

**THE MINUTES OF THE REGULAR MEETING OF THE MAYOR AND
CITY COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, AZ
HELD ON THIS 2ND DAY OF AUGUST 2010**

CALL TO ORDER- Mayor Gerald W. Lindsey called the regular meeting to order on Monday, August 2, 2010 at 7:00 p.m. and welcomed all to the Council meeting this evening. Good to see as many as we have here and appreciates them participating in City Government and taking a part in it.

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

PRESENT

Mayor Gerald W. Lindsey
Councilman Elwood A. Johnson
Councilman Stephen Klump
Councilman Christopher Donahue
Councilman William “Bill” Holloway
Councilman Robert “Bob” Irvin

STAFF

City Manager Pat McCourt
City Attorney Hector Figueroa
City Clerk Cristina G. Whelan, CMC
Library Director Tom Miner
Public Safety Director Jake Weaver
Public Services & Works Director Dave Bonner
Development Services Jeff Stoddard

ABSENT

Vice Mayor Monika Cronberg

PLEDGE OF ALLEGIANCE TO THE FLAG- Mayor Lindsey.

CALL TO THE PUBLIC- Ms. Lisa Glenn addressed the Mayor and Council and read a letter from the Northern Cochise County Democratic Club on the loss of a very active member Ms. Rose Allan. Ms. Allan was a committed community activist who cared deeply about the people of Willcox and about the issues that affected them.

Ms. Allan’s goal for over 30 years was for the establishment of a permanent Senior Center for Willcox. Ms. Glenn read that Ms. Allan worked on that up to the end. Ms. Allan talked to Gabrielle Gifford many times about the need for a Senior Center and “was instrumental in getting the \$96,000 grant” to build that long awaited Senior Center. Ms. Allan did not see the Senior Center built although she did know it was to be built.

The Club sincerely hopes the Mayor and Council will consider the suggestion to name the Willcox Senior Center the Rose C. Allan Senior Center and that it is an honor that she deserves. The letter was signed by Kathleen Day-Cain, President, The Northern Cochise County Democratic Club (Ms. Glenn handed out a copy to each Council member).

Mayor Lindsey thanked her and asked if anyone else wished to address the Mayor and Council. Hearing none the next agenda item was considered.

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

ADOPTION OF THE AGENDA

MOTION: Councilman Johnson moved to adopt the agenda as presented

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

**DISCUSSION/DECISION ENTER 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**

MOTION: Mayor Lindsey moved to enter into Executive Session as stated, relating to consultation for legal advice with the Attorney of the public body.

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

RECESS TO EXECUTIVE SESSION, IF APPROVED-Mayor Lindsey recessed the Executive Session at 7:06 p.m.

RECONVENE FROM EXECUTIVE SESSION-Mayor Lindsey reconvened the regular meeting at 7:24 p.m. The Mayor directed the City Manager and Counsel to proceed with preparing the matter to come back to Council.

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CONSENT AGENDA-Mayor Lindsey read the items by title.

10A. MINUTES OF THE WORK SESSION MEETINGS OF MAY 10 & 17, 2010,

10B. RESOLUTION 2010-83 APPROVING AND ADOPTING THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF WILLCOX [CITY] AND THE WILLCOX UNIFIED SCHOOL DISTRICT #13 [SCHOOL] FOR THE PURPOSE OF IMPLEMENTING A SCHOOL SAFETY PROGRAM AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION, THE IGA AND DECLARING AN EMERGENCY TO EXIST

MOTION: Councilman Johnson moved to adopt the Consent Agenda items, as presented.

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

PUBLIC HEARINGS, PETITIONS AND COMMUNICATIONS

PUBLIC HEARING: Mayor Lindsey announced that the Mayor and Council will hold a public hearing on (1) Monday, August 2, 2010 regarding the Fiscal Year 2010-2011 Budget; and

(2) Public Hearing on Monday, August 16, 2010 regarding the Fiscal Year 2010-2011 Budget

All members of the public are invited to attend such meeting. For those persons unable to attend, written comments will be accepted until 4 p.m. the day of the public hearing in the Office of the City Clerk, 101 S. Railroad Avenue, Suite B, Willcox, AZ 85643.

Mayor Lindsey opened the Public Hearing regarding the Fiscal Year 2010-2011 Budget at 7:26 p.m. and asked if there was anyone that would like to comment on the City budget.

