

**CITY OF WILLCOX  
MAYOR AND CITY COUNCIL AGENDA  
STATEMENT OF LEGAL ACTIONS**

**Monday, August 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- 73  
Ordinance NS311**

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**1. CALL TO ORDER**

**2. ROLL CALL-** City Clerk Virginia A. Mefford, called roll

**PRESENT**

Mayor Robert "Bob" Irvin  
Councilman Elwood A. Johnson  
Councilwoman Monika Cronberg  
Councilman Earl B. Goolsby  
Councilman William "Bill" Nigh

**ABSENT**

Vice Mayor William "Bill" Holloway  
Councilman Gerald W. Lindsey

**STAFF**

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

**3. PLEDGE OF ALLEGIANCE TO THE FLAG-** Led by Mayor Robert "Bob" Irvin

**4. CALL TO THE PUBLIC**  
None

**5. DECLARATION ON CONFLICT OF INTEREST**  
None Declared

**6. ADOPTION OF THE AGENDA**

It was moved and seconded to adopt the agenda as presented removing Item # 18 and items #23-26 related to executive Session. **CARRIED**

**7. PUBLIC HEARINGS, PETITIONS, AND COMMUNICATIONS**  
**PUBLIC HEARINGS:** Mayor Irvin Read -

**Communications:** First Reading of: (1) Ordinance NS311 Relating To Taxation: Levying Separate Amounts To Be Raised For Primary and Secondary Property Tax Levies Upon Each One Hundred Dollars (\$100.00) of the Assessed

Valuation of Property Subject To Taxation within the City Of Willcox for the Fiscal Year Ending June 30, 2013 And

Declaring an Emergency to Exist

**Public Hearing:** The Mayor and Council will hold Public Hearing on Monday, August 6, 2012 at 7:00 p.m., City Council Chambers, 300 W. Rex Allen Drive, relating to: Public Hearing on Property Tax Levy 7:05 pm. Closed 7:06 pm.

- (1) Ordinance NS311 Relating To Taxation: Levying separate amounts to be raised for Primary And Secondary Property Tax Levies upon each one hundred dollars (\$100.00) of the assessed valuation of Property subject to Taxation within The City Of Willcox for the Fiscal Year ending June 30, 2013 and declaring an emergency to exist.

**Proclamation:** Mayor declares October 4-7, 2012 as the 61<sup>st</sup> Annual Rex Allen Days  
**"61 Years form Horses to Horsepower"**

All members of the public are invited to attend such meeting. For those persons unable to attend, written comments will be accepted until 4 p.m. the day of the public hearing in the Office of the City Clerk, 101 S. Railroad Avenue, Suite B, Willcox, AZ 85643

**8. 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 on the City's web site or 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.

It was moved and seconded to approve the Consent Agenda as presented with the removal of item 8A. **CARRIED**

~~**8A. MINUTES OF REGULAR MEETING** **Tab 4**  
**Regular Meeting on July 18, 2011, Regular Minutes on July 2, 2012, Work Session Minutes of July 9, 2012.**~~

**9. PRESENTATION/DISCUSSION REGARDING REPORT FROM MS. BRENDA HAAS ON GOVERNOR' CONFERENCE ON TOURISM** **Tab 5**

Ms. Brenda Haas Presented on Governor' Conference on Tourism and stated it was very informational and she learned a great deal going. She thanked the Mayor and Council for the opportunity to attending the conference.

**10. DISCUSSION/ DECISION REGARDING CITY OF WILLCOX HOSTING MAYOR/MANAGER LUNCHEON SEPTEMBER 20, 2012.** **Tab 6**

It was moved and seconded regarding City Of Willcox Hosting Mayor/Manager Luncheon on September 20, 2012. **CARRIED**

**11. DISCUSSION/ DECISION REGARDING ACCEPT LETTER OF RESIGNATION FROM EARL GOOLSBY FROM THE PLANNING AND ZONING COMMISSION.** **Tab 7**

It was moved and seconded regarding accept letter of resignation from Earl Goolsby from The Planning and Zoning Commission **DISCUSSION:** He was thanked for his service on the P & Z Commission. **CARRIED**

**12. DISCUSSION/DECISION REGARDING RESOLUTION NO. 2012-71 PLACEMENT BEFORE THE QUALIFIED ELECTORS OF THE CITY A NEW TWENTY-FIVE (25) YEAR FRANCHISE AGREEMENT FOR THE SULPHUR SPRINGS VALLEY ELECTRIC COOPERATIVE ("SSVEC") TO CONTINUE TO USE CITY PUBLIC RIGHT-OF WAYS TO SUPPLY ELECTRICITY TO THE CITIZENS OF THE CITY; AUTHORIZING AND DIRECTING AUTHORIZED CITY OFFICERS AND AGENTS TO CARRY OUT THE PURPOSES AND INTENT OF THIS RESOLUTION.** **Tab 8**

It was moved and seconded regarding Resolution NO. 2012-71 Call of Election for Franchise SSVEC **DISSCUSSION:** Was held to approve Resolution NO. 2012-71 Call of Election for Franchise SSVEC **CARRIED**

