



# TOWN OF HUACHUCA CITY

*The Sunset City*

500 NORTH GONZALES BOULEVARD • HUACHUCA CITY, ARIZONA 85616

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## HUACHUCA CITY TOWN COUNCIL MINUTES REGULAR MEETING AT 7:00<sup>PM</sup> THURSDAY, FEBRUARY 11, 2016

- A. The Meeting was Called to Order at 7:00 p.m. and the Pledge of Allegiance was said.
- B. Roll Call

### Present:

Mayor: Ken Taylor

Mayor Pro-Tem: David A. Perry

Council Members: Walter Welsch  
Anna Gonzales  
Laura Wallace  
Christy Hirshberg  
Donna Johnson

Town Clerk: Tammy J. Mitchell, MMC

Town Attorney: Thomas Benavidez

### Absent:

- C. Approval of Minutes from the January 28th Regular Council Meeting and CDBG Public Hearing from January 8<sup>th</sup>.

Motion made by *Mayor Taylor* to open for discussion and/or action to approve the Minutes from the January 29<sup>th</sup> Regular Council Meeting and the CDBG Public Hearing from January 8<sup>th</sup>, seconded by *Councilmember Hirshberg*.

Motion made by *Mayor Taylor* to approve the minutes, seconded by *Councilmember Hirshberg*.

*7-0 Motion Carried*

- D. Call to the Public [3 minute limit] Agenda Items Only. (See below)

None

- E. Reports by Council Members and Officers:

1. **Councilmember Welsch - Library/Senior Center-**. Councilmember Welsch reported that the Senior Center served about 900 people with our commodities and served over 2,000 meals. The Library is currently working on the computers. Joanne Wallace stated he and IT Department Chris have been working on it.
2. **Councilmember Gonzales– Planning and Zoning-** . Councilmember Gonzales stated Dr. Johnson will give the report tonight. Dr. Johnson reported that at the last P&Z meeting we had the department heads come on and give their opinion and plans on the 10 year plan and the P&Z was very impressed. The P&Z will also have a Public Hearing at their next meeting.
3. **Councilmember Wallace – Parks and Recreation-**. Councilmember Wallace stated that Parks & Rec’s Commission has not had a meeting because of not enough members. If anyone knows anyone interested be sure to contact her or the Town. Councilmember Wallace also stated that we are starting the Summer Program in April.
4. **Councilmember Johnson – Public Safety-Assistant Chief Thies** reported that they now have the Shed for the Animal Shelter’s Meet and Greet house. Deputy Thies also said that he is working with the Fort on eliminating some of the weeds along the fence line. Deputy Chief Thies also said that the next P&Z meeting he would like to attend on behalf of the Police Department.
5. **Mayor Pro Tem Perry - Public Works-** Mayor Pro Tem Perry reported that on the payment approval report we had to fix a sewer line. Also, at the landfill we had a blowout and there was a complaint issued to ADEQ and they gave us 2 weeks to correct it. We were already in the process of fixing it.
6. **Councilmember Hirshberg– Finance-**. Councilmember Hirshberg said the Audit is complete and the first meeting in March the Auditors will be attending.
7. **Mayor Taylor-** Mayor Taylor conveyed that we had a heating and cooling person here today and hopefully this will solve the problem of not being able to hear in the audience. Also, he wanted to remind the council that there is a Workshop meeting on Saturday, February 13, 2016 at 9:00 AM. Mayor Taylor mentioned that if you would like to donate to the Animal Shelter please do not use gift cards. All monies should go through the front desk for checks and balances. There is a process that we must follow so, please donate just use cash, check or online.
8. **Tammy Mitchell – Town Clerk’s Report-** Clerk Mitchell reported that she will not be here tomorrow she will be in Phoenix meeting with ADEQ. .

F. **Unfinished Business:**

None

G. **New Business:**

1. **Discussion and/or Action [Mayor Pro Tem Perry] – First Reading of ORDINANCE NO. 16-12 - AMENDING THE TOWN CODE SECTION 2.05.10 “ELECTED OFFICERS,” SECTION 2.10.010 “ELECTION OF MAYOR,” AND SECTION 2.15.10 “GENERAL ELECTION NOMINATION” TO CLARIFY THAT: BOTH THE MAYOR’S AND COUNCILMEMBERS’ TERMS OF OFFICE ARE FOUR YEARS, THEY ARE TO BE ELECTED IN EVEN NUMBERED YEARS, AND THEY CAN BE ELECTED IN A PRIMARY ELECTION IF THEY**

RECEIVE A MAJORITY OF ALL VOTES CAST, AS PROVIDED IN A.R.S. 9-821.01.