Mr. Paul Sheats said he has a question and asked how much is budgeted for the Public Parks & Recreation Department. The Mayor asked Ms. Graham to respond; Councilman Johnson asked Mr. Sheats if he is talking about public parks or line item for the Council which there is a portion of Community Programs. Mr. Sheats bottom line wants to know Community Programs what is in the proposed budget concerning Community Programs how much money? City Manager McCourt reported we have budgeted Community Programs at \$14,000 basically Community Center; we have a contract with the Chamber of Commerce for \$65,000 for half of the Bed Tax and contract to run the Visitor Center; Economic Development \$20,000; and Tourist Agreement with Cochise County Tourism Council for \$10,000; WASA Recreation Contract to provide City and WASA recreation programs more intensely during the summer months and throughout the year they run various recreation programs; and matching grant \$23,700 for Senior Center; Community Program \$3,500 for the Fire Works, \$6,060 for the Chip Seal parking lot of the proposed Senior Center, \$1,350 for Centennial figures. Others of interest is Swimming Pool \$149,661 for running the Swimming Pool; Buildings and Grounds work for various Parks; the Parks & Recreation has \$458,453 for operation of all the Parks systems in the City. Also money under Trust Funds or Fund 17 expenditures planned \$4,500 for Fireworks; and this is fund people pay into for specific programs and this separate from the previous mentioned; also Golf Course that the people raise money for capital improvement \$13,570; Railroad Park Funds received Grant \$67,970; and Skate Park expenditures listed at \$12,000; Library \$805; Police Contribution \$2,000; Wildland Fire Expenditure money we receive when the firefighters fight Wildland Fires \$21,300; and Stone Garden through Public Safety for specific use by Public Safety \$130,051.

Mr. Sheats heard 2-things of interest the \$12,000 and something for the Skate Park and is interested where all that comes up because last time heard \$16,000 and what happened to the \$4,000. 00. The \$400 that goes to all Parks and Recreation and asked each City Council members that ran for election or re-election everyone himself included said wanted to see for motion concerning the Skate Park. Each one said we want to see our young people to stay around and things develop. Now is their opportunity to do something and make sure it doesn't slip under the budget or not put in budget or plan. Asked for one of them to be very proactive and helping these kids get a Skate Park. It is a Park and its on City property and would think there is some way to find more money to help this. These kids have done due diligence in raising funds and personally has not heard from newly elected and re-elected Council members and called the other parties involved to see if they have heard anything since they took office and nothing. It was a campaign opportunity has not heard anything and neither has the kids that are interested. He asked for one or more to do something please to help these kids. He does not think he has to be the voice thinks the kids need to hear

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from City Council members that it is important, that you will do something, press some bottoms somewhere, make sure it is in the budget, and make sure there is another way to get creative. It was a campaign promise from all seven (7) they all mentioned it individually. Councilman Holloway said he did not and Mr. Sheats apologized and it seemed to him everyone was on board to do something with the Skate Park. Mr. Sheats is asking for some help from each Council member. For five (5) years this has been on somewhere in the budget and yet they still are really not any closer to having a Skate Park than they were 5-years ago. He is pleased and glad to hear it is somewhere in there, in the budget somewhere so they can move forward with it and get some help and appreciates it.

Mayor Lindsey asked if anyone else wanted to comment. Councilman Johnson said times are tough and still in rough fiscal year. Tentative budget was approved and can not go over and need to stay under. Asked what is City's plan to raise additional revenues other than Tourism, what is the City's plan for raising revenues to help us with this fiscal time; what can we do to achieve forward momentum; the memorandum dated 6-28-2010 is a good start and would be added savings if it is followed and enforced. If it is not he is not going to micro manage the budget against forward movement. The status quo would be set and need to look to the budget this year and look at some type of activities or development that will help us increase our tax revenues. Councilman Johnson biggest concern it has been four (4) years since employees have gotten a raise and they are the infrastructure that makes the City move. Suggested "wants to see in this budget that instead of fixed budget is to freeze on all hiring with Council approval if there is any to be hired; freeze on all Travel & Training except for State & Federal requirements again with Council approval; a freeze on all Capital purchases again with Council approval; eliminate any position that is being held in the budget for numbers sake, position that hasn't been filled and that position would need to come back for Council approval; place all Travel & Training, Capital purchases and Insurance for each facility under the City Manager's budget section and then brought back for Council approval. Other possible ideas for the budget to maintain and cut: Go paperless as much as possible, example Council packets; I don't know how many trees we cut down for that. We brought up a 4-day work week and I am sure there are more ideas from the Council and members of staff and I could pick the budget apart and just one item in particular is in 2010 budgeted \$50,000 for Magistrate Fees and this year budgeted \$35,000 that's \$16,000 less is there less crime rate, less fees or are we being very conservative. \$31 Million budget is hard to swallow."