**13. DISCUSSION/DECISION REGARDING RESOLUTION NO. 2012-72 FINDING AND DECLARING THAT SAME DEEM THE GRANTING OF A CERTAIN UTILITY FRANCHISE BENEFICIAL TO THE MUNICIPAL CORPORATION PURSUANT TO A.R.S. § 9-502(B); ORDERING THE SUBMITTAL OF THE QUESTION TO THE QUALIFIED ELECTORS AS TO WHETHER OR NOT THE FRANCHISE SHALL BE GRANTED TO SULPHUR SPRINGS VALLEY ELECTRIC COOPERATIVE ("SSVEC"); PROVIDING FOR THE GIVING OF NOTICE OF SAID ELECTION TO ALL QUALIFIED ELECTORS; PRESCRIBNG THE FORM OF BALLOT TO BE USED; AUTHORIZING AND DIRECTING AUTHORIZED CITY** **Tab 9**

**OFFICERS AND AGENTS TO CARRY OUT THE PURPOSES AND INTENT OF THIS RESOLUTION.**

It was moved and seconded regarding Resolution NO. 2012-72 finding and declaring that same deem the granting of a certain Utility Franchise Beneficial To The Municipal Corporation Pursuant To A.R.S. § 9-502(B); Ordering The submittal of the question to the qualified electors as to whether or not The Franchise shall be granted to Sulphur Springs Valley Electric Cooperative ("SSVEC"); providing for the giving of notice of said election to all qualified electors; prescribing the form of ballot to be used; authorizing and directing authorized city officers and agents to carry out the purposes and intent of this resolution. **DISCUSSION:** Was held to carry out the purposes and intent of the Resolution NO. 2012-72 **CARRIED**

- 14. DISCUSSION/ DIRECTION REGARDING RESOLUTION NO. 2012-73 THE HAZARD MITIGATION PLAN ("PLAN") DEVELOPED THROUGH A GRANT SECURED BY THE ARIZONA DIVISION OF EMERGENCY MANAGEMENT AS PART OF THE PROCESS TO HELP MITIGATE FUTURE HAZARDS AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING A EMERGEN EXIST. Tab10**

It was moved and seconded regarding the Hazard Mitigation Plan ("plan") developed through a grant secured by the Arizona division of emergency management as part of the process to help mitigate future hazards **DISCUSSION:** None held **CARRIED**

- 15. PRESENTATION/DISCUSSION REGARDING JUNE 30, 2012 FINANCIAL STATEMENT AND INVESTMENT REPORT FROM RUTH GRAHAM. Tab 11**

**DISCUSSION:** was held regarding June 30, 2012 Financial Statement and Investment Report from Ruth Graham.

- 16. DISCUSSION/DECISION REGARDING REX ALLEN DAYS SPECIAL EVENTS LIQUOR LICENSE AT QUAIL PARK ON SATURDAY, OCTOBER 6, 2012 FROM 11:00 A.M. TO 7:00 P.M., AND SUNDAY, OCTOBER 7, 2012 FROM 12 NOON TO 6:00 P.M. Tab 12**

It was moved and seconded regarding Rex Allen Days request for Special Events Liquor License at Quail Park on Saturday, October 6, 2012 from 11:00 a.m. to 7:00 p.m. and on Sunday, October 7, 2012 from 12 noon to 6:00 p.m. **DISCUSSION:** None held **CARRIED**

- 17. DISCUSSION/DECISION REGARDING REX ALLEN DAYS SPECIAL EVENTS LIQUOR LICENSE AT KEILLER PARK ON SATURDAY, OCTOBER 6, 2012 FROM 11:00 A.M. TO 10:00 P.M. Tab 13**

Consideration, discussion and/or decision regarding Rex Allen Days request for Special Events Liquor License at Keiller Park on Saturday, October 6, 2012 from 11:00 a.m. to 10:00 p.m. **DISCUSSION:** None held **CARRIED**

- 18 DISCUSSION/DECISION REGARDING REX ALLEN DAYS REQUEST FOR NEW PARADE ROUTE DOWN HASKELL AVENUE FOR THE 61<sup>st</sup> ANNUAL REX ALLEN DAYS PARADE ON SATURDAY, OCTOBER 6, 2012 FROM 6:00 A.M. TO 12:00 P.M. Tab 14**

It was moved and seconded regarding Rex Allen Days request for new parade route down Haskell Avenue for the 61<sup>st</sup> Annual Rex Allen Days Parade on Saturday, October 6, 2012 from 6 a.m. to 12 p.m. **DISCUSSION:** Was held regarding approving the Rex Allen Days request for new parade route down Haskell Avenue for the 61<sup>st</sup> Annual Rex Allen Days Parade on Saturday, October 6, 2012 from 6 a.m. to 12 p.m. Six Ayes'- Mayor Irvin, Vice Mayor Holloway, Councilman Johnson, Councilwoman Cronberg, Councilman Goolsby, and Councilman Nigh with one Nay- Councilman Lindsey. **CARRIED**

**19. CITY MANAGER REPORTS**

Consideration, discussion, and/or decision regarding the following topics by the City Manager:

- **Skate Park dedication** will be held on August 11, 2012 at 8:30 a.m.
- **Willcox Unified School District** will return to school on August 13, 2012
- **City Manager Pat McCourt** returns on August 13, 2012
- **Joint Work Session with Parks and Recreation** for Park Fees on August 27, 2012
- **The Arizona League of Cities & Towns Annual Conference** will be held on August 28-31, 2012 at the Hyatt Regency Scottsdale at Gainey Ranch

**20. COMMENTS NOT FOR DISCUSSION FROM MAYOR AND COUNCIL MEMBERS.**

**21. ~~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.~~

**22. RECESS TO EXECUTIVE SESSION, IF APPROVED**

**23. RECONVENE FROM EXECUTIVE SESSION**

**24. ~~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 and/or consultation for legal advice from City Attorney.~~

**25. ADJOURN at 8:21 pm.**

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**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](http://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.