TOWN OF PATAGONIA

REGULAR COUNCIL MEETING **MINUTES**

7:00 P.M. - SEPTEMBER 9, 2020

1. CALL TO ORDER

2. ROLL CALL/THIS MEETING WILL HAVE PARTIAL REMOTE PARTICIPATION WITH LIMITED PUBLIC PARTICIPATION IN THE MEETING.

PRESENT: Mayor Wood, Vice-Mayor Stabile and via teleconference Council Member Murrietta

ABSENT: Council Members Reibslager and Finch

STAFF PRESENT: Town Manager Robinson

PUBLIC PRESENT: Herman Quiroga, Robert Gay, via Zoom Meeting Philip Brister, Jonathan Lutz, Jesus Robles and Diana Aussenmacher

3. PLEDGE OF ALLEGIANCE: Mayor Wood led the Pledge of Allegiance

4. CORRECTION AND OR APPROVAL OF MINUTES FROM:

REGULAR COUNCIL MEETING AUGUST 26, 2020 @ 7:00 P.M. WITH PARTIAL REMOTE PARTICIPATION WITH LIMITED PUBLIC PARTICIPATION IN THE MEETING.

**MOTION:** Mayor Wood moved to approve the minutes from the REGULAR COUNCIL MEETING AUGUST 26, 2020 @ 7:00 P.M. WITH PARTIAL REMOTE PARTICIPATION WITH LIMITED PUBLIC PARTICIPATION IN THE MEETING.

**SECOND:** Vice-Mayor Stabile

**VOTE:** The motion passed by a 3-0 vote, with Council Members voting as follows:

**AYES:** Mayor Wood, Vice-Mayor Stabile and via teleconference Council Member Murrietta

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** Council Members Reibslager and Finch

5. 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 COMMITTEE, SUBJECT TO REASONABLE TIME AND MANNER RESTRICTIONS. THE PUBLIC WILL ONLY BE RECOGNIZED TO SPEAK ON AGENDA ITEMS LISTED FOR PUBLIC INPUT PURSUANT TO TOWN CODE SECTION 2-5- 6. 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.

No one spoke.

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**OLD BUSINESS**

6. 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.

Vice-Mayor Stabile reported that he and the Town Manager are in talks with South32 to contract with an independent third party for a water study because of the de-watering plan South32 has.

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

* MANAGERS REPORT: Town Manager Robinson reported the Auditors had contacted Town Hall requesting a trial balance so they could start on last year's audit. He also said PACE Engineering who is the Consultant for the WWTP Rehab sent an approved contract from NADB to sign.
* POLICE REPORT: Will be emailed and sent out Friday to all Council Members
* PLANNING AND DEVELOPMENT MATTERS--ITEM #9
* PATAGONIA FIRE AND RESCUE REPORT FOR AUGUST, ATTACHED

**NEW BUSINESS**

8. DISCUSSION AND POSSIBLE ACTION TO APPROVE THE TOWN OF PATAGONIA ARIZONA OVER WEIGHT PERMIT APPLICATION FOR ONE-TIME DELIVERIES.

**MOTION:** Mayor Wood moved to approve the TOWN OF PATAGONIA ARIZONA OVER WEIGHT PERMIT APPLICATION FOR ONE-TIME DELIVERIES.

**SECOND:** Vice-Mayor Stabile

**DISCUSSION:** Town Manager Robinson explained that throughout the Town Code, different sections call for a permit. Until one is needed it is usually not developed. Robert Gay asked what it was for and when it was happening. Town Manager Robinson said it was for Rummel Construction to haul a large piece of equipment to the mine site and it was loaded on a trailer 110" long 8'6" wide and 15'2" high weighing 185,000 lbs distributed over 8 axles at approximately 23,000 lbs per axle. South32 applied for the permit and the transit was September 4, 2020.

**VOTE:** The motion passed by a 3-0 vote, with Council Members voting as follows:

**AYES:** Mayor Wood, Vice-Mayor Stabile and via teleconference Council Member Murrietta

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** Council Members Reibslager and Finch

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9. JOINT PUBLIC HEARING ON USE PERMIT APPLICATION FOR THE RENOVATIONS TO THE PATON BIRD CENTER LOCATED AT 477 PENNSYLVANIA AVENUE, PATAGONIA ARIZONA BY TUCSON AUDUBON SOCIETY.