Mr. Sheats wants someone to find out if the \$12,000 that was mentioned is that what the young people raised and it is being held and if that is the case is that matching \$12,000 set aside so that if by some miracle they get the go ahead to build they now have the money and he does not have to go down that road saying it wasn't budgeted this year. Does not know how to read that budget it is not written in his language or something. Asked if someone would check on that and make sure it is all going to be there and ready to roll if this comes about and actually pour some cement.

Councilman Johnson asked if staff left the Airport out of the budget this year because he missed that. He asked specifically for the Airport and thought he missed that. City Manager McCourt replied it is on page 44, and line item 10-453. Councilman Johnson thanked him.

Mayor Lindsey asked are there any other comments. The Mayor said his one comment is on Councilman Johnson's on the list of things to do and most have been initiated already and some are further mandated than what he listed on his list. Most of those have been looked at. All in agree in areas that cuts have to be made, all in agreement we can't afford to hire new employees, thinks all in agreement our employees deserve a raise although do not have funds to give it to them, and if there are any ideas they can come forward with to increase our revenues that would be appropriate. We can talk about it all night and until we do have some action it isn't going to make any difference.

The Mayor asked for any other comments. Again he asked if there were any other comments. Hearing none the Mayor closed the public hearing at 7:43 p.m.

DISCUSSION/DIRECTION TO STAFF ON THE REPORT OF THE DEVELOPMENT OF FIREWORKS ORDINANCE.

City Manager McCourt stated this is not an action item and traditionally fireworks paid except for public displays. The State Legislature at the last session approved sale and use of Fire Works throughout the State of Arizona. Also the State agreed to allow local entities such as the City to place some restrictions on use of the Fireworks if wished. Staff has some concerns and

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deal with fire safety we are dry state. Staff is asking the Council if they could draft a sample Ordinance for their consideration which would have some restrictions on the use of Fireworks within the City and go forward with it.

Chief Weaver explained that the House Bill that was passed has to do with eliminating the current prohibition of use of Fireworks in the State of Arizona. What it does allow is the sale of consumer fireworks within the State of Arizona, however, it does not let City's to pass Ordinances banning the sale of consumer fireworks and can be used in Cities and Towns unless the Council or governing bodies pass ordinance restricting that. Consumer fireworks are not the same type of fireworks that they use for 4th of July or the Display Fireworks. The consumer fireworks consist of sparklers, smoke dispensers, cones which put out la large volume of sparks. Also the House Bill does not prohibit the use for specifically put in place a time period during year that they can be used; they can be used year around if approved by the governing body. Staff concern with our dry environment that we have not just in July but all year around and if somebody purchased those and used those consumer fireworks in town and cause a lot of damage. Included in report was a draft Ordinance they will be submitting with Resolution and hopefully get it incorporated with clause for liability for response any emergency required due to fireworks. That is what they are currently working on right now. Councilman Holloway read complete prohibition and Chief Weaver explained the prohibition means they can still sell them in town and we can't completely ban the use but we can restrict the use but not the sale. Councilman Johnson asked if we discovered higher use this past 4th of July and Chief replied "not necessarily." Some officers made comments that they did not see a whole lot compared with past years. Councilman Johnson said the sparklers; glow worms, snaps those items bought at Alco those are legal. What we are looking at is making the public aware through Resolution of what is legal what is not; what is enforced and what is not. Chief stated they as governing body if they so choose is what can be used in the City limits and Mayor Lindsey added and on what days they could be used on. Councilman Johnson asked if we could raise revenues. Mayor Lindsey thought Skate Park Committee might want to sell fireworks. Councilman Johnson said "put it together and bring it forward." Mayor Lindsey said that would be the direction to proceed forward and bring it back to Council.

