

**TOWN OF KEARNY
REGULAR MEETING MINUTES**

**A REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF KEARNY,
ARIZONA, AT THE KEARNY TOWN HALL LOCATED AT 912-C TILBURY DRIVE ON
MONDAY, OCTOBER 16, 2017, AT 7:30 P.M.**

COUNCILMEMBERS PRESENT

Mayor	Debra Sommers
Vice Mayor	Daniel Radcliffe
Councilmember	Rose Bradford
Councilmember	Rudy Flores
Councilmember	Samantha Misita (Telephonically)
Councilmember	Sheila Stephenson

TOWN STAFF PRESENT

Town Manager	Anna Flores
Town Clerk	Cathy Woolery
Town Attorney	Steve Cooper

VISITORS PRESENT

Ron Buckley	Pastor David Wade
Carol Lewis	Gwen Dinwiddie

CALL TO ORDER/PLEDGE OF ALLEGIANCE

Mayor Sommers called the meeting to order at 7:30 p.m. followed by the Pledge of Allegiance.

INVOCATION

Pastor David Wade of the Lighthouse Assembly of God Church delivered the invocation.

ROLL CALL

Mayor Sommers requested Town Clerk, Cathy Woolery, to call the roll. Quorum was present.

APPROVAL OF MINUTES

Motion by Councilmember Stephenson, second by Councilmember Bradford to approve minutes from the Regular Meeting September 18, 2107. Vote - All members voted in favor. **MOTION PASSED.**

CALL TO THE PUBLIC

Mayor Sommers announced call to the public. No persons addressed the Council.

**POSSIBLE DISCUSSION AND POSSIBLE OF APPROVAL OF WARRANTY PROGRAM
FOR KEARNY RESIDENTS**

Mayor Sommers introduced Ashley Shiwarski, Business Development Sr. Manager, who is here to present a Service Line Warranty Program for residents. Ashley provided an overview of the NLC Service Line Warranty Program which offers emergency repair/replacement plans. This is a voluntary program for protection of water, sewer lines, and in-home plumbing. They provide the administrative services such as marketing, billing, claims management, and customer service, and there is no cost to the Town. The Town will also receive an incremental revenue stream from the program. She feels that the program provides a free public awareness campaign because all the homeowners will receive a letter in the mail with education on the fact that the lines are their responsibility, and the Town has

partnered with NLC to make the program available to them. It also gives residents peace of mind to be able to call a reputable plumber who is from the local area and a licensed contractor. They use a detailed vetting process for contractors to ensure quality service. There are three separate coverage plans they offer: External Sewer/Septic Lines, External Water/Well Lines, and In-Home Plumbing. The two external plans cover the lines at the point they become the resident responsibility all the way up to the home exterior. The coverage is up to \$8,500 for each and every repair on a per incident basis. There are no annual or lifetime limits. There are no service fees or deductibles. The internal plan is the coverage plan for in-home water supply, sewer, and drain lines which are inside the home after the point of entry. This plan covers up to \$3,000 coverage per repair incident. There are no annual or lifetime limits. There are no service fees or deductibles. The revenue portion for the town would be \$.50 per month per paid warranty contract which could result in up to \$1.50 total per household for the three contracts. The revenue is paid every January. NLC markets their programs by direct mail with three campaigns each year – Spring, Fall, and Winter which is marketing for one product per campaign. All marketing campaigns are submitted to the Town for review and approval before sending out. Also, an exact mail date is provided. This gives the Town the complete control on the message that goes out and if and when it will go out. The marketing mailer is an educational introductory piece which explains the program is being provided by a separate company, and it is completely voluntary for a resident. It does go out with the Town logo or letterhead and typically signed by an elected official, an appointed official, or just the Town as a whole. It does have NLC contact information at the bottom of the form. NLC has over 450 communities across the United States and 24 of them in Arizona. Councilmember Flores asked about a program in Show Low that he received in the mail with a different company name and a different cost. Ashley explained that is their same company but in the name of Utility Service Partners. The difference in cost is probably due to the City of Show Low maybe not taking the revenue or they could have received a small discount. Councilmember Bradford asked if the cost of mailing is covered by the Town or by them. Ashley explained they cover the cost but get all the correct information from the Town for the mailings. They obtain approval from the Town and provide the exact mail date. Councilmember Misita asked about pricing. Ashley stated \$7.75 per month sewer/septic; \$5.75 per month water service; and \$9.99 per month in-home plumbing. If Town does not want to receive revenues all prices would decrease by \$.50 per month. Vice Mayor Radcliffe asked if maximum for in-home is \$3000. Ashley stated yes. He commented that \$3000 doesn't seem like it would cover cutting out concrete flooring. Ashley stated that might be something that could be looked at for the in-home program for an increased amount at a later date. Councilmember Misita asked if an option for lower and higher coverage could be offered. Ashley explained there is usually one standard option, and sometimes homeowner insurance can cover some damage to property. She stated at a later date they can look at increased amount but it has been rare for a customer to exceed the \$3000.

