

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

Monday May 20, 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, May 20, 2013 at 7:06 p.m. and welcomed everyone in attendance

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

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 John Bowen
Development Services Jeff Stoddard
Library Director Tom Miner
Police Chief interim Glenn Childers

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

7. REGARDING DIRECTION ON ACQUISITION OF BACK TAX PROPERTIES FOR BACK NINE (9) OF THE TWIN LAKES GOLF COURSE

City Manager McCourt introduced Mr. Stoddard and explained he would be giving the presentation. Mr. Stoddard wanted direction from Council regarding acquisition of the back tax properties for the back nine of the Twin Lakes Golf Course. He would bring back more information on this at a later Council Meeting.

8. REGARDING THE REX ALLEN MUSEUM WOULD LIKE A STREET CLOSURE BETWEEN STEWART AND MALEY ON MAY 25, 2013 FROM 6:00 AM UNTIL 5:00 PM FOR THE 7TH ANNUAL WILLCOX ROD AND CLASSIC CAR SHOW

It was moved and seconded to approve the Rex Allen Museum would like a street closure between Stewart and Maley on May 25, 2013 from 6:00 am until 5:00 pm for The 7th Annual Willcox Rod and Classic Car Show **CARRIED**

9. REGARDING RESOLUTION NO. 2013-29 OF THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, CITY OF WILLCOX, COCHISE COUNTY, ARIZONA, "CITY", APPROVING A BID FROM BILL'S PUMP SERVICE FOR THE REFURBISHING OF THE IRRIGATION PUMP AT THE TWIN LAKES GOLF COURSE; 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. 2013-29 A resolution of the Mayor and Council of the City of Willcox, Cochise County, Arizona, "City", approving a bid from bill's pump service for the refurbishing of the irrigation pump at the Twin Lakes Golf Course

CARRIED

10. RESOLUTION NO. 2013-30 OF THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, ARIZONA RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, ARIZONA, "CITY", APPROVING THE EXTENSION OF THE REQUEST FOR PROPOSALS FOR THE CITY OF WILLCOX BILLBOARD PERMIT AREAS; DIRECTING AUTHORIZED CITY OFFICERS, AGENTS AND CITY STAFF TO CONTINUE TO RECEIVE PROPOSALS AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION.

It was moved and seconded to approve Resolution No. 2013-30 A resolution of The Mayor and Council of the City of Willcox, Arizona Resolution of The Mayor and Council of the City of Willcox, Arizona, "City", approving The extension of the request for proposals for the City of Willcox billboard permit areas; directing authorized city officers, agents and city staff to continue to receive proposals

CARRIED

11. RESOLUTION NO. 2013-31 OF THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, ARIZONA, "CITY", WILLCOX, ARIZONA APPROVING BILLBOARD LEASE NUMBER 1-2013, WITH APPLE ANNIE'S ORCHARD, INC., DIRECTING AUTHORIZED CITY OFFICERS, AGENTS AND CITY STAFF TO CARRY OUT THE PURPOSES AND INTENT OF THIS RESOLUTION AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AS PRESENTED.

It was moved and seconded to approve Resolution No. 2013-31 a resolution of the mayor and council of the city of resolution of the mayor and council of the city of Willcox, Arizona, "City", approving billboard lease number 1-2013, with Apple Annie's Orchard, Inc., directing authorized city officers, agents and city staff to carry out the purposes and intent of this resolution

CARRIED

12. RESOLUTION NO. 2013-32 OF THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, ARIZONA, "CITY", AUTHORIZING AND APPROVING THE ACCEPTANCE OF HERITAGE GRANT FUNDS IN THE AMOUNT OF \$3,000.00 FROM THE STATE OF ARIZONA GAME AND FISH DEPARTMENT, DIRECTING AUTHORIZED CITY OFFICERS, AGENTS AND CITY STAFF TO CARRY OUT THE PURPOSES AND INTENT OF THIS RESOLUTION AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AS PRESENTED.

It was moved and seconded to approve Resolution No. 2013-32 of the mayor and council of the city of Willcox, Arizona, "City", Authorizing and approving the acceptance of Heritage Grant Funds in the amount of \$3,000.00 from the State of Arizona Game and Fish Department, directing authorized city officers, agents and city staff to carry out the purposes and intent of this resolution. **CARRIED**

13. RESOLUTION NO. 2013-33 OF THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA, "CITY", APPROVING THE PURCHASE OF ONE (1) IN CAR VIDEO CAMERA SYSTEM FOR THE 2007 CROWN VICTORIA FROM WATCH GUARD DIGITAL IN CAR VIDEO, 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. 2013-33 of the mayor and council of the city of Willcox, Cochise County, Arizona, "City", approving the purchase of one (1) in car video camera system for the 2007 Crown Victoria from Watch Guard Digital in car video, and directing authorized city officers and agents to carry out the purposes and intent of this resolution. **CARRIED**

14. RESOLUTION NO. 2013-34 OF THE MAYOR AND COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA, "CITY", FOR THE PURPOSE OF APPROVING THE APPOINTMENT OF VIRGINIA A. MEFFORD TO THE APPOINTED POSITION OF CITY CLERK AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION.

