

CITY OF WILLCOX MAYOR AND CITY COUNCIL AGENDA

A REGULAR MEETING OF THE MAYOR AND CITY COUNCIL OF WILLCOX, ARIZONA
WILL BE HELD ON JULY 1, 2013, AT 7:00 P.M.
AT THE CITY COUNCIL CHAMBERS,
300 W. REX ALLEN DRIVE, WILLCOX, ARIZONA.

Resolution No. 2013-56
Ordinance NS 315

NOTICE TO PARENTS: Valley Telecom Group records all Willcox City Council meetings. These recordings may be played and replayed on Valley Telecom Cable Channel 1. If you permit your child to participate in the Council Meeting, a recording will be made of your child's participation. If your child is seated in the audience, he or she may be recorded. If you desire, you may request that your child be seated in a designated area to avoid recording. To do so, please submit your request to the City Clerk prior to the meeting. **Arizona Revised Statutes §1-602(A) (9)**

AGENDA

The council may discuss, consider and take possible action pertaining to the following:

1. CALL TO ORDER

2. ROLL CALL

3. PLEDGE OF ALLEGIANCE TO THE FLAG

4. CALL TO THE PUBLIC

Call to the Public agenda items are provided as a courtesy to allow citizens an opportunity to voice any concerns or opinions they may have regarding the City of Willcox or other matters properly addressed to the Mayor and City Council. Those wishing to address the Council are required to register by completing an individual speaker's form and filing it with the Clerk before the meeting. The speaker must be recognized by the Mayor before speaking. Time permitting; each presentation will be given approximately three (3) minutes. Organizations may be limited to one (1) speaker. In accordance with Arizona law, citizens need to understand that the City Council is not permitted to respond directly to the citizen speaking on any issues of concern during these agenda items and as a result, action on such matters will be limited to directing staff or rescheduling the matter for further consideration at a later date.

5. DECLARATION ON CONFLICT OF INTEREST

Council members and staff have a right to declare a conflict of interest. The declaration of a conflict of interest must be made prior to discussion of any agenda item in which Council members or staff member determine they have a conflict of interest.

6. ADOPTION OF THE AGENDA

The Council will at this time either adopt the agenda as presented or may remove or table any of the listed agenda items. Tabled items, unless otherwise directed, will appear on the next regular agenda. Council may not add any items to the agenda at this time. Should staff have any recommendations concerning the exclusion or tabling of agenda items they will voice these recommendations at this time.

7. CONSENT AGENDA

Tab 1

All items listed under this item are considered to be routine, have been previously reviewed by the City Council, and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember so requests; in which event the item will be removed from the General Order of Business, and considered in its normal sequence on the Agenda. Public viewing of documentation related to the consent agenda is available 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, Willcox, Az., during normal working hours Monday-Saturday.

7a. Approval of Special Meeting Minutes of June 17, 2013

8. PUBLIC HEARINGS

Tab 2

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.

8a. Public Hearing on final Budget (2nd Public Hearing on July 15th)

8b. Property Tax Levy (July 15th and August 5th)

9. RESOLUTION NO. 2013-47 APPROVING THE EMPLOYMENT AGREEMENT WITH TEDMOND J. SOLTIS; APPOINTING TEDMOND J. SOLTIS TO THE POSITION OF CITY MANAGER AND, AUTHORIZING THE MAYOR TO EXECUTE THE EMPLOYMENT AGREEMENT AS PRESENTED AND THIS RESOLUTION

Tab 3

Consideration, regarding Resolution No. 2013-47 approving the employment agreement with Tedmond J. Soltis; appointing Tedmond J. Soltis to the position of City Manager

10. REGARDING THE CHIRICAHUA TRAIL VOLUNTEER FIRE DEPARTMENT IS REQUESTING FEES WAIVED FOR A FUNDRAISING EVENT AT THE COMMUNITY CENTER

Tab 4

Consideration, regarding the Chiricahua Trail Volunteer Fire Department would like fees waived for a fundraising event at the Community Center.

