

**THE MINUTES OF THE SPECIAL MEETING OF THE MAYOR AND
CITY COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, AZ
HELD ON THIS 30TH DAY OF July 2012**

CALL TO ORDER- Mayor Irvin called the special meeting to order on Monday, July 30, 2012 at 6:00 p.m. and thanked everyone for attending.

ROLL CALL-Virginia A. Mefford, City Clerk, called the roll:

PRESENT

Mayor Bob Irvin
Vice Mayor Bill Holloway
Councilman Gerald W. Lindsey
Councilman Elwood A. Johnson
~~Councilwoman Monika Cronberg~~
Councilman Earl Goolsby
Councilman William "Bill" Nigh

STAFF

City Manager Pat McCourt
City Attorney Hector M. Figueroa
Public Services & Works Director Dave Bonner
Finance Director Ruth Graham
Library Director Tom Miner
Development Services Jeff Stoddard

ABSENT

Vice Mayor Bill Holloway (excused)
Councilwoman Monika Cronberg (excused)

PLEDGE OF ALLEGIANCE led by Mayor Irvin.

CALL TO THE PUBLIC -There was no response from the public present.

DECLARATION ON CONFLICT OF INTEREST- Mr. Figueroa declared a conflict of interest.

ADOPTION OF THE AGENDA

MOTION: Councilman Johnson moved and removed agenda items #9--12 relating to Executive Session and approved the remainder of the agenda as presented **SECONDED:** Councilman Lindsey **CARRIED**

PUBLIC HEARINGS, PETITIONS AND COMMUNICATIONS

PUBLIC HEARING: The Mayor and Council will hold a public hearing during the Special Meeting on Monday, July 30, 2012 City Council Chambers, 300 W. Rex Allen Drive, Willcox, AZ regarding:

An application for Extension of Premises/Patio Permit Nakai's, Person Transfer, Location Transfer, Individual. Marie Louise Figueroa, 116 E Maley, Willcox, AZ. Open at 6:10 pm closed at 6:11 pm.

DISCUSSION/DECISION REGARDING THE APPLICATION FOR EXTENSION OF PREMISES/PATIO PERMITS NAKAI'S, PERSON TRANSFER, LOCATION TRANSFER, INDIVIDUAL, MARIE LOUISE FIGUEROA, 116 E. MALEY, WILLCOX, AZ

MOTION: Councilman Lindsey moved regarding the application for extension of premises/patio permit Nakai's, person transfer, location transfer, individual, Marie Louise Figueroa, 116 E. Maley, Willcox, AZ **SECONDED:** Councilman Johnson **DISCUSSION:** Councilman Nigh asked if there were no further changes on the current smoking area. Ms Figueroa stated all we are doing is expanding the liquor license to the building. Councilman Johnson stated it will go just past to the building existing coverage. Councilman Nigh stated that is the service area to the museum. Ms. Figueroa stated the museum gave us permission. Councilman Nigh stated this is encroaching into another area. Mr. Figueroa stated the museum gave permission which the council approved; this is legal lease agreement which was approved by the voters by the voters of those properties. Councilman Nigh stated the only other concern I have is when the bar became a bar by the museum these old structures about (100 years old) sometimes there is no fire barriers in the attics between the businesses, the bar and the museum. I know bars can get rowdy and fires can get started and I would like to have the fire marshal look into this to see if they have one, if a fire breaks out at any of these buildings it would all go up and it would be a pity; that is all I have to offer. Councilman Lindsey asked the area that is marked on the map; there will not be anything built in this area right away that is through there. Ms. Figueroa asked by the parking lot. Councilman Lindsey stated he was not sure where the parking lot was but there is a patio which has about 19 ft that shows an exit on both ends. Ms. Figueroa stated those are emergency exits. Councilman Nigh stated it is only accessible from the inside. Ms Figueroa stated that is correct, it is only accessible from the inside. Councilman Johnson explained the map to Councilman Nigh and where the exits are located. Ms. Nigh asked why this was not brought to the Planning & Zoning before this was presented. Mr. Figueroa stated the liquor board stated all that is required by the council is to approve an expansion of the liquor license to extend to the other area it is properly zoned for a commercial building. Councilman

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Goolsby stated when I looked at this on the map I thought the same thing but this is really not a zoning issue it is simply an expansion of the liquor License. With no further discussion the motion CARRIED

~~DISCUSSION/DECISION ENTER 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~~

~~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.~~

~~RECESS TO EXECUTIVE SESSION, IF APPROVED~~

~~RECONVENE FROM EXECUTIVE SESSION~~

~~DISCUSSION/DECISION REGARDING MATTERS RELATING TO THE EXECUTIVE SESSION~~

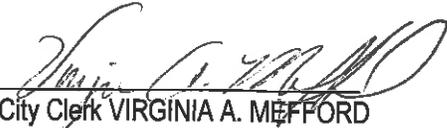
~~—Consideration, discussion and/or decision regarding matters relating to the Executive Session.~~

ADJOURN- With no further discussion at 6:17 pm.

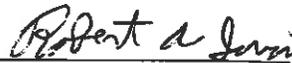
CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the special meeting of the City Council of the City of Willcox held on the 30th day of July 2012. I further certify that the meeting was duly called and held, and that a quorum was present.

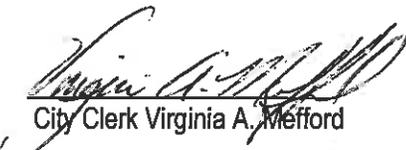
Dated this 30th day of July 2012


City Clerk VIRGINIA A. MEFFORD

PASSED, APPROVED AND ADOPTED this 20th day of August 2012.


MAYOR ROBERT A. IRVIN
Signed: 08-22-12

ATTEST:


City Clerk Virginia A. Mefford