

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

Monday, February 18, 2013

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.)

1. CALL TO ORDER - Mayor Irvin called the regular session meeting to order on Monday, February 18, 2013 at 7:00 p.m. and welcomed everyone in attendance

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

3. PLEDGE OF ALLEGIANCE TO THE FLAG- Led by Mayor Irvin.

PRESENT

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

ABSENT

Councilman Earl Goolsby- Excused

4. CALL TO THE PUBLIC None Declared.

5. DECLARATION ON CONFLICT OF INTEREST None Declared

6. ADOPTION OF THE AGENDA

It was moved and seconded to adopt the agenda as presented with the removal of items 16-19. **CARRIED**

7. CONSENT AGENDA

It was moved and seconded to adopt the consent agenda as presented. **CARRIED**

8. Proclamation: Mayor declares February 16th through 23rd, 2013 as **Willcox FFA Week**
FFA Students accepted the Proclamation and thanked the Council.

9. PRESENTATION/DISCUSSION TO ACCEPT GRANT FROM UNION PACIFIC FOUNDATION FOR THE STAGING AREA IN FRONT OF THE MASCOT & WESTERN CAR

City Manager McCourt announced the representative Zoe Richmond from Union Pacific Foundation was ill and could not be here to present the checks but assured me they were in the mail.

10.DISCUSSION/DECISION REGARDING PARTICIPATION IN THE NCCH 17th ANNUAL GOLF TOURNAMENT

It was moved and seconded to participation in the NCCH 17th annual golf tournament

11.DISCUSSION AND/OR DECISION REGARDING APPROVING RESOLUTION NO. 2013-09 FOR THE PURPOSE OF ACCEPTING FROM MIKE ELLIS, A DONATION OF A MOBILE HOME TO THE WILLCOX DEPARTMENT OF PUBLIC SAFETY; AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DIRECTING AUTHORIZED CITY OFFICERS AND AGENTS TO CARRY OUT THE PURPOSES AND INTENT OF THIS RESOLUTION.

It was moved and seconded to table Resolution NO 2013-09 for the purpose of accepting from Mike Ellis a donation of a mobile home to the Willcox Department of Public Safety.

12.DISCUSSION/DECISION/DIRECTION REGARDING APPROVING RESOLUTION NO. 2013-10 APPROVING AND ADOPTING A NOTICE OF INTENTION TO MODIFY WATER, WASTEWATER, GAS AND SOLID WASTE RATES, DECLARING RATE INCREASE DATA REPORTS AS PUBLIC RECORDS AND SETTING APRIL 1, 2013, AS THE DATE FOR PUBLIC HEARINGS ON THE PROPOSED RATE MODIFICATIONS.

It was moved and seconded to approve Resolution No. 2013-10 approving and adopting the Notice of Intention to modify Water, Wastewater Gas, Solid Waste Rates. Declaring rated increase data reports as public records and setting April 1, 2013 as the date for Public Hearings on the proposed rate modification.

13.DISCUSSION/DECISION REGARDING APPROVING RESOLUTION NO. 2013-11 AUTHORIZING AND APPROVING THE PLEDGEE AGREEMENT FORM WITH THE FEDERAL RESERVE BANK OF BOSTON; AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION; DIRECTING AUTHORIZED CITY OFFICERS AND AGENTS TO CARRY OUT THE PURPOSES AND INTENT OF THIS RESOLUTION

It was moved and seconded to approve Resolution NO. 2013-11 authorizing and approving the pledgee agreement form with the Federal Reserve Board of Boston.

14.CITY MANAGER REPORTS

- **Council Work Session Meetings-** every Monday in the Month of March re: Rate Hearings at 6:00 pm.
- **Reporting-** USDA on Industrial Park Grant

15COMMENTS NOT FOR DISCUSSION FROM MAYOR AND COUNCIL MEMBERS

Mayor Irvin stated that Councilmember Goolsby has surgery today and he is doing fine.

Councilmember Cronberg thanked the FFA for all they do.

Councilmember Nigh stated I just wanted to remind everyone where our money comes from and waived the newspaper regarding the unpaid taxes.

~~16DISCUSSION/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 consultation for legal advice with the attorney(s) of the public body regarding the purchase, sale, or lease of real property.~~

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~~17. RECESS TO EXECUTIVE SESSION, IF APPROVED~~

~~18. RECONVENE FROM EXECUTIVE SESSION~~

~~19. 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.~~

20 ADJOURN: with no further discussion at 7:33 pm.

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.