1. CALL TO ORDER—Mayor Wood called the meeting to order at 6:00 p.m.

2. ROLL CALL/THIS MEETING WILL BE HELD WITH PARTIAL PUBLIC PARTICIPATION IN THE MEETING AND VIA ZOOM MEETING. Mayor Wood present, Vice-Mayor Stabile present, Council Members Reibslager, Finch & Claverie present.

STAFF PRESENT: Town Manager Robinson, Town Attorney Enrique Gonzales Jr.

PUBLIC PRESENT: Asterian Mosley, Paulette Gatlin, Inge Meyer, Debbie Robinson and via Zoom Meeting Melanie Lawson, Robert Gay and Caleb Weaver.

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

4. CORRECTION AND OR APPROVAL OF MINUTES FROM:

A SPECIAL COUNCIL MEETING HELD OCTOBER 27, 2021, AT 7:00 P.M. VIA ZOOM MEETING WITH PARTIAL PUBLIC PARTICIPATION IN PERSON.

A SPECIAL COUNCIL MEETING HELD NOVEMBER 1, 2021, AT 6:00 P.M.

A JOINT STUDY SESSION WITH THE FLOOD AND FLOW COMMITTEE HELD NOVEMBER 9, 2021, AT 6:00 P.M. VIA ZOOM MEETING WITH PARTIAL PUBLIC PARTICIPATION IN PERSON.

**MOTION:** Council Member Finch moved to approve the minutes of A SPECIAL COUNCIL MEETING HELD OCTOBER 27, 2021, AT 7:00 P.M. VIA ZOOM MEETING WITH PARTIAL PUBLIC PARTICIPATION IN PERSON.

A SPECIAL COUNCIL MEETING HELD NOVEMBER 1, 2021, AT 6:00 P.M.

A JOINT STUDY SESSION WITH THE FLOOD AND FLOW COMMITTEE HELD NOVEMBER 9, 2021, AT 6:00 P.M. VIA ZOOM MEETING WITH PARTIAL PUBLIC PARTICIPATION IN PERSON.

**SECOND:** Mayor Wood

**DISCUSSION:** Mayor Wood asked if Council Member Finch could make a motion on Item # 8 under new business from October 27 Special Council Meeting even though he had a conflict of interest. Town Manager Robinson said he could but could not vote on the item.

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

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

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** None

5. CALL TO THE PUBLIC A. R. S. §38-431-01(H): AT THIS TIME, THE PUBLIC WILL ONLY BE RECOGNIZED TO SPEAK ON AGENDA ITEMS LISTED FOR PUBLIC INPUT PURSUANT TO TOWN CODE SECTION 2-5-6. ANY MEMBER OF THE PUBLIC IS ALLOWED TO ADDRESS THE TOWN COUNCIL, SUBJECT TO A REASONABLE TIME SET BY THE COUNCIL 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.

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. Mayor Wood asked the Council if anyone had a current event or any information to share. Council Member Finch updated all on vaccinations in Town and in Santa Cruz County. Mayor Wood asked Town Manager Robinson if he had any update. Town Manager Robinson said George from Trail Riders of Southern Arizona called and reported that more interest was shown by his group and the number of participants grew from 60 to 90. Town Manager Robinson also mentioned that he requested the motorcycles use SR82 in lieu of McKeown to ride into their designated areas. They requested to have Fourth Avenue closed for their registration meeting between the hours of 7:00 a.m. and 8:30 a.m. Saturday morning, November 20th.

7. REPORTS FROM DEPARTMENTS AND COMMITTEES ON ONGOING ACTIVITIES. In books

**NEW BUSINESS**

8. DISCUSSION AND POSSIBLE ACTION TO ACCEPT RYAN SHORES LETTER OF RESIGNATION FROM THE TREE AND PARK COMMITTEE.

**MOTION:** Council Member Finch moved to accept RYAN SHORES LETTER OF RESIGNATION FROM THE TREE AND PARK COMMITTEE with thanks for serving on the committee.

**SECOND:** Council Member Claverie

**DISCUSSION:** None

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

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

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** None

9. DISCUSSION AND POSSIBLE ACTION TO APPROVE MAYOR WOOD SIGNING THE SUBDIVISION SETTLEMENT PARTICIPATION FORMS FOR THE OPIOID SETTLEMENT AGAINST DISTRIBUTORS AND JANSSEN PURSUANT TO THE SETTLEMENT AGREEMENT DATED JULY 21, 2021.

