

**THE MINUTES OF THE REGULAR MEETING OF THE MAYOR AND  
CITY COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, AZ  
HELD ON THIS 7<sup>TH</sup> DAY OF JUNE 2010**

**CALL TO ORDER**-Mayor Gerald W. Lindsey called the regular meeting to order on Monday, June 07, 2010 at 7:00 p.m. and stated this is good to see so many here and this is a reorganization meeting and it is special to all of us. We have some visitors with us that will be taking care of other things and welcomed all here.

**ROLL CALL**-City Clerk Cristina G. Whelan, CMC, called the roll:

**PRESENT**

Mayor Gerald W. Lindsey  
Councilman Elwood A. Johnson  
Councilwoman Monika Cronberg  
Councilman Stephen Klump  
Councilman Christopher Donahue  
Councilman William Holloway  
Councilman Robert Irvin

**STAFF**

City Manager Pat McCourt  
City Attorney Hector M. Figueroa  
City Clerk Cristina G. Whelan, CMC  
Library Director Tom Miner  
Finance Director Ruth Graham  
Public Services & Works Director Dave Bonner  
Human Resources Generalist Sherry Van Allen

**PLEDGE OF ALLEGIANCE TO THE FLAG**-Mayor Lindsey.

**CALL TO THE PUBLIC**-Jim Naugle, addressed the Mayor and Council and congratulated the new members. Started coming to the Council meetings for about a year and is impressed. Mr. Naugle has lived in Willcox for 38 years, has never missed an election, and seen a lot of Council people come and go. Very impressed and to the Mayor stated he likes the way he handles the gavel the night they had a room full and handled very well. Didn't know item #10 was on the list tonight and thinks we need to have rotating Mayor like we used to have. Who ever got the most votes would be Mayor or something like that. Thinks he has done a good job and thinks we should have something else. He thanked them. Mayor Lindsey thanked him.

Paul Sheats, addressed the Mayor and Council and those present, stated as member of community for 15 years and pastor here would like to take opportunity to pray and bless the new council. Very excited we have a new council and looking forward to what is coming forward especially with the new budget. Prayer. Mr. Sheats wanted to say as they consider a Mayor and Vice Mayor we have two (2) new members and we have three (3) that have never served as Mayor or Vice Mayor and thinks rotation is good. Nothing personal against Mr. Lindsey he has done a great job for the last 2-years. Would like to see one of the other 3 or the other 2 and thinks it would be good for them to serve. Who is going to serve for this City, who will be available to continue to serve this City and as the City grows. Mayor asked anyone else to address the Council. There was no further response.

**DECLARATION ON CONFLICT OF INTEREST**- There was no response from the Mayor, Council members or staff.

**ADOPTION OF THE AGENDA**

**MOTION:** Councilman Johnson moved to adopt the agenda as presented.

**SECONDED:** Councilwoman Cronberg seconded the motion. **CARRIED.**

**DISCUSSION/DECISION TO 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**

City Attorney Hector Figueroa explained in the future these items will be on the agenda so that at any time and on any item they can recess to Executive Session for consultation with the Attorney. The mayor asked if anyone felt need for executive session at this time. Hearing none moved to next agenda item.

**DISCUSSION/DECISION REGARDING TO APPOINT A MAYOR TO A TWO (2) YEAR TERM**

Mayor Lindsey at this point stated nominations are now open for the office of Mayor.

Councilman Donahue nominates "Sam" Lindsey for office of Mayor.

Councilman Johnson nominates Monika Cronberg for the office of Mayor.

Mayor Lindsey asked are there any other nominations. Again he asked are there any other nominations.

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**MOTION:** Councilman Klump moved to close nominations.

**SECONDED:** Councilwoman Cronberg seconded the motion. **CARRIED.**

**Vote** – Mayor said to do that in alphabetical order and by show of hands: Elect Monika Cronberg: Council members Johnson, Cronberg and Holloway. Elect “Sam” Lindsey-Council members Lindsey, Klump, Donahue and Irvin. “Sam” is appointed Mayor.

**DISCUSSION/DECISION REGARDING TO APPOINT A VICE MAYOR TO A TWO (2) YEAR TERM**

Mayor Lindsey opened nominations for Vice Mayor.

Councilman Donahue nominates Councilwoman Monika Cronberg. Mayor asked are there any other nominations.