11. REGARDING THE CHIRICAHUA TRAIL VOLUNTEER FIRE DEPARTMENT IS REQUESTING THE WAIVER OF INDIVIDUAL VENDER PERMITS.

Tab 5

Consideration, regarding The Chiricahua Trail Volunteer Fire Department Is requesting the waiver of individual vender permits.

12. REGARDING THE WILLCOX CHAMBER OF COMMERCE AND AGRICULTURE IS REQUESTING FEES WAIVED FOR THE USE OF RAILROAD PARK ON AUGUST 31, 2013 FROM 7:30 AM UNTIL NOON.

Tab 6

Consideration regarding the Willcox Chamber of Commerce and Agriculture is requesting fees waived for the use of Railroad Park on August 31, 2013 from 7:30 am until NOON.

13. REGARDING THE REX ALLEN DAYS INC.IS REQUESTING PERMISSION TO HAVE THE STREETS CLOSURE FOR THE REX ALLEN DAY PARADE FROM MALEY AND AUSTIN AND PROCEED TO NORTH TO FREMONT FROM FREMONT TO HASKELL; SOUTH ON HASKELL TO STEWART; EAST ON STEWART TO RAILROAD TO MALEY.;WEST ON MALEY TO HASKELL THEN SOUTH ON HASKELL TO END AT MCCOURT AVENUE.

Tab 7

Consideration regarding the Rex Allen Days Inc. Is Requesting Permission to have the streets closure for The Rex Allen Day Parade from Maley and Austin and Proceed to North to Fremont from Fremont to Haskell; South on Haskell to Stewart; East on Stewart to Railroad to Maley; West on Maley to Haskell Then South on Haskell to End at McCourt Avenue.

14. REGARDING REX ALLEN DAYS INC. REQUEST FOR PERMISSION TO HAVE A STREET CLOSURE FROM RAILROAD AVENUE FROM STEWART TO MALEY FOR A STREET DANCE FROM 1:00 PM OCTOBER 5TH TO 5:00 PM OCTOBER 6TH

Tab 8

Consideration regarding Rex Allen Days Inc. Requesting Permission to have street closure from Railroad Avenue from Stewart to Maley for a Street Dance From 1:00 PM October 5th to 5:00 PM October 6th

15. REGARDING THE REX ALLEN DAYS INC. REQUEST FOR LIQUOR LICENSE APPLICATION FOR OCTOBER 5, 2013 FROM NOON TO 11: 00 PM AT 312 N STEWART FOR A FUND RAISING EVENT

Tab 9

Consideration, regarding The Rex Allen Days Inc. request for Liquor License Application for October 5, 2013 from noon to 11: 00 pm At 312 N Stewart for a fund raising event .

16. REGARDING THE REX ALLEN DAYS INC. REQUEST FOR LIQUOR LICENSE APPLICATION FOR OCTOBER 5-6, 2013, SATURDAY FROM NOON TO 11: 00 PM AND SUNDAY FROM 1:00 PM TO 5:00 PM AT RAILROAD AVENUE FOR A FUND RAISING EVENT. Tab 10

Consideration, regarding The Rex Allen Days Inc. request for Liquor License Application for October 5-6, 2013, Saturday from noon to 11: 00 pm and Sunday from 1:00 pm to 5:00 pm at Railroad Avenue for a fund raising event.

17. REGARDING THE REX ALLEN DAYS INC. REQUEST FOR LIQUOR LICENSE APPLICATION FOR OCTOBER 5-6, 2013, SATURDAY FROM 8: 00 AM TO 11: 00 PM AND SUNDAY FROM NOON TO 5:00 PM AT 801 N QUAIL DRIVE FOR A FUND RAISING EVENT. Tab 11

Consideration, regarding The Rex Allen Days Inc. request for Liquor License Application for October 5-6, 2013, Saturday from 8: 00 am to 5: 00 pm and Sunday from noon to 5:00 pm at 801 N Quail Drive for a fund raising event.