**MOTION:** Mayor Wood moved to APPROVE MAYOR WOOD SIGNING THE SUBDIVISION SETTLEMENT PARTICIPATION FORMS FOR THE OPIOID SETTLEMENT AGAINST DISTRIBUTORS AND JANSSEN PURSUANT TO THE SETTLEMENT AGREEMENT DATED JULY 21, 2021.

**SECOND:** Council Member Claverie

**DISCUSSION:** Mayor Wood had questions on definitions on the document and Town Manager Robinson said they were in the July 21, 2021, agreement already signed. Also, Mayor Wood had questions regarding Item 5 and 9 on both documents. Town Manager Robinson said that item 5 refers to approved ways to spend the funds and item 9 is like an indemnification, we have no more recourse against the distributors or Janseen.

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

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

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** None

10. DISCUSSION AND POSSIBLE ACTION TO SCHEDULE A COUNCIL STUDY SESSION FOR THE PURPOSE OF CLARIFYING AND SIMPLIFYING OUR TRUCK REGULATIONS UNDER TOWN CODE CHAPTER 11, SECTION 11-4, AND ORDINANCE 17-01. THE STUDY SESSION DATE TO BE DETERMINED.

**MOTION:** Mayor Wood moved to SCHEDULE A COUNCIL STUDY SESSION FOR THE PURPOSE OF CLARIFYING AND SIMPLIFYING OUR TRUCK REGULATIONS UNDER TOWN CODE CHAPTER 11, SECTION 11-4 AND ORDINANCE 17-01. THE STUDY SESSION DATE TO BE DETERMINED.

**SECOND:** Vice-Mayor Stabile

**DISCUSSION:** Vice-Mayor Stabile said they are too complex and wants to simplify and clarify the definition of a heavy truck. Council Member Reibslager said he wanted to

take the quantum theory calculations out of the determination of the axle bearing weight to determine a heavy truck but keep the overall regulation in place. Mayor Wood

stated that they need to wait until they reach Item 17, Future Agenda Items to schedule the study session.

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

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

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** None

11. DISCUSSION AND POSSIBLE ACTION TO ACCEPT THE 2021 THROUGH 2026 RECOMMENDATIONS OF MAINTENANCE, HORTICULTURE AND LANDSCAPE CARE FROM THE TOWN OF PATAGONIA’S TREE AND PARK COMMITTEE.

**MOTION:** Council Member Finch moved to ACCEPT THE 2021 THROUGH 2026 RECOMMENDATIONS OF MAINTENANCE, HORTICULTURE AND LANDSCAPE CARE FROM THE TOWN OF PATAGONIA’S TREE AND PARK COMMITTEE.

**SECOND:** Vice-Mayor Stabile

**DISCUSSION:** Mayor Wood mentioned these recommendations seem outdated. She asked Caleb Weaver if he would like to speak to this item. Mr. Weaver spoke about some changes and brought clarity to the recommendation.

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

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

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** None

12. DISCUSSION AND POSSIBLE ACTION TO APPROVE A COUNCIL STUDY SESSION FOR THE PURPOSE OF DETERMINING IF A TOWN ORDINANCE NEEDS TO BE PUT INTO PLACE FOR RESTRICTING LARGE GROUPS (10 OR MORE) OF ATV’S, UTV’S OR OTHER RECREATIONAL VEHICLES FROM GATHERING IN TOWN, PARKING ON TOWN PROPERTY TO OFF-LOAD AND LOUDLY DRIVING DOWN TOWN STREETS. STUDY SESSION WOULD BE HELD ON WEDNESDAY, DECEMBER 8, 2021, AT 6:00 P.M. REQUEST BY PAULETTE GATLIN.

**MOTION:** Mayor Wood moved to APPROVE A COUNCIL STUDY SESSION FOR THE PURPOSE OF DETERMINING IF A TOWN ORDINANCE NEEDS TO BE PUT INTO PLACE FOR RESTRICTING LARGE GROUPS (10 OR MORE) OF ATV’S, UTV’S OR OTHER RECREATIONAL VEHICLES FROM GATHERING IN TOWN, PARKING ON TOWN PROPERTY TO OFF-LOAD

AND LOUDLY DRIVING DOWN TOWN STREETS. STUDY SESSION WOULD BE HELD ON WEDNESDAY, DECEMBER 8, 2021, AT 6:00 P.M. REQUEST BY PAULETTE GATLIN.

