

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

Monday, April 1, 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, April 1, 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 Elwood A. Johnson

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. **CARRIED**

7. CONSENT AGENDA

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

8. PUBLIC HEARINGS, PETITIONS, AND COMMUNICATIONS

The Mayor and Council will receive comments from the public on those items scheduled for public hearing. For those persons unable to attend, written comments will be accepted until 4 p.m. on the day of the hearing in the Office of the City Clerk, 101 S. Railroad Avenue, Suite B, Willcox, Az. and will be duplicated and distributed to the Mayor and Council members prior to said hearing.

- a. FY 2013-2014 Utility rates; Adopt rates by Resolution **OPEN: 7:05. CLOSED: 7:45 pm**
- b. First reading, Liquor License Series #9 for KT's Market **OPEN: 7:25 pm CLOSED: 7:26 pm**
- c. First reading, Liquor License Series #12 for Tortilleria La Unica **OPEN: 7:27 pm CLOSED: 7:28 pm**

10. REGARDING CITY MANAGER ADVERTISEMENTS AND TENTATIVE HIRING TIMEFRAME

DISCUSSION: Mayor Irvin asked if any discussion was need on this item. With no discussion moved to next item on the agenda.

11. REGARDING WILLCOX WINE COUNTRY FESTIVAL REQUEST FOR LIQUOR LICENSE APPLICATION APPROVAL FOR WINE VENDORS AT WINE FESTIVAL MAY 18-19, 2013

It was moved and seconded approve Willcox Wine Country Festival request for Liquor License Application approval for wine vendors at Wine Festival in Railroad Park on May 08-19, 2013 **CARRIED**

12. REGARDING WILLCOX WINE COUNTRY WINE FESTIVAL REQUEST FOR A WAIVER FOR GLASS CONTAINERS IN RAILROAD PARK

It was moved and seconded moved to approve Willcox Wine Country Wine Festival request for a Waiver for Glass Containers in Railroad Park) **CARRIED**

13. REGARDING EMPLOYEE COMPENSATION OPTIONS FOR FY 2014 BUDGET

DISCUSSION: Councilmembers discussed and asked for this item to be on the next meeting to make a decision.

14. RESOLUTION NO. 2013-17 REGARDING APPROVING THE REQUEST FOR A TWO YEAR EXTENSION OF THE LOAN AGREEMENT WITH THE WATER INFRASTRUCTURE FINANCE AUTHORITY OF ARIZONA (WIFA); DIRECTING THE EXECUTION AND DELIVERY OF SUCH REQUEST TO THE WIFA BOARD AND ANY OTHER SUPPORTING DOCUMENTATION IN CONNECTION THEREWITH; DIRECTING THE MAYOR TO EXECUTE THIS RESOLUTION AS PRESENTED AND FURTHER DIRECTING CITY STAFF TO CARRY OUT THE PURPOSES AND INTENT OF THIS RESOLUTION

It was moved and seconded to approve to approve Resolution No. 2013-17 approving the request for a two year extension of the loan agreement with the water infrastructure Finance authority of Arizona (WIFA); directing the execution and delivery of such request to the WIFA Board and any other supporting documentation in connection therewith **CARRIED**

15. RESOLUTION NO. 2013-18 REGARDING APPROVING AND ADOPTING RATES AND CHARGES WASTEWATER UTILITY SERVICES PROVIDED BY THE CITY OF WILLCOX, SETTING AN EFFECTIVE DATE AND DIRECTING AUTHORIZED CITY OFFICERS AND ADMINISTRATORS TO CARRY OUT THE PURPOSE AND INTENT OF THIS RESOLUTION

It was moved and seconded to approve regarding Resolution No. 2013-18 approving and adopting rates and charges for Wastewater Utility services provided by the City of Willcox, setting an effective date and directing authorized city officers and administrators to carry out the purpose and intent of this resolution. **CARRIED**

16. RESOLUTION NO.. 2013-19 REGARDING APPROVING AND ADOPTING RATES AND CHARGES FOR SOLID WASTE UTILITY SERVICES PROVIDED BY THE CITY OF WILLCOX, SETTING AN EFFECTIVE DATE AND DIRECTING AUTHORIZED CITY OFFICERS AND ADMINISTRATORS TO CARRY OUT THE PURPOSE AND INTENT OF THIS RESOLUTION

It was moved and seconded to approve Resolution No. 2013-19 approving and adopting rates and charges for Solid Waste Utility services provided by the City of Willcox, setting an effective date and directing authorized city officer and administrators to carry out the purpose and intent of this resolution **CARRIED**

