

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, 2023, 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 - EXCUSED
Councilmember Joni Giacomino, Ward II - 7:10PM
Councilmember Frank Davis, Ward I
Mayor Ken Budge
Councilmember Leslie Johns, Ward I - EXCUSED
Councilmember Mel Sowid, Ward II
Councilmember Anna Cline, Ward III, Mayor Pro Tempore

STAFF

Stephen J. Pauken, City Manager
Ashlee Coronado, City Clerk
Matthew Gurney, Public Works Director
Logan Dodd, Operations Manager
Tim Cox, Police Chief
Jim Richardson, Fire Chief

CITY ATTORNEY

Joseph Estes

INVOCATION: Mayor Budge asked for a moment of silence to reflect on some of our locals that have passed over.

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS AND ANNOUNCEMENTS:

- Mayor Budge stated that the state legislature was back in session.

CALL TO THE PUBLIC

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 \$452,220.32.

SECOND: Councilmember Davis

ROLL CALL VOTE

AYES: Councilmember Davis, Sowid, Cline and Mayor Budge

NAYS: 0

MOTION PASSED: AYES-4 NAYS-0

2. Approval of the Consent Agenda

- A. Approval of the Minutes of the Regular Session of Mayor and Council held on January 3, 2023.

Ashlee Coronado, City Clerk

- B. Approval of the Appointment of Douglas Taylor to the Design Review Board.

Ashlee Coronado, City Clerk

- C. Approval of the Reappointment of Angela Rockefeller to the Bisbee Arts Commission.

Ashlee Coronado, City Clerk

- D. Acceptance of the Resignation of Jenny Druckman from the Bisbee Arts Commission.

Ashlee Coronado, City Clerk

- E. Approval of a Special Event Liquor License Application submitted for an event to be held At the Jonquil Motel on Saturday, February 11, 2023, from 10:00am to 8:00pm; Suzanne Walsh, Applicant.

Ashlee Coronado, City Clerk

- F. Approval of a Special Event Liquor License Application submitted for an event to be held at the Jonquil Motel on Wednesday, April 5, 2023, from 2:00pm to 11:00pm and Thursday, April 6, 2023, through Saturday, April 8, 2023, from 11:00am to 11:00pm each day, Inna Thorn, Applicant.

Ashlee Coronado, City Clerk

- G. Approval of a Special Event Liquor License Application submitted by the Friends of Warren Ballpark for an event to be held at the Warren Ballpark located at 300 Ruppe Avenue, Bisbee, AZ on Saturday, April 1, 2023, and Sunday, April 2, 2023, from 10:00am to 7:00pm each day; Judith Anderson, Applicant.

Ashlee Coronado, City Clerk

Mayor Budge asked for 2F be pulled for further discussion.

MOTION: Mayor Budge moved to approve the Consent Agenda items A –E and G.

SECOND: Councilmember Cline MOTION PASSED: UNANIMOUSLY

- F. Approval of a Special Event Liquor License Application submitted for an event to be held at the Jonquil Motel on Wednesday, April 5, 2023, from 2:00pm to 11:00pm and Thursday, April 6, 2023, through Saturday, April 8, 2023, from 11:00am to 11:00pm each day, Inna Thorn, Applicant.

Mayor Budge stated that he pulled item F because this was a special license for four (4) continuous days of music at the Jonquil Motel. This was about 45 hours of music; people in that area have spoken to him about this. He asked if anyone was here that could speak to this item. No one was present for this item.

MOTION: Mayor Budge moved to table until applicant is in attendance for questions.

SECOND: Councilmember Davis MOTION PASSED: UNANIMOUSLY

OLD BUSINESS

NEW BUSINESS

- 3. Discussion and Approval for an Easement and Development Agreement for 625 Tombstone Canyon.
Stephen J. Pauken, City Manager

Mr. Pauken stated this item came to the city at the request of an agent for Ms. York. The existing structure uses the mule gulch channel as its means of structural support and upon examination of the area around it. It would be difficult if not impossible to find a way to replace the driveway without using a mule gulch channel wall.

Mr. Pauken said he sought the advice of the City Attorney to make sure that we could give them a permit to put this structure on city infrastructure leaving all the liability with the homeowner.

MOTION: Councilmember Davis moved to approve the Easement and Development Agreement for 625 Tombstone Canyon, Bisbee, Arizona.

SECOND: Councilmember Cline

MOTION PASSED: UNANIMOUSLY

- 4. Discussion and Possible Approval of a Lease Renewal Agreement between the City of Bisbee and the Bisbee Council on the Arts and Humanities, Inc. for the Bisbee Historical and Mining Museum (Phelps Dodge Office Building).

Stephen J. Pauken, City Manager

Mr. Pauken said the lease had expired in the last few months, but we wanted to wait until the new director came on board. He went over the lease with Council and pointed out the changes that were made to the lease.

MOTION: Councilmember Cline moved to approve the Lease Renewal Agreement between the City of Bisbee and the Bisbee Council on the Arts and Humanities, Inc. for the Bisbee Historical and Mining Museum (Phelps Dodge Office Building).

SECOND: Councilmember Sowid

MOTION PASSED: UNANIMOUSLY

- 5. Discussion and Possible Approval of Resolution R-23-02 to Accept the 2022 Hazard Mitigation Plan as written by Cochise County.

Stephen J. Pauken, City Manager

Mr. Pauken stated the Board of County Supervisors has already approved the plan along with all members of the group. This also has to be approved by DEMA and FEMA. He also stated that we had two (2) very large grants that are hinged on FEMA approval of this document.