DISCUSSION/DIRECTION TO STAFF REGARDING THE VEHICLE USE POLICY

City Manager McCourt stated the City has number of vehicles that many employees drive in various departments. Staff has drafted for their review is the proposed Safety Vehicle Use Policy for the operation of City vehicles. Staff would like further direction and some departments have summarized and Public Safety could adopt more stringent policies. We currently do not have a policy and suggest incorporating one and have a draft for review and asking for permission to go forward working on it. Mayor Lindsey asked if appropriate to incorporate into this the policy as far as employees taking vehicles home or do we have present policy. Mr. McCourt reported in the past we have take home vehicles especially in Public Safety and have a take home vehicle from Public Works for Call Out. It is different persons and which appears everywhere in the City. Staff can bring that policy forward and attach it to this. Mayor Lindsey is asking the question do we have a present policy or do we need to develop one and incorporate some of these changes. The City Manager replied he is not aware of any policy.

Councilman Johnson said he does not see Cell Phone listed anywhere and thinks that is something had discussion on that several months ago. Mr. McCourt said he is correct because Cell Phone is in another place in the Employee Manual. Councilman Johnson asked if we would reiterate it in the Vehicle portion and Mr. McCourt said if they wished they could do that and refer to it to that Section. Councilman Johnson said he sees this put in place in case of accident and what to follow and again has problem who's driving behind them to make sure they are not tailgating or speeding and who enforces since we do not have staff or manpower to do so and asked what good would the policy be if do not have enforcement unless telling on someone else if using cell phone, speeding or driving erratically. Mr. McCourt responded fortunately we have a great number of employees that use common sense and don't have to worry about policing. Occasionally we do have some individuals that seem to lack in common sense and if have policies in place it is very useful. Councilman Johnson said "unless it's not broke why fix it unless we have had issues like we had with the Cell Phone." And stated unless this is something that we do need to address after 30-40 years. All of our employees do drive safely and with caution. It is not their vehicle and it is a privilege to drive City vehicle and will not abuse it. Mr. McCourt stated we do have a good group of employees and most of them are very responsible and have common sense and we not know who will be there in the future and common sense is not always common and that is why we have policies. Staff is asking for permission to go forward in preparing this. Mayor direction is to bring it back to M&C.

**DISCUSSION/DECISION REGARDING THE APPOINTMENTS TO FILL THE THREE (3) VACANCIES ON THE LIBRARY
ADVISORY COMMITTEE**

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Mayor Lindsey asked those present to address the Mayor and Council by alphabetical order.

Mr. Joseph L. T. Aiman stated it has been a pleasure to serve these past four (4) years on PLAC (Public Library Advisory Committee) and looks forward to serving four (4) more. Mayor Lindsey stated he appreciates his past service.

Ms. Kay Marie Boughton has not been on this board and thinks we have a great facility and would like to be a part of it. Thank You!

Ms. Suellen L. Chapin is new to the area and returned to Arizona from Texas. She is a mother of six (6) and happily married. They returned to Willcox to be closer to her father-in-law. Ms. Chapin has always included the Library as part of their family. They have spent a lot of time there since they have been here since April. She stated she has gotten to know Tom (Miner, Library Director) and some of the staff and was asked to consider being on the board. Because her family has already become attached to the Library she considered it and finds she can provide some volunteer time. Her children are very active and they are looking forward to being active in the Community. Ms. Chapin thinks that the Library is a great resource for the community especially in rural communities that do not have a lot of access to things. Appreciates being considered "for the County position" and looks forward to the commitment of four (4) years and thanked them for their time.

Ms. Terri DeWindt has been involved with the Library all her life and it's been her way of seeing the world. She doesn't get to travel much but with the Library she gets to. She has worked on several of their projects with the teens and looks forward to being on the PLAC.

The Mayor opened for nominations to fill the three (3) vacancies on the Library Advisory Committee.

Councilman Johnson nominated Terri DeWendt.

Councilman Irvin nominated "Joe" Aiman.

Councilman Johnson nominated Kay Marie Boughton.

Councilman Holloway nominated Mrs. Suellen Chapin.

Mayor Lindsey stated we have all four (4) candidates nominated and asked if someone liked to make motion to close nominations.

MOTION: Councilman Klump moved to close nominations.