17. RESOLUTION NO. 2013-20 REGARDING APPROVING AND ADOPTING RATES AND CHARGES FOR WATER UTILITY SERVICES PROVIDED BY THE CITY OF WILLCOX, SETTING AN EFFECTIVE DATE AND DIRECTING AUTHORIZED CITY OFFICERS AND ADMINISTRATORS TO CARRY OUT THE PURPOSE AND INTENT OF THIS RESOLUTION

It was moved and seconded moved to approve Resolution No. 2013-20 approving and adopting rates and

charges for Water Utility services provided by the City of Willcox, setting an effective date and directing authorized city officers and administrators to carry out the purpose and intent of this resolution. **CARRIED**

18. RESOLUTION NO. 2013-21 REGARDING APPROVING AND ADOPTING RATES AND CHARGES FOR GAS UTILITY SERVICES PROVIDED BY THE CITY OF WILLCOX, SETTING AN EFFECTIVE DATE AND DIRECTING AUTHORIZED CITY OFFICERS AND ADMINISTRATORS TO CARRY OUT THE PURPOSE AND INTENT OF THIS RESOLUTION

It was moved and seconded moved to approve Resolution No. 2013-21 approving and adopting rates and charges for Gas Utility services provided by the City of Willcox, setting an effective date and directing authorized city officers and administrators to carry out the purpose and intent of this resolution. **CARRIED**

19. CITY MANAGER REPORTS

- **Council Work Session Meetings-** every Monday in the Month of April
Work Session Monday, April 8, 2013 at 6:30 pm., for Debt Service, Capital Project. Court, VFF, Economic Development, General Fund Review Service
Work Session Monday, April 15 2013 at 6:00 pm for Grants and Special Revenue Funds (16 & 17)
Work Session Monday, April 22, 2013 at 6:30 pm for Streets/HURF
Work Session Monday, April, 29, 2013 for General Fund Revenue
- **Report-** Sale of Willcox Rural Fire the City of Willcox was contacted to see if the City of Willcox would be interested in purchasing this, and discussion with Chief Weaver and it was decided it would not be of the best interests to the City of Willcox to purchase this.
- **Follow-up-** on question from Councilman Johnson regarding Inde Motorsports it was expressed there were no concern with this.
- **City Clean-up-** Saturday, April 27, 2013 I would like to take this time to Wish Dave in all his future endeavors and appreciate all he has done for the city.

**20. COMMENTS NOT FOR DISCUSSION FROM MAYOR AND COUNCILMEMBERS
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Councilman Goolsby stated he wanted to echo on Mr. McCourt it has been a pleasure working with you.

Councilwoman stated I can't say anything more but Thank you for your service.

Vice Mayor stated Thank you Mr. Bonner for your service and I would like to add that they have been using the Inde race track.

Mayor Irving thanked Mr. Bonner for his service.

Councilman Lindsey Thanked Mr. Bonner for his service.

Councilman Nigh stated I have concern the hiring of Dave's position and would like to be involve

21. EXECUTIVE SESSION FOR CONSULTATION FOR LEGAL ADVICE WITH THE ATTORNEY OF THE PUBLIC BODY

It was moved and seconded approve entering into an Executive Session pursuant to A.R.S. §38-431.03(A) (3), for the purpose of consultation for legal advice with the attorney(s) of the public body **CARRIED**

22. RECESS TO EXECUTIVE SESSION, IF APPROVED at 8:05 pm.

23. RECONVENE FROM EXECUTIVE SESSION at 8:42 pm.

24. UPDATE ON DESERT INN MOTEL

DISCUSSION: Mr. Stoddard gave the rate quotes to the Council received 4 bids and 3 bids were rejected and one was the only one that turned in the correctly at a cost of \$309,000. Staff recommends rejecting all bids.

25. RESOLUTION NO. 2013-22 REGARDING REJECTING ALL DEMOLITION BIDS RECEIVED IN RESPONSE TO THE INVITATION TO BIDDERS FOR DEMOLITION OF 704 S. HASKELL AVENUE, WILLCOX, ARIZONA, AND 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. 2013-22 rejecting all Demolition bids received in response to the invitation to bidders for demolition of 704 S. Haskell Avenue, Willcox Arizona and directing and authorized city officers and agents to carry out the purposes and intent of this resolution. **CARRIED**

26. ADJOURN: With no further discussion adjourned at 8:49pm.

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.