

**TOWN OF KEARNY  
SPECIAL MEETING MINUTES**

**A SPECIAL MEETING OF THE TOWN COUNCIL OF THE TOWN OF KEARNY, ARIZONA,  
AT THE KEARNY TOWN HALL LOCATED AT 912-C TILBURY DRIVE ON  
TUESDAY, FEBRUARY 18, 2020, AT 7:00 P.M.**

**COUNCILMEMBERS PRESENT**

|               |                                     |
|---------------|-------------------------------------|
| Mayor         | Debra Sommers                       |
| Vice Mayor    | Daniel Radcliffe                    |
| Councilmember | Rose Bradford                       |
| Councilmember | Nancy Hinojos                       |
| Councilmember | Rudy Flores                         |
| Councilmember | Samantha Misita (Telephonically)    |
| Councilmember | Sheila Stephenson (Absent, Excused) |

**TOWN STAFF PRESENT**

|               |                |
|---------------|----------------|
| Town Manager  | Anna Flores    |
| Town Clerk    | Martina Burnam |
| Town Attorney | Stephen Cooper |

**VISITORS PRESENT**

|   |                   |
|---|-------------------|
| President, Copper Basin Chamber of Commerce | Ginger Bentley    |
| Living Word Chapel                          | Pastor James Ruiz |
| Carol Lewis                                 | Jimmy Nelson      |
| Doug Kubik                                  | Barbara Carrell   |

**CALL TO ORDER/PLEDGE OF ALLEGIANCE**

Mayor Sommers called the meeting to order at 7:00 p.m. followed by the Pledge of Allegiance.

**INVOCATION**

Invocation provided by Pastor James Ruiz from Living Word Chapel.

**ROLL CALL**

Mayor Debra Sommers requested Town Clerk, Martina Burnam, to call the roll. Quorum was present.

**APPROVAL OF MINUTES FOR:**

Special Meeting January 21, 2020

**Motion** by Councilmember Hinojos, **second** by Councilmember Flores to approve the Minutes for Special Meeting January 21, 2020. **Vote** – Mayor Debra Sommers, Vice Mayor Daniel Radcliffe, Councilmembers Samantha Misita, Rudy Flores, Rose Bradford and Nancy Hinojos all voted in favor of the motion.

**MOTION PASSED.**

**PETITIONS, CORRESPONDENCE AND COMMUNICATIONS**

A. Call to the Public. – None Brought Forth

**CONSIDERATION AND POSSIBLE APPROVAL OF THE ARIZONA MUTUAL AID COMPACT WITH THE STATE OF ARIZONA AND THE ARIZONA DEPARTMENT AND MILITARY AFFAIRS**

An Intergovernmental Agreement with the Arizona Mutual Aid Compact with the State of Arizona and the Arizona Department and Military Affairs. The purpose of this compact is to define for the participating parties the emergency management terms and procedures which will be used among participating parties for dispatching mutual aid assistance to any affected area in accordance with local ordinances, resolutions, emergency plans or agreements. Contracting authority for political subdivisions of Arizona for this Compact is based upon A.R.S. §26-308 which provides that each county and incorporated city and town of the state may appropriate and expend funds, make contracts and obtain and distribute equipment, materials and supplies for emergency management purposes. This agreement shall be construed in accordance with the laws of the State of Arizona.

The Scope of this Compact is to (1) provide the procedures to notify the Providing Parties of the need for emergency assistance; (2) to identify available resources; and, (3) to provide a mechanism for compensation for resources.

**Motion** by Councilmember Bradford, **second** by Councilmember Flores to approve the Agreement with Arizona Mutual Aid Compact with the State of Arizona and the Arizona Department and Military Affairs. **Vote** – Mayor Debra Sommers, Vice Mayor Daniel Radcliffe, Councilmembers Samantha Misita, Rudy Flores, Rose Bradford and Nancy Hinojos all voted in favor of the motion. **MOTION PASSED.**

**APPROVAL OF SCOPE OF WORK FOR PAT WALKER CONSULTING, LLC**

Pat Walker has worked with the Town over the past eight years to develop and present the budget for the Town of Kearny. This extensive knowledge is very valuable. Pat Walker has always met all of her deadlines. Pat Walker spends an extra amount of time helping the Town of Kearny staff and she continues to help the staff throughout the year, which she does free of charge. Pat is very conscientious and presents an accurate budget rather than increasing the budget by a certain percentage, which was done in the past. This is a reasonable cost for the amount of work Pat helps the Town of Kearny. She also helps the other communities in the area. This amount also includes a budget workshop in March, in addition to a draft of the proposed budget in May, and five-year forecast will be reviewed and discussed. On June 1, 2020 there will be a special council meeting for the Tentative Budget Adoption and on June 22, 2020, there will be a public hearing for the Final Budget Adoption and Property Tax Levy/Truth in Taxation. On July 6, 2020, there will be the Adoption of the Property Tax Levy.