18. REGARDING THE ATTENDANCE AND PARTICIPATION AT THE LEAGUE OF ARIZONA CITIES AND TOWNS ANNUAL CONFERENCE IN TUCSON, AZ Tab 12

Consideration, regarding the Attendance and Participation at the League of Arizona Cities and Towns Annual Conference in Tucson, AZ

19. REGARDING THE APPROVAL LETTER FOR INDE MOTORSPORTS RANCH UPDATED MASTER PLAN Tab 13

Consideration, regarding the approval letter for Inde Motorsports Ranch updated Master Plan.

20. REGARDING ACCEPTING DONATION FROM FOSTER SHEET METAL FOR CITY HUMANE SHELTER Tab 14

Consideration, regarding Accepting Donation from Foster Sheet Metal for City Humane Shelter

21 AMENDED 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; DIRECTING THE MAYOR TO EXECUTE THIS RESOLUTION AS PRESENTED AND FURTHER DIRECTING CITY STAFF TO CARRY OUT THE PURPOSES AND INTENT OF THIS RESOLUTION. Tab 15

Consideration, regarding 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.

22. RESOLUTION NO. 2013-43 APPROVING THE SERVICE CONTRACT FOR PURCHASE OF RECREATIONAL AND EDUCATIONAL SERVICES, "SERVICE CONTRACT", BETWEEN THE CITY OF WILLCOX, "CITY", AND WILLCOX AGAINST SUBSTANCE ABUSE, "WASA", AND AUTHORIZING THE MAYOR TO EXECUTE THE THIS RESOLUTION AND THE SERVICE CONTRACT. Tab16

Consideration, regarding Resolution No. 2013-43 approving the Service Contract for purchase of recreational and educational Services, "Service Contract", Between the City of Willcox, "City", And Willcox Against Substance Abuse, "WASA".

23. RESOLUTION NO. 2013-48 APPROVING THE TECHNICAL ASSISTANCE AGREEMENT NUMBER TAA13-005, PID:757, DPAD R 4.09M FOR THE PURPOSE OF ACCEPTING GRANT FUNDS FROM THE BORDER ENVIRONMENTAL COOPERATION COMMISSION, "BECC", FOR THE PURPOSE OF PERFORMING THE FINAL PHASE OF THE ENGINEERING AND DESIGN SERVICES FOR THE WILLCOX WASTEWATER TREATMENT PLANT, "WWTP"; AUTHORIZING CITY ADMINISTRATORS AND STAFF TO EXECUTE ALL DOCUMENTATION AND TAKE ALL NECESSARY ACTION TO IMPLEMENT ACCEPTANCE OF THE GRANT AND DIRECTING THE MAYOR TO EXECUTE THIS RESOLUTION AS PRESENTED. Tab 17

Consideration, regarding Resolution No. 2013-48 approving the Technical Assistance Agreement Number Taa13-005, PID:757, DPADR 4.09m For The Purpose Of Accepting Grant Funds from the Border Environmental Cooperation Commission, "BECC", for the purpose of Performing the Final Phase of the Engineering and Design Services for The Willcox Wastewater Treatment Plant, "WWTP".

24. RESOLUTION NO. 2013-49 APPROVING THE REVISED COMPENSATION SCHEDULE AS EXHIBIT "A" TO THE 2005 AGREEMENT FOR ENGINEERING AND PLANNING SERVICES APPROVED WITH W.C. SCOUTTEN INC., AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AS PRESENTED. Tab 18

Consideration, regarding Resolution No. 2013-49 approving the revised compensation schedule as exhibit "A" to the 2005 Agreement for Engineering and Planning Services Approved with W.C. Scoutten Inc.

25. RESOLUTION NO. 2013-50 DESIGNATING AUTHORIZED SIGNATORIES FOR THE CITY OF WILLCOX BANK ACCOUNTS, PROPERTIES, AFFAIRS, BOOKS AND CORPORATE RECORDS OF THE CITY; DIRECTING AUTHORIZED CITY ADMINISTRATORS AND STAFF TO CARRY OUT THE INTENT AND PURPOSES OF THIS RESOLUTION; AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AS PRESENTED; AND DECLARING AN EMERGENCY TO EXIST. Tab 19
Consideration, regarding Resolution No. 2013-50 to approve designating authorized signatories for the City of Willcox Bank Accounts, Properties, Affairs, Books and Corporate Records of the City.