Motion made by Mayor Taylor to open for discussion and/or action, seconded by Mayor Pro Tem Perry.

No Action Taken

2. **Discussion and/or Action [Mayor Taylor]: RESOLUTION NO. 2016-01 AUTHORIZING THE TOWN TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH SANATA CRUZ COUNTY FOR INCARCERATION SERVICES.**

Motion made by Mayor Taylor to open for discussion and/or action, seconded by Mayor Pro Tem Perry.

Motion made by Mayor Taylor to pass Resolution No. 2016-01, seconded by Mayor Pro Tem Perry.

7-0 Motion Carried

3. **Discussion and/or Action [Town Attorney]: RESOLUTION NO. 2016-04 AUTHORIZING THE TOWN'S MAGISTRATE TO ADJUDICATE CERTAIN JUVENILE MATTERS IN THE TOWN'S MAGISTRATE COURT.**

Motion made by Mayor Taylor to open for discussion and/or action, seconded by Councilmember Wallace.

Motion made by Mayor Taylor to pass Resolution No. 2016-04, seconded by Mayor Pro Tem Perry.

7-0 Motion Carried

4. **Discussion and/or Action [Town Clerk]: Adoption of the following Resolutions which declare various uniform codes, with amendments, to be public records of the Town for the purposes of adopting them by reference. The Council may adopt these Resolutions in one motion: "I move to adopt Resolution numbers 02, 03, and 05 through 11."**

Motion made by Mayor Taylor to open for discussion and/or action, seconded by Mayor Pro Tem Perry.

Motion made Mayor Taylor to adopt Resolution 2016-02, Resolution 2016-03 and Resolution Nos. 2016-05 through 2016-11, seconded by Mayor Pro Tem Perry.

7-0 Motion Carried

- i. **RESOLUTION NO. 2016-02 - DECLARING AS A PUBLIC RECORD OF THE TOWN THAT CERTAIN DOCUMENT KNOWN AS "AMENDMENTS TO 2012 INTERNATIONAL BUILDING CODE"**
- ii. **RESOLUTION NO. 2016-03 - DECLARING AS A PUBLIC RECORD OF THE TOWN THAT CERTAIN DOCUMENT KNOWN AS THE "INTERNATIONAL FIRE CODE 2012 EDITION, WITH AMENDMENTS"**
- iii. **RESOLUTION NO. 2016-05 - DECLARING AS A PUBLIC RECORD OF THE TOWN THAT CERTAIN DOCUMENT KNOWN AS THE "INTERNATIONAL RESIDENTIAL CODE 2012 EDITION, WITH AMENDMENTS"**

- iv. **RESOLUTION NO. 2016-06** - DECLARING AS A PUBLIC RECORD OF THE TOWN THAT CERTAIN DOCUMENT KNOWN AS THE “NATIONAL ELECTRICAL CODE 2014 EDITION, WITH AMENDMENTS”
- v. **RESOLUTION NO. 2016-07** - DECLARING AS A PUBLIC RECORD OF THE TOWN THAT CERTAIN DOCUMENT KNOWN AS THE “INTERNATIONAL EXISTING BUILDING CODE 2012 EDITION, WITH AMENDMENTS”
- vi. **RESOLUTION NO. 2016-08** - DECLARING AS A PUBLIC RECORD OF THE TOWN THAT CERTAIN DOCUMENT KNOWN AS THE “INTERNATIONAL PLUMBING CODE 2012 EDITION, WITH AMENDMENTS”
- vii. **RESOLUTION NO. 2016-09** - DECLARING AS A PUBLIC RECORD OF THE TOWN THAT CERTAIN DOCUMENT KNOWN AS THE “INTERNATIONAL MECHANICAL CODE 2012 EDITION, WITH AMENDMENTS”
- viii. **RESOLUTION NO. 2016-10** - DECLARING AS A PUBLIC RECORD OF THE TOWN THAT CERTAIN DOCUMENT KNOWN AS THE “INTERNATIONAL ENERGY CONSERVATION CODE 2012 EDITION, WITH AMENDMENTS”
- ix. **RESOLUTION NO. 2016-11** - DECLARING AS A PUBLIC RECORD OF THE TOWN THAT CERTAIN DOCUMENT KNOWN AS THE “INTERNATIONAL PROPERTY MAINTENANCE CODE 2012 EDITION, WITH AMENDMENTS”

