

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 19, 2020 AT 7:00 PM AT THE CITY HALL BUILDING, 915 S. TOVREAVILLE ROAD, BISBEE, ARIZONA.

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

ROLL CALL

COUNCIL

Councilmember Louis Pawlik, Ward III, Mayor Pro Tempore

Councilmember Joni Giacomino, Ward II

Councilmember Bill Higgins, Ward I

Mayor David M. Smith

Councilmember Leslie Johns, Ward I Excused

Councilmember Joan Hansen, Ward II

Councilmember Anna Cline, Ward III

STAFF

Theresa Coleman, City Manager

Ashlee Coronado, City Clerk

Joelle Landers, Personnel Director

Jesus Haro, Public Works Director

Albert Echave, Police Chief

CITY ATTORNEY

James Ledbetter

INVOCATION: Mayor Smith asked for a moment of silence to think about our neighboring counties who continue to pick up cases very quickly.

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS AND ANNOUNCEMENTS:

- Mayor Smith announced that there would be ceremonies at both cemeteries and the overlook on Memorial Day. This would be done by the VFW and the American Legion. We would post further details once we had them. All events would be done with social distancing, etc.
- Mayor Smith announced that Item 6 would be pulled from the agenda. It would be placed on the agenda at a later date when the public could attend a Work Session. Mayor Smith announced that Item 9 would be for discussion only and no action would be taken this evening.

CALL TO THE PUBLIC

- Stephan Green, said that he firmly supported the efforts to save and preserve the City Hall building and that it was important to maintain and preserve Bisbee's heritage.
- Yolanda Montiel, said it was an eyesore demolish it and rebuild.
- Margo McCartney, hated the idea of demolishing City Hall. She said that it was a historic building or it was on the way to become one. She wanted to see calculations and comparisons on the demolish and rebuild versus reinforce and rebuild.

- Randy Heiss said that he was in opposition of the proposed ambulance subscription fee on the agenda. He said citizens were unable to understand the fiscal impact because the amount was not included. He requested that there be a detailed staff analysis.
- Alice Hamers requested that there be a motion to table agenda item 6 until members of the public could be present.
- Benjamin Lepley, requested that the Council not rush into this. He said that two structural engineers and four architects have stated that they believe the shell was reproducible and could be supported with the assistance of grant money. The public needs an opportunity to reevaluate and discuss before the demolition.
- Ken Budge, asked questions regarding the city’s published budget numbers in the May 7th Observer. He said that schedule F and E were off by \$15,000. He also asked why schedule E was published twice.
- Ruby Odell, said that she did not support the mandatory ambulance fee. She requested that Council vote this down. She said that she lived on a fixed income and the monthly rate was beyond what she could pay. She requested that Council carefully consider and halt any further action on this proposal.
- Colleen Pardee, strongly stressed the importance of the City Hall building as a historical structure. It must be saved in some form.
- John and Judy Dawson, supported the 1% sales tax
- Michael Graves said he supported saving City Hall. He hoped we would work to save it with architects and engineers.
- Bill McGuire said he preferred that the City spend the least amount of money required to arrive at a convenient and efficient site for the new City Hall.
- Donna Pulling, asked about the emergency purchase of air conditioner units. She asked of what funds this would be paid.
- Sue Lamb, said she supported the preservation of Bisbee City Hall located in the Warren district. She opposed the demolition wholeheartedly.

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 \$284,260.90.

SECOND: Councilmember Hansen

Councilmember Cline asked questions about Cintas invoices and on the invoice for materials for the roof at the Library.

MOTION PASSED: UNANIMOUSLY

2. Approval of the Consent Agenda

- A. Approval of the Minutes of the Regular Session of Mayor and Council held on April 21, 2020 at 7:00 pm.

Ashlee Coronado, City Clerk

- B. Approval of the Minutes of the Special Session of Mayor and Council held on April 27, 2020 at 5:30 pm.

Ashlee Coronado, City Clerk

- C. Approval of the Minutes of the Special Session of Mayor and Council held on April 28, 2020 at 5:30 pm.

Ashlee Coronado, City Clerk

- D. Approval of the Minutes of the Special Session of Mayor and Council held on April 29, 2020 at 5:30 pm.

