

**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 21 2019, AT 7:00 P.M.**

COUNCILMEMBERS PRESENT

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

TOWN STAFF PRESENT

Town Manager	Anna Flores
Town Clerk	Martina Burnam
Town Attorney	Stephen Cooper
Police Chief	Wallace Kenney
Accounts Payable Clerk	Amanda Kenney
Public Works Manager	Ramon Camacho

VISITORS PRESENT

Eric Armenta
Mike Wickersham Capstone
Tim Ralston Capstone

CALL TO ORDER/PLEDGE OF ALLEGIANCE

Mayor Sommers called the meeting to order at 7:43 p.m. followed by the Pledge of Allegiance.

INVOCATION

Town Manager Anna Flores

ROLL CALL

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

APPROVAL OF MINUTES FOR:

Regular Meeting September 16, 2019

Motion by Councilmember Stephenson, **second** by Vice Mayor Radcliffe to approve the Minutes for Regular Meeting July 15, 2019. **Vote** – Mayor Debra Sommers, Vice Mayor Daniel Radcliffe, Councilmembers Sheila Stephenson, Nancy Hinojos and Samantha Misita all voted in favor of the motion. **MOTION PASSED.**

PETITIONS, CORRESPONDENCE AND COMMUNICATIONS

A. Call to the Public. -NONE BROUGHT FORTH

COPPER BASIN CHAMBER OF COMMERCE REQUEST

The Copper Basin Chamber of Commerce is planning for the Great Pumpkin and the Car Show. The date for the Great Pumpkin is scheduled for Saturday, October 26, 2019, from 4:00 p.m. to 10:00 p.m. The Car Show is scheduled for Saturday, November 9, 2019. The Car Show starts at 9:00 a.m. and lasts until 2:00 p.m. The events are planned for the entire tri-community and will require authorization and support from the Town of Kearny.

The Chamber of Commerce is asking for permission to have Alden Road closed from the crosswalk of the old Bank of the West building to the end of the Kearny Health Mart building for the Great Pumpkin/Trunk or Treat activity. The Chamber will not be blocking the entrance to Norm's. They request the road be closed at noon until 10:00 p.m.

It is recommended the Council approve 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.

Vice Mayor Radcliffe asked if the parking lot would be open sooner and extended to the ARC building for the Car Show. Town Clerk Martina Burnam answered yes that is the plan.

Motion by Vice Mayor Daniel Radcliffe, **second** by Councilmember Stephenson to approve the Copper Basin Chamber of Commerce's request to allow Alden Road Closure for the times and spaces requested. **Vote** – Mayor Debra Sommers, Vice Mayor Daniel Radcliffe, Councilmembers Sheila Stephenson, Nancy Hinojos and Samantha Misita all voted in favor of the motion. **MOTION PASSED.**

PRESENTATION BY PINTO VALLEY MINE REPRESENTATIVES

Mike Wickersham, Pinto Valley's General Manager and Tim Ralston, the head of Environmental and Permitting are here to give you a presentation on the Pinto Valley Mine.

Representatives Wickersham and Ralston asked the Town Council for a letter of support of their EIS to reauthorize previous land uses, combine authorizations under a single POO, authorize 5 heritage encroachments, expand pit to accommodate PV3 Pushbacks, develop TSF3 to APP permitted elev. 3,860-ft, develop TSF4 up Eastwater Canyon to elev. 4,250-ft.

No Motion was required.

POSSIBLE DISCUSSION AND POSSIBLE APPROVAL OF METER BIDS

A work session was held and the Council heard presentations regarding the different meters that are available.

The matter was tabled for a future work session.

PRESENTATION BY SAN CARLOS IRRIGATION PROJECT REPRESENTATIVE AND ZAYO REPRESENTATIVE, REGARDING POLE INSTALLATION AND FIBER INSTALLATION

Information regarding a presentation by the San Carlos Irrigation Project representative and the Zayo representative regarding the installation of poles and fiber installation.

This matter was tabled as no representatives from San Carlos Irrigation Project and Zayo were not present.

POSSIBLE DISCUSSION AND POSSIBLE APPROVAL OF ROOF REPLACEMENT AND SWAMP COOLER REPLACEMENT AT THE KEARNY FIRE DEPARTMENT AND RE-ROOF THE POLICE DEPARTMENT SIDE

Chief Piggott informed Town Manager Flores that the roof and cooler had to be replaced for the Fire Department. A bid was brought to the Council at the September 16, 2019, Council meeting and another bid was requested. Town Manager Flores contacted two other companies and one declined because the job was too large.

