

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, JUNE 20, 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

Councilmember Joni Giacomino, Ward II

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 7:02pm

STAFF

Stephen J. Pauken, City Manager

Ashlee Coronado, City Clerk

Keri Bagley, Finance Director

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 reflection.

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS AND ANNOUNCEMENTS:

- Mayor Budge asked that everyone be careful on any use of pyrotechnics.

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 \$211,862.67.

SECOND: Councilmember Johns

MOTION PASSED: UNANIMOUSLY

2. Approval of the Consent Agenda

- A. Approval of the Minutes of the Regular Session of Mayor and Council held on June 6, 2023.

Ashlee Coronado, City Clerk

- B. Approval of the Minutes of the Special Session of Mayor and Council held on June 6, 2023.

Ashlee Coronado, City Clerk

- C. Acceptance of the Resignation of Sara Curtis from the Parks and Recreation Committee.

Ashlee Coronado, City Clerk

- D. Approval of a Park, Facility, and Right-of-Way Use Permit for the use of several streets for the Coaster Race Trial Run on Saturday, July 1, 2023, Pre-sets on Monday, July 3, 2023, and the Race on Tuesday, July 4, 2023, with possible waiver of fees.

Ashlee Coronado, City Clerk

- E. Approval of a Park, Facility, and Right-of-Way Use Permit for the use of Cole Avenue, Bisbee Road, and Arizona Street for the Annual 4th of July Parade on Tuesday, July 4, 2023, from 11:00am to 1:00pm.

Ashlee Coronado, City Clerk

- F. Approval of a Park, Facility, and Right-of-Way Use Permit for the use of Brewery Gulch for the 4th of July Mucking and Drilling Contests on Tuesday, July 4, 2023, from 12:00pm to 3:00pm with possible waiver of fees.

Ashlee Coronado, City Clerk

- G. Approval of a Park, Facility and Right of Way Use Permit for the use of Lower Vista Park for vendors and three water slides for the 4th of July Celebration from 8:00am to 8:00pm.

Matthew Gurney, Public Works Director

- H. Approval of a Park, Facility, and Right-of-Way Use Permit for the Boys & Girls Club of Bisbee for the use of Arizona Street (between Briggs Avenue and Ruppe Street) for the Cars & Bikes on Arizona Street Show to be held on Saturday, September 2, 2023 from 6:00am to 5:00pm with possible wavier of fees.

Ashlee Coronado, City Clerk

MOTION: Councilmember Johns moved to approve the Consent Agenda item 2A-2H.

SECOND: Councilmember Cline

MOTION PASSED: UNANIMOUSLY

OLD BUSINESS

- 3. Discussion and Possible approval of Ordinance O-23-10; Amending Zoning Code 9.2 -Definitions by adding the definition of “Parcel Coverage,” Amending Article 5.2 -R Zone Residential, by adding the Maximum Parcel Percentage for Lot Coverage for New Construction to tables 5.2 and 5.2.3.A, and Amending Article 5.3.1 – Purpose, to exclude such requirements from the Historic Overlay District.

Joe Ward, Building Inspector / Code Enforcement

Mayor Budge stated this was the second reading of this ordinance; this was to limit the amount of coverage non-permeable surface on all new construction and there are special considerations for Old Bisbee that have tighter lots.

MOTION: Councilmember Davis moved to approve Ordinance O-23-10; Amending Zoning Code 9.2 - Definitions by adding the definition of “Parcel Coverage,” Amending Article 5.2 -R Zone Residential, by adding the Maximum Parcel Percentage for Lot Coverage for New Construction to tables 5.2 and 5.2.3.A, and Amending Article 5.3.1 -Purpose, to exclude such requirements from the Historic Overlay District.
SECOND: Councilmember Sowid

ROLL CALL VOTE

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

NAYS: 0

MOTION PASSED: AYES-7 NAYS-0

NEW BUSINESS

- 4. Discussion and Possible Approval of the Updated Design Review Board Application Packet.
Ashlee Coronado, City Clerk

Ms. Coronado stated this was an update to the Design Review Board Application Packet which reflects all the changes that were approved in the development standards back in February. The Design Review Board unanimously approved this application packet at their meeting on June 7th.

Councilmember Davis said there had been a lot of hard work on this and he recommended approval.

MOTION: Councilmember Davis moved to approve the updated Design Review Board Application Packet.
SECOND: Councilmember Giacomino MOTION PASSED: UNANIMOUSLY

- 5. Discussion and Possible Approval of Resolution R-23-11; a Resolution of the Mayor and Council, City of Bisbee, County of Cochise, State of Arizona, fixing, levying, and assessing the amount to be raised by the City of Bisbee from property taxation and fixing and determining the property tax rate for the 2023-2024 fiscal year and providing for severability.
Keri Bagley, Finance Director

Ms. Bagley said this was the resolution for the final approval on the property tax levy for the next fiscal year increasing it by 2%.