Councilman Irvin nominates Stephen Klump. Mayor asked any other nominations. Hearing none he ask for motion to close nominations.

**MOTION:** Councilman Holloway moved to close nominations.

**SECONDED:** Councilman Klump seconded the motion. **CARRIED.**

**Vote**-Mayor Lindsey stated again show of hands and alphabetical. All for Monika Cronberg: Mayor Lindsey, Council members Johnson, Cronberg, Donahue and Holloway. All for Stephen Klump: Council members Klump and Irvin. Congratulations to Vice Mayor Cronberg!

**Mayor Lindsey called for a 5-Minute recess to change Council members seating at 7:10 p.m. to 7:15 p.m.**

**CONSENT AGENDA**

Mayor Lindsey asked if there is any item or items to remove from the consent agenda. Hearing none proceed.

**12A. MINUTES OF THE WORK SESSIONS HELD ON APRIL 19, 26, 2010 AND MAY 3, 24, 2010 AND THE REGULAR MEETING MINUTES HELD ON MAY 17, 2010**

**12B. RESOLUTION NO. 2010- 54 APPROVING AND ADOPTING THE LEASE AGREEMENT RENEWAL BETWEEN THE CITY OF WILLCOX [“CITY”] AND ARIZONA DEPARTMENT OF PUBLIC SAFETY [“ADPS”] CONTRACT NO. 98-206 FOR PARCEL OF LAND AT 1101 N. CIRCLE I ROAD AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND THE LEASE RENEWAL AND DECLARING AN EMERGENCY TO EXIST.**

**12C. RESOLUTION NO. 2010-55 APPROVING AND ADOPTING THE ELSIE S. HOGAN COMMUNITY LIBRARY [“LIBRARY”] LIBRARY GENERAL POLICY AND MEETING ROOM POLICY AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST.**

**12D. RESOLUTION NO. 2010-56 RATIFYING THE ACTION TAKEN PURSUANT TO RESOLUTION 2010-49 RELATING TO THE LEASE AGREEMENT BETWEEN THE CITY OF WILLCOX [“LANDLORD”] AND CLEAR CHANNEL OUTDOOR, INC., A DELAWARE CORPORATION [“TENANT”] FOR THE PURPOSE OF LEASING CITY OWNED PROPERTY FOR A BILLBOARD SPACE, AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST.**

**MOTION:** Vice Mayor Cronberg moved to adopt the consent agenda items 12A through 12D, as presented.

**SECONDED:** Councilman Holloway seconded the motion. **CARRIED.**

**DISCUSSION/DECISION REGARDING SELECTION OF WASTEWATER TREATMENT PLANT (WWTP)**

City Manager Pat McCourt explained this item before the Mayor and Council and what is different is staff tasked to try to find information on cost of sewer rates. Spreadsheet based on assumptions discussed looked at the cost of the 3-phases options.

1. Lagoon System, 2. Single Batch Activated Sludge System and 3. Oxidation Ditch and then looked at two (2) scenarios. The #1 option assumes that the City has to raise \$4M for any of those options. The #2 scenario assumes we receive the max grant from USDA or 75% of the capital costs. Staff has developed a range. Scenario #1 Capital Cost and operating cost and looked at that based on the meter size. We are assuming variable portion of the rate structure. The sewer rate is fixed and variable portion and assumed all cost on variable portion. For the Lagoon System on Scenario #1 City has to raise \$4M and Capital and the rest from grants and monthly effect would be \$10.84. Scenario #2 we have assumed that 75% capital costs taken care of by grants and the monthly effect would be \$2.92 and that is range for each of the options.

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Councilman Klump stated these ranges are increases going to be and City Manager McCourt said what the monthly increase is. Column Monthly Average per Customer is the current bill on the spreadsheet. Councilman Johnson asked if Mayor and Council could visit the 2-systems in Benson and Apache Junction and City Manager McCourt replied "of course, and happy to make arrangements."

**MOTION:** Councilman Holloway moved to table until they get more information on the impact septic on 3-systems and on cost factor not getting detail from Tetra Tech or staff on recommendations.

