

**CITY OF WILLCOX
MAYOR AND CITY COUNCIL
AGENDA**

**Monday, February 06, 2012
7:00 p.m.**

**City Council Chambers
300 W. Rex Allen Drive
Willcox, AZ 85643**

(Mayor or Designee will read only **BOLD** print of each agenda item,
except for Public Hearings, Petitions and Communications.)

**Resolution No. 2012- 08
Ordinance NS311**

NOTICE TO PARENTS: Valley Telecom Group records all Willcox City Council meetings. These recordings may be played and replayed on Valley Telecom Cable Channel 1. If you permit your child to participate in the Council Meeting, a recording will be made of your child's participation. If your child is seated in the audience, he or she may be recorded. If you desire, you may request that your child be seated in a designated area to avoid recording. To do so, please submit your request to the City Clerk prior to the meeting. **(A.R.S. §1-602.A)**

1. CALL TO ORDER

2. ROLL CALL

3. PLEDGE OF ALLEGIANCE TO THE FLAG

4. CALL TO THE PUBLIC

Mayor and Council consider comments or complaints from the public. Those wishing to address the Council are required to register by completing an individual speaker's form and filing it with the Clerk before the meeting. The speaker must be recognized by the Mayor before speaking. Time permitting each presentation will be given approximately three (3) minutes. It is probable that each organization will be limited to one speaker. Action taken as a result of public comment will be limited to directing staff to study or reschedule the matter for further consideration at a later date.

5. DECLARATION ON CONFLICT OF INTEREST

Council members and staff have a right to declare a conflict of interest. The declaration of a conflict of interest must be made prior to discussion of any agenda item in which Council members or staff member determine they have a conflict of interest.

6. ADOPTION OF THE AGENDA

The Council will at this time either adopt the agenda as presented or may remove or table any of the listed agenda items. Tabled items, unless otherwise directed, will appear on the next regular agenda. Council may not add any items to the agenda at this time. Should staff have any recommendations concerning the exclusion or tabling of agenda items they will voice these recommendations at this time.

7. CONSENT AGENDA

Items that are considered to be routine by the City Council will be enacted by one motion **without** discussion. The consent agenda is a timesaving device and Council members have received documentation on these items for their review prior to the open meeting. Any Councilmember may remove any item from the consent agenda for discussion and a separate vote as deemed necessary. The public may view the documentation relating to the consent agenda 24 hours prior to the meeting at the City Clerk's Office, 101 S. Railroad Avenue, Suite B, Willcox, AZ from 8:30 a.m. to 4:30 p.m. or at the Elsie S. Hogan Library, 100 N. Curtis Avenue during normal working hours Monday-Saturday.

7A. THE REGULAR MEETING MINUTES OF MAY 16, 2011; JUNE 20, 2011 AND JANUARY 17, 2012 **Tab 1**

7B. APPOINTMENT OF SHARON NIGH TO FILL THE UNEXPIRED TERM VACATED ON THE PLANNING AND ZONING COMMISSION, TERM TO EXPIRE JUNE 30, 2014 **Tab 2**