The Town received two bids and five quotes.

The first bid came from Construction Done Right with four quotes; one to replace the roof (quote \$6,050.60), second for a swamp cooler replacement (quote \$3,575.00) on the Kearny Fire Department, third is to roof over the Kearny Police Department side (quote \$3,646.67) for a total amount of \$12,532.92 (fourth quote).

Newman Construction turned in the second bid. It is to re-roof the Police Department Side and the Fire Department side, and also to install a new swamp cooler in the amount of \$20,305.

The roof is in bad shape because of the swamp cooler that is there now. The insurance company has been contacted and has not yet returned a call.

Councilmember Misita asked why we aren't waiting for the insurance to contact us. Councilmember Hinojos asked Construction Done Right owner Eric Armenta about Insurance Claims. Eric explained that most insurance wouldn't cover this type of claim. Most would only cover if it's an act of God, not because of the swamp cooler caused damage. Depends on our insurance.

Mayor Sommers asked if the Kearny Police Department needed their side done now, because its not in their budget. Eric Armenta said it can wait, the current shingles may fly away in bad weather. Mayor Sommers asked Town Manager Flores if we have the money to cover it. Town Manager Flores explained that we would have to move money around in the budget, however, yes it can be covered.

Motion by Vice Mayor Daniel Radcliffe, **second** by Councilmember Hinojos to accept the bid from Construction Done Right for the fourth quote to replace the roof and the swamp cooler of the Kearny Fire Department and roof over the Kearny Police Department's roof for \$12,532.92. **Vote** – Mayor Debra

Sommers, Vice Mayor Daniel Radcliffe, Councilmembers Sheila Stephenson, Nancy Hinojos and Samantha Misita all voted in favor of the motion. **MOTION PASSED.**

POSSIBLE DISCUSSION AND POSSIBLE APPROVAL OF THE EMERGENCY RESPONSE PLAN FOR THE WATER SYSTEM AND THE SECURITY VULNERABILITY ASSESSMENT REQUIRED FOR FUNDING BY UNITED STATES DEPARTMENT OF AGRICULTURE (USDA)

The Emergency Response Plan for the Water System and the Security Vulnerability Assessment required by USDA is part of the terms and conditions of the funding we receive from USDA.

The Town is required to update both the Security Vulnerability Assessment and the Emergency Response Plan for the Water System every three years.

It is recommended for approval the Emergency Response Plan for the Water System and the Security Vulnerability Assessment as part of the terms and conditions of the funding the Town received from USDA.

Motion by Councilmember Stephenson, **second** by Councilmember Hinojos to approve the Emergency Response Plan for the Water System and the Security Vulnerability Assessment. **Vote** – Mayor Debra Sommers, Vice Mayor Daniel Radcliffe, Councilmembers Sheila Stephenson, Nancy Hinojos and Samantha Misita all voted in favor of the motion. **MOTION PASSED.**

DISCUSSION AND POSSIBLE APPROVAL OF TRANSFER OF SUPERVISORY DUTIES FOR AMBULANCE DEPARTMENT FROM CHIEF OF POLICE TO TOWN MANAGER

The Ambulance Department is going through a transition at this time to cut expenditures and hire more personnel so now is a great time to transfer the supervisory duties from the Chief of Police to the Town Manager.

This will keep the process in uniform with the other departments. The Ambulance Fund is an enterprise fund. It operates as a business so the EMS Supervisors and the Town Manager can communicate options and solutions to stay within the budget and bring up revenues in the Ambulance Fund.

It is recommended for approval the transfer of supervisory duties for the Ambulance Department from the Chief of Police to the Town Manager.

Motion by Councilmember Stephenson, **second** by Councilmember Misita to approve the transfer of supervisory duties for the Ambulance Department from the Chief of Police to the Town Manager. **Vote** – Mayor Debra Sommers, Vice Mayor Daniel Radcliffe, Councilmembers Sheila Stephenson, Hinojos and Samantha Misita all voted in favor of the motion. **MOTION PASSED.**

DISCUSSION AND POSSIBLE APPROVAL OF SURGE PROTECTION AT WATER FILTRATION PLANT IN THE AMOUNT OF \$28,885

A proposal from Sturgeon Electric in the amount of \$28,885 for surge suppression upgrades at the Water Filtration Plant. The proposal includes to provide and install electrical only materials and equipment as in the Water Filtration Surge Protection Upgrades and to provide a grounding system.