26. RESOLUTION NO. 2013-51 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. Tab 20
Consideration, regarding Resolution No. 2013-51 approving the Pledge Agreement Form with the Federal Reserve Bank of Boston.

27. RESOLUTION NO. 2013-52 APPROVING A TELECOMMUNICATIONS SERVICES NON-EXCLUSIVE LICENSE AGREEMENT WITH VALLEY TELEPHONE COOPERATIVE, INC.; AUTHORIZING THE MAYOR TO EXECUTE THE LICENSE AGREEMENT; AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AS PRESENTED AND FURTHER AUTHORIZING AND DIRECTING CITY ADMINISTRATION AND STAFF TO ACT ACCORDINGLY TO IMPLEMENT THE PURPOSES AND INTENT OF THIS RESOLUTION. Tab 21
Consideration, regarding Resolution No. 2013-52 approving a Telecommunications Services Non-Exclusive License Agreement with Valley Telephone Cooperative, Inc.

28. RESOLUTION NO. 2013-53 APPROVING A TELECOMMUNICATIONS SERVICES NON-EXCLUSIVE LICENSE AGREEMENT WITH VALLEY CONNECTIONS LLC; AUTHORIZING THE MAYOR TO EXECUTE THE LICENSE AGREEMENT; AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AS PRESENTED AND FURTHER AUTHORIZING AND DIRECTING CITY ADMINISTRATION AND STAFF TO ACT ACCORDINGLY TO IMPLEMENT THE PURPOSES AND INTENT OF THIS RESOLUTION. Tab 22
Consideration, regarding Resolution No. 2013-53 approving a Telecommunications Services Non-Exclusive License Agreement with Valley Connections LLC.

29. RESOLUTION NO. 2013-54 APPROVING AND ADOPTING THE FY 2012-2013 AGREEMENT BETWEEN THE CITY OF WILLCOX, "CITY", AND THE SOUTHEASTERN ARIZONA COMMUNITY ACTION PROGRAM, INC., "SEACAP", AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND DECLARING AN EMERGENCY TO EXIST Tab 23
Consideration, regarding Resolution No. 2013-54 approving and adopting the FY 2012-2013 agreement between the City of Willcox, "City", and the Southeastern Arizona Community Action Program, Inc., "SAECAP".

30. RESOLUTION NO. 2013-55 APPROVING AND ADOPTING THE FY 2013-2014 UTILITIES CONTRIBUTION AGREEMENT BETWEEN THE CITY OF WILLCOX, "CITY", AND THE SOUTHEASTERN ARIZONA COMMUNITY ACTION PROGRAM, INC., "SEACAP", AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND DECLARING AN EMERGENCY TO EXIST. Tab 24
Consideration, regarding Resolution No. 2013-55 approving and adopting the FY 2013-2014 Utilities Contribution Agreement between the City of Willcox, "City", and the Southeastern Arizona Community Action Program, Inc., "SEACAP".

31. CITY MANAGER REPORTS Tab 25

- **League of Cities and Towns** Annual conference August 27-30, 2013 at El Conquistador, Tucson please let City Clerk, know if you are planning to attend. She has secured 6 rooms for this conference. Parade of Flags on August 28 at 9:00 am and Booth at 6 pm. We will have to make a decision at the next Council meeting on whom carry the flag and booth cost. Virgie has the contact information for Nature Sweet to get the donation of tomatoes.
- **Golf Course-** Pump has been installed and working great.
- **Rex Allen Day's Inc.-** Schedule of events

32. COMMENTS NOT FOR DISCUSSION FROM MAYOR AND COUNCIL MEMBERS

33. ADJOURN

Posted this 27th day of June, 2013

/s/Virginia A. Mefford
Virginia A. Mefford, City Clerk

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 and at any time during regular business hours, in the Office of the City Clerk, 101 S. Railroad Avenue, Suite B, Willcox, Az., at the Elsie S. Hogan Community Library during regular business hours Monday-Saturday, and on the City's website www.cityofwillcox.org.

NOTE: The City Council Chambers are handicapped accessible. People with special accessibility needs 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.