

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, JANUARY 17, 2017, AT 7:00 PM IN THE BISBEE MUNICIPAL BUILDING, 118 ARIZONA STREET, BISBEE, ARIZONA.

THE MEETING WAS CALLED TO ORDER BY MAYOR SMITH AT 7:00PM.

ROLL CALL

COUNCIL

Councilmember Anna Cline, Ward III
Councilmember Joan Hansen, Ward II
Councilmember Frank Davis, Ward I
Mayor David M. Smith
Councilmember Bill Higgins, Ward I
Councilmember Douglas Dunn, Ward II , Mayor Pro Tempore
Councilmember Gabe Lindstrom, Ward III

STAFF

Richard J. Marsh Jr., City Manager
Ashlee Coronado, City Clerk
Keri Bagley, Finance Director
Andy Haratyk, Public Works Director
Albert Echave, Police Chief
Marc Burneleit, Fire Chief

CITY ATTORNEY

Elda Orduno

INVOCATION: Mayor Smith asked that we reflect on the carnage that has gone on in the last week throughout the world with terrorism in many locations and to reflect on and hope for the betterment of man in the future.

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS AND ANNOUNCEMENTS:

- Mayor Smith presented an Extraordinary Service Award to Kay Lynn Cummins.
- Mayor Smith announced that the Employee of the Month for January would be done in February.
- Mayor Smith announced that item #4 would be pulled from the agenda and that it would be brought back in February.

CALL TO THE PUBLIC

- Nicholas Night, Bisbee resident thanked everyone for rolling up their sleeves and getting things done. He encouraged everyone to help the Friends of the Pool. He asked that we adopt the Arts and Culture District in Old Bisbee Historic District.

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 \$351,404.22.
 SECOND: Councilmember Hansen MOTION PASSED: UNANIMOUSLY

- 2. Approval of the Consent Agenda

- A. Approval of the Re-Appointment of Noah Suby to the Planning and Zoning Commission.
Ashlee Coronado, City Clerk
- B. Approval of the Resignation of Karen Justice from the Library Advisory Board.
Ashlee Coronado, City Clerk
- C. Approval of the Park, Facility and Right of Way Use Permit for the Use of City Park for the Bisbee Radio Project, Inc. to hold the 2nd Annual Be Bisbee Festival on Saturday, May 27, 2017 from 5:00AM to Midnight .
Ashlee Coronado, City Clerk
- D. Approval of the Park, Facility and Right of Way Use Permit for the Use of City Park for the Bisbee Radio Project, Inc. to hold the 13th Annual Bisbee Blues Festival on Saturday, September 9, 2017 from 5:00AM to Midnight.
Ashlee Coronado, City Clerk
- E. Approval of the Park, Facility and Right of Way Use Permit for the Soft Closure from Tener Avenue to Cole Avenue for the Bisbee Run/Walk for the Cure on Saturday, February 11, 2017 from 8:30am to 9:30am, Along with the Use of Vista Park from 8:00AM to 12:00PM.
Ashlee Coronado, City Clerk
- F. Approval of the Special Event Liquor License Application Submitted by the Friends of Warren Ballpark for and Event to be held at Warren Ballpark located at 300 Ruppe Avenue, Bisbee, Arizona on Saturday, April 8, 2017 and Sunday, April 9, 2017 from 9:00AM to 5:00PM each day, Judith Anderson, Applicant.
Ashlee Coronado, City Clerk

MOTION: Councilmember Cline moved to approve the Consent Agenda items 2A-2F.
 SECOND: Mayor Smith

ROLL CALL VOTE:

AYES: Councilmember Cline, Hansen, Davis, Higgins, Dunn, Lindstrom and Mayor Smith

NAYS: 0

MOTION PASSED: AYES -7; NAYS -0

OLD BUSINESS

NEW BUSINESS

- 3. Presentation from the Friends of the Bisbee Pool.
David M. Smith, Mayor

Ms. Cado Daily gave some history into the city Pool. She stated the goals and mission of the Friends of the Bisbee Pool. She informed the public of what they had done and accomplished to date. She thanked everyone who had donated money. She said their question to the council was what could the community

expect from the city for the future of the pool it was a lot of work for the friends to raise \$30,000 each year to keep the pool open and honestly she wasn't sure that they could do that. They very much appreciate the city's dedication to the pool and investments that the city had made in time and money to open the pool. They would like the council's thoughts on how we can have sustainable funding for this valuable community and city asset.

