

MINUTES
CHARTER REVIEW COMMITTEE
HELD ON MONDAY, JANUARY 27th, 2020, 5:30 PM
915 S. TOVREAVILLE ROAD, BISBEE, AZ 85603

THE MEETING WAS CALLED TO ORDER BY BOYD NICHOLL AT 5:30 PM

ROLL CALL: Ashlee Coronado

CHARTER REVIEW COMMITTEE

Ward I

Danielle Bouchever

Sean Hicks

Thomas Holz- Not Present

Boyd Nicholl

Ward II

William Crow

Lisbeth Hines- Not Present

Fred Miller

Catherine Wright

Ward III

Oney Crowley

Duane Earl Doane

Juanetta Hill- Excused

Sandra Hummingbird

Original Freeholder: Tom Wheeler- Excused

Former Committee Member: Sylvia Anable

CITY COUNCIL LIAISON

David M. Smith, Mayor

CITY STAFF LIAISON

Theresa Coleman, City Manager

Ashlee Coronado, City Clerk

CITY ATTORNEY

James Ledbetter

1. Approval of the Minutes of the December 9, 2019 Meeting.

MOTION: Fred Miller

SECOND: Sandra Hummingbird

2. Discussion and Consideration for Article III, City Manager; Section 3.09 Removal of City Manager.

Section 3.09 Removal of City Manager

(a) Preliminary Resolution

Sandra Hummingbird Moved to keep only the first sentence and remove the second sentence. The first sentence to read: The Council shall appoint the city manager for an indefinite term and may remove the Manger by a four-sevenths vote of its members as a preliminary resolution. Fred Miller Seconded. Motion passed unanimously.

(b) Public Hearing

Fred Miller Moved to Change wording to: The Mayor shall call a public hearing and shall be held at the next regularly scheduled Council Meeting. Sandra Hummingbird seconded. Motion passed unanimously.

(c) Final Resolution of Removal

Bill Crow Moved to change wording to: After Such Public hearing and after full consideration, the Council, by a four-sevenths vote of its members, may adopt a final resolution of removal. Catherine Write seconded. Motion passed Unanimously.

(d) Suspension from Duties

(e) Salary upon Removal

Fred Miller moved to remove this section altogether. Bill Crow Seconded. Motion passed Ayes-5 Nays-4

(f) Council Discretion to Remove

(g) Council Action Final

(h) Removal Following Election

Bill Crow Moved to Change wording to:

(i) Removal Following Election /Appointment

Notwithstanding the provisions of this section, the City Manager shall not be removed from the office other than for misconduct in office, during or within a period of 90 days following the seating of newly appointed council members, After the expiration of the 90-day period, the provisions of this section as to the removal of the said City manager shall apply and be effective. Sean Hicks Seconded. Motion passed unanimously.

- 3. Update and Discussion on how specific language has to be on the ballot regarding gender and any proposed amendments.

Ashlee Coronado stated she spoke with the city attorney regarding specificity of language for proposed charter amendments on the ballot. Every proposed amendment to the charter will have to be listed on the Ballet. A blanket request will not be acceptable in the case of creating a gender-neutral charter.

- 4. Discussion and Possible Recommendations or Decisions starting with Article VII, Ordinances and Resolutions and continuing through remainder of Articles as time permits.

Article VII Ordinances and Resolution

Section 7.01 Action by Council

Section 7.02 Voting by Council

Section 7.03 Majority Vote Required

Section 7.04 Enacting Style

Section 7.05 Actions Requiring an Ordinance

(a) Tax

It was agreed that legal advice was need on this topic. It is currently not worded accurately.

(b) Affect City Code, Departments, Offices or Agencies

(c) Fees Charged by City

(d) Fire Zones

(e) Zoning Districts

(f) Streets, Alleys, Subdivisions

(g) Provide Fines

- (h) Real Property
 - Ask legal about easements.

5. Future Agendas for the Committee. Chair

Begin Charter discussion at Article VII Ordinances and Resolution Section 7.06
Emergency Ordinances

Next meeting scheduled for February 3, 2020 at 5:30 PM in Council Chambers.

Adjournment: 7:00 PM

MOTION: Bill Crow

SECOND: Duane Doane

MOTION PASSED: Unanimously