

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, MAY 3, 2022, AT 7:00 PM AT COUNCIL CHAMBERS LOCATED AT, 915 S. TOVREAVILLE ROAD, BISBEE, ARIZONA.

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

ROLL CALL

COUNCIL

Councilmember Juanetta Hill, Ward III
Councilmember Joni Giacomino, Ward II Excused
Councilmember Frank Davis, Ward I
Mayor Ken Budge
Councilmember Leslie Johns, Ward I
Councilmember Mel Sowid, Ward II
Councilmember Anna Cline, Ward III, Mayor Pro Tempore

STAFF

Stephen J. Pauken, City Manager
Ashlee Coronado, City Clerk
Keri Bagley, Finance Director
Joelle Landers, Personnel Director
Matthew Gurney, Public Works Director
Doug Taylor, City Planner
Albert Echave, Police Chief
Jim Richardson, Acting Fire Chief

CITY ATTORNEY

Joseph Estes

INVOCATION: Mayor Budge asked for a moment of silence to think of the three families that lost their homes. He also asked that everyone think about Luche Giacomino who we lost today. She was dedicated to the City. It was a loss to our town.

Councilmember Cline also spoke on the loss of Luche Giacomino and gave condolences.

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS AND ANNOUNCEMENTS:

- Mayor Budge read the Letter Carriers' Stamp Out Hunger Food Drive Day Proclamation

CALL TO THE PUBLIC

- Jim Mullen, Bisbee resident spoke on taxes being paid on commercial land. He encouraged Council to talk to the County and influence those that could make those changes.

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 \$297,411.48.

SECOND: Mayor Budge

Council asked questions about accounts payable, and staff responded to each question.

ROLL CALL VOTE

AYES: Councilmember Hill, Davis, Johns, Sowid, Cline and Mayor Budge.

NAYS: 0

MOTION PASSED: AYES- 6 NAYS-0

2. Approval of the Consent Agenda

- A. Approval of the Minutes of the Regular Session of Mayor and Council held on April 5, 2022.

Ashlee Coronado, City Clerk

- B. Approval of a Park, Facility and Right-of-Way Use Permit for BRATS for the use of Main Street from the Iron Man to the Post Office, Saturday, October 22, 2022, from 4:00pm to 4:45pm.

Ashlee Coronado, City Clerk

- C. Approval of an Application for Extension of Premises/Patio Permit submitted by Electric Brewing for and event to be held at 1326 W. Highway 92 #7, on Saturday May 7, 2022; Joseph Charles Frederickson, Applicant.

Ashlee Coronado, City Clerk

- D. Approval of an Application for Extension of Premises/Patio Permit submitted by Electric Brewing for and event to be held at 1326 W. Highway 92 #7, on Saturday May 14, 2022; Joseph Charles Frederickson, Applicant.

Ashlee Coronado, City Clerk

- E. Approval of an Application for Extension of Premises/Patio Permit submitted by Electric Brewing for and event to be held at 1326 W. Highway 92 #7, on Saturday May 21, 2022; Joseph Charles Frederickson, Applicant.

Ashlee Coronado, City Clerk

- F. Approval of an Application for Extension of Premises/Patio Permit submitted by Electric Brewing for and event to be held at 1326 W. Highway 92 #7, on Saturday May 28, 2022; Joseph Charles Frederickson, Applicant.

Ashlee Coronado, City Clerk

MOTION: Councilmember Cline moved to approve Consent Agenda Items A through F.

SECOND: Councilmember Johns

ROLL CALL VOTE

AYES: Councilmember Hill, Davis, Johns, Sowid, Cline and Mayor Budge.

NAYS: 0

MOTION PASSED: AYES- 6 NAYS-0

OLD BUSINESS

3. Discussion and Possible Approval of Ordinance O-22-08; Authorizing the sale and transfer of city property located primarily south of and across the right of way from 125 Star Avenue; a vacant parcel described as the north half of APN 103-60-249, Lots 19 and 20.