Motion by Councilmember Bradford, second by Councilmember Stephenson for the Town staff to communicate with NLC for approval of the warranty program and offer it to the citizens of Kearny. Vote - All members voted in favor. MOTION PASSED.

RESOLUTION COPPER COMPANY PRESENTATION

Mayor Sommers introduced Melissa Rabago from Resolution Copper Company who is presenting an update on their project. Melissa stated upon the request of our Town Manager she is here to provide an update. She explained that Resolution is still really big on safety and nothing really has changed on that. They have had no big mishaps. She stated that Rio Tinto and BHP is a joint venture that is

committed to local community partnerships. She spoke on five issues: Reclamation, Geology, Environmental permitting, Shaft 9, and Community Engagement. Reclamation is ongoing for the past 10 years. They will be reclaiming the area north of Superior although that is not required. Geological work is continuing. They have five drill rigs by Oak Flats Campground to look at the characteristics and grade of the ore body. This has been ongoing process from the beginning. Right now, they are in the middle of their NEPA process. It is very lengthy process that they hope will be completed by the Fall of 2020. They are in the alternative development phase. The Forest Department believes they will have their report by November of this year which will open up more public comments and assessment, the environmental impact statement in summer 2019, and then final objection period and final record of decision. One of the reasons Resolution has reduced their presentations to the communities is because the Forest Service had asked them to lay low a little bit while they are doing their own public meetings and public period comments. Resolution is doing more low-key communication like presenting at the community Council meetings. They are progressing on the deepening of Shaft 9 near Oak Flat Campground from 4000-foot level to 7000-foot level for safety and ventilation reasons. There will be two levels to be able to get out of the shaft and for ventilation purposes. This is a four-year project with local participation targets. Hiring for the project will be open at the end of this year. They will be hiring as many local people as possible per requirements. Resolution also has a community and social performance model – CSP Model which has four pillars. This is how they manage their social investment as a company. The four pillars of social engagement are education, economic growth, cultural heritage, and environment. Investing in community programs in turn creates return on investment for the company such as sustainability and partnerships. A three-page application is required now to apply for funding and is more rigorous than before. It needs to meet one of the pillars of social investment. They are focusing on local workforce development currently and programs to bring students back to our community by focusing on stem. This will hopefully bring students back to give back to their community. Economic growth also is being focused on and using local suppliers. The Copper Communities Supplier Source is for all businesses to go to the website at www.csuppliersource.com and provide services and materials to local businesses. She announced there are currently three job openings and has provided a flyer. There is also a three-year apprenticeship program which includes complete classroom training at Central Arizona College.

DISCUSSION AND POSSIBLE APPROVAL OF IGA FOR THE TRANSFER OF A VEHICLE BETWEEN PINAL COUNTY AND THE TOWN OF KEARNY IN THE AMOUNT OF \$7,463

