

**MINUTES OF TOWN COUNCIL MEETING & WORKSESSION
TOWN OF SNOWFLAKE
HELD 2017/01/17**

1. CALL TO ORDER/ROLL CALL at 7:00 p.m.

Mayor Lynn Johnson, Vice Mayor Kerry Ballard, Allison Perkins, Byron Lewis, Cory Johnson, Terril Kay STAFF: Brian Richards, Barbara Flake

2. PRAYER/PLEDGE Johnson L/Lewis

3. CONSENT AGENDA

A. Approve Council minutes dated January 10, 2017

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

4. EXECUTIVE SESSION: Discussion or consultation with the attorney or attorneys of the public body for legal advice or to consider its position and instruct its attorneys regarding contracts that are the subject of negotiations, in pending or contemplated litigation, or in settlement discussions conducted in order to avoid or resolve litigation. Pursuant to A.R.S. Sections 38-431.03(A)(3) and 38-431.03(A)(4).

1. Little Colorado River (LCR) Adjudication (Apache County Superior Court – *In Re: The General Adjudication of All Rights to Use Water in the Little Colorado River System and Source (CV 6417, CV 6417-200, CV 6417-201, CV 6417-202)*) and Representation of the LCR Coalition and its Members in Such Litigation.
2. Legal Advice and Direction regarding the defendants' proposed form of judgment and attorney fee issue in Navajo County Superior Court, CV2016-00278 – Timothy J. Casey, Esq., Outside Counsel for the Town.

Motion by Ballard, 2nd by Kay, to move into Executive Session. Motion passed; unanimous

Motion by Ballard, 2nd by Johnson C, to return to Regular Session. Motion passed; unanimous

5. DISCUSSION/ACTION ITEMS

A. Consideration and Possible Action Regarding Proposed Form of Judgment and Attorney Fee Issue in Navajo County Superior Court, CV2016-00278.

Ballard feels the Town should stay out of it. Kay said on principle should join. Johnson L feels it should be considered as a deterrent for unnecessary lawsuits. Johnson C said it is not about trying to get anything from the citizens on the lawsuit but from the attorney. Perkins said about \$75,000 was taken from citizens of the Town and it is the best thing to get it back.

Motion by Johnson C, 2nd by Perkins, to proceed with joining legal action regarding proposed form of judgment and attorney fee issue in Navajo County Superior Court, CV2016-00278. Motion passed; unanimous—Johnson L, Ballard, Perkins, Lewis, Johnson C, Kay

6. ADJOURNMENT at 9:20 p.m.

WORK SESSION

1. CALL TO ORDER/ROLL CALL at 9:20 p.m.

Mayor Lynn Johnson, Vice Mayor Kerry Ballard, Allison Perkins, Byron Lewis, Cory Johnson, Terril Kay STAFF: Brian Richards, Barbara Flake

2. Discussion of Inter-Governmental Agreement (IGA) for Joint Services with Town of Taylor. Mayor Johnson said he had a good visit with Town of Taylor Mayor David Smith and feels the 2 towns will work well together. Richards said he feels the towns will be fair with each other. He asked Council if the pool should be pursued. Mayor Johnson said there are things to be considered about the condition of the pool. Kay asked if the Town of Taylor is taking ½ of the Public Safety Personnel Retirement System liability. Richards said the percentage split for all services will be 58% Snowflake/42% Taylor based on population. Johnson C said there is no need to go with pool until decide what can be done with it. Richards said Parks and Recreation and the Library are included in the split percentages. He said the Managers and Mayors will meet next week regarding shared services.

3. ADJOURNMENT at 9:45 p.m.

I hereby certify that the foregoing minutes are a true and correct copy of the Town of Snowflake Council meeting and Work Session held January 17, 2017. I further certify that the meeting was duly called and a quorum was present.

Barbara Flake, Town Clerk