**SECONDED:** Vice Mayor Cronberg seconded the motion. **VOTE: Ayes-**Mayor Lindsey, Vice Mayor Cronberg, Council members Johnson, Donahue, Holloway and Irvin. **Nays-**Councilman Klump. **CARRIED: 6-1.**

**DISCUSSION/DECISION REGARDING THE WILLCOX ELKS LODGE REQUEST FEES BE WAIVED FOR THE ANNUAL 4<sup>TH</sup> OF JULY SWIM MEET, SUNDAY, JULY 4, 2010 FROM 1:00 P.M. THROUGH 6:00 P.M.**

Public Services & Works Director Dave Bonner explained the time is incorrect but that will not effect the decision. Gary, Royal Knight at Lodge and talked with Jennifer Norris (Pool Manager) will be in at 7:00 a.m. and start registration at 9:00 a.m. and should be done by 12:30-12:45 p.m.

**MOTION:** Councilman Johnson moved to approve the Elk's request fees be waived for the Annual 4<sup>th</sup> of July Swim Meet, Sunday, July 4, 2010.

**SECONDED:** Councilman Irvin seconded the motion. **DISCUSSION:** Councilman Johnson asked if pool open remainder of the day. Gary said yes it is traditionally open for the remainder of the day. Councilman Johnson asked if we could ask the lifeguards to donate time because of Elk's City Manager McCourt stated he does not think that is allowable under the Fair Labors Standards Act and we can not pressure employees to do regular job without pay. **CARRIED.**

**DISCUSSION/DECISION REGARDING RESOLUTION NO. 2010-57 APPROVING AND ADOPTING THE AGREEMENT BETWEEN THE CITY OF WILLCOX ["CITY"] AND HEALTH NET OF ARIZONA, INC. ["HN"] FOR THE FY2010-2011 RENEWAL OF THE EMPLOYEE INSURANCE PLAN AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST-**

City Manager McCourt reported bringing to Mayor and Council for consideration a recommendation to approve Health Net as the health insurance carrier for the next fiscal year. The Consultant solicited bids from at least a half a dozen health care carriers and staff has worked with the consultants and we have a proposal to keep cost to the employees the same and if our projections are correct we will reduce the cost to the tax payers providing the level of care. The proposal does include a continuation of what was started last year when we raised the deductible from \$500 to \$2,500.00. The City then set up a pool to self insure for the difference between the \$500 and the \$2,500 or \$2,000 coverage for individual or \$4,000 per family. At this point in time it appears we have been successful with that program. This year's recommendation includes essentially the same concept and of increasing the deductible to \$5,000 level and self insuring for the \$4,500.00. Also taken into consideration the amounts to fund that amount and it does look like at year-end projections we will have some money carry over from this current year to help take care of funding that. Also offered additional options to the employees as far as other coverage's that they may purchase if they wish at higher level and at their cost and not covered by City costs. Representatives are here to help explain the features of the policies and assumptions that have been made at arriving at the premium.

Finance Director Ruth Graham reported staff had budgeted originally the current year premiums plus a 20% increase. To maintain that policy will cost and additional per employee 1-2% increase. The recommendation and the policy that Benefits Intelligence has found for us the actual premiums will be lower than our current year premiums by about \$61,000 and it looks like from our first budget analysis down by \$136,000.00. Even with the higher health reimbursement account allowance if we have higher premiums we guaranteed higher allowance we may or may not defer the costs. Even with all costs included there will be a savings are about \$92,000.00. Currently we are at about \$17,000 of the current \$31,000 allowance and anticipate a substantial rollover which will aslo increase our allowance. Asked if more discussion from representatives.

Councilman Holloway asked on the first chart HMO \$5,000 and second does not have it is that a typo or is he misreading the graph because he is trying to relate the 2-pages. Ms. Graham explained the second page is the list of all the funds they