Town Manager Anna Flores provided the background for this item. An IGA between Pinal County and the Town of Kearny is being presented for the transfer of ownership of a 2011 Chevrolet Silverado for \$7,463. The Town of Kearny agrees to complete the process necessary to secure legal title, physical possession, and to pay all costs associated with that. This 4-wheel drive vehicle is needed to patrol the ATV Campground. Councilmember Stephenson stated this 4-wheel drive truck is definitely needed. Vice Mayor Radcliffe asked if this would be used on city streets or just for off road areas. Chief Kenney stated it would be used for both Town streets patrol and outside of the streets also. Councilmember Bradford asked if the money is in the budget for this. Chief Kenney stated yes that he had sat with Town Manager Anna Flores, and the money is available. Councilmember Misita asked where did the price come from. Chief Kenney stated the price is from the Pinal County Sheriff's department governing board, and they have vehicles available at fair market value. A new vehicle as this would be \$50K. Councilmember Misita stated she could not find the vehicle on CarFax. Chief Kenney explained he has actually driven the vehicle at the county yard and everything works perfect. This vehicle was one that the County was actually going to keep and give to their Sheriff's Posse, but

they are going to allow us to purchase it if we do choose to do that. Vice Mayor Radcliffe asked if it has lights and everything. Chief Kenney stated it has everything on it, but he needs to put our radio in it which we already have. Councilmember Misita asked if it is a single cab. Chief Kenney stated it has a cab with a cage in the back, so if they have to make an arrest they can transport also. Councilmember Misita asked how many miles is on it. Chief Kenney stated 156K, but it runs perfectly. He did a test drive and everything works on it currently. Councilmember Misita asked if this is market value price and wondered why the VIN didn't work. Chief Kenney stated it is the market price according to Blue Book. He doesn't know why the VIN didn't work, but he has visually inspected it and driven it. Town Manager Anna Flores explained that she has been interviewed twice by Arizona Parks and Trails for the ATV Campground grant. The only reason we have come this far and we have one more step is because they wanted us to be able to prevent vandalism. They said they have already given us one grant and what would prevent vandalism again. She told them the Town is trying to be proactive and is seeking approval from Council for the 4-wheel drive truck so officers could patrol once an hour; will apply for a law enforcement grant to place cameras; and have had some requests to have a camp host onsite. She explained that is the only reason we received the grant because we are being proactive. They do not want to approve the grant and have vandalism again so if that contributes anything to it. Councilmember Bradford asked if that means we have the grant. Anna explained that she has one more interview, but yes.

Motion by Vice Mayor Radcliffe, second by Councilmember Bradford to approve the transfer of a vehicle between Pinal County and the Town of Kearny in the amount of \$7,463. Vote - All members voted in favor. MOTION PASSED.

COPPER BASIN CHAMBER OF COMMERCE REQUESTS

Town Manager Anna Flores explained the Copper Basin Chamber of Commerce is planning for the Great Pumpkin/Trunk or Treat, Saturday, October 28, 2017 and the Fall Festival/Car Show, Saturday, November 18, 2017. They are asking for permission for road closures. The closures are not blocking the entrance to Norm's and are asking for road closure from 5:00 a.m. till 10:00 p.m. It is recommended approval for the road closures as stated above with the understanding they could change. All businesses uptown will be contacted by the Chamber to notify them of the road closures during day time hours. There was no representative from the Chamber present at the meeting.

Motion by Councilmember Stephenson, second by Councilmember Bradford to grant the Chamber of Commerce their request for road closures. Vote - All members voted in favor. MOTION PASSED.

INFORMATIONAL ITEMS

Town Manager Anna Flores stated the Town is very pleased to inform the Mayor, Council, and community that we are the recipients of the 12D Funding Grant from Apache Gaming for \$11,588.82 for our new ambulance. This will help with some of the funding. This is a quarterly grant so the Town will be applying and hopefully will be able to receive more for the ambulance. She has also written ASARCO again as she had previously written them in February. Hopefully we will hear back from them for funding. She reminded everyone to participate in the Great Pumpkin/Trunk or Treat and the Fall Festival/Car Show. The Elks will be at the Great Pumpkin/Trunk or Treat. There will be good food booths at the Fall Festival/Car Show. It will be a great time and she encourages everyone to attend.

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REPORTS

Mayor Sommers asked if there was any discussion on the reports. No discussion.

Motion by Councilmember Stephenson, second by Councilmember Bradford to accept the reports.
Vote – All members voted in favor. **MOTION PASSED.**

ADJOURNMENT

Motion by Councilmember Bradford, second by Vice Mayor Radcliffe to adjourn. Vote – All members voted in favor. **MOTION PASSED.** Meeting was adjourned at 8:17 p.m.



Debra Sommers, Mayor



Anna Flores, Town Manager

ATTEST:



Cathy Woolery, Town Clerk