Ashlee Coronado, City Clerk

- E. Approval of the Minutes of the Regular Session of Mayor and Council held on May 5, 2020 at 7:00 pm.

Ashlee Coronado, City Clerk

MOTION: Councilmember Cline moved to approve the consent agenda items 2A-2E

SECOND: Mayor Smith

ROLL CALL VOTE:

AYES: Councilmember Pawlik, Giacomino, Higgins, Hansen, Cline and Mayor Smith.

NAYS: 0

MOTION PASSED: AYES -6; NAYS -0

OLD BUSINESS

- 3. Discussion and Possible Approval of Ordinance O-20-08, Accepting the Transfer of Real Property from the Dycus Family Trust Located at 416 N Street, Bisbee.

Theresa Coleman, City Manager

Mayor Smith said that this was discussed during the last meeting and asked if there were any additional questions.

MOTION: Councilmember Pawlik moved to approve Ordinance O-20-08; Accepting the transfer of real property from the Dycus Family located at 416 N Street, Bisbee.

SECOND: Councilmember Hansen

ROLL CALL VOTE:

AYES: Councilmember Pawlik, Giacomino, Higgins, Hansen, Cline and Mayor Smith.

NAYS: 0

MOTION PASSED: AYES -6; NAYS -0

NEW BUSINESS

- 4. Discussion and Possible Approval of the FY21 Blue Cross/Blue Shield Insurance and Delta Dental Insurance renewal agreements.

Joelle Landers, Personnel Director

Ms. Landers explained that we had been with CBIZ for the last 10 years. Initially there was a 15.7% increase proposed for health insurance. They were able to successfully negotiate it down to a 5% increase. Ms. Landers explained the changes to the plan for the coming year. Ms. Landers went on to say that the Delta Dental had increased by 3%.

Councilmember Giacomino asked about the different plans that were offered.

Councilmember Cline said that she was always grateful for CBIZ for always getting us the best rate.

MOTION: Councilmember Hansen moved to approve the FY 21 Blue Cross/Blue Shield Health Insurance and Delta Dental Insurance renewal agreements.

SECOND: Councilmember Cline

ROLL CALL VOTE:

AYES: Councilmember Pawlik, Giacomino, Higgins, Hansen, Cline and Mayor Smith.

NAYS: 0

MOTION PASSED: AYES -6; NAYS -0

- 5. Discussion and Possible Approval for service to install and repair City Hall Air Conditioners.
Jesus Haro, Public Works Director

Mr. Haro explained that three proposals were received and G.R.A.S.P. was the best deal.

Councilmember Giacomino asked what department this would fall under.

Mr. Haro responded that it would go under the building maintenance budget.

MOTION: Councilmember Pawlik moved to approve the payment for services to G.R.A.S.P. Heating and Cooling, Inc. for installing air-conditioning units to City Hall.

SECOND: Councilmember Hansen

MOTION PASSED: UNANIMOUSLY

ROLL CALL VOTE:

AYES: Councilmember Pawlik, Giacomino, Higgins, Hansen, Cline and Mayor Smith.

NAYS: 0

MOTION PASSED: AYES -6; NAYS -0

- 6. Discussion, Direction and Possible Approval to Demolish the Structure at 118 Arizona Street.
Jesus Haro, Public Works Director

This item was pulled from the Agenda.

- 7. Discussion and Possible Approval of the Notice of Intent to adopt Ordinance O-20-09; Amending Article 16.2 Queen Mine Regulations and Fees and providing for repeal and severability.

Theresa Coleman, City Manager

Ms. Coleman explained that this had come about after moving the fees into a fee schedule. She said that wording had been rearranged to allow Council to establish fees by Resolution and also to address the special group rates.

MOTION: Councilmember Hansen moved to approve the Notice of Intent to adopt Ordinance O-20-09; Amending Article 16.2 Queen Mine Regulations and Fees and providing for repeal and severability.

SECOND: Mayor Smith

ROLL CALL VOTE:

AYES: Councilmember Pawlik, Giacomino, Higgins, Hansen, Cline and Mayor Smith.