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looked at. The plan Humana did not choose too. The first page Option 1 and 2 plans under analysis Option 2 is the Blue Cross Blue Shield with higher co pays and higher prescription plans. Staff recommends HealthNet \$5,000 HMO Plan and PPO. Councilman Klump asked why the prices have gone up 43%. Mr. John Stewart addressed the Mayor and Council, and colleague Rose West answered the question the City had individual on the Health Plan COBRA participant who was disabled and the gentleman the claimant is deceased. The rate increase first came out at 43% and they immediately went to work on some other options. Talked with HealthNet and negotiated some new pricing which actually came back at trend for HealthNet which is 12.09% increase. The other claims were running within what underwriters saw within their levels from the underwriters and received favorable decrease of about 30%. Each year they try to get different programs, plans and different ideas. They work around the State with multiple municipalities and school districts, etc., and main thing is cost and how can we control costs. Last year Al Humberg came in from ESG Corporation, which they partner with, on the program called HRA (Health Reimbursement Arrangement). It basically allows the employee to have same amount of risk or less for employers and municipality takes on a little more risk. The plan is running very well. The deductible only hits once in the plan. They put in over \$31,000 and as of June 1<sup>st</sup> claims paid from HRA was \$16,987 and that ran very well. Keeping within some budget constraints they went out to bid. In proposal booklet ETNA chose not to bid, Blue Cross submitted a bid, SIGNA and Humanna, and Humanna's prices were too high and not completed on spread sheet, Principle Mutual to get bid from them needed health care questionnaire on each employee and chose not to do that. Health Care and Western Mutual submitted a self funded.

Mr. Stewart narrowed it down and took the 2-plans that are most cost effective HealthNet HMO 5000 and Blue Cross PPO 5000. Difference is HMO has unlimited benefits and by 2014 we do not have to worry about that. The Blue Cross is \$5 Million benefit. The co pay for City workers which he calls "your most valuable asset your employees" would be more. On each plan on primary Care \$25 Blue Cross instead of \$15 and \$30 on HealthNet and \$40 Blue Cross. One of the biggest concerns is the Emergency Room because we do not Urgent Care Center. The Emergency Room for HealthNet is \$250 per visit and the first visit with Blue Cross pay the \$250 plus deductible. The City and employee would have more out of pocket. The second time then \$200.00. The premium Blue Cross it is less. But when factor in risk going to Emergency Room inflates that. Insurance is a risk. They held an employee meeting here and visited with employees and showed them the Summary and reviewed the program and the employees unanimously chose HealthNet. They were comfortable with the benefits and out of pocket expense. The ultimate decision rests with Mayor and Council. When look at that and put numbers down they too feel Health Net is best plan. They represent municipalities around the State and they have 3-offices Mesa, Safford and Snowflake and agreements with 62 companies and feel they tried for the best option not only for the budget of the City and still offer very good program for the City employees.

City Attorney Figueroa said somebody asked about the \$5,000 deductible and asked if those on the spreadsheet are based on \$2,500 or \$5,000.00. Mr. Stewart explained on the long spreadsheet when they initially looked at it it was \$2,500.00. Held meeting with City Manager, Finance Director and HR Sherry Van Allen then decided to consider the \$5,000 deductible on blue Cross and HealthNet and eliminate the \$2,500 option. Mr. Figueroa said the long spread sheet with different option and bidders is \$2,500 and Mr. Stewart replied that is correct. He asked where the spreadsheet is for the \$5,000 and Mr. Stewart replied it should be in the packet. Mr. Stewart said they only put 2-options on there because when looked at the cost that is why they chose those. Even moving to another deductible with the other carriers they were not competitive and tried to narrow it down to 2-options. Mr. Figueroa asked in that spreadsheet had Option 1 and Option 2 and Blue Cross Blue Shield on \$5,000 had premiums slightly less expensive than HealthNet and Mr. Stewart said that was correct. Ms. Van Allen added that the City pays for 100% employee only premiums and employee pays for child, spouse or family. The City allowed employees cost to remain the same with no increase. Councilman Johnson said the plan increased and asked if City observed. Ms. Graham explained the premium is down to maintain current would be 12.9% increase and to maintain same for the last 3-years City picking up and net savings to City spread across all funds.

**MOTION:** Councilman Klump moved to approve Resolution NO. 2010-57, as stated, relating to the Agreement between the City and Health Net of Arizona, INC.

**SECONDED:** Councilman Holloway seconded the motion. **DISCUSSION:** Councilman Johnson asked if they can approve this without approving the budget. And the Councilman said affects the amount of the budget and "pre-approved." City

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Manager McCourt replied this should result in lower expenditures that are currently placed in the budget for the next fiscal year. This approval does not approve the budget that will be a separate issue. **CARRIED.**

**DISCUSSION/DECISION REGARDING RESOLUTION NO. 2010-58 APPROVING AND ADOPTING THE AGREEMENT BETWEEN THE CITY OF WILLCOX [“CITY”] AND EMPLOYEE SOLUTIONS GROUP [“ESG”] FOR SERVICES TO ACT AS ADMINISTRATOR OF EMPLOYEE BENEFIT PLANS AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST.**

**MOTION:** Councilman Johnson moved to approve Resolution NO. 2010-58, as stated, relating to Agreement between the City and ESG for services of Employee Benefit Plans.