Hearing was opened by Mayor Wood at 7:11 pm and Jonathan Lutz made a quick presentation outlining the history and desire the Tucson Audubon Society has for the Paton Center in Patagonia. Jesus Robles, the Design Consultant, spoke about the desire dating back to 2016 for a remodel and replacement of dated buildings to bring the Birders a more pleasant experience as they observe the different species of humming birds. Their proposal has new living quarters, a meeting room and public restrooms. Vice-Mayor Stabile let them know about the direct discharge of water by South32, and they asked for more information. Mayor Wood said Town Manager Robinson would email them South32's July water discharge presentation. Hearing concluded at 7:23 pm.

10. DISCUSSION AND POSSIBLE ACTION TO APPROVE THE RECOMMENDATION FROM THE PLANNING AND DEVELOPMENT COMMITTEE TO ALLOW TUCSON AUDUBON SOCIETY A USE PERMIT TO RENOVATE AND REBUILD THE LIVING QUARTERS AND EXPAND AND PROVIDE A MEETING AREA AND PUBLIC RESTROOMS LOCATED AT THE PATON BIRD CENTER 477 PENNSYLVANIA AVENUE PATAGONIA ARIZONA. SEE ATTACHED LETTERS AND NOTICE.

**MOTION:** Vice-Mayor Stabile moved TO APPROVE THE RECOMMENDATION FROM THE PLANNING AND DEVELOPMENT COMMITTEE TO ALLOW TUCSON AUDUBON SOCIETY A USE PERMIT TO RENOVATE AND REBUILD THE LIVING QUARTERS AND EXPAND AND PROVIDE A MEETING AREA AND PUBLIC RESTROOMS LOCATED AT THE PATON BIRD CENTER 477 PENNSYLVANIA AVENUE PATAGONIA ARIZONA. SEE ATTACHED LETTERS AND NOTICE.

**SECOND:** Mayor Wood

**VOTE:** The motion passed by a 3-0 vote, with Council Members voting as follows:

**AYES:** Mayor Wood, Vice-Mayor Stabile and via teleconference Council Member Murrietta

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** Council Members Reibslager and Finch

11. DISCUSSION AND POSSIBLE ACTION TO APPROVE PAYMENT OF ACCOUNTS PAYABLE

**MOTION:** Mayor Wood moved TO APPROVE PAYMENT OF ACCOUNTS PAYABLE

**SECOND:** Vice-Mayor Stabile

**DISCUSSION:** Mayor Wood asked about 2018 Mariposa bills to the Marshal's department. Town Manager Robinson said he contacted the Marshal and they were Suspects arrested and had to get Jail Clearance from a Doctor before going to SCC Jail. The bills were a couple of years late. Mayor Wood also asked what the Mueller bill was

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for and Town Manager Robinson said that the electronic meters that were bought with the grant back in 2018 had a two year support from Mueller attached to it. We are now three years out from the purchase.

**VOTE:** The motion passed by a 3-0 vote, with Council Members voting as follows:

**AYES:** Mayor Wood, Vice-Mayor Stabile and via teleconference Council Member Murrietta

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** Council Members Reibslager and Finch

12. **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).

General discussion was made over upcoming agenda items but no one moved to place any of them on a future agenda.

13. **ADJOURN**

**MOTION:** Mayor Wood moved to adjourn

**SECOND:** Vice-Mayor Stabile

**VOTE:** The motion passed by a 3-0 vote, with Council Members voting as follows:

**AYES:** Mayor Wood, Vice-Mayor Stabile and via teleconference Council Member Murrietta

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** Council Members Reibslager and Finch

The meeting adjourned at 7:34 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 9, 2020 at 7:00 P.M. I further certify that the meeting was duly called, held, and that a quorum was present.

Dated \_\_\_\_\_\_\_\_\_\_ Day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2020

APPROVED:

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

Mayor

ATTEST:

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

Town Clerk/Manager