

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, JULY 19, 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 7:00PM.

ROLL CALL

COUNCIL

Councilmember Juanetta Hill, Ward III

Councilmember Joni Giacomino, Ward II

Councilmember Frank Davis, Ward I Excused

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

Joelle Landers, Personnel Director

Logan Dodd, Operations Manager

Jim Richardson, Fire Chief

CITY ATTORNEY

Joseph Estes

INVOCATION: A Moment of Silence

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS AND ANNOUNCEMENTS:

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. Comments on matters on the agenda are to be made at the time the Council considers the item. The Council may not discuss or take legal action on a matter raised during the call to the public. Council's response is limited to responding to criticism, asking staff to review a matter commented upon, or asking that a matter be placed on a future agenda if the matter is not already on the agenda. Arizona Revised Statute ("A.R.S.") § 38-431.01(H).

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 Mayor and Council held on July 5, 2022.

Ashlee Coronado, City Clerk

- B. Approval of the Resignation of Savannah Anderson from the Design Review Board.

Ashlee Coronado, City Clerk

- C. Approval of the of the Appointment of Theodore Schriever to the Design Review Board.

Ashlee Coronado, City Clerk

- D. Approval of the Appointment of Kathryn “Cado” Daily to the Board of Adjustment.

Ashlee Coronado, City Clerk

- E. Approval of an Application for an Extension of Premises/Patio Permit submitted by Electric Brewing for an event to be held at 1326 W. Highway 92 #7, Bisbee, Arizona on Sunday, August 14, 2022; Natalie Fredrickson, Applicant.

Ashlee Coronado, City Clerk

- F. Approval of a Special Event Liquor License Application submitted by Friends of the Bisbee Animal Shelter for an Event to be held at 81 Main Street, Bisbee on Friday, September 23, 2022, from 10:00AM to 2:00AM, Saturday, September 24, 2022, from 10:00AM to 2:00AM and Sunday, September 25, 2022, from 10:00AM to 12:00AM; Kelly Galligan, Applicant.

Ashlee Coronado, City Clerk

ACTION ITEMS: 2A-2D & 2F APPROVED

ACTION ITEM: 2E APPROVED

OLD BUSINESS

NEW BUSINESS

- 3. Discussion and Possible Approval for the Bisbee Arts Commission to Pay the Arizona Rangers for Security Services for their Festival of the Arts Event.

Leslie Johns, council Liaison Bisbee Arts Commission

ACTION APPROVED

- 4. Discussion and Possible Approval to reserve and pay Arizona Party Rental for the use of Tents, Tables and chairs for the Bisbee Arts Commission Festival of the Arts Event.

Ashlee Coronado, City Clerk

ACTION APPROVED

- 5. Discussion and Possible Approval to purchase 30 dumpsters from Wastequip. Sourcewell Co-Operative contract # 040621-WQI.

Matthew Gurney, Public Works Director

ACTION APPROVED

- 6. Discussion and Possible Approval to purchase a Ravo 5i Compact Sweeper with Hygion feature. Sourcewell Co-Operative contract # 093021-FAY.

Matthew Gurney, Public Works Director

THIS ITEM WAS TABLED

7. **(Item 8) Discussion and Possible Approval to accept the bid and direct staff to move forward with the process to open escrow for the property located at 75 C Ok Street.**
Ashlee Coronado, City Clerk

THIS ITEM WAS TABLED

8. **(Item 7) Discussion and Possible approval of a motion to go into executive session for the following matter:**
1. An executive session pursuant to A.R.S. § 38-431.03(A)(1) and (3) for discussion or consultation for legal advice with the City Attorney regarding a complaint filed by Nolan Gouguet and 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 to discuss the City Attorney's position.
 2. An executive session pursuant to A.R.S. § 38-431.03(A)(3) and (4) for discussion or consultation for legal advice with the City Attorney regarding threatened litigation by Attorney Ms. Russell on behalf of her client Nolan Gouguet.
 3. An executive session pursuant to A.R.S. § 38-431.03(A)(3) and (4) for discussion or consultation for legal advice with the City Attorney regarding a notice of claim from Lumen Technologies.
 - *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, 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.*
 - *Per ARS § 38-431.03(A)(3) Discussion or consultation for legal advice with the attorney or attorneys of the public body.*
 - *Per ARS § 38-431.03(A)(4) 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.*

ACTION APPROVED

9. City Manager's Report:

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: 7:58PM
ACTION APPROVED