MOTION: Councilmember Johns moved to approve Resolution R-23-11 fixing, levying, and assessing the amount to be raised by the City of Bisbee from property taxation and fixing and determining the property tax rate for the 2023-24 fiscal year in the amount of \$3.0059 per \$100 of assessed valuation and providing for severability.
SECOND: Councilmember Sowid

ROLL CALL VOTE

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

NAYS: 0

MOTION PASSED: AYES-7 NAYS-0

- 6. Discussion and Possible Approval to purchase surplus shipping containers from AZ Department of Administration (AZ DOR).
Matthew Gurney, Public Works Director

Mr. Gurney said Camp Naco had gotten approval for two containers at a previous meeting, but these were a better deal. The others were cancelled. Multiple departments would be utilizing these containers which were different sizes. He stated they are being purchased from the Arizona Department of Administration.

Council commented and asked questions regarding the shipping containers. Staff responded and explained what they will be used for and why they were needed.

MOTION: Councilmember Davis moved to approve the purchase of five 20-ft. and eight 40-ft. shipping containers from AZ DOA.

SECOND: Mayor Budge

ROLL CALL VOTE

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

NAYS: 0

MOTION PASSED: AYES-7 NAYS-0

- 7. Discussion and Possible Approval of Amendment #2 to the Agreement to provide Animal Care Services between the City of Bisbee and the Friends of the Bisbee Animal Shelter.

Steve Pauken, City Manager

Mr. Pauken said this was Amendment No. 2 to the existing agreement that we have with the Friends of the Bisbee Animal Shelter. Each year at budget time they make a presentation to staff to make their request known to us. The amount that they requested this year was \$86,000; quarterly payment of \$21,500. This amendment was amending the agreement which determined the payment.

Council commented and asked questions regarding the amendment and Mr. Pauken responded.

MOTION: Mayor Budge moved to approve Amendment #2 to the Agreement to provide Animal Care Services between the City of Bisbee and the Friends of the Bisbee Animal Shelter.

SECOND: Councilmember Giacomino

MOTION PASSED: UNANIMOUSLY

- 8. Discussion and Possible Approval of a contract with Fireworks Productions of Arizona for the 4th of July Fireworks.

Jim Richardson, Fire Chief

Chief Richardson said the Fire department was requesting approval of the contract with Fireworks Productions of Arizona for the 4th of July Fireworks. He explained the cost of the Fireworks, and insurance.

Council commented and asked questions regarding the fireworks and Chief Richardson responded.

MOTION: Councilmember Giacomino moved to approve the contract with Fireworks Productions of Arizona for the 4th of July Fireworks.

SECOND: Councilmember Sowid

MOTION PASSED: UNANIMOUSLY

- 9. Discussion and Possible Approval of Amendment #4 to the Jacobs Agreement for Operations Maintenance and Management Services for the City of Bisbee San Jose Wastewater Treatment Plant.

Matthew Gurney, Public Works Director

Mr. Gurney said this was an amendment for the Jacobs agreement for operations maintenance and management services. This agreement was from July 1, 2023 to June 30, 2024. He went over the cost stated in the amendment.

MOTION: Councilmember Davis moved to approve Amendment No. 4 to the Jacobs Agreement for operations maintenance and management services.

SECOND: Councilmember Johns

MOTION PASSED: UNANIMOUSLY

10. Discussion and Possible Approval to purchase sewer pipe and fixtures for the Wastewater Collections Department.

Matthew Gurney, Public Works Director

Mr. Gurney spoke regarding the request to purchase of the sewer pipe and fixtures for the Wastewater Collections Department.

MOTION: Councilmember Cline moved to approve to purchase sewer pipe and fixtures for the Wastewater Collections Department.

SECOND: Councilmember Sowid

MOTION PASSED: UNANIMOUSLY

11. Discussion and Possible Approval to purchase a used dumpster transport truck for an amount not to exceed \$25,000.

Matthew Gurney, Public Works Director

Mr. Gurney explained the request to purchase of the dumpster transport truck.

Council commented and asked questions regarding the purchase of the dumpster transport truck and staff responded.

MOTION: Mayor Budge moved to approve to purchase a used dumpster transport truck for an amount not to exceed \$25,000.

SECOND: Councilmember Davis

MOTION PASSED: UNANIMOUSLY

12. Discussion and Possible Approval of the Bisbee Police Department Standard Policies and Procedures for Body Worn Cameras.

Tim Cox, Police Chief

Chief Cox said before Council was the policy and procedures for Body Worn Cameras. He stated that it had already been reviewed by the City Attorney.

Council commented and asked questions regarding the policies and procedures for Body Worn Cameras and staff responded.

MOTION: Mayor Budge moved to approve the Bisbee Police Department Standard Policies and Procedures for the Body Worn Cameras with an amendment on the last page enforcement implementations to add the City Council after the Chief of Police

SECOND: Councilmember Cline

ROLL CALL VOTE

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

NAYS: 0

MOTION PASSED: AYES-7 NAYS-0

13. City Manager's Report:

- Mr. Pauken announced that the Fire Department was accepting Donations for the Fireworks.
- Mr. Pauken gave a reminder regarding the Garbage Collection for the 4th of July Holiday.
- Mr. Pauken gave an update on the various issues that have occurred on Cochise Row and the effort on the part of Freeport McMoRan to clean out the area.

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 Cline

MOTION PASSED: UNANIMOUSLY

ADJOURNMENT: 8:18PM

Ken Budge, Mayor