

MINUTES

MINUTES OF THE REGULAR SESSION OF THE MAYOR AND COUNCIL OF THE CITY OF BISBEE, COUNTY OF COCHISE, AND STATE OF ARIZONA, HELD ON TUESDAY, MARCH 15, 2016, AT 7:00 PM IN THE BISBEE MUNICIPAL BUILDING, 118 ARIZONA STREET, BISBEE, ARIZONA.

THE MEETING WAS CALLED TO ORDER BY MAYOR OERTLE AT 7:03PM.

ROLL CALL

COUNCIL

Councilmember Eugene Conners, Ward I Excused
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
Andy Haratyk, Interim Public Works Director

CITY ATTORNEY

Britt Hanson

INVOCATION: Mayor Oertle asked for a moment of silence to remember the people we have known that had passed away in the last year.

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS AND ANNOUNCEMENTS:

- Mayor Oertle invited Mr. Haratyk up to the podium. Mr. Haratyk introduced Mr. Andrew Smith from Water Infrastructure Finance Authority (WIFA).

Mr. Smith explained that he was here to present the WIFA Clean Water Project of the Year Award to the City of Bisbee.

CALL TO THE PUBLIC

- David Smith, Bisbee resident informed the Council that he along with Mr. Leonard Temby had submitted a grant on behalf of the City of Bisbee to the Howard Buffet Foundation for a Cardiac Monitor for the new Ambulance. Mr. Smith had received an email on Friday that said the project was fully funded. He also said that he was currently looking into a grant to assist the Police Department.
- Fred Miller, Bisbee resident said that he was sorry to hear the Mr. Johnson had resigned from the City of Bisbee. He wished Mr. Johnson well. He proposed that Mayor and Council hold a Work Session within the next week or two to hear from the Public and to discuss among Council how to move forward. He suggested that the best way forward for the City would be to hire an Interim

City Manager by the middle of April. That would give the incoming City Manager an opportunity to work with Mr. Johnson to get an overview of the duties and ongoing projects. He proposed that the Council consider Melanie Greene. She lives and works in the City of Bisbee and was a finalist for the position two years ago. She understands how the City works and was cognizant of the issues within the City.

- Ken Budge, Bisbee resident thanked City Manager Johnson for his service and dedication to the City of Bisbee. He encouraged Mayor and Council to move on and choose a new City Manager. If an Interim was needed there are several options.

THE FOLLOWING ITEMS WERE DISCUSSED, CONSIDERED AND/OR DECIDED UPON AT THIS MEETING:

GENERAL BUSINESS:

1. ACCOUNTS PAYABLE: Subject to availability of funds.

MOTION: Councilmember Cline moved to approve Accounts Payable in the amount of \$196,218.82.
SECOND: Councilmember Doughty MOTION PASSED: UNANIMOUSLY

2. Approval of the Consent Agenda

- A. Approval of the Minutes of the Regular Session of Mayor and Council held on March 1, 2016 at 7:00PM.

Ashlee Coronado, City Clerk

- B. Approval of the Appointment of William Bohnacker to the Appeals Board for the Property Maintenance Code with a Waiver of Number of Commissions Served.

Ashlee Coronado, City Clerk

- C. Approval of the Appointment of Albert Hopper to the Appeals Board for the Property Maintenance Code.

Ashlee Coronado, City Clerk

- D. Approval of a Liquor License Application for Good 2 Go Located at 101 Arizona Street, Bisbee Arizona; Jodi Vurnovas, Applicant.

Ashlee Coronado, City Clerk

- E. Approval of a Park, Facility, and Right-of-Way Use Permit for the Border Town Productions L.L.C. for the use of Erie Street Lowell for the Lowell Americana Music Event and Car Show on Saturday, April 9, 2016 from 12:00PM (Noon) to 8:30PM (April 8, 2016 and April 10, 2016 for Set up and Take down).

Ashlee Coronado, City Clerk

- F. Approval of a Park, Facility, and Right-of-Way Use Permit for Old Shit Rules for the Use of City Park for the 2nd Annual Howl & Prowl Vintage Motorcycle Show on Saturday, May 28, 2016 from 1:00PM to 6:00PM.

Ashlee Coronado, City Clerk

- G. Approval of a Park, Facility, and Right-of-Way Use Permit for the Bisbee Radio Project, Inc. (KBRP) for the Use of City Park for a BBQ Cookout Celebrating the 100th Birthday of City Park on Sunday May 29, 2016 from 6:00AM to 2:00AM.