It is recommended approval of the Scope of Work for Pat Walker Consulting, LLC, for budget consulting, but will not exceed a total of \$10,500 for this contract. The fee is the same as the last several years

**Motion** by Vice Mayor Daniel Radcliffe, **second** by Councilmember Bradford to approve the Scope of Work for Pat Walker Consulting, LLC, for budget consulting, but will not exceed a total of \$10,500 for this contract. **Vote** – Mayor Debra Sommers, Vice Mayor Daniel Radcliffe, Councilmembers Samantha Misita, Rudy Flores, Rose Bradford and Nancy Hinojos all voted in favor of the motion. **MOTION PASSED.**

**CONSIDERATION AND POSSIBLE APPROVAL OF AN INTERGOVERNMENTAL AGREEMENT FOR THE TRANSFER OF A TOWN OF KEARNY USED LAW ENFORCEMENT VEHICLE AND EQUIPMENT TO THE TOWN OF MAMMOTH**

An agreement that states the Town of Kearny is in possession of a used police vehicle and miscellaneous police equipment. Mammoth is in need of this vehicle and used equipment for law enforcement functions. Kearny has the desire and the ability to assist Mammoth.

The vehicle is a 2007 Chevrolet Tahoe with a VIN#GNEC03077R3442227.

It is recommended the approval of an intergovernmental agreement for the transfer of a Town of Kearny used law enforcement vehicle and equipment to the Town of Mammoth.

Chief of Police Wallace Kenney submitted a letter of recommendation that was read by Town Manager Anna Flores.

**Motion** by Councilmember Misita, **second** by Councilmember Bradford to approve the Intergovernmental Agreement for the Transfer of a Town of Kearny Use Law Enforcement Vehicle and Equipment to the Town of Mammoth. **Vote** – Mayor Debra Sommers, Vice Mayor Daniel Radcliffe, Councilmembers Samantha Misita, Rudy Flores, Rose Bradford and Nancy Hinojos all voted in favor of the motion. **MOTION PASSED.**

**APPROVAL OF INTERGOVERNMENTAL AGREEMENT WITH PINAL COUNTY TO CONDUCT COUNCIL ELECTIONS**

The Town of Kearny's Primary/General elections will be held on August 4, 2020 and November 3, 2020. It is necessary to authorize the proposed agreement the Pinal County Recorder and the Elections Department is proposing. In the attached agreement they are proposing to provide election services, including ballots, tally official results, use of election equipment, create an election board and provide registers of qualified electors.

It is recommended the Council approve the attached IGA with Pinal County for election services.

**Motion** by Councilmember Bradford, **second** by Councilmember Flores to approve the Intergovernmental Agreement with Pinal County to Conduct Council Elections. **Vote** – Mayor Debra Sommers, Vice Mayor Daniel Radcliffe, Councilmembers Samantha Misita, Rudy Flores, Rose Bradford and Nancy Hinojos all voted in favor of the motion. **MOTION PASSED.**

**CONSIDERATION AND POSSIBLE APPROVAL OF REMOVING THE NAME OF THE PREVIOUS TOWN CLERK TO THE PRESENT TOWN CLERK MARTINA BURNMAN TO CLOSE THE KEARNY POLICE RICO TEMPORARY FUND CERTIFICATE OF DEPOSIT TO MAKE FUNDS PAYABLE TO THE TOWN OF KEARNY PER BANK OF THE WEST**

Town Clerk, Martina Burnam stated she spoke with John Finnicum from the Bank of the West regarding the recommendation from the auditors to close the Kearny Police RICO Temporary Fund Certificate of Deposit. The name on the account is Margaret Gaston, Town Clerk and she is no longer with the Town of Kearny. Martina Burnam is the new Town Clerk and Martina needs a directive from the Town Council to place Town Clerk Martina Burnam as manager of the Kearny Police RICO Temporary Fund Certificate of Deposit account, close the account and make the funds payable to the Town of Kearny.

It is recommended to place Town Clerk Martina Burnam as manager of the Kearny Police RICO Temporary Fund Certificate of Deposit account, close the account and make the funds payable to the Town of Kearny, at the request of the auditors.

