

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 2, 2021 AT 7:00 PM VIA ZOOM.

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

ROLL CALL

COUNCIL

Councilmember Louis Pawlik, Ward III
Councilmember Joni Giacomino, Ward II
Councilmember Frank Davis, Ward I
Mayor Ken Budge
Councilmember Leslie Johns, Ward I
Councilmember Joan Hansen, Ward II
Councilmember Anna Cline, Ward III, Mayor Pro Tempore

STAFF

Theresa Coleman, City Manager
Ashlee Coronado, City Clerk
Keri Bagley, Finance Director
Joelle Landers, Personnel Director
Albert Echave, Police Chief
George Castillo, Fire Chief
Matt Gurney, Public Works Operations Manager
Jimmy Richardson, Fire Marshal
Jason Macoviak, Library Manager

CITY ATTORNEY

Joseph Estes

INVOCATION: Mayor Budge asked for a moment of silence to remember those that had passed due to Covid.

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS AND ANNOUNCEMENTS:

CALL TO THE PUBLIC

- Ms. Landers read a portion of a comment from Nolan Gouget.
- Ms. Landers read a comment from Norman Miller. He wrote about the Accounts Payable and the caveat that states, "subject to the availability of funds". He asked that Ms. Bagley state whether or not the City had funds to pay the approved bills from this point forward.

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 \$308,948.98, subject to the availability of funds.

SECOND: Councilmember Johns

MOTION PASSED: UNANIMOUSLY

- 2. Approval of the Consent Agenda

- A. Approval of the Minutes of the Regular Session of the Mayor and Council held on February 16, 2021.

Ashlee Coronado, City Clerk

- B. Approval of the Minutes of the Special Session of the Mayor and Council held on February 10, 2021.

Ashlee Coronado, City Clerk

- C. Approval of the Appointment of Anthony Underwood to the Board of Adjustment.

Ashlee Coronado, City Clerk

- D. Approval of the Appointment of Mel Sowid to the Board of Adjustment.

Ashlee Coronado, City Clerk

- E. Approval of the Appointment of Cynthia Conroy to the Police and Fire Advisory Committee with a waiver for number of commission memberships currently served.

Ashlee Coronado, City Clerk

- F. Approval of the Resignation of Kathleen Sandoval from the Transit Advisory Committee.

Ashlee Coronado, City Clerk

- G. Approval of the Special Event Liquor License Application submitted by Backcountry Discovery Routes for an event to be held at The Jonquil Motel on Thursday, April 1, 2021 from 12:00pm (noon) to 11:00pm, Friday, April 2, 2021 and Saturday, April 3, 2021 from 10:00am to 11:00pm; Inna S. Thorn, Applicant.

Ashlee Coronado, City Clerk

MOTION: Councilmember Cline moved to approve the consent agenda item 2 A through G.

SECOND: Councilmember Davis

MOTION PASSED: UNANIMOUSLY

OLD BUSINESS

NEW BUSINESS

- 3. Discussion and Possible Direction on the petition received from Donna Burke on the repair and maintenance of sewer lines that serve more than a single residence or building.

Ken Budge, Mayor

Mayor Budge stated that he would schedule a Works Session on this on March 16th at 6:00 pm.

Donna Burke, asked that if something could be done quickly to clean up the sewage that was currently running down stairs right now.

Ms. Coleman said that we did not have easements in Old Bisbee to work within. If there was something that the Building Inspector needed to look at she encouraged people to call City Hall. We would work with the homeowner to correct the situations.

Council discussed the situation and stressed the fact that this was a health issue and an emergency.

Mayor Budge said that this would be addressed further at the Work Session.

- 4. Discussion and Possible Approval to have Hodges Glass Co., Inc. Replace the Garage Door at Fire Station #82 located at 645 Tombstone Canyon.

Jim Richardson, Fire Marshal
George Castillo, Fire Chief

Fire Marshal Richardson explained that the Fire Department was in need of having their bay door replaced. It was currently in disrepair. They had received three quotes and recommend using Hodges Glass. His proposal included a warranty that the others do not mention, along with a stronger motor. Hodges Glass was local and always available for service calls.

MOTION: Councilmember Davis moved to have Hodges Glass Co., Inc. replace the garage door at Fire Station #82 located at 645 Tombstone Canyon.

SECOND: Councilmember Hansen

ROLL CALL VOTE:

AYES: Councilmember Pawlik, Giacomino, Davis, Johns, Hansen, Cline and Mayor Budge.

NAYS: 0

MOTION PASSED: AYES -7 NAYS -0

- 5. Discussion and Possible Approval to enter into a professional services agreement with CamNet to provide high-speed internet equipment and installation to the Copper Queen Library.

Jason Macoviak, Library Manager

Mr. Macoviak explained that the Library was in the process of applying for discounted and upgraded internet using the Federal e-rate program. He said that we would receive this at a 90% discount. This would push the wireless signal out into more public spaces. This was a free service to the citizens.

MOTION: Councilmember Pawlik moved to approve the professional services agreement with CamNet to provide high-speed internet equipment and installation to the Copper Queen Library.

SECOND: Councilmember Hansen

ROLL CALL VOTE:

AYES: Councilmember Pawlik, Giacomino, Davis, Johns, Hansen, Cline and Mayor Budge.

