

**MINUTES OF TOWN COUNCIL MEETING
TOWN OF SNOWFLAKE
HELD 07/14/2015**

1. CALL TO ORDER/ROLL CALL at 7:05 p.m.

Mayor Tom Poscharsky, Vice Mayor Kerry Ballard, Lynn Johnson—excused, Stuart Hensley—excused, Byron Lewis, Cory Johnson, Terril Kay STAFF: Brian Richards, Bob Hall, Barbara Flake, Terry Cooper, Dale Call

2. PRAYER/PLEDGE Johnson C. /Kay

3. MAYOR'S PROCLAMATIONS & ANNOUNCEMENTS

Presentation by David Flake to the Town of Snowflake

David Flake presented the Town with a portrait of Allen Frost who designed and built the building where Town Hall is located as a school house in 1891. Flake stated that Allen Frost was a pioneer, teacher, architect, and builder. He said Frost saw a need and organized the building of the school house for the community of Snowflake. He said Frost designed and built the building and then was a teacher in the school. Flake said Frost designed the first Academy Building in 1898 and died in 1900 before the building was completed. Flake feels it would be a good place for this portrait to reside when the restoration of the Academy Building is complete.

4. CALL TO THE PUBLIC

No Comments

5. CONSENT AGENDA

Motion by Ballard, 2nd by Johnson C., to approve the Consent Agenda. Motion passed; unanimous

6. DISCUSSION/ACTION ITEMS

A. OPEN PUBLIC HEARING: Final Budget for Town of Snowflake FY2015-16
Motion by Johnson C., 2nd by Lewis, to open public hearing. Motion passed; unanimous
No Comments

B. CLOSE PUBLIC HEARING: Final Budget for Town of Snowflake FY2015-16
Motion by Ballard, 2nd by Lewis, to close public hearing. Motion passed; unanimous

C. Consideration & Possible Approval of Final Budget for Town of Snowflake FY2015-16.
(Brian Richards)—*Resolution No. 15-09*

Motion by Lewis, 2nd by Johnson C., to approve Resolution No. 15-09 Adopting Final Budget for Town of Snowflake FY2015-16. Motion passed; unanimous

D. Consideration & Possible Approval of Resolution No. 15-08 Ensuring Non-Federal Match Toward Construction of Northern Solution. (Brian Richards/Rob Toy)

Richards said the Town has applied for a grant to use toward the construction of the Northern Solution and a 25% local match is required. He said the local match can consist of partners and in-kind labor. He said that when the grant is awarded, the Town will meet with Navajo County to request help for the project. He said that this resolution supersedes Resolution No. 14-12, passed in August, 2014, using the amounts updated for the current grant cycle. Poscharsky said he is glad that the Town is proceeding with this project. He gave a review of the flooding that preceded the Southern Solution and Northern Solution projects. He stated that it is hopeful that the water will be taken back to Silver Creek.

Motion by Ballard, 2nd by Kay, to approve Resolution No. 15-08 Authorizing funds from private-public partnership (Navajo County Flood Control, Naturesweet USA, and Town of Snowflake to be used as required non-federal match toward the construction of the Northern Solution. Motion passed; unanimous

E. Consideration & Possible Approval of Request for 2nd Residence on Property Located at 2526 E 8th Sundown Lane, Snowflake Heights, Snowflake, Arizona. Owners: Ron & Lorena Telford. (Dale Call)

Call said the Telford's want to construct a small 2nd residence on their property in order to care for their elderly parents, the Schnebleys. He said they submitted a site plan that indicates there is sufficient room to place the accessory residential structure on the property. He said a public hearing for a special use permit was held June 16, 2015. He said neighbors of the property that were in opposition to the request stated their complaints: no building permit for storage shed; open sewer; parents living in the garage. Call stated the complaints were refuted by the Telfords: no building permit was required for the size storage shed constructed on the property; a licensed contractor installed a new septic tank after all permits and perk test were obtained and required inspections were completed; the elderly parents are currently living in an extra bedroom in their home and not in the garage. Call apologized for the way the Telfords were treated at the Planning and Zoning meeting. He said the special use permit request was compared with Town Code and found to be compliant. He said the request is similar to others approved previously by Council. He said the Planning and Zoning Commission, voting 3-0, and staff recommends approval of the request.