**SECONDED:** Vice Mayor Cronberg seconded the motion. **CARRIED.**

**DISCUSSION/DECISION REGARDING RESOLUTION NO. 2010-59 APPROVING AND ADOPTING THE INTERGOVERNMENTAL AGREEMENT [IGA] AMENDMENT FOR THE OPERATION OF THE ANIMAL SHELTER BETWEEN THE CITY OF WILLCOX [“CITY”] AND COCHISE COUNTY [“COUNTY”] FOR FY2010-2012 AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION, THE IGA AMENDMENT AND DECLARING AN EMERGENCY TO EXIST**

**MOTION:** Councilman Klump moved to approve Resolution NO. 2010-59, as stated, relating to the IGA Amendment for the Operation of the Animal Shelter between the City and County for FY2010-2012.

**SECONDED:** Vice Mayor Cronberg seconded the motion. **DISCUSSION:** Mayor Lindsey stated going to save with increase the County is going to pay. **CARRIED.**

**DISCUSSION/DECISION REGARDING RESOLUTION NO. 2010-60 APPROVING AND AUTHORIZING THE SALE AND DISPOSITION OF CITY REAL PROPERTY PURSUANT TO THE INVITATION FOR BIDS AS PROVIDED BY A.R.S. §§ 9-402 AND 39-204 AND DECLARING AN EMERGENCY TO EXIST.**

**MOTION:** Councilman Donahue moved to approve Resolution NO. 2010-60, as stated, relating to the Sale and Disposition of City Real Property.

**SECONDED:** Councilman Irvin seconded the motion. **DISCUSSION:** Councilman Klump asked if bidder owns property near there and Mayor Lindsey asked who is going to pay closing and staff replied it was included in the bid package that the buyer would. **CARRIED.**

**DISCUSSION/DECISION REGARDING RESOLUTION NO. 2010-61 APPROVING AND AUTHORIZING THE DEVELOPMENT OF A MASTER PLAN FOR SIDEWALKS AND MULTI-USE PATHS FOR THE CITY OF WILLCOX, AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST.**

**MOTION:** Councilman Holloway moved to approve Resolution NO. 2010-61, as stated, relating to the Master Plan for sidewalks and multi-use paths.

**SECONDED:** Vice Mayor Cronberg seconded the motion. **DISCUSSION:** Councilman Johnson asked if this was something in Streets presentation that he missed. City Manager McCourt replied it was included in the Streets Budget presentation. **CARRIED.**

**DISCUSSION/DECISION REGARDING RESOLUTION NO. 2010-62 APPROVING AND AUTHORIZING THE SUBMITTAL OF AN APPLICATION TO THE TRANSPORTATION ENHANCEMENT PROGRAM THROUGH THE ARIZONA DEPARTMENT OF TRANSPORTATION FOR THE SIDEWALKS, CURBS, GUTTERS AND ADA RAMPS, AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST.**

**MOTION:** Vice Mayor Cronberg moved to approve Resolution No. 2010-62, as presented relating to submittal of an application to the Transportation Enhancement Program through the ADOT obtaining a Transportation Enhancement Grant for sidewalks, curbs, gutters and ADA ramps.

**SECONDED:** Councilman Johnson seconded the motion. **DISCUSSION:** Councilman Holloway concern is the second paragraph of the Request for Council Action it states “no cost to City of Willcox for completing these projects” and further in that paragraph “the City of Willcox maintains the sidewalks once projected is completed” and that sounds like there is a cost to him. On the second page again says “the City of Willcox will not incur any project costs” and if the City is going to maintain that for perpetuity we are going to have costs. The last paragraph states “the City of Willcox have repaired numerous sections

