

**Agenda
Town of Clifton
Regular Town Council Meeting
April 11, 2019
2:00 P.M.**

Members Present

Luis Montoya, Mayor
Barbara Ahmann, Vice-Mayor
Laura Dorrell, Council Member
John Freida, Council Member
Ray Lorenzo, Council Member
B. Waddell Reyes, Council Member*
Ray West, Council Member

*Excused

A quorum was present.

Call to Order: The meeting was called to order by Mayor Luis Montoya followed by the Pledge of Allegiance.

Call to the Public: Prior to inviting the public to speak, Mayor Montoya introduced Rudy Perez Jr. to the audience as the town's new Town Manager who will begin his position on May 6, 2019.

Police Chief, Omar Negrete, introduced Clayton Terrazas who recently graduated from the police academy and now serves as the town's newest police officer.

Speaking on behalf of Greenlee County, Akos Kovach welcomed Mr. Perez to the area.

Council Reports: Council member John Freida expressed concern on the continued closure of Riverside Dr. due to the ongoing natural gas line upgrades under the direction of NPL. He also suggested that a "road closed ahead" signs should be set up to avoid traffic from attempting to come down Riverside from the Copper Verde Sub-Division. It was also suggested that weekly updates as to the progress of the construction projects be provided to the town by NPL.

Vice-Mayor Barbara Ahmann informed the Council that the installation of the new playground equipment has been completed.

Council member Lorenzo commended the Public Works Department for their work on repairing sidewalks.

Consent Agenda: Motion to accept the following items listed under consent agenda was made by Vice-Mayor Barbara Ahmann:

1. Approval of the March 14, 2019 Regular Meeting Minutes and March 28, 2019 Work Session Minutes;
2. Receive Department Reports;
3. Approval of March 2019 Demands.

Second to the motion was made by Council member Ray West.

Voting in favor of the motion were Council members' Ahmann, West, Freida, Dorrell, Lorenzo and Montoya.

Council member Reyes was absent.

Motion carried.

Old Business

Discussion and/or action to approve Resolution No. 2019-03: Approving Articles of Incorporation; Approving the By-Laws; Appointing Incorporators and the Board of Directors for the Town of Clifton Municipal Property Corporation; Repealing Resolution No. 2018-07 and declaring an emergency: Interim Town Manager, Espie Castaneda reported that five local residents have agreed to participate on the Board of Directors for the town's Municipal Property Corporation. They are: Jon Antonson, David Esquivel, Rene Ontiveros, Corbett Fallow and Berta Manuz. These individuals were given the opportunity to ask questions about their role and responsibilities to the town attorney prior to their formal appointment by the Town Council.

Motion to approve Resolution No. 2019-03 was made by Council member John Freida. Second to the motion was made by Council member Ray West.

Voting in favor of the motion were Council members Freida, West, Dorrell, Lorenzo, Ahmann and Montoya.

Council member Reyes was absent.

Motion carried.

New Business

Discussion and/or action to award the bid for the Flap Gate Replacement Project as funded by the Department of Emergency and Military Affairs and the Town of Clifton: Chad Crockett, Bowman Consulting reported on the results from the bidding process for this project. He explained that the solicitation called for the bidder to list the number of flap gates that could be done with the available funds for the project. (\$94,999.75). He reported that 5 bids had been submitted. He recommended Conco Concrete Specialist, the contractor who's bid proposal indicated that they could complete 12 flap gates for the project amount.

Motion to award the bid to Conco Concrete Specialist for the Flap Gate Replacement Project was made by Vice-Mayor Barbara Ahmann. Second to the motion was made by Council member Laura Dorrell.

Voting in favor of the motion were Council members' Ahmann, Dorrell, Freida, West, Lorenzo and Montoya.

Council member Reyes was absent.

Motion carried.

Discussion and/or action to authorize the closure of Chase Creek Street on the second Saturday of each month from 10:00 a.m. to 4:00 p.m. beginning May 11, 2019: Addressing the Council on behalf of the Chase Creek businesses, was Council member West. He explained that the success of the "Evening on Chase Creek Event" prompted the business community to close Chase Creek Street once a month and offer additional attractions like food vendors and entertainment hoping to boost business in the area. The only support they are asking from the town is to borrow barricades and permission to close the street. The business community will be responsible for the trash and rental of port-a-johns.

