

## TOWN OF WELLTON

### Minutes of the December 7, 2021 Regular Meeting

Mayor Cecilia McCollough called the regular meeting to order at 7:00PM on Tuesday, December 7, 2021. Councilmember Sylvia Davidson led the Pledge of Allegiance and Mayor McCollough gave the invocation. Roll call was taken.

**Councilmembers Present:** Mayor Cecilia McCollough, Mayor Pro Tem Kenneth Baughman (telephonically), Councilmembers Scott Blitz, Sylvia Davidson, and Michelle Jones.

**Councilmembers Absent:** None.

**Staff Present:** Town Manager Larry Killman, Deputy Town Clerk Sandra Jones, Finance Director Marisol Hernandez, Police Chief David Rodriguez, Public Information Officer David Williams, and Attorneys Andrew McGuire and Michael Goodman (telephonically).

**Guests Present:** Jim Sampson, Martin Hernandez, Bob Ludwig, Hal Macon, James Rightmire, Bob & Peggy Leeper, Shirley Reynolds, and Gerald Alberigi.

#### Call to the Public

None submitted.

#### Discussion and Action Items

##### 1. Approval of Minutes:

###### a. For the Meeting of November 16, 2021 (Regular Meeting).

Motion made by Councilmember Blitz, seconded by Councilmember Jones, to approve the Minutes: for the Meeting of November 16, 2021 (Regular Meeting). Voice vote:

Baughman: Yay  
Jones: Yay  
McCollough: Yay  
Davidson: Yay  
Blitz: Yay

Motion carried.

##### 2. Discussion and possible action regarding the approval/disapproval of the Liquor License request for High Tanks Brewing Company at 13589 S Avenue 25E.

Motion made by Councilmember Blitz, seconded by Councilmember Jones, to approve the Liquor License request for High Tanks Brewing Company at 13589 S Avenue 25E. Voice vote:

Baughman: Yay  
Jones: Yay  
McCollough: Yay  
Davidson: Yay  
Blitz: Yay

Motion carried.

**3. Discussion and possible action to:**

- a. Authorize the Mayor to approve the Janssen Settlement Agreement with Janssen Pharmaceuticals (Johnson & Johnson), and waive future claims against the same, by executing the Settlement Participation Form; and
- b. Authorize the Mayor to approve the Distributor Settlement Agreement with Mckesson Corporation, Cardinal Health, Inc., and AmerisourceBergen Corporation, and waive future claims against the same, by executing the Settlement Participation Form.

Motion made by Councilmember Blitz, seconded by Councilmember Davidson, to authorize the Mayor to approve the Janssen Settlement Agreement with Janssen Pharmaceuticals (Johnson & Johnson), and waive future claims against the same, by executing the Settlement Participation Form; and the Distributor Settlement Agreement with Mckesson Corporation, Cardinal Health, Inc., and AmerisourceBergen Corporation, and waive future claims against the same, by executing the Settlement Participation Form. Voice vote:

Baughman: Yay  
Jones: Yay  
McCollough: Yay  
Davidson: Yay  
Blitz: Yay

Motion carried.

**Future Agenda Items**

- December 21<sup>st</sup> is the next Regular meeting.
- The Public Hearing for the SSP Application will be January 4, 2022.
- The San Francisco Avenue Road Improvements documents, etc.

**Town Manager Report**

- Pool Update – Conrad’s Pool Service has been contracted to do the pool repairs. They require a 50% upfront payment and have given a 6–7-month timeline until completion.
- USDA Update – The updated Certificate of Good Standing for the Town of Wellton MPC has been submitted.
- Tank Rehabilitation Update – Staff is still waiting on additional bids for the repairs.
- Dry-Up – Wellton-Mohawk has scheduled a dry-up for January 21 – January 27. The Town needs to have all storage tanks online as historically in January the use averages 300,000 gallons a day. We currently have 4-days storage without running the plant at all. It is anticipated we will be able to run the plant at a decreased capacity during the dry-up.
- Broadband Project – the Board of Supervisors has postponed their decision of selecting a contractor based on the proposals. They have received complaints from the other providers and are reviewing the procurement policy. The State has postponed the filing deadline from December 10<sup>th</sup> to January 31<sup>st</sup>.
  - The Town (with the other municipalities and the County) has committed 25% of our ARPA to the project. Currently – ALLO is the preferred contractor at the moment.