5. Discussion and/or Action [Mayor Taylor]: Second Reading and Formal Adoption of the Following Ordinances Amending the Town’s Fire and Building Codes:

**Motion** made by *Mayor Taylor* to open for discussion and/or action, **seconded** by *Mayor Pro Tem Perry*.

- i. **ORDINANCE NO. 2016-01- AMENDING THE TOWN CODE TITLE 15 “BUILDINGS AND CONSTRUCTION,” SECTION 15.05.020 “AMENDMENTS” AND SECTION 15.80.010 “NOTICE OF VIOLATIONS” TO ADOPT AMENDMENTS TO THE BUILDING CODE AND TO CHANGE THE PENALTIES FOR VIOLATING THE BUILDING CODE.**

**Motion** made by *Mayor Taylor* to adopt Ordinance No 2016-01, **seconded** by *Mayor Pro Tem Perry*.

**7-0 Motion Carried**

- ii. **ORDINANCE NO. 2016-02 - AMENDING THE TOWN CODE TITLE 2 “ADMINISTRATION AND PERSONNEL,” CHAPTER 2.65 “VOLUNTEER FIRE DEPARTMENT” AND TITLE 15 “BUILDINGS AND CONSTRUCTION,” CHAPTER 15.50 ‘FIRE CODE’ TO ADOPT THE INTERNATIONAL FIRE CODE 2012 EDITION WITH AMENDMENTS.**

Motion made by Mayor Taylor to adopt Ordinance No 2016-02, seconded by Mayor Pro Tem Perry.

7-0 Motion Carried

- iii. ORDINANCE NO. 2016-03 - AMENDING THE TOWN CODE TITLE 15 "BUILDINGS AND CONSTRUCTION," CHAPTER 15.10 "RESIDENTIAL CODE," SECTIONS 15.10.010 AND 15.10.020 TO ADOPT THE 2012 EDITION OF THE INTERNATIONAL RESIDENTIAL CODE WITH AMENDMENTS.

Motion made by Mayor Taylor to adopt Ordinance No 2016-03, seconded by Councilmember Gonzales.

7-0 Motion Carried

- iv. ORDINANCE NO. 2016-04 - AMENDING THE TOWN CODE TITLE 15 "BUILDINGS AND CONSTRUCTION," CHAPTER 15.15 "ELECTRICAL CODE," SECTIONS 15.15.010 AND 15.15.020 TO ADOPT THE 2014 EDITION OF THE NATIONAL ELECTRICAL CODE WITH AMENDMENTS.

Motion made by Mayor Taylor to adopt Ordinance No 2016-04, seconded by Councilmember Gonzales.

7-0 Motion Carried

- v. ORDINANCE NO. 2016-05 - AMENDING THE TOWN CODE TITLE 15 "BUILDINGS AND CONSTRUCTION," CHAPTER 15.20 "EXISTING BUILDING CODE," SECTIONS 15.20.010 AND 15.20.020 TO ADOPT THE 2012 EDITION OF THE INTERNATIONAL EXISTING BUILDING CODE WITH AMENDMENTS.

Motion made by Mayor Taylor to adopt Ordinance No 2016-05, seconded by Councilmember Gonzales.

7-0 Motion Carried

- vi. ORDINANCE NO. 2016-06 - AMENDING THE TOWN CODE TITLE 15 "BUILDINGS AND CONSTRUCTION," CHAPTER 15.25 "PLUMBING CODE," SECTIONS 15.25.010 AND 15.25.020 TO ADOPT THE 2012 EDITION OF THE INTERNATIONAL PLUMBING CODE WITH AMENDMENTS.

Motion made by Mayor Taylor to adopt Ordinance No 2016-06, seconded by Councilmember Gonzales.

