

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, JANUARY 4, 2022 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 7PM.

ROLL CALL

COUNCIL

- Councilmember Louis Pawlik, Ward III
- Councilmember Joni Giacomino, Ward II Excused
- Councilmember Frank Davis, Ward I
- Mayor Ken Budge
- Councilmember Leslie Johns, Ward I Excused
- Councilmember Mel Sowid, Ward II Excused
- Councilmember Anna Cline, Ward III, Mayor Pro Tempore

STAFF

- Stephen J. Pauken, City Manager
- Ashlee Coronado, City Clerk
- Keri Bagley, Finance Director
- Matthew Gurney, Public Works Director
- Doug Taylor, City Planner
- Jim Richardson, Acting Fire Chief

CITY ATTORNEY

Joseph Estes

INVOCATION: A Moment of Silence

PLEDGE OF ALLEGIANCE

MAYOR’S PROCLAMATIONS AND ANNOUNCEMENTS: **NONE**

CALL TO THE PUBLIC: **NONE**

THE FOLLOWING ITEMS WERE 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 Mayor and Council held on October 19, 2021.

Ashlee Coronado, City Clerk

- B. Approval of the Minutes of the Regular Session of Mayor and Council held on November 2, 2021.
Ashlee Coronado, City Clerk
- C. Approval of the Minutes of the Regular Session of Mayor and Council held on November 16, 2021.
Ashlee Coronado, City Clerk
- D. Approval of the Minutes of the Regular Session of Mayor and Council held on December 7, 2021.
Ashlee Coronado, City Clerk
- E. Approval of the Resignation of Peter Von Gundlach from the Board of Adjustment.
Ashlee Coronado, City Clerk
- F. Approval of the Appointment of Tyler Bradberry to the Board of Adjustment with a Waiver for Residency Requirement.
Ashlee Coronado, City Clerk
- G. Approval of the Appointment of William Higgins to the Board of Adjustment with a Waiver for Number of Commission Memberships currently served.
Ashlee Coronado, City Clerk
- H. Approval of the Appointment of Fred Miller to the Board of Adjustment.
Ashlee Coronado, City Clerk
- I. Approval of a Special Event Liquor License Application submitted by the Friends of Warren Ballpark for an Event to be held at Warren Ballpark located at 300 Ruppe Avenue, Bisbee, Arizona on Saturday, April 2, 2022 and Sunday, April 3, 2022 from 8:00am to 7:00pm each day, Judy Anderson, Applicant.
Ashlee Coronado, City Clerk

ACTION ITEMS: 2A-2I APPROVED

OLD BUSINESS

- 3. Discussion and Possible Approval of Ordinance O-21-18; Amending the Zoning Code Article 6, by Establishing a New Section 6.16 Entitled “Mobile Food Vendors”.
Doug Taylor, City Planner/ Planning and Zoning Staff Liaison

ACTION APPROVED

- 4. Discussion and Possible Approval of Ordinance O-21-20; Authorizing the Transfer of Real Property from the City of Bisbee to Ken and Mary Alice Budge.
Joe Estes, City Attorney

ITEM TABLED

NEW BUSINESS

- 5. Discussion and Possible Approval of a request for American Rescue Plan Act, Emergency Assistance Funds for the Friends of Warren Ballpark.
Stephen J. Pauken, City Manager

NO ACTION TAKEN

- 6. Discussion and Possible Approval to use American Rescue Plan Act Funds to Purchase Sewer Pipe and Fixtures for the Waste Water Collections Department.
Stephen J. Pauken, City Manager

ACTION APPROVED

- 7. Discussion and Possible Approval of Amendment No. 3 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

ITEM TABLED

- 8. Discussion and Possible Approval to have Accelerated Construction & Excavating “ACE” repair 112’ of retaining wall on Temby Avenue.
Matthew Gurney, Public Works Director

ACTION APPROVED

- 9. Discussion and Possible Approval to allow Mayor & Council to go into an Agreement pursuant to A.R.S. §28-410 between the Arizona. Department of Transportation (ADOT) and the City of Bisbee Police Department requesting Authorization for the use of the software, state standard data entry forms and database.
Albert B. Echave, Chief of Police

ACTION APPROVED

- 10. Discussion and Possible Approval of the Notice of Intent to Adopt Ordinance O-22-01; Authorizing the Exchange and Transfer of Real Property with Bisbee Vogue, Inc. Located near 201 Tombstone Canyon Street, Bisbee, Arizona 85603.
Joseph Estes, City Attorney

ACTION APPROVED

- 11. City Manager's Report:
 - Other Current events (No Discussion)
- 12. 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)(3)(4) for discussion or consultation on the Harris matter.

Per ARS § 38-431.03(A3)(A4) , the City Council may vote to go into executive session for discussion or consultation for legal advice with the attorney or attorneys of the public body and 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.

Joseph Estes, City Attorney

ACTION APPROVED

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 Giacomino would like to comment on Charlene “Snooky” Borowiec and her passing.

ADJOURNMENT: 8:19PM

ACTION APPROVED