Ashlee Coronado, City Clerk

- H. Approval of a Special Event Liquor License Application Submitted by the Bisbee Radio Project, Inc. (KBRP) for an Event to be held at City Park on Sunday, May 29, 2016 from 12:00PM (Noon) to 10:00PM; Ryan Bruce, Applicant.
Ashlee Coronado, City Clerk
- I. Approval of a Park, Facility, and Right-of-Way Use Permit for the Use of 100 Tombstone Canyon to City Park for the Bisbee Pride Parade on Saturday, June 18, 2016 from 7:00PM to 8:00PM.
Ashlee Coronado, City Clerk
- J. Approval of a Special Event Liquor License Application Submitted by Bisbee Pride, Inc. for an Event to be held at City Park on Saturday, June 18, 2016 from 7:00PM to Midnight; Kathy Sowden, Applicant.
Ashlee Coronado, City Clerk
- K. Approval of a Park, Facility, and Right-of-Way Use Permit for the Use of Grassy Park, Goar Park and Various Parking Areas for the Bisbee Pride Vendor Fair on Saturday, June 18, 2016 from 6:00AM to Midnight.
Ashlee Coronado, City Clerk
- L. Approval of a Special Event Liquor License Application Submitted by Bisbee Pride, Inc. for an Event to be held at Grassy Park on Saturday, June 18, 2016 from 10:00AM to 5:00PM; Kathy Sowden, Applicant.
Ashlee Coronado, City Clerk
- M. Approval of a Park, Facility, and Right-of-Way Use Permit for the Use of Howell Avenue in Front of the Copper Queen Hotel for a Street Dance Friday, June 17, 2016 from 7:00PM to Midnight.
Ashlee Coronado, City Clerk
- N. Approval of an Application for an Extension of Premises/ Patio Permit Submitted by the Copper Queen Hotel for an Event to be held at 11 Howell Avenue, Bisbee, Arizona on Friday, June 17, 2016; Dan Finck Applicant.
Ashlee Coronado, City Clerk
- O. Approval of a Park, Facility, and Right-of-Way Use Permit for the Use of Howell Avenue in Front of the Copper Queen Hotel for a Halloween Street Dance Saturday, October 22, 2016 from 7:00PM to Midnight.
Ashlee Coronado, City Clerk
- P. Approval of an Application for an Extension of Premises/ Patio Permit Submitted by the Copper Queen Hotel for an Event to be held at 11 Howell Avenue, Bisbee, Arizona on Saturday, October 22, 2016; Dan Finck Applicant.
Ashlee Coronado, City Clerk

Councilmember Dunn requested that Consent Items 2B&C be pulled for discussion.

Councilmember Sullivan requested that Consent Items 2G&J be pulled for discussion.

MOTION: Councilmember Dunn moved to approve Consent Agenda Items 2A,D,E,F,G,I,K,L,M,N,O,P.
SECOND: Councilmember Cline

ROLL CALL VOTE:

AYES: Councilmember Hansen, Doughty, Cline, Dunn, Sullivan and Mayor Oertle

NAYS: 0

MOTION PASSED: AYES-6; NAYS-0

ITEMS 2B&C:

Councilmember Dunn wanted to have the opportunity to clarify, and speak in support of these items. He said that this was part of the action that had been taken as follow-up to the October 28th Work Session that was held regarding weeds, trash, unsightly properties, etc. Under sighting property owners for violations under the Uniformed Property Maintenance Code it was determined that there needed to be an appeals process where property owners who feel that they had been wrongly sighted can appeal. He commended the two applicants and their willingness to serve. The Uniformed Property Maintenance Code was a companion to the Uniformed Building Code that was adopted in 2006 by reference. He went over the ways to report a complaint, request services or to report issues with properties.

MOTION: Councilmember Dunn moved to approve Consent Agenda Items 2B&C.

SECOND: Councilmember Hansen

ROLL CALL VOTE:

AYES: Councilmember Hansen, Doughty, Cline, Dunn, Sullivan and Mayor Oertle

NAYS: 0

MOTION PASSED: AYES-6; NAYS-0

ITEMS 2G&J:

Councilmember Sullivan said that on these two items her concern was that residents in the neighborhood had been upset in the past with the shows that go really late. She referred to Item 2G and said that it was proposed to run to 2:00AM when the liquor permit only runs until 10:00PM, she asked if it would really take 4 hours to clean up. She also referred to Item 2J and how late this event would run. Councilmember Sullivan requested clarification on whether or not a permit was going to be approved for the use of City Park for Bisbee Pride. A typo was noted on the Council Action Form.

