

MINUTES

MINUTES OF THE WORK SESSION OF THE MAYOR AND COUNCIL OF THE CITY OF BISBEE, COUNTY OF COCHISE, AND STATE OF ARIZONA, HELD ON TUESDAY, SEPTEMBER 20, 2022 AT 5:30 PM AT COUNCIL CHAMBERS LOCATED AT, 915 S. TOVREAVILLE ROAD, BISBEE, ARIZONA.

THE MEETING WAS CALLED TO ORDER BY MAYOR BUDGE AT 5:34PM.

ROLL CALL

COUNCIL

Councilmember Juanetta Hill, Ward III
Councilmember Joni Giacomino, Ward II
Councilmember Frank Davis, Ward I EXCUSED
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
Jim Richardson, Fire Chief
Joel Ward, Building Inspector/Code Enforcement

CITY ATTORNEY

Joseph Estes

THE FOLLOWING ITEMS WERE DISCUSSED AT THIS MEETING:

1. Discussion and Possible Direction to Staff regarding Amending the City Code, Article 7.10, Light Pollution and the Bisbee Zoning Code, Article 3, 6, 7, and 9.
Stephen Pauken, City Manager

Mr. Pauken opened the discussion with a brief overview of the current policy and stated his two main concerns.

- Community fears of lights being taken away
- City of Bisbee was the main contributor to the city's light pollution.

Mayor Budge stated his concerns for the ordinance itself.

- Regarding the terms
- Comprehension for those residence who are unfamiliar with astronomy terminology.

Bruce Syrett, resident and Bisbee Dark Sky Initiative founder and John Barentine, astrologer addressed the concerns and suggested adding definitions as an aid.

Mayor Budge asked that section 7.10.15 be omitted from the amended ordinance. He questioned the 5year vs. 10year installation differences and what the qualifications were for "grandfathered" facilities/light fixtures.

John Barentine, astrologer explained the categories that fell in the different install timeframes and clarified "grandfathered" facilities/light fixtures.

Mayor Budge also questioned Light Trespassing, specifically how it would affect the denser neighborhoods like the Bisbee Historic District.

Mr. Syrett gave his personal experience regarding and suggested potential solutions.

Mr. Estes, City Attorney clarified what was considered light trespassing.

Mayor and Council discussed the ordinances pros and cons, realistic expectations, and compliance.

Mayor Budge asked that section 7.10.9 (F) be removed from the amended ordinance. He questioned the amount of current noncompliant city lights, the process to achieve compliance and the potential cost to reach the intended goal.

Mr. Pauken explained the process, gave his experience with the process, and spoke on the cost effectiveness and other related benefits.

2. Discussion and Possible Direction to Staff regarding Repealing and Replacing the City Code Article 8.9 Vacation Rentals and Short-Term Rentals.
Stephen Pauken, City Manager

Councilmember Mel Sowid asked for clarification on short term rentals.

Mr. Estes, City Attorney listed the qualifications for short term rentals

Mayor and Council discussed the need guidelines, documentation, state laws and taxes.

Mayor and Council also discussed their concerns for the handling of sewer and trash fees, delinquent fees, permit fees and compliance

Councilmember Sowid asked for clarification on achieving changes and compliance enforcement.

Mayor Budge and Mr. Estes, City Attorney clarified on achieving changes and compliance.

Mayor and Council discussed various aspects of the ordinance and the need to have further research done.

Mr. Estes, City Attorney agreed to researching on the Council's behalf.

Mayor and Council decided this ordinance would need to be discussed again once more information was brought to them.

MOTION: Councilmember Giacomino moved to adjourn the meeting.

SECOND: Councilmember Johns

MOTION PASSED: UNANIMOUSLY

ADJOURNMENT: 7:08 PM

Ken Budge, Mayor