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of the sidewalks using City funds in the past and because of our economic situation we can no longer afford to do this.” Councilman Holloway said sounds like another reason to say we are not going to maintain those sidewalks forever. City Manager McCourt replied current agreement with State that we maintain the sidewalks. What this does is to get those broke repaired now. Councilman Holloway is correct there is an ongoing cost on maintenance for the sidewalks and we have that cost now under existing agreements. Mayor Lindsey stated the alternative is it would allow us to put these sidewalks in that we so desperately need even though we would be responsible to maintain. Agrees there is going to be additional cost because of maintenance. Councilman Johnson asked if this includes Arizona and Mr. Bonner replied just Rex Allen Drive. It is part of the Master Plan. Councilman Johnson said on the previous item on the agenda that if we were to do Arizona Avenue according to the Plan are we going to be buying easement back to yards or tearing up Arizona Avenue and put sidewalks in there. Mr. Bonner replied we have existing right-of-way and on Arizona Avenue varies from 70-80 foot wide right-of-way. The existing street as it is would allow the curbing for the actual sidewalks to go in there. **CARRIED.**

**DISCUSSION/DECISION REGARDING TO SUPPORT AND CO-SPONSOR THE RESOLUTION PRESENTED BY THE CITY OF DOUGLAS ON BORDER SECURITY**

**MOTION:** Councilman Klump moved to support and Co-sponsor the Resolution by the City of Douglas.

**SECONDED:** Councilman Donahue seconded the motion. **DISCUSSION:** City Manager McCourt explained what we are doing is cosponsor Resolution for the League of Arizona Municipal Conference and promoting it at that level. The City of Douglas has drafted the resolution and looking for cosponsor and that is what they are asking us to sign. Councilman Klump asked if there a copy. The City Manager replied in the affirmative. It was previously provided to the Council members via email.

**MOTION:** Councilman Klump moved to table.

**SECONDED:** Councilman Johnson seconded the motion. **VOTE: Ayes-**to table: Councilmen Johnson, Klump and Holloway.

**Nays-**to not table: Mayor Lindsey, Vice Mayor Cronberg, and Council members Donahue and Irvin. **Motion to table failed 3-4.** City Attorney Figueroa stated the issue he has if not in packet was it on posted agenda and was it available for public review and if it wasn't then should not take action. Asked the City Clerk if it was posted for public discussion and Ms. Whelan nodded in the affirmative. Public was aware of it and Council members received it via email from the City Manager. City Manager McCourt further suggests reading the resolution because it is not that long of a document. (Mayor and Council themselves took a few minutes to read the resolution.) Councilman Johnson asked if they are asking for National Guard to help participate or increase Border Patrol Agents. Mayor Lindsey said they are asking for Federal Government to help control the border. It is not specific what it is they are asking for. It is mainly in support of the City of Douglas and they have asked us to support this. Primarily it would involve the Border Patrol. **Original Motion: CARRIED.**

**DISCUSSION/DECISION TO ATTEND THE 2010 LEAGUE OF ARIZONA CITIES & TOWNS ANNUAL CONFERENCE IN GLENDALE, AZ ON AUGUST 23 THROUGH 27, 2010 AND PARTICIPATION IN THE FESTIVAL OF CITIES AND TOWN WITH A BOOTH**

City Manager McCourt reported this is the Arizona League Annual Conference and in the past the City has participated with a booth. It is manned by elected officials and staff in attendance. It is a good place to display opportunities available in Willcox and gets our name out there. Councilman Johnson in the past has put this together. Staff needs to know so that we can notify the League and if going to participate with booth this year. Registration we have taken the liberty and planning to reserve block of rooms and need to know as quickly as possible. The City Manager asked them to look at calendars. This evening need to know if we should notify the League that we are going to have a booth at the Conference. Mayor Lindsey question would be: do we want to sponsor a booth on the Festival of Cities night.

**MOTION:** Councilman Holloway moved to approve booth at the Festival of Cities & Towns with electricity so that we look like we are in the 20<sup>th</sup> Century, and to attend the 2010 Annual Conference in Glendale, Arizona on August 23-27, 2010,

**SECONDED:** Vice Mayor Cronberg seconded the motion. **DISCUSSION:** Mayor Lindsey we have not needed electricity in the past. Vice Mayor Cronberg thinks this is good opportunity to promote the area and everything that is available here and know that recent activities in the City we have had people who came because introduced what possibilities there are through League attendance and always a good thing. Mayor Lindsey said Councilman Johnson has taken that load in the past and mainstay of that program and owe him a debt for work he has done there. Thinks all have helped work the booth. **CARRIED.**

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Mayor Lindsey point of order this also asked for Discussion/Decision on attending the League of Cities and Towns Annual Conference and asked if separate vote is needed. City Manager McCourt said they do have money in budget and how they decide amongst themselves if want to attend. Mayor Lindsey if voted to have a booth assume someone will attend.