- 7C. TO ACCEPT THE DONATION(S) TOTALING \$250 FROM SHAWN & LISA BENAVIDES AND MARY KAY CEROVICH TO BE USED BY THE WILLCOX ANIMAL CONTROL FACILITY AS NEEDED. Tab 3**
- 7D. INVESTMENT REPORTS BY FINANCE DEPARTMENT Tab 4**
- 8. PUBLIC HEARINGS, PETITIONS AND COMMUNICATIONS Tab 5**
PUBLIC HEARINGS: The Mayor and Council will hold a public hearing on Monday, February 20, 2012, City Council Chambers, 300 W. Rex Allen Drive, Willcox, AZ regarding the Application for Liquor License Series #06 Quality Inn-Willcox, Person Transfer, Location Transfer, Corporation, Christina Selene Fraser, Harden Motel, Inc., 1100 W. Rex Allen Drive, Willcox, AZ
COMMUNICATIONS: There are three (3) candidates running for the March 13, 2012 Primary Election. They are: Earl B. Goolsby, Elwood "Woody" Johnson and William "Bill" Nigh.
- 9. PRESENTATION BY KATHY SMITH OF THE WILLCOX CHAMBER OF COMMERCE AND AGRICULTURE ON THE COCHISE TOURISM COUNCIL Tab 6**
 Consideration and/or discussion regarding the presentation by Kathy Smith on the Cochise Tourism Council.
- 10. DISCUSSION/DECISION REGARDING REQUEST FROM THE FRIENDS OF MARTY ROBBINS TO CLOSE RAILROAD AVENUE FROM MALEY STREET TO STEWART STREET ON SATURDAY, MARCH 3, 2012 FROM 8:00 A.M. TO 5:00 P.M. AND SUNDAY, MARCH 4, 2012 FROM 8:00 A.M. TO 4:00 P.M. Tab 7**
 Consideration, discussion and/or decision regarding the request from the Friends of Marty Robbins to close Railroad Avenue from Maley Street to Stewart Street on Saturday, March 3, 2012 from 8 a.m. to 5 p.m. and Sunday, March 4, 2012 from 8 a.m. to 4 p.m.
- 11. DISCUSSION/DECISION REGARDING THE REQUEST FROM THE FRIENDS OF MARTY ROBBINS TO WAIVE REQUIREMENTS FOR ALL VENDORS TO HAVE INDIVIDUAL PERMITS Tab 8**
 Consideration, discussion and/or decision regarding the request from the Friends of Marty Robbins to waive requirements for all vendors to have individual permits.
- 12. DISCUSSION/DECISION REGARDING RESOLUTION NO. 2012-05 APPROVING AND ADOPTING THE TRANSFER OF EXTENSION ONE TO THE EXISTING CABLE TELEVISION LICENSE WITH COXCOM, LLC, (FORMERLY COXCOM, INC.) D/B/A COX COMMUNICATIONS ("COMPANY") FOR CABLE SERVICE IN THE CITY OF WILLCOX ("MUNICIPALITY") TO VALLEY CONNECTIONS, LLC, DIRECTING STAFF TO FORMALIZE A NEW AGREEMENT AND DECLARING AN EMERGENCY TO EXIST. Tab 9**
 Consideration, discussion and/or decision regarding Resolution No.2012-05 as stated, relating to CoxCom, LLC, for Cable Service in the City to Valley Connections, LLC.
- 13. DISCUSSION/DECISION REGARDING RESOLUTION NO. 2012-06 APPROVING AND ADOPTING THE PUBLIC LIBRARY ADVISORY COMMITTEE ("COMMITTEE") RECOMMENDATION TO NAME THE TWO NEWLY-RENOVATED AREAS OF THE LIBRARY IN HONOR OF TWO PROMINENT LOCAL CITIZENS AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST. Tab 10**
 Consideration, discussion and/or decision regarding Resolution NO. 2012-06, as stated, relating to name the two newly-renovated areas of the Library in honor of two prominent local citizens.
- 14. DISCUSSION/DECISION REGARDING RESOLUTION NO. 2012-07 APPROVING AND ADOPTING THE ARIZONA MUTUAL AID COMPACT ("AZMAC") BETWEEN THE CITY OF WILLCOX ("CITY") AND THE ARIZONA DEPARTMENT OF EMERGENCY AND MILITARY AFFAIRS ["DEMA"] AND AUTHORIZING THE MAYOR TO EXECUTE THIS THE COMPACT AND DECLARING AN EMERGENCY TO EXIST Tab 11**
 Consideration, discussion and/or decision regarding Resolution NO. 2012-07, as stated, relating to AZMAC between the City and DEMA.
- 15. DISCUSSION AND DIRECTION TO STAFF ON DIRECT ELECTION OF MAYOR Tab 12**
 Consideration, discussion and/or direction regarding direct election of a City Mayor

16. DISCUSSION AND DIRECTION TO STAFF BUDGET PREPARATION FOR FY13 **Tab 13**
Consideration and/or discussion on direction to staff regarding Budget Preparation for FY13.

17. REPORTS BY THE CITY MANAGER PAT McCOURT **Tab 14**
Consideration, discussion, and/or decision regarding the following topics by the City Manager:

- **Report on Voter Registration**-Deadline is February 13, 2012 with Cochise County.
- **Report on City Election** – Primary Election to be held on Tuesday, March 13, 2012.
- **Special Mayor/Manager’s Luncheon**-Celebrating Arizona’s Centennial, hosted by Cochise County Board of Supervisors’, Guest Speaker Becky Orozco, on Tuesday, February 14, 2012. RSVP to City Manager by Monday, February 6, 2012.
- **Chamber donation** of \$350.00 toward utilities at Community Center (Apple Festival & WOW)
- **Aridus Winery** – Beginning renovation and new construction this week at the old Apple building location.
- **Sunset Cemetery Tree Planting**-preparations to begin at the Sunset Cemetery Tree Planting!
- **Proposed FY12-13 Budget Calendar**-enclosed is the Budget Calendar for FY12-13.

18. COMMENTS NOT FOR DISCUSSION FROM MAYOR AND COUNCIL MEMBERS.

19. DISCUSSION/DECISION ENTER INTO AN EXECUTIVE SESSION PURSUANT TO ARIZONA REVISED STATUTES §38-431.03A(3) DISCUSSION OR CONSULTATION FOR LEGAL ADVICE WITH THE ATTORNEY OR ATTORNEYS OF THE PUBLIC BODY **Tab 15**

Consideration, discussion and/or decision to enter into an Executive Session pursuant to ARS §38-431.03A(3), as stated, relating to consultation for legal advice with the attorney(s) of the public body.

20. RECESS TO EXECUTIVE SESSION, IF APPROVED

21. RECONVENE FROM EXECUTIVE SESSION

22. DISCUSSION/DECISION/DIRECTION TO STAFF REGARDING MATTERS DISCUSSED IN EXECUTIVE SESSION

Consideration, discussion, decision and/or direction to staff regarding matters discussed in Executive Session relating to advice from City Attorney.

23. ADJOURN

NOTE: Documentation (if any) for items listed on the Agenda is available for public inspection, a minimum of 24 hours prior to the Council Meeting, at any time during regular business hours in the Office of the City Clerk, 101 S. Railroad Avenue, Suite B, or the Elsie S. Hogan Community Library during regular business hours Monday-Saturday and on the City’s website www.cityofwillcox.org.

NOTE: People with disabilities may request reasonable accommodations. Requests must be made 48 hours prior to the meeting by contacting City Hall at 384-4271 during regular business hours 8:00 a.m. to 4:30 p.m., Monday through Friday.