SECONDED: Councilman Johnson seconded the motion. **DISCUSSION:** Mayor Lindsey explained that probably all are aware that the requirements for this is that 3 of the members of the Library Committee must be from within the City limits and two of the members can be from the County. In this particular case we only have 2-that are living in the County and there are 2-positions available from the County so we do not have any problem as far as exceeding the number from outside the County or any limits on those within the City. At this time go to vote by raise of hands and again do it by Alphabetical order and asked for them to vote for 3-persons. **ALPHA VOTE:** Mayor Lindsey said to raise your hand: Joe Aiman-Mayor stated that is all six (6) [6-0-1 Absent Vice Mayor Cronberg]; Kay Boughton-Mayor said 3-3 (1 Absent Vice Mayor Cronberg); Terri DeWendt-Mayor said all six (6) [1 Absent Vice Mayor Cronberg]; and (out of alpha order) Suellen Chapin-Mayor said 3-3 (1 Absent Vice Mayor Cronberg). Mayor Lindsey asked for revote and asked Counsel. City Attorney Figueroa said two (2) of the members have to be from outside and the Mayor said "two (2) of the members may be from outside." Mr. Figueroa asked if we have any members from outside. Mayor Lindsey replied in the affirmative and the Attorney asked currently and the Mayor replied "no, both outside positions are open. Three (3) of the members must be from within the City; two (2) of the members may be from outside the City." We have three (3) openings and we there are four (4) candidates. The City Attorney said two (2) of the candidates voted on both received "6-6." Now voted for one position between two (2) persons and both received 3-3 and City Attorney said need to revote. Councilman Klump suggested since one extra Council member is not present and if could postpone it until next meeting that would simplify it. City Attorney Figueroa stated that so long as the Committee has standing members and not one of the ones that are being reappointed they would have a quorum they need a quorum. The terms were up on June 30th and they need to take care of business. Now they would have a quorum with the other two (2) appointed tonight and could wait for the last position to be filled at the next meeting. Councilman Klump does not think they are going to change their minds in the next 10 minutes and thinks they should let Vice

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Mayor make that decision. It was so much easier when no one showed up and only one person showed up and selected that person. We "love" to have candidates and lots of candidates and Mayor Lindsey added they are all good candidates too.

MOTION: Councilman Klump moved to table until the 2-weeks. Mayor Lindsey stated a motion has been made and is there a second to the table. Hearing no reply for a second the Mayor stated: **MOTION DIED FOR LACK OF SECOND.**

City Manager McCourt said to clarify for staff if they decide to revote on the remaining position they may want to make sure that the ones that have been appointed can go forward. Councilman Klump said the motion would be just on the final position. City Attorney Figueroa prefers they act on the two (2) positions that had 6 & 6 and get those people on board for the Library Committee to have a Quorum.

MOTION: Councilman Klump moved to accept the two (2) positions that they unanimously supported.

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

MOTION: Councilman Klump moved to postpone the vote on the third member until the following (meeting) two (2) weeks from today.

SECONDED: Councilman Johnson seconded the motion. **DISCUSSION:** Councilman Johnson said if term expire on June 30 and if we know expire why doing this in July and August when they need to appoint a new Chair and new Vice Chair and asked we just missed it. City Manager McCourt replied we had a application come in and another application after the date and had delay because of the receipt of the applications. Councilman Johnson said if expire June 30 why not appointing in June why waiting until August? Mr. McCourt said we can not appoint until we receive application. Councilman Holloway asked we were advertising in May and June and Mr. McCourt replied in the affirmative. **CARRIED.**

DISCUSSION/DECISION REGARDING RESOLUTION NO. 2010-81 APPROVING AND ADOPTING THE APPROVING AND ADOPTING THE JOINT PARTNERSHIP AGREEMENT ("IGA/JPA 09-198-1") WITH THE STATE OF ARIZONA ("STATE") THROUGH THE ARIZONA DEPARTMENT OF TRANSPORTATION FOR THE FORT GRANT TRANSPORTATION ENHANCEMENT PROJECT, AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST.

MOTION: Councilman Johnson moved to approve Resolution No. 2010-81, relating to Joint partnership Agreement with the State of Arizona Department of Transportation for the Ft. Grant Transportation Enhancement Project, as presented.