- San Francisco Avenue Road Improvements Bid Opening was on December 2<sup>nd</sup>. The Engineers estimate was \$540,000. The two bids received were \$810,000 (GCE) and \$893,000 (DPE).
  - There will now be discussion to reduce the scope of work by 50%. Available monies are \$350,000. The Town tentatively plans to use a portion of the ARPA monies for the waterline replacement.
  - Prices and bids have been up across the board.
- YCIPTA – scheduled January 13<sup>th</sup> meeting.
  - They are currently in a \$1.5 million deficit.
  - Multiple options are being considered – increases of 3%, 5% or 10% each year for the next 5 years.
- Financials through October 2021:
  - Shared revenues reduced (Census number are a 20.7% reduction from the State).
  - City Sales Tax revenues are lower than anticipated. There is a current shortfall of estimated \$69,000. This is largely attributed to the number of housing completions per month dropping.
    - August 2021 is \$15,000 less than August 2020.
    - September 2021 is \$20,000 less than September 2020.
    - October 2021 is \$23,000 less than October 2020.
    - November 2021 is \$13,000 less than November 2020.
  - General Fund is in the positive \$28,000. Revenues are 29% and Expenditures are at 28%.

### Council's Report

- Mayor McCollough had a call with Senator Kelly. He asked about the Town's specific concerns and issues.
- Mayor McCollough informed there will be a meeting in San Luis regarding reopening the border to the 24-hour schedule.
- **Executive Session**

An Executive Session may be called during the public meeting on any item on this agenda pursuant to A.R.S. § 38-431.03(A)(3) for the purpose of receiving legal advice.

A. The Town Council will hold an Executive Session pursuant to A.R.S. § 38-431.03(A)(1) regarding departure timeline the Town Manager Larry Killman.

Motion made by Councilmember Blitz, seconded by Councilmember Jones, to enter Executive Session at 7:25PM. Voice vote:

Baughman: Yay  
Jones: Yay  
McCollough: Yay  
Davidson: Yay  
Blitz: Yay

Motion carried.

Motion made by Councilmember Blitz, seconded by Councilmember Davidson, to exit Executive Session at 7:55PM. Voice vote:

Baughman: Yay

Jones: Yay

McCollough: Yay

Davidson: Yay

Blitz: Yay

Motion carried.

#### 4. Discussion and possible action regarding Executive Session Item.

Motion made by Councilmember Blitz, seconded by Councilmember Davidson, to table the discussion/decision on the timeline until the January 4, 2022 Regular Meeting. Voice vote:

Baughman: Yay

Jones: Yay

McCollough: Yay

Davidson: Yay

Blitz: Yay

Motion carried.

#### Adjournment

Motion made by Councilmember Davidson, seconded by Councilmember Blitz to adjourn.

Baughman: Yay

Jones: Yay

McCollough: Yay

Davidson: Yay

Blitz: Yay

Motion carried.

Meeting adjourned at 7:56PM.

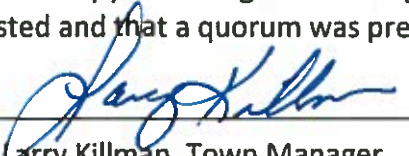
  
\_\_\_\_\_  
Cecilia McCollough, Mayor

ATTEST:

  
\_\_\_\_\_  
Larry Killman, Town Manager

CERTIFICATION:

I hereby certify that the forgoing minutes are a true and correct copy of the regular meeting held December 7, 2021 and the meeting was duly called and posted and that a quorum was present.

  
\_\_\_\_\_  
Larry Killman, Town Manager