Ron Telford said they are building an apartment for their parents who have been living in a spare bedroom in their home. He said that he and his wife are looking to adopt a child and one of the requirements is that they cannot have the parents living in their home. Lewis wanted stated for the record that the Telfords do not plan on renting the property at a later date. Ron Telford said they will not rent the property. Johnson C. asked if they are looking at splitting the property and Telford said no. Call said the request meets the setbacks and has a permitted, inspected septic system separate from the current structure.

Richard Oaks, resident of Snowflake Heights, stated that the bylaws allow one house on an acre of land. He said Dale Call told him that his request for a bathroom in his garage was denied. He said that Call did not inform Council that Telfords are operating two businesses out of their garage. He said he has been threatened by Ron Telford and that Telford carries a gun which is against the laws. He said that others in the neighborhood have also been threatened. He said people better live by the laws. He said he attended the Planning and Zoning meeting with signed petitions opposing this request. Oaks said he called the Animal Control Officer about Telford's diseased dog that is not under control. Oaks said he cannot have dogs around because he has pig skin grafted on his legs due to burns he received earlier in his life. He said Ron Telford is not a citizen. Council Member Kay said nationality is irrelevant. Kay also stated he had a concern regarding why Oaks was not given permission to have a bathroom in his garage. Kathleen Oaks, resident of Snowflake Heights, said Navajo County allows only one septic tank per lot. She said Dale Call tells people they can do things that are against the bylaws of Snowflake Heights.

Dennis Fischer said he was asked to contribute in efforts to build this structure and it has taken a year to get through the process. Charles Foote and Boone Seymore said they have been treated appropriately by the Telfords and have never witnessed any violent tendencies by the Telfords. He said the Telfords only desire another accommodation for their parents so that they (Telfords) can raise a family. He said he knows Dale Call to be honorable and to follow the Town Code which prevents the 2nd residence from being rented after it is not being used by the Schnebleys.

Motion by Kay, 2nd by Poscharsky, to approve request for Special Use Permit for 2nd residence on property for the purpose of caring for elderly parents with the stipulation that it be used for family members only. Motion passed; unanimous

F. Report by Taylor-Snowflake Fire Department.

Willis Nielson stated that he graduated from Snowflake High School and has been with Phoenix Fire Department for 29 years. He said he plans on working for both Phoenix Fire Department and Taylor-Snowflake Fire Department until he retires from Phoenix Fire Department in December 2015. He said he will work every 3rd day and his office will be out of the Snowflake Station. He said the full-time ambulance will be in Taylor with a 12-hour shift ambulance in Snowflake. Poscharsky welcomed Nielson and said he has an important job to unify fire and ambulance. Poscharsky said budget constraints decided the making of this arrangement and he looks forward to working with Nielson. Dale Call said he thinks highly of Nielson and feels he is an honest and wise individual with integrity and that Nielson is dedicated to what he does. Call feels this is best move that has been made with the merger of the two departments since the discussions began.

G. Consideration & Possible Approval of Lease Agreement between Town of Snowflake/Navajo County for Court Building "Suite B". (Brian Richards)

Richards said the current renter, Farmers Insurance, is moving to another location. He said Navajo County will rent "Suite B" to use for offices for \$1,000 a month.

Motion by Johnson C., 2nd by Ballard to approve lease agreement with Navajo County for “Suite B” of Justice Court building. Motion passed; unanimous

H. Consideration & Possible Approval of Inter-Governmental Agreement (IGA) with Northeastern Arizona Law Enforcement Training Academy (NALETA). (Interim Chief Robert Martin)

Martin said this agreement is the same signed by the Town in 2012 and the agreement must be renewed every 3 years. He said NALETA allows participating agencies a significant discount. He said the normal cost for admission to a police training academy is \$3,000 and the cost for admission for Snowflake-Taylor cadets is \$240 at NALETA. He said participating agencies provide people to teach cadets going through the academy and the agencies pay for the teacher's time. He said upon completion of the academy, Navajo County College District reimburses \$1,000 to the agency funded from a reimbursement from AZPOST to be used for uniforms and more. He said Chase Carlson completed the academy and Amity Crunk begins the academy August 3, 2015. He said another cadet is volunteering to go to the academy in hopes of future employment with Snowflake-Taylor Police Department.