It was moved and seconded to approve Resolution No. 2013-34 of the Mayor and Council of the City of Willcox, Cochise County, Arizona, "City", for the purpose of approving the appointment of Virginia A. Mefford to the appointed position of city clerk and authorizing the Mayor to execute this resolution.

5 Ayes: Mayor Irvin, Vice Mayor Holloway and Councilmembers Lindsey, Goolsby and Nigh. **2 Nays:** Councilmembers Johnson and Cronberg. **CARRIED**

15. RESOLUTION NO. 2013-35 OF THE MAYOR AND CITY COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA APPROVING AND ADOPTING EMPLOYEE BENEFIT ADVOCATE SERVICE APPLICATION AND THE ADMINISTRATION SERVICES RENEWAL AGREEMENT BETWEEN THE CITY OF WILLCOX AND EMPLOYEE SOLUTIONS GROUP TO ACT AS HEALTH INSURANCE AGENT AND ADMINISTRATOR OF EMPLOYEE BENEFIT PLANS, AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION

It was moved and seconded to approve Resolution No. 2013-35 of the mayor and city council of the City of Willcox, Cochise County, Arizona approving and adopting employee benefit advocate service application and the administration services renewal agreement between the City of Willcox and employee solutions group to act as health insurance agent and administrator of employee benefit plans, and authorizing the mayor to execute this resolution. **CARRIED**

16. REVIEW OF PROPOSED CITY ATTORNEY'S CONTRACT

DISCUSSION: City Attorney Roberts stated I brought this as reviews just encase you wanted to add additional language or modify. Councilmember Holloway stated it looks like she added in what we wanted. Ms. Roberts stated I asked Ms. Graham to do the numbers. At the next meeting I will have the Contract and Ordinance modification for you.

17. CITY MANAGER REPORTS

Council Work Session Meetings- in the Month of May

- **General-** City Manager to take vacation from June 3-5, 2013. Ruth Graham will step in while away.
- **June 3, 2013** present preliminary Budget and adoption at next Regular Council Meeting on June 17, 2013.
- **June 1, 2013** we will have a free dump day at the transfer station and it will be fee of charge.
- **League of Cities and Towns** Annual conference August 27-30, 2013 at El Conquistador, Tucson please let City Clerk, Virgie know if you are planning to attend as the reservations and rooms open up at the end of May.

18. COMMENTS NOT FOR DISCUSSION FROM MAYOR AND COUNCIL MEMBERS

Councilmember Goolsby stated when I recall what happened in Boston and know the tragedy that hit Moore Oklahoma and what the City Council must be going through my prayers are with them tonight.

Cronberg stated she echoes Councilmember Goolsby sentiments, asked about the MOU of the Senior Center has been sent to the City Attorney, and Kudos to the Wine Festival it was nicely done.

Vice Mayor Holloway stated Kudos for all the efforts of the Wine Festival and Apple Annie's opened up.

Mayor Irvin stated this weekend was a busy weekend. The Wine festival was a success. We went out to Apple Annie's and it was a nice turnout.

Councilmember Lindsey stated he echoes the Oklahoma commits. Mr. Ellis had a twelve string guitar and I'm glad he did, as he broke two of the strings. I can't believe the amount of people who attended the Wine Festival this weekend.

Councilmember Johnson stated I wanted to point out that the Run for the Wall was overlooked; there were over 500 motorcycles that came in and the Elks Club feed about 570 in total. This is the first time ever they had such a welcome.

Councilmember Nigh stated I am a proud sponsor of the Wine festival, it was a wonderful day.

19. EXECUTIVE SESSION FOR DISCUSSION/CONSIDERATION REGARDING THE HIRING OF THE CITY MANAGER AND CONSULTATION FOR LEGAL ADVICE WITH THE ATTORNEY OF THE PUBLIC BODY

MOTION: Vice Mayor Holloway to approve entering into an Executive Session pursuant to A.R.S. §38-431.03(A) (1) and (A)(3), for the purpose of Discussion or consideration of employment.

SECONDED: Councilmember Cronberg **CARRIED**

20. RECESS TO EXECUTIVE SESSION, IF APPROVED at 8:19 pm.

21. RECONVENE FROM EXECUTIVE SESSION 8:47 p.m.

22. REGARDING CITY MANAGER ADVERTISEMENTS AND TENTATIVE HIRING TIMEFRAME

It was moved and seconded to approve City Manager Advertisements, and tentative hiring timeframe and gave direction to staff to proceed to send out the questions discussed in executive session.

SECONDED: Councilmember Cronberg **DISCUSSION:** Mayor Irvin stated the council did have discussion of the hiring process and gave direction to proceed to send out questions as discussed in executive session. **CARRIED**

23. ADJOURN -with not further discussion at 8:56 p.m.

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.