

CITY OF WILLCOX
MAYOR AND CITY COUNCIL
STATEMENT OF LEGAL ACTIONS
REGULAR MEETING AGENDA
Monday, December 3, 2012 at 7:00 p.m.
City Council Chambers
300 W. Rex Allen Drive
Willcox, AZ

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

1. CALL TO ORDER-Mayor Robert A. Irvin called the regular meeting on Monday, December 3, 2012 to order at 7:00 p.m.

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

PRESENT

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

STAFF

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

ABSENT

Vice Mayor William "Bill" Holloway

3. PLEDGE OF ALLEGIANCE TO THE FLAG- Led by Mayor Robert A. 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 and remove item 8A-8D and 15-18. **CARRIED**

7. Public Hearings: The Mayor and Council will hold a public hearing at the regular meeting on Monday, December 3, 2012 at 7:00 p.m., City Council Chambers, 300 W. Rex Allen Drive on:

1. Application for Bingo License by the Willcox Benevolent and Protective Order of Elks 247 E. Stewart Street Willcox, AZ 85643. Open 7:05 no public commit Closed at 7:06 pm

8A MINUTES OF PREVIOUS MEETINGS

~~Minutes approve on consent agenda-~~

~~8B. Regular Meeting November 5, 2012 and November 19, 2012~~

~~8C. Work Session October 22, 2011~~

~~8D. Special Meeting November 13, 2012~~

9. REPORT UPDATE REGARDING ON BURGLARY AT THE ELSIE S. HOGAN COMMUNITY LIBRARY:

DISCUSSION: Mr. Minor Director of Library and read his letter that was in the Council Packet explaining the updates of the Burglary at the Elsie S. Hogan Community Library. Mayor thanked Mr. Minor for his update.

10. DISCUSSION/DECISION REGARDING CITY ACTING AS THE FISCAL AGENT FOR GRANT APPLICATION FOR CHAMBER, WINGS OVER WILLCOX, AND STEPHAN FAIRFIELD APPLICATION FROM FOUNDATION

It was moved and seconded to approve to approve the City acting as the Fiscal Agent for grant application for Chamber, Wings Over Willcox, and Stephan Fairfield application from foundation. **CARRIED**

11. DISCUSSION/DECISION REGARDING RESOLUTION NO. 2012-87 APPROVING THE PURCHASE OF A NATURAL GAS BACKUP POWER SYSTEM FOR WELL NUMBER THREE IN THE CITY OF WILLCOX WATER SYSTEM FROM BILL'S PUMP SERVICE; DIRECTING AUTHORIZED CITY OFFICERS AND AGENTS TO CARRY OUT THE PURPOSES AND INTENT OF THIS RESOLUTION; AND, DECLARING AN EMERGENCY TO EXIST.

It was moved and seconded to approve the Resolution No. 2012-87 approving the purchase of a natural gas backup power system for well number three in the City of Willcox water system from Bill's Pump Service. . **AYES:** Mayor Irvin, Councilman Lindsey, Councilman Goolsby **NAYS:** Councilwoman Cronberg, Councilman Johnson, Councilman Nigh 3 to 3. **FAILED**

12. DISCUSSION/DECISION REGARDING AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, ARIZONA, GRANTING TO SULPHUR SPRINGS VALLEY ELECTRIC COOPERATIVE, INC., AN ARIZONA CORPORATION, ITS SUCCESSORS AND ASSIGNS, THE RIGHT, PRIVILEGE AND FRANCHISE TO CONSTRUCT, MAINTAIN AND OPERATE AN ELECTRIC ENERGY TRANSMISSION AND DISTRIBUTION SYSTEM WITHIN THE PUBLIC RIGHTS-OF-WAY WITHIN THE CORPORATE LIMITS OF THE CITY OF WILLCOX; PRESCRIBING CERTAIN RIGHTS, DUTIES, TERMS AND CONDITIONS; PROVIDING FOR THE SUBMISSION HEREOF TO THE ELECTORS FOR THEIR APPROVAL; AND DECLARING AN EMERGENCY.

It was moved and seconded to approve the Ordinance of the Mayor and Council of the City Of Willcox, Arizona, granting to Sulphur Springs Valley Electric Cooperative, Inc., an Arizona Corporation, its successors and assigns, the right, privilege and franchise to construct, maintain and operate an electric energy transmission and distribution system within the Public Rights-of-Way within the corporate limits of the City Of Willcox; prescribing certain rights, duties, terms and conditions.

CARRIED

CITY MANAGER REPORTS

The City Manager Mr. McCourt thanked the Council for letting him attend the ICMA conference.

- **Chamber of Commerce Annual Meeting-** December 4, 2012 at the Kiva Room at 6:30 pm.
- **Employee Appreciation Potluck-** December 6, 2012 from 11:00 am-1:00 pm.
- **Work Session-** Monday December 10, 2012 for Sewer System at 6:30 pm
- **Toys for Tots-** Deadline for pick up will be December 15, 2012 at various places around town (local event)
- **Reminder -** City Hall Closed Half day on December 24 and Closed December 25, 2012 in observance of Christmas
- **Reminder-** City Hall Closed Half day on December 31 and Closed January 1, 2013 in observance of New Year's day
- **Update-** on Industrial Park Sale this was presented to the Planning and Zoning Committee.
- **Wings Over Willcox Bird Watching-** January 17-20, 2013 Please contact the Chamber of Commerce as soon as possible for tickets.
- **Report on Financial Disclosure Statements Due-**this report is due from every Council person seated as of December 31st of each year. The Council members must complete the Financial Disclosure Statement for the preceding year (2012) on or before January 31, 2013.

COMMENTS NOT FOR DISCUSSION FROM MAYOR AND COUNCIL MEMBERS.

Councilwoman Cronberg: I have been approached by several people regarding the Burned down building.

Councilman Johnson: Christmas lighted parade and Apple Festival was a success.

Councilman Nigh: Attended the Planning and Zoning Meeting was disappointed the way this was handled and I would have liked to see more advertisement on this.

Mayor Irvin: Asked if the commercial property will be in the packet

~~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 REGARDING THE PURCHASE, SALE, OR LEASE OF REAL PROPERTY~~

~~Consideration, discussion and/or decision to enter into an Executive Session pursuant to ARS §38-431.03A(1) and (3), as stated, relating to consideration of employee and consultation for legal advice with the attorney(s) of the public body regarding the purchase, sale, or lease of real property.~~

~~RECESS TO EXECUTIVE SESSION, IF APPROVED~~

~~RECONVENE FROM EXECUTIVE SESSION~~

~~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.~~

ADJOURN

Being no further business before the Mayor and Council Mayor Irvin adjourned at 7: 45 p.m.