

ATTENTION

IN-PERSON AUDIENCES AT CITY COUNCIL MEETINGS HAVE BEEN SUSPENDED UNTIL FURTHER NOTICE

Due to Covid 19 this meeting will be conducted electronically by Zoom and Facebook. The public can join, listen and view the meeting as follows:

- City's Facebook page (<https://www.facebook.com/COB118Arizona/>). A Facebook account is not necessary.
- Zoom by calling in at 1-346-248-7799 or by the following link <https://us02web.zoom.us/j/88663607010> the meeting/webinar ID is **886 6360 7010**.
- The public can submit comments that will be read at the dais by a staff member to publiccomment@bisbeeaz.gov. All comments shall be submitted by no later than Tuesday at noon. Citizens can also be recognized to speak during the meeting only if they sign up ahead of time at the email address above. Please indicate if you are signing up to speak under Call to the Public or a specific item number.

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, APRIL 6, 2021 AT 7:00 PM VIA ZOOM.

THE MEETING WAS CALLED TO ORDER BY MAYOR BUDGE AT 7:01PM.

ROLL CALL

COUNCIL

Councilmember Louis Pawlik, Ward III
Councilmember Joni Giacomino, Ward II
Councilmember Frank Davis, Ward I
Mayor Ken Budge
Councilmember Leslie Johns, Ward I
Councilmember Joan Hansen, Ward II
Councilmember Anna Cline, Ward III, Mayor Pro Tempore

STAFF

Theresa Coleman, City Manager
Ashlee Coronado, City Clerk
Keri Bagley, Finance Director
Joelle Landers, Personnel Director
Jesus Haro, Public Works Director
Albert Echave, Police Chief
George Castillo, Fire Chief

CITY ATTORNEY

Joseph Estes

INVOCATION: A Moment of Silence

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS AND ANNOUNCEMENTS:

- Fire Personnel Announcements- **PULLED FROM AGENDA**

- **Proclamation for National Medical Laboratory Professionals Week**

CALL TO THE PUBLIC

“During the proper time on the agenda, taxpayers or residents of the city, or their authorized representatives, may address the council on any matter concerning the City’s business or any matter over which the council has control (oral presentations shall not be repetitious and shall be confined to 3 minutes’ maximum duration.)” Ordinance O-91-29.

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 Regular Session of the Mayor and Council held on March 16, 2021.

Ashlee Coronado, City Clerk

- B. Approval of a Permanent Extension of Premises/Patio Application Submitted by the Bisbee Table, 2 Copper Queen Plaza, Bisbee, AZ; Robert Page, Applicant.

Ashlee Coronado, City Clerk

ACTION: 2A-2B APPROVED

OLD BUSINESS

3. Discussion and Possible Approval of the Quotes from Enterprise for Equity Leases for two Colorado pickup trucks.

Theresa Coleman, City Manager

ACTION APPROVED 5/2 (GIACOMINO/CLINE)

4. Discussion and Possible Approval of Ordinance O-21-08; Amending the Zoning Code of the City of Bisbee, Adding Article 10B, Recreational Marijuana Establishments and Testing Facilities.

Theresa Coleman, City Manager

ACTION APPROVED

5. Discussion and Possible Approval of Ordinance O-21-09; Bisbee Workforce Housing Initiative.

Theresa Coleman, City Manager

ACTION APPROVED

NEW BUSINESS

6. Presentation by VEREGY on energy efficiency solutions, solar and smart building technology.

Theresa Coleman, City Manager

NO ACTION REQUIRED

7. Presentation by Enterprise Fleet Management.

Theresa Coleman, City Manager

NO ACTION REQUIRED

- 8. Discussion related to vehicles for delivery during FY 21/22.
Theresa Coleman, City Manager

