

AGENDA

AGENDA OF THE SPECIAL SESSION OF THE MAYOR AND COUNCIL OF THE CITY OF BISBEE, COUNTY OF COCHISE, AND STATE OF ARIZONA, TO BE HELD ON TUESDAY, MARCH 22, 2016, AT 5:30 PM IN THE BISBEE MUNICIPAL BUILDING, 118 ARIZONA STREET, BISBEE, ARIZONA.

THE MEETING WAS CALLED TO ORDER BY _____ AT _____.

ROLL CALL

COUNCIL

Councilmember Eugene Conners, Ward I
Councilmember Joan Hansen, Ward II
Councilmember Shirley Doughty, Ward III
Mayor Ronald Oertle
Councilmember Anna Cline, Ward III, Mayor Pro Tempore
Councilmember Douglas Dunn, Ward II
Councilmember Serena Sullivan, Ward I

STAFF

Jestin Johnson, City Manager
Ashlee Coronado, City Clerk
Sharon Buono, Finance Director
Albert Echave, Police Chief
Mark Burneleit, Fire Chief
Andy Haratyk, Interim Public Works Director

CITY ATTORNEY

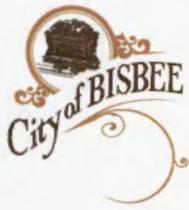
Britt Hanson

COMMENTS FROM THE PUBLIC WILL BE ALLOWED AT THIS MEETING. A SIGNUP SHEET WILL BE AVAILABLE.

THE FOLLOWING ITEM WILL BE DISCUSSED AT THIS MEETING:

1. Discussion and Possible Recommendations to Staff Regarding the Selection Process for the City Manager.
Jestin Johnson, City Manager
2. Discussion on Possible Claim Based on Allegations Regarding Choice Not to Hire Police Officer. *Pursuant to A.R.S. §§ 38-431.03, the Council may vote to go into executive session for discussion or consultation for legal advice with the attorney or attorneys of the public body or for discussion or consultation with the attorneys of the public body in order to consider its position and instruct its attorneys regarding the public body's position regarding pending or contemplated litigation.*
Britt Hanson, City Attorney

ADJOURNMENT



REQUEST FOR MAYOR & COUNCIL ACTION

Session of: March 22, 2016

Regular Special

DATE ACTION SUBMITTED: March 16, 2016

REGULAR CONSENT

TYPE OF ACTION:

RESOLUTION ORDINANCE FORMAL ACTION OTHER

SUBJECT: **Discussion and Possible Recommendations to Staff Regarding the Selection Process for the City Manager**

FROM: **Jestin Johnson, City Manager**

RECOMMENDATION: **At the discretion of the Mayor and Council**

PROPOSED MOTION: **I move that City Staff be directed to proceed as follows in assisting the Mayor and Council in the selection of a City Manager:**

DISCUSSION:

Attached is a sample interview schedule that outlines the procedure that was used for the last selection of a City Manager in 2014. You may have other recommendations for how you would like to see this process conducted.

This agenda item will provide an opportunity for your input into the method and manner to be used in making this very important selection.

FISCAL IMPACT: **NA**

DEPARTMENT LINE ITEM ACCOUNT: **NA**

BALANCE IN LINE ITEM IF APPROVED: **NA**

Prepared by: Ashlee Coronado
Ashlee Coronado
City Clerk

Reviewed by: Jestin Johnson
Jestin Johnson
City Manager

PROPOSED SCHEDULE

BISBEE CITY MANAGER INTERVIEW SCHEDULE

Sunday, ???

1:00- 4:00pm Tour of Bisbee
Where: Starts at Hotel the Candidates are staying at

Monday, ???

7:30am-9:00am Public Breakfast
Where: City Hall, 118 Arizona Street

9:00am-11:30am Interviews
Where: City Hall, 118 Arizona Street
Who: Department Heads, Mayor and Council, Employee
 Council and Professional Panel

11:30-1:00 Lunch

1:00pm-3:30pm Interviews
Where: City Hall, 118 Arizona Street
Who: Department Heads, Mayor and Council, Employee
 Council and Professional Panel

3:30pm-5:30pm Dinner Break

5:30pm Special Session of Mayor and Council
 Public Council Interviews
Where: City Hall, 118 Arizona Street



REQUEST FOR MAYOR & COUNCIL ACTION
Session of: March 22, 2016

Regular Special

DATE ACTION SUBMITTED: March 16, 2016

REGULAR **CONSENT**

TYPE OF ACTION:
RESOLUTION **ORDINANCE** **FORMAL ACTION** **OTHER**

SUBJECT: **Possible Claim Based on Allegations Regarding Choice Not to Hire Police Officer**

FROM: **Britt Hanson, City Attorney**

RECOMMENDATION: **At Council's Discretion**

PROPOSED MOTION: **I move that we enter into Executive Session, pursuant to A.R.S. § 38-431.03, in order to privately discuss and consult with our attorney regarding pending or contemplated litigation.**

DISCUSSION:

The Bisbee Police Department has been looking to hire an additional officer. One of the applicants was Mr. Dan Wilde. When Chief Albert Echave informed Mr. Wilde that he would not be hired, Mr. Wilde sent an email to the Mayor and Council, the City Manager and City Clerk, claiming that he was unfairly not hired due to his sexual orientation, with indications that he might be filing a claim against the City. The purpose of this agenda item is to inform the Council of the facts surrounding the Chief's decision not to hire Mr. Wilde and allow the City Attorney to advise the Council as to how it intends to handle the matter. Given the indications of a claim against the City, the City Attorney is recommending that the discussion be held in executive session.

Pursuant to A.R.S. §§ 38-431.03, the Council may vote to go into executive session for discussion or consultation for legal advice with the attorney or attorneys of the public body or for discussion or consultation with the attorneys of the public body in order to consider its position and instruct its attorneys regarding the public body's position regarding pending or contemplated litigation.

FISCAL IMPACT:

DEPARTMENT LINE ITEM ACCOUNT: N/A

BALANCE IN LINE ITEM IF APPROVED: N/A

Prepared by: 
Britt Hanson
City Attorney

Reviewed by: 
Justin Johnson
City Manager