**Motion** by Councilmember Bradford, **second** by Councilmember Hinojos to place Town Clerk Martina Burnam as Manager of the Kearny Police RICO Temporary Fund Certificate of Deposit account, direct Martina to close the account and make funds payable to the Town of Kearny. **Vote** – Mayor Debra Sommers, Vice Mayor Daniel Radcliffe, Councilmembers Samantha Misita, Rudy Flores, Bradford and Nancy Hinojos all voted in favor of the motion. **MOTION PASSED.**

### **CHAMBER OF COMMERCE REQUEST FOR PIONEER DAYS**

The Copper Basin Chamber of Commerce has submitted a request for the road closure of Alden Road, March 13<sup>th</sup> & March 14<sup>th</sup>, 2020, at 6:00 p.m. until 12:00 a.m., the bands will be setting up on Saturday at 4 p.m., and hang a banner on the roadside of Uptown & Highway next to the KEARNY town sign on a horse trailer beginning March 1, 2020, or as soon as possible.

On Saturday, March 14<sup>th</sup>, 2020, the Chamber would like to use the Kearny Park parking lot for the car clubs that will be in the parade to show their cars from 1 p.m. to 5 p.m.

**Motion** by Councilmember Bradford, **second** by Councilmember Flores to approve the Copper Basin Chamber of Commerce's Request to allow for road closure of Alden Road, March 13<sup>th</sup> and March 14<sup>th</sup>, 2020 at 6:00 p.m. until 12:00 a.m.; approve the banner on the roadside of Upton and the Highway next to the town's KEARNY sign on a horse trailer; and approve on Saturday, March 14<sup>th</sup>, 2020 the use of Kearny Park parking lot for the car clubs from 1:00 p.m. to 5 p.m. **Vote** – Mayor Debra Sommers, Vice Mayor Daniel Radcliffe, Councilmembers Samantha Misita, Rudy Flores, Rose Bradford and Nancy Hinojos all voted in favor of the motion. **MOTION PASSED.**

### **INFORMATIONAL ITEMS**

1. 2020 Arizona League of Cities and Towns Annual Conference is September 1-4 at the Renaissance In Glendale.
2. 60<sup>th</sup> Anniversary Pioneer Days March 11<sup>th</sup> -March 15<sup>th</sup>. Do you want to ride in the parade?
3. CAG Survey- Congratulations Town Council, the quota was met for surveys submitted to CAG.
4. Ambulance Service- The Ambulance service has received assistance from Pinal County, Resolution Copper, ASARCO and the Apache Gold/Sky Casino 12D Funds. We need to continue to educate the public that when they call an ambulance and refuse transportation to a hospital, they will be responsible for the bill and their insurance will not pay. This information has been supplied through the Copper Basin News, Facebook and a letter to all residents was mailed out.

### **REPORTS**

- a. Town Financial Reports
- b. Police Department
- c. Library
- d. Fire Department
- e. Recreation Department
- f. Kearny Airport
- g. Ambulance

**Motion** by Councilmember Hinojos, **second** by Vice Mayor Radcliffe to approve reports provided. **Vote** – Mayor Debra Sommers, Vice Mayor Daniel Radcliffe, Councilmembers Samantha Misita, Rudy Flores and Nancy Hinojos all voted in favor of the motion. **MOTION PASSED.**


**Executive Session** begins at 7:20 PM


**Motion** by Vice Mayor Daniel Radcliffe, **second** by Councilmember Bradford to enter into Executive Session for 30 minutes. **Vote** – Mayor Debra Sommers, Vice Mayor Daniel Radcliffe, Councilmembers Samantha Misita, Rudy Flores, Rose Bradford and Nancy Hinojos all voted in favor of the motion. **MOTION PASSED.**

Mayor Sommers directed staff as discussed in Executive Session.

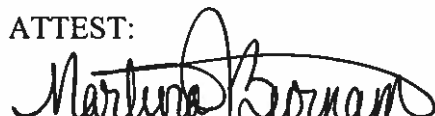
**ADJOURNMENT**

**Motion** by Vice Mayor Daniel Radcliffe **second** by Councilmember Hinojos to adjourn Executive Session and the Special Meeting. **Vote** – Mayor Debra Sommers, Vice Mayor Daniel Radcliffe, Councilmembers Samantha Misita, Rudy Flores and Nancy Hinojos all voted in favor of the motion. **MOTION PASSED.** Meeting was adjourned at 7:39 p.m.

  
\_\_\_\_\_  
Debra Sommers, Mayor

  
\_\_\_\_\_  
Anna Flores, Town Manager

ATTEST:

  
\_\_\_\_\_  
Martina Burnam, Town Clerk