Councilmember Hansen said that she appreciated Ms. Daily for all of her work and she was hoping that between the committee and the city we can come up with a solution to keep it open and sustainable.

Councilmember Davis stated that it was an important part of our community and that they would look into ways to make it sustainable.

Mayor Smith stated that this was something that was very important to the city and part of our history. He also, stated that in this administration they were going to do whatever they can to make sure that it continues.

Councilmember Higgins wanted to thank them for all of their hard work and for coming together and really getting this rolling.

Councilmember Dunn stated that he was very supportive of this and as we move into budget he wanted to see a full pool development plan to include staffing.

Councilmember Lindstrom said that he grew up working at the pool and it means a lot to him also.

Mayor Smith stated the donations that come to the city are tax deductible and you can write on the check that it goes to the pool fund and that was where it would go. He thanked Ms. Daily and the whole committee for their help to the city.

4. Discussion and Possible Approval of a Uniform, Supply, and Training Reimbursement Agreement.

Elda Orduno, City Attorney

This item was pulled from the Agenda.

5. Discussion and Possible Approval of the Notice of Intent to Adopt Ordinance O-17-01; Establishing an Arts and Culture District in the Old Bisbee Historic District.
David M. Smith, Mayor

Mayor Smith thanked Bridget Shanahan and the Bisbee Arts Commission for their assistance in getting this done. He indicated that the council had a work session on this item last week.

Councilmember Dunn stated that there was an excellent editorial from the Bisbee Review today. He felt that this was a good first step in moving Bisbee forward as an attraction to young entrepreneurs who are looking at an incubator for creativity. He indicated his strong support.

MOTION: Mayor Smith moved to approve the Notice of Intent to Adopt Ordinance O-17-01; Establishing an Arts and Culture District in the Old Bisbee Historic District.

SECOND: Councilmember Davis

ROLL CALL VOTE:

AYES: Councilmember Cline, Hansen, Davis, Higgins, Dunn, Lindstrom and Mayor Smith

NAYS: 0

MOTION PASSED: AYES -7; NAYS -0

6. Discussion and Possible Approval of a Motion to go into Executive Session to Discuss the Employment Evaluation of City Manager, Richard J. Marsh, Jr., Per ARS § 38-431.03(A)(1), Discussion or Consideration of Employment, Assignment, Appointment, Promotion, Demotion, Dismissal, Salaries, Disciplining or Resignation of a Public Officer, Appointee or Employee of Any Public Body.

Per ARS § 38-431.03(a)(1), the City Council may vote to go into executive session for discussion or consideration of employment, assignment, appointment, promotion, demotion, dismissal, salaries, disciplining or resignation of a public officer, appointee or employee of any public body.

David M. Smith, Mayor

Marie Minor, Bisbee resident stated that she finds Mr. Richard Marsh kind, very approachable, a person that had done a lot of effort to do outreach to the public and a role model for many of us. She had questions regarding whether the city manager consulted with council before conferences, workshops etc. outside of Cochise County and the United States.

Mayor Smith explained that any item discussed in executive session can't be discussed in print or anywhere else.

MOTION: Councilmember Dunn moved to enter into Executive Session to discuss the Employment Evaluation of City Manager Richard J. Marsh Jr., Per ARS § 38-431.03(A)(1), Discussion or Consideration of Employment, Assignment, Appointment, Promotion, Demotion, Dismissal, Salaries, Disciplining or Resignation of a Public Officer, Appointee or Employee of any Public Body.

SECOND: Councilmember Hansen

MOTION PASSED: UNANIMOUSLY

MOTION: Councilmember Cline moved to come out of Executive Session.

SECOND: Councilmember Hansen

MOTION PASSED: UNANIMOUSLY

MOTION: Councilmember Dunn moved that the recommendation of the Council that the City Manager was performing in a satisfactory manner and was continuing to perform the obligations in his agreement that was required the annual compensation rate for the manager shall be increased by 5% as offered to him in his contract or the amount of \$4, 375.00.

SECOND: Councilmember Hansen

MOTION PASSED: UNANIMOUSLY

7. City Manager's Report:

- Mr. Marsh spoke regarding a trip to Cananea that he took with the Mayor to meet with the representatives of the Mayor's office.
- Mr. Marsh also spoke regarding the upcoming Sonora Fest that will be in Bisbee in May.

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.): **None**

MOTION: Councilmember Higgins moved to adjourn the meeting.

SECOND: Councilmember Cline

MOTION PASSED: UNANIMOUSLY

ADJOURNMENT: 8:00PM

David M. Smith, Mayor