

**THE MINUTES OF THE WORK SESSION OF THE MAYOR AND
CITY COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, AZ
HELD ON THIS 4TH DAY OF OCTOBER 2010**

CALL TO ORDER- Mayor Gerald W. Lindsey called the work session meeting to order on Monday, October 04, 2010 at 6:00 p.m. and stated we have a couple of experts here tonight and is glad to have those present. Commented what staff we have present “looks like staff is a little thin tonight.”

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

PRESENT

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

STAFF

City Manager Pat McCourt
City Clerk Cristina G. Whelan, CMC
Library Director Tom Miner
Finance Director Ruth Graham
Public Services & Works Director Dave Bonner

PLEDGE OF ALLEGIANCE TO THE FLAG-Mayor Lindsey.

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

DISCUSSION REGARDING THE GARBAGE ORDINANCE

City Manager Pat McCourt stated that Solid Waste is the politically correct term instead of “garbage ordinance.” The City’s old ordinance was written in the 1970’s it is very outdated, the organization was not very strong and staff has to rewrite sections of the Code to straighten up. A lot of terminology has changed. Staff did not start from scratch and did plagiarized as much as possible from other communities to get a starting basis for this. The primary differences on what staff is doing is under the old State Law the City of Willcox was permitted to have exclusive franchise for the collection of Solid Waste and we are no longer able to do that. We are permitted to give exclusive franchise for residential customers but commercial customers have the right to choose their waste hauler. That has been included in the ordinance. Also staff took time to look at our system, how it is set up, how it is working and how it is not working on the billing, collections, and who gets charged and so on. Staff has attempted to make this ordinance more effective and efficient as far as setting up accounts and who has the responsibility and how we operate. The draft ordinance presented is dated 09-20-10 and it has been setup with numbered pages and numbered lines to make it easier to follow along. This draft continues to change and the City Manager has another draft dated 10-04-10 which he made today with additional changes and will not attempt to review that one today. The City Manager began the review of the Solid Waste Ordinance with the definitions of various terms, and section-by-section he gave explanation to each.

Discussion was held by the Mayor and Council members on topics such as haulers must be licensed; customers that have City utilities adding Solid Waste billing to the account; ability to setup senior or disabled rates; exceptions when customers would not be billed for Solid Waste; collection hours for residential and commercial customers; failure to pay Administration City Manager is responsible or designee; special pick ups for bulk materials (once a month) and encourage citizens to take green waste-clippings and tree limbs to green waste site; RFP looking to include smaller containers for small businesses; consider cardboard route pickup instead of placing them in dumpsters; concern County residence continue dumping in our dumpsters and how can we enforce people not using City receptacle; and setup more voluntary recycle barrels in public places such as Keiller Park.

The City Manager will make corrections to the draft and obtain answers to questions (i.e. abandoned vehicles, burning trash) that staff was not able to answer tonight. The City Manager will prepare updated draft ordinance, answer questions and changes will be in **bold** print and will use the same format with the numbered pages and numbered lines.

**THE MINUTES OF THE WORK SESSION OF THE MAYOR AND
CITY COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, AZ
HELD ON THIS 4TH DAY OF OCTOBER 2010**

ADJOURN

There being no further business before the Mayor and Council, Mayor Lindsey adjourned the meeting at 6:53 p.m.

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the work session meeting of the City Council of the City of Willcox held on the 4th day of October 2010. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 5th day of October 2010

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

PASSED, APPROVED AND ADOPTED this 18th day of OCTOBER 2010.

/S/ GERALD W. LINDSEY
MAYOR GERALD W. LINDSEY
Signed: 10-20-2010,

ATTEST:

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