**DISCUSSION/DECISION REGARDING TO APPOINT AN EX-OFFICIO MEMBER TO THE PLANNING & ZONING COMMISSION**

Councilman Johnson asked if able to make appointments to other committees that we have. Mayor Lindsey said we could if wanted to change assignments. City Manager stated he and the City Clerk talked about this today and there are other organizations Council serves on and other organizations the City belongs to and in our discussion was to place this on the next agenda.

**MOTION:** Vice Mayor Cronberg moved to table this item and at the next Council meeting to review all ex-officio positions and reappoint.

**SECONDED:** Councilman Johnson seconded the motion. **CARRIED.**

**REPORTS BY THE CITY MANAGER PAT McCOURT**

Consideration, discussion and/or decision regarding the following topics by the City Manager:

- **Report on setting date and time for the Work Session on Billboard Design**-Pat McCourt, City Manager, this was discussed at the last work session and we have held a lot of work sessions and not sure when Mayor and Council wanted to consider a work session on Billboard Design. Vice Mayor Cronberg suggested meeting prior to next regular session which seems to work well. Mayor Lindsey stated that is direction to staff and post prior to next regular meeting and at 6:30 p.m. Mayor Lindsey stated then direction is to meet at 6:30 p.m. prior to next Council session.
- **Council Packets on web**-Pat McCourt, City Manager, staff plans to have the council packets on the City's web site available to staff and the public effective the first meeting in July 2010. Invited them to go to the web site and review and part of our attempt to show public what is going on or working on.
- **Mayor's/Manager's Luncheon**-Pat McCourt, City Manager- the City of Douglas is hosting this month's luncheon on Thursday, June 17, 2010. RSVP to City Clerk Whelan by Friday, June 11, 2010.
- **Report on Response to ASA Inquiries**-Dave Bonner, Public Services & Works Director, City Manager reported the written response to ASA inquiries is included in packets.
- **Report on Financials**-Ruth Graham, Finance Director, City Manager McCourt reports on the City's Financials.
- **Report on Insurance Breakdown**-Ruth Graham, Finance Director, the City Manager reported on insurance breakdown on previous budgets and is included in packets. How staff arrived on estimates from 2004-2005 and broken out every year.
- **Report on Resolution NO. 2010-52 smartworksplus amendment**-Pat McCourt, City Manager, reports Resolution NO. 2010-52 seems to be causing some concern and he has withdrawn.
- **Report on Employees Benefits Fair**-Pat McCourt, City Manager, the Employees Benefits Fair will be held on Wednesday, June 16, 2010 at the Community Center from 8:30 a.m. -3:30 p.m. to sign up for benefits. Employees can sign up for Health Insurance and options available to purchase and Flexible Spending Account to help pay for Health Insurance and non-reimbursable. Allows employees to take pre-tax monies to pay for their health insurance and may use that to pay for non reimbursable medical. Spouse is welcomed to attend.

**COMMENTS NOT FOR DISCUSSION FROM MAYOR AND COUNCIL MEMBERS.**

Councilman Holloway thanked the Council for sending him and Mr. Irvin to Tempe, where it was 107° and it was a very good conference and met many great people.

Councilman Donahue welcomed new City Council members and thanked them for stepping up and participating in the governance of the City.

Vice Mayor Cronberg also welcomed the two (2) new Council members and very glad to have them aboard and thanked them for entrusting her to be Vice Mayor and will do her very best. She is going to miss being called Councilwoman and really liked that. If want to slip into that that would be okay with her..

Mayor Lindsey stated he may call her Councilwoman may even call her Vice Mayor Schultz a time or two. The Vice Mayor said she would correct him. The Mayor again welcomed new Councilmen and looks forward to working with all of them and getting to know the new councilmen and looking forward to their input on matters relating to the City.