NAYS: 0

MOTION PASSED: AYES -6; NAYS -0

8. Discussion and Possible Approval of Resolution R-20-16; Amending Queen Mine Section of the City Fee Schedule.

Theresa Coleman, City Manager

Ms. Coleman said that after many reviews we failed to include changes to the ages in the Queen Mine section of the fee schedule. The fees themselves did not change but the ages to which they apply did.

MOTION: Councilmember Hansen moved to approve Resolution R-20-16; Amending Queen Mine Section of the City Fee Schedule.

SECOND: Councilmember Pawlik

ROLL CALL VOTE:

AYES: Councilmember Pawlik, Giacomino, Higgins, Hansen, Cline and Mayor Smith.

NAYS: 0

MOTION PASSED: AYES -6; NAYS -0

9. Discussion and Possible Approval of the Notice of Intent to adopt Ordinance O-20-10; Amending Article 4.5.1 Rates, and Establishing Article 4.5.2, Ambulance Subscriptions and providing for repeal and severability.

Theresa Coleman, City Manager

Ms. Coleman explained that on the fee schedule that was approved there was a section for Ambulance Subscription and it indicated that it would be negotiated. There was nothing to report to the public because we had not gotten to the negotiation portion of the Ambulance Subscription. We needed to establish it as part of the Ordinance. She explained that she had come up with the idea of it being paid by all households. She said that \$90,000 was included in the budget as possible Ambulance Subscription revenue. She said spread over all the household that would be around \$2.50 per month. But that was the discussion she was looking for this evening. She went on to say that we also needed to address the cost for nonemergency, non-transport response or public assist.

Mayor Smith wanted to explain how we got here. He said that this was an item he personally brought up four years ago. He said that it was 100% voluntary situation for every household in our CON. This was nothing more than an insurance policy. This was being done in 19 different locations in the state of Arizona. He explained that this would cover the cost after insurance. It would assist us in collecting that additional revenue. He said the other issue brought up of non-emergency services was a very valid point. Our Fire Department was being called daily to locations to provide public assist to help people out of bed, etc. People were relying on us to do that instead of having to get caregivers to do that. This was tying up our rig and firefighters on every one of those situations. Those services were currently not paid for.

Councilmember Giacomino asked why our bill collection company was not going after those people that did not pay. If this was not voluntary there would be a big issue overlooked and that would've been rental properties. Property owners would still have to be mandated to pay that. She wanted to make sure this was clarified.

Ms. Coleman explained that this was up for discussion only. This would be up to the Council to provide the direction on how to move forward. Ms. Coleman said that it would come back to Council at a future meeting making it voluntary.

Councilmember Cline said that she had a lot of people that were upset that it was worded as being mandatory. If that was straightened out that would be better. She said that another concern she had was adding that revenue to the budget. She was unsure if that was a revenue goal we would meet.

- 10. Possible Approval of a motion to go into Executive Session for the purpose of discussion and consultation with City Attorney to provide legal guidance on pending matters.

Per ARS § 38-431.03(a)(3)(7), the City Council may vote to go into executive session for discussion or consultation for legal advice with the attorney or attorneys of the public body and for Discussion or consultation with designated representatives of the public body in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property.

Theresa Coleman, City Manager

This item was pulled from the Agenda.

11. City Manager's Report:

- Other Current events (No Discussion)
 - Ms. Coleman explained that the offer on 121 Fort Huachuca Lane had been accepted and would close in 30 days. She said that she was working with a private donor who wanted to participate in the affordable housing program and they would be working out the final payment with them.
 - Ms. Coleman said the platform GoToMeeting would be used in June to start back up with the committees that were established in the charter or code.
 - Ms. Coleman said that charter amendments would be included in the next meeting's packet.
 - Ms. Coleman informed the Council that she was working with SEAGO on an EDA grant. This would be with an emphasis on affordable housing.

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.):

ADJOURNMENT:

MOTION: Councilmember Higgins moved to adjourn the meeting.

SECOND: Councilmember Pawlik

MOTION PASSED: UNANIMOUSLY

ADJOURNMENT: 8:02 PM

David M. Smith, Mayor