7-0 Motion Carried

- vii. ORDINANCE NO. 2016-07 - AMENDING THE TOWN CODE TITLE 15 "BUILDINGS AND CONSTRUCTION," SECTIONS 15.30.010 AND 15.30.020 TO CLARIFY THAT THE TOWN HAS ADOPTED THE UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS, 1997 EDITION, AND TO MAKE AMENDMENTS TO THAT CODE.

Motion made by Mayor Taylor to adopt Ordinance No 2016-07, seconded by Councilmember Gonzales.

7-0 Motion Carried

- viii. ORDINANCE NO. 2016-08 - AMENDING THE TOWN CODE TITLE 15 "BUILDINGS AND CONSTRUCTION,"

**CHAPTER 15.35 “MECHANICAL CODE,” SECTIONS 15.35.010 AND 15.35.020 TO ADOPT THE 2012 EDITION OF THE INTERNATIONAL MECHANICAL CODE WITH AMENDMENTS.**

**Motion** made by *Mayor Taylor* to adopt Ordinance No 2016-08, **seconded** by *Councilmember Gonzales*.

**7-0 Motion Carried**

- ix. **ORDINANCE NO. 2016-09 - AMENDING THE TOWN CODE TITLE 15 “BUILDINGS AND CONSTRUCTION,” CHAPTER 15.40 “ENERGY CONSERVATION CODE,” SECTIONS 15.40.010 AND 15.40.020 TO ADOPT THE 2012 EDITION OF THE INTERNATIONAL ENERGY CONSERVATION CODE WITH AMENDMENTS.**

**Motion** made by *Mayor Taylor* to adopt Ordinance No 2016-09, **seconded** by *Councilmember Gonzales*.

**7-0 Motion Carried**

- x. **ORDINANCE NO. 2016-10 - AMENDING THE TOWN CODE TITLE 15 “BUILDINGS AND CONSTRUCTION,” SECTION 15.45.020, TO ADOPT AMENDMENTS TO THE UNIFORM HOUSING CODE.**

**Motion** made by *Mayor Taylor* to adopt Ordinance No 2016-10, **seconded** by *Councilmember Gonzales*.

**7-0 Motion Carried**

- xi. **ORDINANCE NO. 2016-11 - AMENDING THE TOWN CODE TITLE 15 “BUILDINGS AND CONSTRUCTION,” CHAPTER 15.55 “PROPERTY MAINTENANCE CODE,” TO ADOPT THE 2012 EDITION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE WITH AMENDMENTS.**

**Motion** made by *Mayor Taylor* to adopt Ordinance No 2016-11, **seconded** by *Councilmember Gonzales*.

**7-0 Motion Carried**

H. **Payment Approval Report in the amount of \$97,996.18**

**Motion** made by *Mayor Taylor* to open for discussion and/or action, **seconded** by *Councilmember Hirshberg*.

**Motion** made by *Mayor Taylor* to approve the payment report, **seconded** by *Councilmember Hirshberg*.

**7-0 Motion Carried**

- I. **Call to the Public: [3 min. limit] ARS38-431-01 Public body may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. At the conclusion of an open call to the public, individual members of the public body may respond to criticism made by those who have addressed the public body, may ask staff to review a matter or may ask that a matter be put on a future agenda. However, members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action.**

1. Neil Josephson: As you're going up towards the landfill, there appears to be a water leak. These pictures were taken a couple of days ago, and there is a lot of dust. Why?

J. **Discussion and/or Action [Town Clerk]: Items to be placed on the next agenda**  
**None**

K. **Adjournment**

**Motion** made by *Mayor Taylor* to adjourn, **seconded** by *Mayor Pro Tem Perry*  
**Adjourned at 7:45 p.m.** **7-0 motion Carried**

Approved by Mayor Taylor on February 25, 2016

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Mayor, Kenneth Taylor

Attest: \_\_\_\_\_  
Town Clerk Tammy J. Mitchell, MMC

Seal:

Certification

I hereby certify that the foregoing is a true and correct copy of the Minutes of the Meeting for the Town of Huachuca City held on February 11, 2016. I further certify that the meeting was duly called, and a quorum was present.

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Tammy J. Mitchell, MMC, Town Clerk/Administrator