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CITY COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, AZ  
HELD ON THIS 7<sup>TH</sup> DAY OF JUNE 2010**

Councilman Johnson congratulations to the new City Council members, Mayor Lindsey for his second term and Vice Mayor Cronberg. Girls Softball staff wrote response and asked what is the time to fix the dug out; there was a top 2-weeks afterwards and if the City has materials they have volunteer that will put it up and if there is enough material they will do both dug outs. Councilman Johnson pointed out that what happened this evening if something comes to the Council minutes before the agenda “you can count on me not approving” unless he has had time to review it.

Councilman Klump welcomed “Bob and Bill.” His family donated the swing set at Railroad Park and it is complete. He thanked everyone that gave money to them in their time of need and they put forward on that and thanked those that helped to dig it out and fill it with sand.

Councilman Irvin stated it is a real pleasure to join this group up here. Also thanked City for sending them to Phoenix even though it was 107 °. He went out to watch the train during lunch because it was something different for him. Thanked citizens of Willcox and will do the best that he possibly can.

**DISCUSSION/DECISION TO ENTER INTO AN EXECUTIVE SESSION PURSUANT TO ARIZONA REVISED STATUTES 38-431.03(A)(1) – DISCUSSION OR CONSIDERATION OF EMPLOYMENT, ASSIGNMENT, APPOINTMENT, PROMOTION, DEMOTION, DISMISSAL, SALARIES, DISCIPLINING OR RESIGNATION OF A PUBLIC OFFICER, APPOINTEE OR EMPLOYEE OF ANY PUBLIC BODY, EXCEPT THAT, WITH THE EXCEPTION OF SALARY DISCUSSIONS, AN OFFICER, APPOINTEE OR EMPLOYEE MAY DEMAND THAT SUCH DISCUSSION OR CONSIDERATION OCCUR AT A PUBLIC MEETING. THE PUBLIC BODY SHALL PROVIDE THE OFFICER, APPOINTEE OR EMPLOYEE WITH SUCH NOTICE OF THE EXECUTIVE SESSION AS IS APPROPRIATE BUT NOT LESS THAN TWENTY-FOUR HOURS FOR THE OFFICER, APPOINTEE OR EMPLOYEE TO DETERMINE WHETHER SUCH DISCUSSION OR CONSIDERATION SHOULD OCCUR AT A PUBLIC MEETING;**

**MOTION:** Vice Mayor Cronberg moved to enter into an executive session pursuant to Arizona Revised Statutes §38-431.03(A)(1), as stated relating to the ratification of the City Manager appointment by Mayor and Council.

**SECONDED:** Councilman Johnson seconded the motion. **CARRIED.**

**RECESS TO EXECUTIVE SESSION, IF APPROVED-8:23 p.m.**

**RECONVENE FROM EXECUTIVE SESSION-9:30 p.m.**

**DISCUSSION/DECISION REGARDING MATTERS DISCUSSED IN EXECUTIVE SESSION RELATING TO THE CITY MANAGER’S ANNUAL EVALUATION PER CONTRACT**

**MOTION:** Vice Mayor Cronberg moved that we note for public record their successful evaluation of our City Manager (Patrick McCourt) his performance review, positive and successful undertaking this past year.

**SECONDED:** Councilman Donahue seconded the motion. **DISCUSSION:** Vice Mayor Cronberg stated note to the public they appreciate the work Mr. McCourt has been doing for us and encourage him to continue. **CARRIED.**

Mayor Lindsey said they also provide direction to staff to provide for the next agenda the reappointment and perhaps amendment to the contract.

**ADJOURN**

There being no further business before the Mayor and Council, Mayor Lindsey adjourned the meeting at 9:32 p.m.

**CERTIFICATION**

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the regular meeting of the City Council of the City of Willcox held on the 7<sup>th</sup> day of June 2010. I further certify that the meeting was duly called and held, and that a quorum was present.

**Dated this 11<sup>th</sup> day of January 2011**

/s/ Cristina G. Whelan, CMC  
City Clerk Cristina G. Whelan, CMC



**THE MINUTES OF THE REGULAR MEETING OF THE MAYOR AND  
CITY COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, AZ  
HELD ON THIS 7<sup>TH</sup> DAY OF JUNE 2010**

PASSED, APPROVED AND ADOPTED this 18<sup>th</sup> day of January 2011.

/S/ GERALD W. LINDSEY  
MAYOR GERALD W. LINDSEY  
Signed: 01-19-2011

ATTEST:

/s/ Cristina G. Whelan, CMC  
City Clerk Cristina G. Whelan, CMC