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

DISCUSSION/DECISION REGARDING RESOLUTION NO. 2010-84 APPROVING AND ADOPTING THE TITLE VI ASSURANCES RELATING TO FEDERAL CIVIL RIGHTS ASSURANCES UNDER THE INTERGOVERNMENTAL AGREEMENT ("IGA/JPA 09-198-1") FOR THE FORT GRANT TRANSPORTATION ENHANCEMENT PROJECT AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST.

MOTION: Councilman Johnson moved to approve Resolution No. 2010-84, relating to the Title VI Assurances relating to the Federal Civil Rights Assurances under the IGA/JPA 09-198-1 for the Ft. Grant Transportation Enhancement Project.

SECONDED: Councilman Donahue seconded the motion. **DISCUSSION:** Mayor Lindsey asked if we had Resolution Numbers 82 and 83 before? City Attorney Figueroa replied looking at Consent Agenda we have Resolution NO. 83 and 82 was at the previous meeting and had to table #81 because staff did not have it ready. **CARRIED**

DISCUSSION/DECISION REGARDING RESOLUTION NO. 2010-85 APPROVING AND ADOPTING THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY AND THE STATE OF ARIZONA ("STATE") THROUGH THE ARIZONA DEPARTMENT OF TRANSPORTATION ("ADOT") UNDER THE HIGHWAY SAFETY IMPROVEMENT PROGRAM (HSIP) FOR THE REPLACEMENT OF TRAFFIC SIGNS, AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST.

MOTION: Councilman Johnson moved to approve Resolution NO. 2010-85, relating to IGA between the City and the State through the ADOT under the HSIP for the replacement of Traffic Signs.

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

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REPORTS BY THE CITY MANAGER PAT McCOURT

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

- **Report on Joint Work Session with Planning & Zoning Commission**-Pat McCourt, City Manager, the Joint Work Session was postponed with Planning & Zoning Commission and has been rescheduled regarding Infill Incentives has been scheduled for Monday, August 16, 2010 at 6:00 p.m. 300 W. Rex Allen Drive.
- **Report on Special Meeting Wastewater Treatment Plant**-Pat McCourt, City Manager, asking to post a Special Meeting on Monday, August 30, 2010 at 6:00 p.m. to discuss the loan and loan documents from WIFA. Due to our existing Bond it has a couple of quirks in it.
- **Report on Dug Out**-Pat McCourt, City Manager, reported on the temporary Dug Out roof repair at Keiller Park has been replaced.
- **Report on Mayor's/Manager's Luncheon**-Pat McCourt, City Manager, the City of Willcox will host the Mayor's/Manager's Luncheon from throughout the County on September 16, 2010 at 12 noon at the Brass Rail. Speaker is Rod Keeling with the Wine Growers Association and attendance would be appreciated. .
- **Report on the 25% BP Gas Purchase**-Pat McCourt, City Manager reported for the City's Gas Utility Company the City purchases supplies of gas in advance and purchased in two (2) ways. Fixed dollar amount and on the Spot Market. We know what our average amount of gas that used is and varies specifically do forward purchase. We do 25% and purchasing another 25% and previously the Mayor and Council has given us permission to purchase another 25% BP Gas Purchase which extends our contract 3-months further than where we are now. Remainder looking at spot purchases and if we have warm winter we will probably be paying a little more, if normal winter we will be in good shape and cold winter we would be in great shape. Letting Mayor and Council know we are taking care of our supplies for the winter.

COMMENTS NOT FOR DISCUSSION FROM MAYOR AND COUNCIL MEMBERS.

Mayor Lindsey asked Councilman Donahue for update on the Senior Center. The Senior Center is coming along well right now and the Civil Engineers have begun working on the parking lot which will involve the City's Public Works to put in the chip sealing Also they are putting in fresh flooring in the building; finishing the interior work to it and hoping to have everything ready for Rex Allen Days.

Councilman Irvin commented on the job the Street Department is doing with as much rain as we had seen the crews out there working. Also reported they have Lake Soto again and the potholes are reappearing in the segment repaired and overall feels they are doing a very good job.

ADJOURN

There being no further business before the Mayor and Council, Mayor Lindsey adjourned the meeting at 8:15 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 2nd day of August 2010. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 6th day of August 2010

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

PASSED, APPROVED AND ADOPTED this 16th day of AUGUST 2010.

MAYOR GERALD W. LINDSEY
Signed: 08-18-2010.

ATTEST:

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