The primary concern from emergency response personnel, Police Chief and Fire Chief, was that the road closure should be limited from Palacio Loop to the Historical Society Museum, leaving traffic access for emergency purposes. Although portable signs would be allowed along the street to direct customers to businesses since they could easily be removed if needed.

Motion to authorize the closure of Chase Creek Street as recommended by emergency personnel on the second Saturday of each month from 10:00 a.m. to 4:00 p.m. was made by Council member John Freida. Second to the motion was made by Council member Ray Lorenzo.

Voting in favor of the motion were Council members Freida, Lorenzo, West, Dorrell, Ahmann and Montoya.

Council member Reyes was absent.

Motion carried.

Discussion and/or action to authorize the Interim Town Manager to negotiate a lease for 234 Chase Creek: Interim Town Manager, Espie Castaneda reported that she has been contacted by an interested party to rent the building. At this time she is looking for direction from the Council regarding whether Council is interested in leasing the Chase Creek Properties or whether the sale of the properties remains the direction of the Council.

Each member of the Council expressed their objections to leasing the buildings. Council member West stated that the failure to sell the properties was lack of marketing. He stated that

he hoped that the town's next attempt to sell the properties would include a better marketing strategy.

Motion to direct the Interim Town Manager to "not" negotiate a lease to rent 234 Chase Creek was made by Vice-Mayor Ahmann. Second to the motion was made by Council member Ray Lorenzo.

Voting in favor of the motion were Council members Ahmann, Lorenzo, Freida, Dorrell, West and Montoya.

Council member Reyes was absent.

Motion carried.

Discussion and/or action to amend paragraph 2. TERM; 2.1 Commencement; of the Employment Agreement between the Town of Clifton and Rudy H. Perez Jr.: Mayor Montoya explained that the original start date listed on the Employment Agreement was April 1, 2019 however due to personal reasons, the new recommended start date is May 6, 2019.

Motion to approve the amended start date to May 6, 2019 on the Employment Agreement between the Town of Clifton and Rudy H. Perez Jr. was made by Council member John Freida. Second to the motion was made by Council member Laura Dorrell.

Voting in favor of the motion were Council members' Freida, Dorrell, West, Lorenzo, Ahmann and Montoya.

Council member Reyes was absent.

Motion carried.

Executive Session

An executive session pursuant to A.R.S. § 38-431.03(A)(4) for discussion or consultation with the Town Attorney in order to consider its position and instruct the Town Attorney regarding the Town's position regarding contemplated litigation described in (i) a notice of claim filed on behalf of the Estate of William "Bobby" Scott related to a survival claim and a wrongful death claim and (ii) a notice of claim filed by Nick Castaneda and Nora Garza related to damage to their home.:

Motion to convene into executive session was made by Council member John Freida. Second to the motion was made by Council member Laura Dorrell.

Voting in favor of the motion were Council members Freida, Dorrell, West, Lorenzo, Ahmann and Montoya.

Council member Reyes was absent.

Motion carried

Meeting convened into executive session at approximately 3:04 p.m.

Motion to reconvene to regular session was made by Council member Ray West. Second to the motion was made by Council member John Freida.

Voting in favor of the motion were Council members West, Freida, Dorrell, Lorenzo, Ahmann and Montoya.

Council member Reyes as absent.

Motion carried.

Manager's Report: Interim Town Manager, Espie Castaneda reported on the following activities:

- Provided an update on the status of the ADA Community Center Project. Architect is developing the bid document.
- Informed Council of the estimated cost to reestablish electrical service to the Flood Siren was quoted at \$3,000.00
- Continue communications with Southwest Gas sub-contractor NPL on the status of ongoing natural gas line project upgrades through -out town.
- Reported the emergency purchase of one pump at the Paradise Lift Station. Initially the pump was taken for repair, but the cost to repair was comparable to the purchase of a new pump. Each lift station has two pumps. While one is functioning the other serves as a backup should one pump go down. Also reported that Burk's Sanitation has completely removed the dry sludge from the drying beds.
- Participated in the pre-construction on-site meeting related to the new playground equipment installation.
- Addressed concerns on the use of town's Community Center for events that exceed the interior use of the facility.
- Informed Council on the status of the FY20 Budget and suggested April 30, 2019 as a work session to allow for Council to provide their goals/projects for the next year.

Adjournment: Motion to adjourn was made by Council member West. Second to the motion was made by Council member Freida. Motion carried.

Meeting adjourned at approximately 3:18 p.m.