Doug Taylor, City Planner

Mr. Taylor explained this was the second reading of this Ordinance.

MOTION: Councilmember Davis moved to approve Ordinance O-22-08; Authorizing the sale and transfer of city property located primarily south of and across the right of way from 125 Star Avenue; a vacant parcel described as the north half of APN 103-60-249, Lots 19 and 20.

SECOND: Councilmember Sowid

ROLL CALL VOTE

AYES: Councilmember Hill, Davis, Johns, Sowid, Cline and Mayor Budge.

NAYS: 0

MOTION PASSED: AYES- 6 NAYS-0

NEW BUSINESS

4. Discussion and Possible Approval of a Public Auction for the Transfer of Certain City Property Located primarily south of Commerce Street and east of the City Parking Lot on Main Street; an unaddressed, vacant parcel described as APN 103-62-435, and the Establishment of a Minimum Bid Price.

Doug Taylor, City Planner

This item was pulled from the agenda.

5. Public Auction of Designated Surplus Property Located primarily south of Commerce Street and east of the City Parking lot on Main Street; an unaddressed, vacant parcel described as APN 103-62-435.

Doug Taylor, City Planner

This item was pulled from the agenda.

6. Discussion and Possible Approval to allow Community Development to purchase a used 2000 GMC Savana white open air 14 passenger tour bus using funds from ARPA / Transient Room Tax in the amount of \$27,000 from Trolley Brokers LLC.

Doug Taylor, City Planner

This item was pulled from the agenda.

7. Discussion and Possible Approval of Resolution R-22-08: Adopting the Tentative Budget for the City of Bisbee for FY 22-23 as well as give notice of the time for public hearing to taxpayers for adoption of the budget.

Stephen Pauken, City Manager

Mr. Pauken said budget meetings were held for two nights last week to go over the Budget with Mayor and Council. He discussed the highlights within the budget and explained this would set the Tentative Budget which would set the expenditure limit. This would also set the Public Hearing for June 7th.

MOTION: Councilmember Davis moved to approve Resolution R-22-08; Adopting the Tentative Budget for the City of Bisbee for FY 22-23 as well as give notice of the time for public hearing to taxpayers for adoption of the budget.

SECOND: Councilmember Sowid

ROLL CALL VOTE

AYES: Councilmember Hill, Davis, Johns, Sowid, Cline and Mayor Budge.

NAYS: 0

MOTION PASSED: AYES- 6 NAYS-0

- 8. Discussion and Possible Approval of the Notice of Intent to Adopt Ordinance O-22-09, Accepting the Transfer of Real Property from Southeast Arizona Renovations LLC, Located at 601 W Melody Lane, Bisbee.

Stephen Pauken, City Manager

Mr. Pauken explained the LLC has ownership of a subdivision that wraps around the School Board Building. This subdivision was established back in 2006. The developer left town and never came back. There was an approved subdivision on this property. Our intention was to accept the donation of the land and we had no fixed plans for this land at this time.

Mayor and Council discussed utilities would have to be brought into this subdivision.

MOTION: Mayor Budge moved to approve the Notice of Intent to Adopt Ordinance O-22-09, Accepting the Transfer of Real Property from Southeast Arizona Renovations LLC, Located at 601 W Melody Lane, Bisbee.

SECOND: Councilmember Cline

ROLL CALL VOTE

AYES: Councilmember Hill, Davis, Johns, Sowid, Cline and Mayor Budge.

NAYS: 0

MOTION PASSED: AYES- 6 NAYS-0

- 9. Discussion and Possible Approval to go out to bid for On Call Engineering Services to include, but not limited to Structural, Mechanical, Environmental, Highway and Civil.

Matthew Gurney, Public Works Director

Mr. Gurney explained the Public Works Department was looking to go out to bid for on-call engineers. The previous contracts were now outdated.