**SECOND:** Council Member Reibslager

**DISCUSSION:** Paulette Gatlin stated that she was here on behalf of the dog walker group to convey what happened when 100+ ATV’S and UTV’S converged on the town. Ms. Gatlin called the Sheriff’s Department about the noise ordinance and was told they already had 1 Deputy in our area. She went on to talk about the rude behavior, radios blaring and toasting alcoholic beverages and how the noise of their vehicles echoing and reverberating off the mountains caused the dogs to howl and bark. This continued until late in the evening and was definitely an all-day disruption and nuisance. Council Member Claverie said other citizens had voiced concerns to her and the timing is very good to review this and see what other towns have done.

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

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

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** None

13. DISCUSSION AND POSSIBLE ACTION TO APPOINT MURPHY MUSICK TO BE A MEMBER OF THE TOWN OF PATAGONIA MUNICIPAL PROPERTY CORPORATION BOARD OF DIRECTORS.

**MOTION:** Council Member Finch moved to APPOINT MURPHY MUSICK TO BE A MEMBER OF THE TOWN OF PATAGONIA MUNICIPAL PROPERTY CORPORATION BOARD OF DIRECTORS.

**SECOND:** Vice-Mayor Stabile

**DISCUSSION:** Council Member Finch stated they need more members on the Board. We only meet once per year. Right now, they are down to two members, Murphy will be three.

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

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

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** None

14. DISCUSSION AND POSSIBLE ACTION TO APPROVE MAYOR WOOD SIGNING THE TERMINATION OF LICENSE AGREEMENT WITH SOUTH32 DATED JULY 8, 2020, CLOSING OUT THE ROAD PROJECT.

**MOTION:** Council Member Finch moved to APPROVE MAYOR WOOD SIGNING THE TERMINATION OF LICENSE AGREEMENT WITH SOUTH32 DATED JULY 8, 2020, CLOSING OUT THE ROAD PROJECT.

**SECOND:** Council Member Claverie

**DISCUSSION:** None

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

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

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** None

15. DISCUSSION AND POSSIBLE ACTION TO APPROVE TOWN MANAGER ROBINSON TO SIGN A COMMUNITY SUPPORT AGREEMENT WITH SOUTH32 FOR THE FUNDS TO RELOCATE THE 1940’S SOUTHERN PACIFIC BAYSIDE CABOOSE DONATED BY PETER ROBBINS TO DR. MOCK PARK.

**MOTION:** Mayor Wood moved to APPROVE TOWN MANAGER ROBINSON TO SIGN A COMMUNITY SUPPORT AGREEMENT WITH SOUTH32 FOR THE FUNDS TO RELOCATE THE 1940’S SOUTHERN PACIFIC BAYSIDE CABOOSE DONATED BY PETER ROBBINS TO DR. MOCK PARK.

**SECOND:** Vice-Mayor Stabile

**DISCUSSION:** Mayor Wood asked Melanie Lawson of South32 if she would like to speak. Ms. Lawson said this agreement is like the agreement for the wastewater treatment plant contribution. Ms. Lawson is excited to be involved in helping move the Caboose to Town and seeing the Sky Islands Tourism Association use it as a Visitors Center.

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

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

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** None

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

**MOTION:** Council Member Reibsalger moved to APPROVE PAYMENT OF ACCOUNTS PAYABLE.

**SECOND:** Council Member Claverie

**DISCUSSION:** None

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

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

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** None

17. **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).

Time was set for the Study Session on Trucking Regulations for January 5, 2022, at 6:00 p.m.

18. **ADJOURN**

**MOTION:** Mayor Wood moved to adjourn

**SECOND:** Council Member Claverie

**DISCUSSION:** None

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

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

**NAYS:** None

**ABSTAINERS:** None

**ABSENT:** None

THE MEETING ADJOURNED AT 6:30 P.M.

I hereby confirm the foregoing minutes are a true and accurate copy of a Special Council Meeting held November 17, 2021, at 6:00 p.m. I further certify that the meeting was duly called, held, and that a quorum was present.

Dated this \_\_\_\_\_\_\_\_\_\_ Day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2021

APPROVED:

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

Andrea Wood, Mayor

ATTEST:

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

Ron Robinson, Town Clerk