This was the only bid the Town received.

Ram from NCS Engineering explained they reached out to 4 companies and only 1 responded with a bid. Councilmember Misita asked why this bid was so high, when we had agreed it would be eleven or twelve thousand dollars. Ram thought it was around twenty-four thousand. He apologized for any confusion. He believes with current market for electricians, part and equipment the bid is close to their estimate.

Councilmember Misita asked if we can ask for more bids. Ram said definitely they can reach out for more bids. Councilmember Misita asked for a breakdown of the current bid. Ram said he will ask for it to be itemized. Councilmember Misita asked if we purchased the parts will an electrician work with them. Ram stated a company typically will not work with something they did not purchase themselves and warranty issues. Councilmember Hinojos stated then we are dealing with more than one company for the surge protection.

Vice Mayor Radcliffe stated we've already have waited on this a couple times. He doesn't think we need to wait anymore. Public Works Manager Camacho stated the longer we wait, we take the chance of the filtration plant breaking down without the surge protection. Possibly causing costly repairs. Town Manager Flores stated we are currently running the filtration plant.

Motion by Councilmember Stephenson, **second** by Councilmember Hinojos to approve the bid from Sturgeon Electric in the amount of \$28,885 for surge suppression upgrades at the Water Filtration Plant.

Vote – Mayor Debra Sommers, Vice Mayor Daniel Radcliffe, Councilmembers Sheila Stephenson, Nancy Hinojos and Samantha Misita all voted in favor of the motion. **MOTION PASSED.**

APPROVAL TO RATIFY CONTRACTOR AGREEMENT BETWEEN KNIGHT ENVIRONMENTAL LLC AND THE TOWN OF KEARNY FOR THE KEARNY FUELS REDUCTION PROJECT

A contract between Knight Environmental LLC and the Town of Kearny for the Kearny Fuels Reduction Project. Knight Environmental was awarded the bid and they will begin work on October 14, 2019. In order for the Town of Kearny to obtain the grant, a contract had to be signed by both parties.

Knight Environmental LLC has agreed to mechanically clear 105 acres of salt cedars. The Town shall pay the contractor for the Work not to exceed \$71,999.55. The contractor will use his own tools and machinery. The Town of Kearny will be reimbursed by Arizona State Forestry.

Councilmember Misita asked if this is supposed to be done in 2 months. Town Manager Flores December 31st it should be done. February 11th will be completed. Councilmember Misita asked if they have started. Town Manager Flores answered yes.

Motion by Vice Mayor Daniel Radcliffe, **second** by Councilmember Misita to approve to Ratify the Contractor Agreement between Knight Environmental LLC and the Town of Kearny for the Kearny Fuels Reduction Project. **Vote** – Mayor Debra Sommers, Vice Mayor Daniel Radcliffe, Councilmembers Sheila Stephenson, Nancy Hinojos and Samantha Misita all voted in favor of the motion. **MOTION PASSED.**

INFORMATIONAL ITEMS

Congratulations to Judge Orzell and Magistrate Clerk Holli Lerma on their perfect audit for the Town of Kearny Magistrate Court!

ASARCO community service crew installed new swings, purchased a new slide for the jungle gym and serviced the decking at the pool. The pool will have 1 more coat of decking applied by Public Works department and this will allow us to open the pool again next year! Thank you, ASARCO!

The Town of Kearny was awarded 12D Funds from the Apache Gold Apache Tribe.

The Town of Kearny CDBG Grant was awarded in the amount of \$274,268.00!

REPORTS

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

NO QUESTIONS ABOUT THE REPORTS AT THIS TIME.

Motion by Councilmember Stephenson, **second** by Vice Mayor Daniel Radcliffe to Accept the reports given by the town departments. **Vote** – Mayor Debra Sommers, Vice Mayor Daniel Radcliffe, Councilmembers Sheila Stephenson, Nancy Hinojos and Samantha Misita all voted in favor of the motion. **MOTION PASSED**

ADJOURNMENT


Motion by Vice Mayor Radcliff, **second** by Councilmember Hinojos to adjourn. **Vote** – Mayor Debra Sommers, Vice Mayor Daniel Radcliffe, Councilmembers Sheila Stephenson, Nancy Hinojos and Samantha Misita all voted in favor of the motion. **MOTION PASSED.**

Meeting was adjourned at 8:25 p.m.


Debra Sommers, Mayor


Anna Flores, Town Manager

ATTEST:


Martina Burnam, Town Clerk