Motion by Ballard, 2nd by Kay, to approve IGA between Snowflake-Taylor Police Department and NALETA to provide training and certifying of new police officers. Motion passed; unanimous

Poscharsky recognized Supervisor Jason Whiting.

Motion by Johnson C., 2nd by Lewis, to open Call to the Public. Motion Passed; unanimous

Whiting said the offices in Snowflake will be called “Silver Creek Facilities”. He said the marijuana grow facility was presented at the Board Meeting and passed 3 to 2 and willing be moving forward. He said there was not a legal solution to fight and the County could fight or partner with them to work with communities. He said there is security and safety at the location. He said he appreciate their partnership and efforts to clean up the property. He said there will be no signs or markings. He said it is a farm for the marijuana dispensary facility located in Taylor and will employ 8 workers.

Motion by Ballard, 2nd by Johnson C., to close Call to the Public. Motion Passed; unanimous

I. Consideration & Possible Ratifying Approval of One-Day Liquor License for White Mountain Base Submarine Veterans Golf Tournament. (Brian Richards)

Poscharsky explained that he and Richards approved the application by White Mountain Base Submarine Veterans. He said it was necessary to process the application due to time constraints. Richards said the application is made yearly. Poscharsky said they were asked to be more timely in the future.

Motion by Ballard, 2nd by Poscharsky, to approve ratifying approval of One-Day Liquor License for White Mountain Base Submarine Veterans Golf Tournament. Motion passed; unanimous

J. Discussion Regarding Future Council Meeting Dates. (Brian Richards)

Richards asked for Council's comments on dates for future Council meetings. Ballard said he likes 2 meetings a month as it is now. Kay said he would like to narrow down meetings and have Council be more involved with each department—1 per month. Poscharsky said that in the past there was a meeting with each department scheduled before the Council meeting. Kay said that a retreat is needed. Poscharsky and Richards said they will set up meetings with the various departments. Kay said he wants a retreat first. Richards was asked to look at dates that will work for a retreat. There was consensus that there would be no Council meetings on July 28, November 24, and December 22.

K. EXECUTIVE SESSION: PUSUANT TO ARS 38-431.03A4:

Poscharsky said that Council would not hold an Executive Session.

L. Consideration & Possible Action regarding The Apache Railway Company. (Brian Richards)

No action

7. COUNCIL MEMBER'S SUMMARY OF CURRENT EVENTS

Johnson C. said the Taylor Rodeo was wet but it was an excellent show. He hopes for fireworks on both nights of the Pioneer Days Rodeo.

Lewis said he, Ballard, and David Smith from Taylor carpooled to the Meet and Greet of Holbrook's Council. He said they toured the new Splash Pad.

Poscharsky said he heard that Mark Wilson is resigning and will be working in his business, "Thunder Rolling Customs" doing car restorations and modifications. He said Wilson will be missed. He said all that the USDA has asked for regarding the loan application for the rail have been handed in and the bankruptcy proceedings are being monitored by Jeff Murray, Attorney for the Town of Snowflake. Poscharsky is hopeful that the rail will be retained for economic development.

Ballard said he attended the Mayors and Council Members Association meeting where David Brown gave an update on water issues. He said the new Chairmen is the Mayor of Show Low and Vice Chairman is the Vice Mayor of Eagar. He reminded Council to meet at the Library at 8:15 on Saturday, July 25th, to ride golf carts in the parade.

8. MANAGER'S SUMMARY OF CURRENT EVENTS AND REPORT

Richards said that interviews will take place for the position of Chief of Police on July 20 and 27, 2015. He said that he, Paul Watson, and neighboring land owners, met with NatureSweet regarding flood control and the Northern Solution—Reach 4. He said that work on 7th Street South has begun with drainage improvements on the North side and then work on the surface will begin. He said work on the Solution is continuing with the Reach 3 channel. Richards said

there were articles about The Apache Railway in a railway magazine and in the Wall Street Journal. He said there are improvements being done on the entrance to Town Hall.

9. ADJOURNMENT at 8:30 p.m.

I hereby certify that the foregoing minutes are a true and correct copy of the Town of Snowflake Council meeting held July 14, 2015. I further certify that the meeting was duly called and a quorum was present.

Barbara Flake, Town Clerk