Daniel Duchon, Director Emergency Management gave a brief synopsis of the Hazzard Mitigation Plan.

MOTION: Councilmember Davis moved to approve Resolution R-23-02; Adopting the 2022 Hazzard Mitigation Plan, written by Cochise County.

SECOND: Councilmember Cline

ROLL CALL VOTE

AYES: Councilmember Giacomino, Davis, Sowid, Cline and Mayor Budge

NAYS: 0

MOTION PASSED: AYES-5 NAYS-0

- 6. Discussion and Possible Approval of a purchase in the amount of \$9,000 for a 1998 E One Pumper Fire Truck using America Rescue Plan Act funds.

Jim Richardson, Fire Chief

Chief Richardson stated that we had a 1991 fire truck which has been a backup for many years, but it was getting tired. This 1998 truck was in really great shape and the odometer states and it had 29,000 miles. It does have some wear and tear but overall, the pump was much bigger and better than the one we had.

Chief Richardson said there was money in their budget; they had set aside money in case they had received a FEMA grant, but they were unsuccessful with that. They were asking to be able to spend that money on this purchase.

MOTION: Councilmember Cline moved to approve a purchase in the amount of \$9,000.00 for an E ONE Pumper Fire Truck from Alpine Fire District, using American Rescue Plan Act Funds.

SECOND: Councilmember Sowid

ROLL CALL VOTE

AYES: Councilmember Giacomino, Davis, Sowid, Cline and Mayor Budge

NAYS: 0

MOTION PASSED: AYES-5 NAYS-0

- 7. Discussion and Possible Approval to modify the original agreement with Miller Engineers, Inc for the design of 2 retaining walls to replace existing failing walls.

Matthew Gurney, Public Works Director

Mr. Gurney stated that back in 2021 Council approved an agreement with Miller Engineers, Inc. to do three retaining walls. One of those walls had to have emergency repairs earlier this year which was Temby Avenue. Since Temby Avenue was done, this was an amendment to remove Temby Avenue from the agreement and just have the two remaining retaining walls continue; Clawson Avenue and Opera Drive.

MOTION: Mayor Budge moved to approve amendment No. 1 to remove Temby Avenue retaining wall from our contract with Miller Engineers, Inc.

SECOND: Councilmember Davis

MOTION PASSED: UNANIMOUSLY

- 8. Discussion and Possible Approval to award the RFP, replacing and upgrading the HVAC Systems at the Copper Queen Library, Fire Stations 81 and 82 to Comfort Systems USA.

Matthew Gurney, Public Works Director

Mr. Gurney stated they had received 3 bids for HVAC services: Air Flow Systems LLC, Comfort Systems USA, and Marsh Development. He went over the bids received and was requesting that Comfort Systems USA be awarded the RFP for HVAC Services.

MOTION: Councilmember Sowid moved to award the RFP for HVAC services to Comfort Systems USA.

SECOND: Councilmember Cline

ROLL CALL VOTE

AYES: Councilmember Giacomino, Davis, Sowid, Cline and Mayor Budge

NAYS: 0

MOTION PASSED: AYES-5 NAYS-0

- 9. (10) Discussion and Possible Approval of a contract with R. Brooks Jeffery to act as the Strategic Preservation Consultant for Camp Naco.
Stephen J. Pauken, City Manager

Mr. Pauken stated these items would represent the fact that we are hitting the ground running with these two grants. These two items are number one and number two to get moving from ground zero.

Mr. Pauken said this was a grant funded position as a consultant not as an employee and for no more than two years. This was a grant funded position as a consultant not as an employee for no more than two years. He stated Mr. Brooks happens to be one of the preeminent architectural preservationists in Arizona. He comes highly recommended by the foundation, he was well known by SHPO and those who for the last twenty years working on Camp Naco. He was the consensus choice by everyone for this. If approved, he will be starting tomorrow in Bisbee to get all of the balls rolling.

MOTION: Councilmember Davis moved to approve the agreement with R. Brooks Jeffery as the Strategic Preservation consultant for Camp Naco at a fee of \$100.00 per hour for a period not to exceed two years funded by the Mellon Foundation Grant.

SECOND: Councilmember Sowid

MOTION PASSED: UNANIMOUSLY

- 10. (9) Update to the Camp Naco Strategic Preservation Plan, November 2015.
Stephen J. Pauken, City Manager

Mr. Pauken stated the original Camp Naco strategic preservation plan was done between 2015 and 2017, because so much time has elapsed some conditions have changed along with some of the objectives. It had come to our attention that what we were contemplating at this point differs somewhat from what they were contemplating back in 2015 when they started.

Mr. Pauken said we had contacted Mr. Poster to have the preservation plan updated to our current thought processes and helping in the design side of the entire bricks and mortar process. He stated to council that we did not pay for the original strategic preservation plan it was funded by a grant. We are proposing to have the same firm come in and work with us to make the changes that we need done so that we can move on to the engineering part so that we can begin the process of renovating the buildings.

MOTION: Councilmember Cline moved to approve the agreement with Poster Mirto McDonald to update the 2015 Strategic Preservation plan they provided earlier to the Naco Heritage Alliance and Archaeology Southwest in the amount of \$7,712.00.

SECOND: Councilmember Sowid

MOTION PASSED: UNANIMOUSLY

- 11. City Manager's Report:

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 Davis moved to adjourn the meeting.

SECOND: Mayor Budge

MOTION PASSED: UNANIMOUSLY

ADJOURNMENT: 8:04PM

Ken Budge, Mayor