NO ACTION REQUIRED-DISCUSSION

- 9. Discussion and Possible Approval of a Park, Facility, and Right-of-Way Use Permit for the use of City Park and Brewery Gulch for the Blues in Bisbee to be held on Saturday, September 18, 2021 from 11:00 AM to 9:00 PM.
Ashlee Coronado, City Clerk

ACTION APPROVED-GULCH CLOSURE

- 10. Discussion and Possible Approval of a Special Event Liquor License Application Submitted by Easterseals Black Foundation for an Event to be held at City Park on Saturday, September 18, 2021 from 10:00 AM to 10:00 PM; Dina Scalone, Applicant.
Ashlee Coronado, City Clerk

ACTION APPROVED

- 11. Discussion and Possible Approval of the Court Co-Located Intergovernmental Agreement between Cochise County Superior Court, Bisbee Justice Court and the City of Bisbee.
Theresa Coleman, City Manager

ACTION APPROVED

- 12. Discussion and Possible Approval of an Agreement for the Appointment of the City Magistrate for the Magistrate Court of the City of Bisbee.
Theresa Coleman, City Manager

ACTION APPROVED

- 13. Discussion and Possible Direction to City Staff regarding handling of emergency overflow of sewer laterals.
Ken Budge, Mayor

DIRECTION TO STAFF

- 14. Discussion and Possible Approval of a Service Contract with KE&G for street drainage improvements to the Tin Town Community.
Jesus Haro, Public Works Director

ACTION APPROVED

- 15. Discussion and Possible Approval of the Assignment of the hanger lease between the City of Bisbee and Lindsay (Buzz) Hale to Copper City Aviation or direction to draft a new lease agreement.
Jesus Haro, Public Works Director

DISCUSSION – DIRECTION

- 16. Discussion and Possible Approval to publish a Request for Proposal to remove and replace the cool decking at the City of Bisbee Pool.
Jesus Haro, Public Works Director

ACTION APPROVED

- 17. Discussion and Possible Approval to purchase dumpster fork pockets.
Jesus Haro, Public Works Director

ACTION APPROVED

- 18. Discussion and Possible Approval to purchase tax lien certificates in amounts to exceed \$5,000 to protect the City’s interest.

Theresa Coleman, City Manager

ITEM WAS TABLED

- 19. Possible approval of a motion to go into Executive Session for the following matters:
 - 1. AN EXECUTIVE SESSION PURSUANT TO A.R.S.§ 38-431.03(A)(4) DISCUSSION OR CONSULTATION WITH THE ATTORNEY OF THE PUBLIC BODY IN ORDER TO CONSIDER ITS POSITION AND INSTRUCT ITS ATTORNEYS REGARDING THE PUBLIC BODY'S POSITION REGARDING CONTRACTS THAT ARE THE SUBJECT OF NEGOTIATIONS, IN PENDING OR CONTEMPLATED LITIGATION OR IN SETTLEMENT DISCUSSIONS CONDUCTED IN ORDER TO AVOID OR RESOLVE LITIGATION ON A NOTICE OF CLAIM FROM KENNETH AND MARY ALICE BUDGE.
 - 2. AN EXECUTIVE SESSION TO DISCUSS THE CITY MANAGER POSITION PURSUANT TO A.R.S.§ 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

Per ARS § 38-431.03(A4) the City Council may vote to go into executive session for Discussion or consultation with the attorneys of the public body in order to consider its position and instruct its attorneys regarding the public body's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation

Per ARS § 38-431.03(A1) for 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, except that, with the exception of salary discussions, an officer, appointee or employee may demand that the discussion or consideration occur at a public meeting. The public body shall provide the officer, appointee or employee with written notice of the executive session as is appropriate but not less than twenty-four hours for the officer, appointee or employee to determine whether the discussion or consideration should occur at a public meeting.

Joe Estes, City Attorney

ACTION APPROVED

- 20. City Manager's Report:
 - Update on County redistricting
 - Other Current events (No Discussion)

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.):

ADJOURNMENT: **10:51PM**

ACTION APPROVED