

Minutes of the Charter Review Committee
Tuesday – July 10, 2012
City Hall Council Chambers 6 pm

This meeting of the Charter Review Committee was called to order at 6 pm by Vice Chair Allen Moore.

ROLL CALL

Ward I		CITY COUNCIL LIAISON
Allen Moore,	P – Vice Chairperson	Bennie Scott, Mayor Pro Tem
David Dame	P	
John Frazier	Taken under regular order of business	STAFF LIAISON
Adrianna Zavala	P	Stephen J. Pauken, City Manager
Badal		Gloria Gonzales, City Clerk
		Dee Flannigan, Finance Director

Ward II		CITY ATTORNEY
Tito Ross	P	John A. MacKinnon
Larry Phillips	P	
Raymond Rodgers	Excused – Chairperson	
David Smith	P	

Ward III		
Sylvia Anabel	P	
Karen Schasteen	P	
Linda Weiland	P	
Original Freeholder	Shirley Jones	P
Former Committee Member	Shirley Doughty	P
	Secretary	

Call to the Public – For the record no one has signed up to speak to the committee.

1. Approval of Charter Review minutes for June 26, 2012 – Linda Weiland reported minutes showed the next meeting to be July 9 instead of July 10. David Dame moved to accept the minutes as corrected. Mr. Phillips seconded the motion and the decision was unanimous.

2. Acceptance of John Frazier's letter of resignation.- Mr. Moore read This letter was addressed to Chair Rodgers and was sent by email on the 6th of July. Chairman Rodgers I respectfully request that this be read into the record of July 10, 2012 meeting of the Charter Review Committee "Due to recent and unresolved conflict with Bisbee Mayor William Jack Porter who is a member of the City Council who help determine whether recommendations made by this Charter review Committee are approved and included on any ballot to be voted on by the registered voters in Bisbee, I hereby submit my resignation of the Charter Review Committee immediately. Sincerely, John Frazier, Ward I."

David Smith moved to accept the resignation of Mr. Frazier, seconded by Larry Phillips and the decision was unanimous.

3. Discussion and Possible Recommendation or Decision regarding Article V, Section 1a, Appointive Boards, Boards and Commissions of the Bisbee City Charter -

Mr. Ross requested clarification in the difference among boards, committees or commissions. Mr. MacKinnon said the only difference is the responsibility and how they report to council.

No changes were necessary in Article V, Section 1a.

4. Discussion and Possible Recommendations or Decisions regarding Article VI, Ordinances and Resolutions.

Sections 601 and 6.02 were not changed

Section 6.03a – Linda Weiland proposed two grammatical changes. Department of the City and the Manager’s own personal reportas to the ~~probably~~ **probable** expenditures of the City for the next ~~ensuing~~ fiscal year. . . .the amounts required to meet all expenditures necessary for the City purposes, , ,

Motion made by David Smith to accept these changes, second by David Dame and the decision was unanimous.

Section 603c – Real Estate – recommendations withdrawn by presenter.

Section 6.08 – Independent Audits – one grammatical change.

First sentence now reads At the end of each fiscal year such accountant shall ~~make-up~~ **perform**

Motion made by Linda Weiland to accept the word perform in place of make-up. David Smith seconded the motion and the decision was unanimous.

5. Discussion and Possible Recommendations or Decisions regarding Article VII, Ordinances and Resolutions.

Sections 7.01, – 7.05 no changes

7.06 b Change ~~provide~~ to **provided** - Adrianna Zavala Badal moved to accept this word change, seconded by Linda Schasteen and the decision was unanimous.

Sections 7.07 -7. 09 no changes

Section

Motion made by Linda Weiland, seconded by David Smith and the decision was unanimous.

Section 7.07 Reading and Passage of Ordinances and Resolution; Effective Date
Withdrawn by presenter

7.10 Publications of Ordinances and Resolutions

New verbiage. [All ordinances, except those necessary for the immediate preservation of the peace, health, or safety of the City, and resolutions having the effect of ordinances shall be published at least once a week for **at least** two consecutive weeks **on** the official **web site** of the City before they become effective. Emergency measures shall be published **in the same manner** within 30 days after their passage.]

David Smith moved to accept this new verbiage; motion seconded by David Dame and the decision was unanimous.

Sections 7.11 & 7.12 no changes

Section 7.13 Ordinances and Resolutions Filed, Recorded, and Certified, Ordinances and Resolutions as Evidence

After a very lengthy discussion, this section was withdrawn

Section 14 & Section 15 - withdrawn

Section 7.16 Codification of Ordinance

Any and all ordinances of the City, which have been enacted and published in the manner required at the time of their adoption, and which have not been repealed, may be compiled, consolidated, ~~revised~~, indexed. . . .

Linda Weiland moved to strike the word revised, seconded by Tito Ross. The motion passed with 9 yes, 1 Nay.

Next meeting August 14, Agenda items Articles 8, 9, 10 Section 2.14 revisited

David Smith move to adjourn, seconded by David Dame.