

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

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** Council Member Murrietta

The meeting adjourned at 7:30 P.M.

I hereby confirm the foregoing minutes are a true and accurate copy of the minutes of a Regular Council Meeting held November 26, 2019 at 7:00 P.M. I further certify that the meeting was duly called, held, and that a quorum was present.

Dated \_\_\_\_\_\_\_\_\_\_\_ Day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2019

APPROVED:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Mayor

ATTEST:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Town Clerk/Manager