MOTION: Councilmember Sowid moved to go out to bid for On Call Engineering Services to include, but not limited to Structural, Mechanical, Environmental, Highway and Civil.

SECOND: Councilmember Davis

ROLL CALL VOTE

AYES: Councilmember Hill, Davis, Johns, Sowid, Cline and Mayor Budge.

NAYS: 0

MOTION PASSED: AYES- 6 NAYS-0

- 10. Discussion and Possible Approval to purchase a Landa Pressure Washer in the amount of \$7,462.00 to be used by all Public Works Departments.

Matthew Gurney, Public Works Director

Mr. Gurney explained this power washer would be used by all departments. The ones we currently have were well past their lifespan.

MOTION: Councilmember Davis moved to approve the purchase of a Landa Pressure Washer in the amount of \$7,462.00 to be used by all Public Works Departments.

SECOND: Councilmember Cline

ROLL CALL VOTE

AYES: Councilmember Hill, Davis, Johns, Sowid, Cline and Mayor Budge.

NAYS: 0

MOTION PASSED: AYES- 6 NAYS-0

11. Discussion and Possible Approval of updates to the Job Descriptions for the Copper Queen Mine Tour.
Joelle Landers, Personnel Director

Ms. Landers explained these job descriptions had gone before the Civil Service Commission, and they recommend moving them forward. She discussed the fiscal impact.

MOTION: Mayor Budge moved to approve the updated job descriptions for the Copper Queen Mine Tour.

SECOND: Councilmember Johns

ROLL CALL VOTE

AYES: Councilmember Hill, Davis, Johns, Sowid, Cline and Mayor Budge.

NAYS: 0

MOTION PASSED: AYES- 6 NAYS-0

12. Discussion and Possible Approval of the Fiscal Year 2023 Blue Cross/Blue Shield Health Insurance, Delta Dental Insurance, and ancillary lines renewal agreements.
Joelle Landers, Personnel Director

Ms. Landers explained the health insurance had originally come back with a 13% increase and our representative from Cbiz was able to renegotiate it down to 7%. This was great news to the city. We were also offered another \$10,000 from Blue Cross/Blue Shield for wellness. She explained that we had received a rate pass from delta dental. The vision insurance issued a 3.7% increase for the next two years.

MOTION: Councilmember Cline moved to approve the Fiscal Year 2023 Blue Cross/Blue Shield Health Insurance, Delta Dental Insurance, and ancillary lines renewal agreements.

SECOND: Councilmember Johns

ROLL CALL VOTE

AYES: Councilmember Hill, Davis, Johns, Sowid, Cline and Mayor Budge.

NAYS: 0

MOTION PASSED: AYES- 6 NAYS-0

13. Discussion and Possible Approval of a Motion to go into Executive Session for the following matter:

1. An executive session pursuant to A.R.S. § 38-431.03(a)(4) discussion or consultation with the attorney of the public body in order to consider its position and instruct its attorneys regarding the public body's position 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 on the Eleanor Vaughn matter

Per ARS § 38-431.03(A4), the City Council may vote to go into executive session 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 contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation.

MOTION: Councilmember Johns moved to enter into Executive Session

SECOND: Councilmember Cline

MOTION PASSED: UNANIMOUSLY

MOTION: Mayor Budge moved to come out of Executive Session

SECOND: Councilmember Davis

MOTION PASSED: UNANIMOUSLY

14. City Manager's Report:

- Other Current events (No Discussion)
 - Mr. Pauken announced that Camp Naco would be one of 11 designated by the National Trust for Historic Preservation, as one of the most endangered historic places. This announcement would be taking place tomorrow at a press conference in Washington and then another one tomorrow locally at Camp Naco.

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.):

MOTION: Councilmember Davis moved to adjourn the meeting.

SECOND: Councilmember Johns

MOTION PASSED: UNANIMOUSLY

ADJOURNMENT: 8:15 PM

Ken Budge, Mayor