City Attorney Hanson requested that the motion for item 2K be removed and restated. The approval of Item 2K was removed and would be restated to include City Park.

MOTION: Mayor Oertle moved to approve Consent Agenda Items 2G, J &K with item 2K to include City Park.

SECOND: Councilmember Dunn

ROLL CALL VOTE:

AYES: Councilmember Hansen, Doughty, Cline, Dunn, Sullivan and Mayor Oertle

NAYS: 0

MOTION PASSED: AYES-6; NAYS-0

OLD BUSINESS

NEW BUSINESS

- 3. Discussion and Possible Approval of Changing Lower Galena Park’s Name to Laverne Williams Desert Arboretum.

Andy Haratyk, Interim Public Works Director

Mr. Haratyk explained that this was a way to recognize some of our citizens for all their hard work. This item had been discussed with the Parks and Recreation Committee. This particular park was located in Mrs. Williams neighborhood. This was an attempt to honor one of our outstanding citizens.

Bennie Scott, Bisbee resident said that this was a great idea. She deserves this. She was one of the founders of the City Charter.

MOTION: Councilmember Sullivan moved to approve the changing of Lower Galena Park’s Name to Laverne Williams Desert Arboretum.

SECOND: Councilmember Cline

MOTION PASSED: UNANIMOUSLY

- 4. Discussion and Possible Approval to Purchase and Install a well from Tanner Well Service, LLC. For the Wastewater Treatment Plant for a Total of \$23,310.31.

Andy Haratyk, Interim Public Works Director

Mr. Haratyk explained that the well at the Wastewater Treatment plant was used for the restroom and laboratory; about two months ago the pump fell into the well. Two companies had come to try to retrieve the pump from the well with no success. This was an emergency purchase as there was no fresh water source at the Wastewater Treatment plant.

MOTION: Councilmember Hansen moved to approve the purchase and installation of a well from Tanner Well Service, LLC. for the Wastewater Treatment Plant for a Total of \$23,310.31

SECOND: Councilmember Sullivan

MOTION PASSED: UNANIMOUSLY

- 5. Discussion and Possible Approval for the Acquisition of Various Road Repair/ Construction Equipment from Eagle Asphalt.

Andy Haratyk, Interim Public Works Director

Mr. Haratyk said that our Street Crew along with other members of Public Works had turned into a pavement laying company. What they had found out in the process was that additional equipment was required to lay better road surfaces. He explained that we were ahead of the road repair plan and with this equipment we would be able to get there even quicker.

MOTION: Councilmember Cline moved to approve the acquisition of needed asphalt paving equipment as part of the voter approved sales tax increase dedicated to the streets and infrastructure repair.

- 6. City Manager's Report:

- Mr. Johnson gave an update of the paving progress. Manzanita, Ocotillo, Yucca and Barnett Road had been paved.
- He gave the status of the retaining wall that was being repaired along Review Alley. That project was almost complete.
- He informed Mayor and Council of technical issues with one of the Bisbee Bus’s.
- He said that the Police recruitment process was moving along
- He informed Mayor and Council that the Budget process had begun.

COUNCIL COMMENTS OR FUTURE AGENDA ITEM SUGGESTIONS: (Council members may suggest topics for future meeting agendas, but Council will not here discuss, deliberate or take any action on these topics.):

- Councilmember Hansen discussed the Boards and Commissions that were associated with the City . She said that there were 22 different Boards and Commissions within the City and 12 of them are at full membership, but the bad news was that 11 of them had vacancies. She said that the procedure had always been if someone wants to volunteer they could go on the website and go from there. She said that we needed to do more advertising of the vacancies. The same people always apply and it would be nice to get some newer people to participate. She said that she would take one Board and Commission during the meetings to discuss what each Committee does to see if we can get some movement on them.
- Councilmember Sullivan commented on the improved service bus patrons had received since the City of Douglas took over operations. The bus riders have been very pleased. She thanked Mr. Johnson and the City of Douglas for the work.

MOTION: Councilmember Hansen moved to adjourn the meeting.

SECOND: Councilmember Cline

MOTION PASSED: UNANIMOUSLY

ADJOURNMENT: 7:55PM

Ronald Oertle, Mayor