

ACTION AGENDA

ACTION AGENDA 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 3, 2015, AT 7:00 PM IN THE BISBEE MUNICIPAL BUILDING, 118 ARIZONA STREET, BISBEE, ARIZONA.

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

ROLL CALL

COUNCIL

Councilmember Eugene Conners, Ward I
Councilmember Joan Hansen, Ward II
Councilmember Shirley Doughty, Ward III
Mayor Ron Oertle
Councilmember Anna Cline, Ward III, Mayor Pro Tempore
Councilmember Douglas Dunn, Ward II
Councilmember Serena Sullivan, Ward I

STAFF

Jestin Johnson, City Manager
Ashlee Coronado, City Clerk
Sharon Buono, Finance Director
Cindy Moss, Personnel Director
Thomas J. Klimek, Public Works Director/City Engineer
Robert Coronado, Sergeant at Arms

CITY ATTORNEY

Anne Carl

INVOCATION: A Moment of Silence

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS AND ANNOUNCEMENTS:

CALL TO THE PUBLIC

NO ACTION REQUIRED

THE FOLLOWING ITEMS WILL BE DISCUSSED, CONSIDERED AND/OR DECIDED UPON AT THIS MEETING:

GENERAL BUSINESS:

1. ACCOUNTS PAYABLE: Subject to availability of funds.
ACTION APPROVED

2. Approval of the Consent Agenda

A. Approval of the Minutes of the Work Session of the Mayor and Council held on February 12, 2015 at 6:00PM.

Ashlee Coronado, City Clerk

- B. Approval of the Minutes of the Special Session of the Mayor and Council held on February 19, 2015 at 5:01PM.
Ashlee Coronado, City Clerk
- C. Approval of the Appointment of Don Nolan to the Evergreen Cemetery Committee.
Ashlee Coronado, City Clerk
- D. Approval of the Appointment of Chuck Alton to the Community Sustainability Commission.
Ashlee Coronado, City Clerk
- E. Approval of the Appointment of David Smith to the Board of Adjustment.
Ashlee Coronado, City Clerk
- F. Approval of the Resignation of Michael Turisk from the Community Sustainability Commission.
Ashlee Coronado, City Clerk
- G. Approval of the Resignation of Michael Turisk from the Planning and Zoning Commission.
Ashlee Coronado, City Clerk
- H. Approval of the Resignation of Albert Hopper from the Planning and Zoning Commission.
Ashlee Coronado, City Clerk
- I. Approval of the Resignation of Rosalie Blessing from the Youth Council.
Ashlee Coronado, City Clerk

ACTION ITEM: 2A-2I APPROVED

OLD BUSINESS

NEW BUSINESS

- 3. Discussion and Possible Approval of the Notice of Intent to Adopt Ordinance O-15-02, Authorizing the Sale and Transfer of City Property Located Adjacent to 5B Moon Canyon.
Anne Carl, City Attorney

ACTION APPROVED

- 4. Discussion and Possible Approval of Allowing Voters to decide whether they would like to continue "The Bag Ban," Ordinance O-13-14.
Ronald Oertle, Mayor

ACTION FAILED: AYE'S-3, NAY'S-4

- 5. Discussion and Possible Approval to Change the Tobacco-Free Policy of the Personnel Rules and Regulations, V. Job Performance Requirements and Restrictions, Section 7. Tobacco-Free Workplace Policy to include any Electronic Nicotine Delivery System that produces Airborne by-product, such as but not limited to, A Vapor Device used for Smoking.
Cindy Moss, Personnel Director

ACTION APPROVED

6. Discussion and Possible Approval of a Change Order # 2 for KE&G for a 30-Day Time Extension Due to Hard Dig, a 15-Day Time Extension Due to APS Power Delays and a 35- Day Time Extension to accommodate placement of chip seal when temperatures are warmer, to the Substantial and Final Completion Contract timeframe, Also Requested is an Additional \$40,341.53 for Installation of Fence Slats, Change in Incoming Overhead Service Support Per APS Direction and Additional Sewer the overs at Existing Homes Required due to Multiple Building Connections.

Thomas Klimek, Public Works Director

ACTION APPROVED

7. Discussion and Possible Approval of Contract Credit in the Amount of \$18,875.48 from the Solar Project Funds.

Thomas Klimek, Public Works Director

ACTION APPROVED

8. Discussion and Possible Approval of Services Relating to the Development of AsBuilt Drawings for the Off-Site Tintown Sanitary Sewer Project.

Thomas Klimek, Public Works Director

ACTION APPROVED

9. Discussion and Possible Approval of a Change Order #4 for the Construction Management Services for the Wastewater Collection Systems Expansion for Tintown Area Sewers in the Amount of \$66,000.

Thomas Klimek, Public Works Director

ACTION APPROVED

10. Discussion and Possible Approval of a Motion to go into Executive Session for the Discussion of the Employment of City Attorney Anne Carl, Per ARS § 38-431.03 (A) (1), Discussion or Consideration of Employment, Assignment, Appointment, Promotion, Demotion, Dismissal, Salaries, Disciplining or Resignation of a Public Officer, Appointee or Employee of any Public Body.

Ronald Oertle, Mayor

ACTION APPROVED

11. Discussion and Possible Action Regarding the Employment of Anne Carl, City Attorney.

Ronald Oertle, Mayor

ACTION APPROVED

12. City Manager's Report:
 - Other current events

NO ACTION REQUIRED

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 Doughty would like to comment on the Bisbee Police Department and a job well done during last week's events.
- Councilmember Hansen would like to inform the public of an upcoming Work Session to discuss the procedures of Agenda notices.

NO ACTION REQUIRED

ADJOURNMENT

ACTION APPROVED

Individuals with hearing disabilities can contact the City Clerk's Office (520) 432-6012 to request an Assisted Listening Device, at least 24 hours before the meeting.

Anyone needing special accommodation to attend this meeting should contact Ashlee Coronado at (520) 432-6012 at least twenty-four hours before the meeting.

Public documents referred to herein may be viewed during regular business hours at the City Clerk's Office at 118 Arizona St., Bisbee. Pursuant to A.R.S. § 38-431.03(A) (3), the Council may vote to enter executive session at any point during this meeting for discussion or consultation for legal advice with its attorney(s), who may appear telephonically.