NAYS: 0

MOTION PASSED: AYES -7 NAYS -0

- 6. Discussion and Possible Approval to enter into a professional services agreement with Sparklight to provide high-speed internet services to the Copper Queen Library starting July 1, 2021.

Jason Macoviak, Library Manger

Mr. Macoviak explained that these vendors were part of the Arizona State Library cooperative contract. This was a part of the previous item.

MOTION: Councilmember Hansen moved to approve the professional services agreement with Sparklight to provide high-speed internet services to the Copper Queen Library to start on July 1, 2021.

SECOND: Councilmember Davis

ROLL CALL VOTE:

AYES: Councilmember Pawlik, Giacomino, Davis, Johns, Hansen, Cline and Mayor Budge.

NAYS: 0

MOTION PASSED: AYES -7 NAYS -0

- 7. Discussion and Possible Approval of the Right of Way Use Permit submitted by Copper Queen Hospital for the use of Bisbee Road, Cole Ave and Vista for Covid Vaccine Clinics with a waiver of fees.

Jesus Haro, Public Works Director

Ms. Coleman explained that after meeting with the Copper Queen Hospital to recap the clinic that was held Thursday. The police department was confident that if they were on site it would run just as smooth as last week.

MOTION: Councilmember Hansen moved to approve the Right of Way Use Permit submitted by Copper Queen Hospital for the use of Bisbee Road, Cole and Vista for the Covid Vaccine Clinics with a waiver of fees.

SECOND: Mayor Budge

ROLL CALL VOTE:

AYES: Councilmember Pawlik, Giacomino, Davis, Johns, Hansen, Cline and Mayor Budge.

NAYS: 0

MOTION PASSED: AYES -7 NAYS -0

- 8. Discussion and Possible Approval of Enterprise Fleet Management Agreements for Equity and Walkaway Leases for two Public Works Trucks.

Theresa Coleman, City Manager

Ms. Coleman explained that these were two pickup trucks that were acquired under the fleet management program with Enterprise. The City entered into a master lease agreement for 8 specified vehicles. In order to replace vehicles for the Building Inspector and Parks, Mr. Haro had budgeted for two Tacoma trucks. The Tacoma's were not available due to interruptions with Covid. The Colorado's ended up being available. This was an oversight, as this was how we had handled the MOU with the County, taking vehicles that were available. After discussion with the City Attorney it was suggested that this be brought to Council for approval. Ms. Coleman discussed the cost of returning the vehicles.

Councilmember Giacomino asked when looking at the financials it looks like the line items were overspent.

Ms. Bagley explained that those costs were supposed to be allocated throughout the various Public Works Departments. Once that was done, that line item would be back within budget.

Councilmember Pawlik asked what the impact on the budget would be if this was not approved.

Ms. Coleman responded that it would be the \$350.00 per vehicle as a termination fee. It was possible that our makeup of the equity of each vehicle could be \$5,372.00 each, but could be less if the vehicles bring more at market.

Mayor Budge said that he didn't feel very good about voting on this without more information. Mayor Budge requested an accounting to show where these funds would be coming from. This was a huge budget issue. He wanted to make sure that we were not taking any money from the sales tax increase. Mayor Budge suggested tabling this item.

MOTION: Mayor Budge moved to table this item to the next council meeting.

SECOND: Councilmember Giacomino

MOTION PASSED: UNANIMOUSLY

- 9. Discussion and Possible Approval of the Settlement Agreement and Release between the City of Bisbee and Annie Robbins.

Theresa Coleman, City Manager

Ms. Coleman stated that this agreement was a result of instruction that Council provided to legal during the Executive Session at the last meeting.

MOTION: Councilmember Davis moved to approve the Settlement Agreement and Release between the City of Bisbee and Annie Robbins.

SECOND: Councilmember Pawlik

ROLL CALL VOTE:

AYES: Councilmember Pawlik, Giacomino, Davis, Johns, Hansen and Mayor Budge.

NAYS: Councilmember Cline

MOTION PASSED: AYES -6 NAYS -1

- 10. Discussion and Possible Approval of the Notice of Intent to Adopt Ordinance O-21-06; Authorizing the Acquisition of Real Property from Annie Robbins located at 75C Ok Street.

Theresa Coleman, City Manager

Ms. Coleman explained that since the settlement agreement included the acquisition of real property we needed to approve this Ordinance.

MOTION: Councilmember Davis moved to approve the Notice of Intent to adopt Ordinance O-21-06; Authorizing the Acquisition of Real Property from Annie Robbins located at 75C Ok Street.

SECOND: Councilmember Pawlik

ROLL CALL VOTE:

AYES: Councilmember Pawlik, Giacomino, Davis, Johns, Hansen and Mayor Budge.

NAYS: Councilmember Cline

MOTION PASSED: AYES -6 NAYS -1

- 11. City Manager's Report:

- Other Current events (No Discussion)
 - Ms. Coleman updated the Council on the propane tank leak at the Senior Center. It had been repaired.

- Ms. Coleman informed the Council that the bids had been opened for the Tintown Phase project.

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 Cline requested that Council and staff consider a future Council retreat/ Strategic Planning session.

ADJOURNMENT:

MOTION: Councilmember Davis moved to adjourn the meeting.

SECOND: Councilmember Johns

MOTION PASSED: UNANIMOUSLY

ADJOURNMENT: 10:20 PM

Ken Budge, Mayor